

WARRICK COUNTY COUNCIL MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
December 7, 2023
6:00 PM

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Attorney Matt Koressel and Administrator Krystal Powless were in attendance.

Chief Deputy Auditor Barbi Shelton and Recording Secretary Kristine Georges attended and recorded the minutes.

The public could view the meeting via Warrick County Government YouTube channel at:
https://www.youtube.com/channel/UCOK8y7IXclPk9le8VV4pr9w?view_as=subscriber

Council President, Greg Richmond, called the meeting to order at 6:03 PM.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

Roll Call showed the following Councilmen present in person: Ron Bacon, Rob Dimmett, Ted Metzger, Brad Overton, Richard Reid, Greg Richmond, and Chris Whetstone.

APPROVAL OF MINUTES

REGULAR MEETING & PUBLIC HEARING NOVEMBER 2, 2023
BUDGET FINAL REVIEW SEPTEMBER 7, 2023
BUDGET PUBLIC HEARING OCTOBER 5, 2023
BUDGET ADOPTION OCTOBER 19, 2023

The minutes from the November 2, 2023 Regular Session & Public Hearing Meeting; September 7, 2023 Budget Final Review; October 5, 2023 Budget Public Hearing; and October 19, 2023 Budget Adoption were presented to the Council for approval. There were no corrections or discussion. Councilman Ted Metzger made the motion to approve the minutes. Councilman Rick Reid seconded the motion. The motion carried 7-0.

COMMISSIONER BUSINESS
ADDITIONAL APPROPRIATIONS
JAIL SAVINGS FUND

President Richmond read the following appropriation into the minutes:

Jail Savings Fund	4940.31400.000.0000	Contractual Services	\$200,000.00
	4940.31200.000.0000	Legal Services	\$57,585.00

County Administrator Heather Soberg was present review the requests. She said the Contractual Services were for the Jail Project and new contracts coming in as the process goes along. She is also trying to ask for what they need at the moment and not putting too much money in any of the lines at any given time. The Legal Services is for the work that's been done by Fine and Hatfield since the beginning of 2022 to date on the project. Councilman Ron Bacon made a motion to approve. Councilman Rob Dimmett seconded the motion. The motion carried 7-0.

LANDFILL POST CLOSURE

Landfill Post Closure	1166.31111.000.0000	Landfill Closure	\$7,020.00
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Ms. Soberg stated that two new probes were added to the old landfill site. It was a fee they hadn't expected and this is needed to cover the cost.

Councilman Metzger asked where the money was coming from. Administrator Powless stated that the Council appropriates money into the Landfill Post Closure Fund every year to cover those costs including testing which is required. Councilman Metzger asked why Solid Waste Management didn't take care of this. Ms. Soberg said that this belonged to the County before there was a Solid Waste Management. Councilman Rob Dimmett made the motion to approve. Councilman Rick Reid seconded the motion. The motion carried 7-0.

TRANSFER

President Richmond read the following transfer into the minutes:

Transfer From:	1138.39201.000.0000	Contractual Services	\$28,500.00
Transfer To:	1138.60017.000.0000	Courthouse Repair	\$28,500.00

Ms. Soberg stated that this was an out-of-line transfer for the concrete that was placed in the storage room in the Old Courthouse and the fluorescents and tuck point removal in the Grants Development Office. The projects have been completed. Councilman Chris Whetstine made the motion to approve. Councilman Rob Dimmett seconded the motion. The motion carried 7-0.

**SHERIFF BUSINESS
ADDITIONAL APPROPRIATION
JAIL**

President Richmond read the following appropriation into the minutes:

Jail 1000.32000.000.0380 Physical & Medical \$18,700.00

Sheriff Mike Wilder was present to discuss the request. This is for medical sensors for inmates. He said they can also be moved to the new facility. Councilman Ron Bacon asked about the devices and how they worked. Sheriff Wilder gave a brief review. The Councilman Rick Reid made the motion to approve. Councilman Ted Metzger seconded the motion. The motion carried 7-0.

**HEALTH BUSINESS
TRANSFER AND ADDITIONAL APPROPRIATION**

President Richmond read the following transfers and appropriation into the minutes:

Transfer From: 1159.44200.000.0000 Office Equipment \$1,200.00
1159.44100.000.0000 Furniture \$800.00
Transfer To: 1159.22100.000.0000 Gas, oil & lube. \$2,000.00
Health 1159.22100.000.0000 Gas, oil & lube. \$200.00

Councilman Ted Metzger made the motion to approve. Councilman Rob Dimmett seconded the motion. Councilman Whetstine asked about the Office Equipment and Furniture and what they were used for. Administrator Powless said that this was money that was budgeted to the lines by the Council for Furniture and Office Equipment. They have not spent it and want to transfer it from those lines to Gas, Oil, and Lube. The motion carried 7-0.

HANDBOOK POLICY, REIMBURSEMENTS, TRANSFERS OR CORRECTIONS

President Richmond read the following into the minutes:

- 5A. Additional Appropriation -Handbook Cumulative Bridge 1135.11109.000.0000 Foreman \$2,237.00
- 5B. Salary Ordinance -Handbook Cumulative Drain Two-week PTO Foreman \$2,237.00
- *5C. Additional Appropriation -Reimbursement Public Safety 1170.44300.000.0000 Motorized Vehicles \$4,300.00
- 5D. Salary Ordinance -Handbook Dispatcher 24 hour pay out resignation \$512.16
- 5E. Additional Appropriation -Correction Circuit Court 1000.11455.000.0232 Adult Probation \$2,500.00
Budget Reduction 2000.11480.000.0000 Circuit Court Adult Prob. -\$2,500.00
Transfer From: 1000.31890.000.0232 Pauper Documents \$1,300.00
Transfer To: 1000.18320.000.0232 Per Diem Petit Jury \$1,300.00
- 5F. Transfer -EMA/Public Safety 1170.33000.000.0000 Utilities \$470.55
Transfer From: 1170.21100.000.0000 Supplies EMA \$470.55
Transfer To:
- 5G. Transfer -Veteran Affairs 1000.35000.000.0012 Continuing Education \$800.00
Transfer From: 1000.44100.000.0012 Furniture \$800.00
Transfer To:
- 5H. Salary Ordinance-Handbook Sheriff Sell back 5 vacation days \$902.80
- 5I. Ordinance - Recorder Perpetuation-Ordinance 2023-04

After a brief discussion, the Recorder's Perpetuation was labeled, 5I, and the Sheriff's request, that was added to the agenda, was labeled, 5H, for voting purposes.

Councilman Reid asked how much was in the Recorder's Perpetuation. Administrator Krystal Powless said that there

was no more than \$325,000.00 according to the affidavit.

President Richmond read Ordinance 2023-04 into the record.

An Ordinance of the County Council of Warrick County, Indiana approving the County Recorder's Office Expenses for the 2024 Fiscal Year.

He also stated this was the Recorder's Perpetuation Fund which is not tax dollars. Councilman Brad Overton made the motion to approve 5A-5I which included Ordinance 2023-04. Councilman Rob Dimmett seconded the motion. The motion carried 3-0.

(December Appropriations are located on Page 4 of these Official Minutes)

(Ordinance 2023-04 is located on Pages 5 through 6 of these Official Minutes)

COUNCIL BUSINESS 2024 MEETING DATES RESOLUTION 2023-10

President Richmond presented Resolution 2023-10 for the 2024 Council Meeting Dates. The meetings are the first Thursday of each month at 6:00 PM. The exceptions are the May meeting time which would be at 7:00 PM because of the conflict with the National Day of Prayer and July date which is July 11th because of the first Thursday being on a holiday, July 4th. Councilman Rick Reid made a motion to approve Resolution 2023-10 for the 2024 Council Meeting dates. Councilman Brad Overton seconded the motion. The motion carried 6-1 with Councilman Ron Bacon opposing.

(Resolution 2023-10 is located on Page 5 of these Official Minutes)

CHANGE OF TIME AND DAY FOR MEETING

Councilman Ron Bacon made a motion to change the meeting dates to the first Tuesday of the month at 4:00 PM for 2024. Councilman Chris Whetstone seconded the motion. President Richmond questioned whether this would be an improper motion. Attorney Koressel said that they could put it to a vote. The motion was denied 2-5 with Rob Dimmett, Brad Overton, Ted Metzger, Rick Reid, and Greg Richmond opposing the motion.

ATTORNEY CONTRACT FOR 2024

President Richmond presented the 2024 Council Attorney Contract. He said everything was the same as last year. Councilman Brad Overton made a motion to approve. Councilman Rick Reid seconded the motion. The motion carried 7-0.

(Contract for the County Council Attorney is located on File in the Auditor's Office)

2024 APPOINTMENTS

President Richmond let the Council know that Administrator Powless had spoken with the current appointments and everyone was willing to continue serving that was up for renewal. The appointments will be made at the first meeting of the year. President Richmond also asked for Council members to review where they were serving or where they might wish to serve for next year.

JAIL PROJECT UPDATE

Sheriff Mike Wilder wanted to update the Council on Jail Project. They have closed on the property for the new Jail Facility this week. They have also been meeting with Boonville for the zoning. There will also be one more meeting with the BZA. He said by January 12, 2024 they hope to have the complete design for the facility. Next week, they will do a virtual walk through of the building. Everything is currently on track and on budget. The goal is to take this to bid by February and break ground in March. He also said that he is available at any time for questions. The location for the new facility will be on 766 Hyrock Boulevard, Boonville. It's eighteen acres.


Councilman Overton expressed some concerns with coming out of that area. Sheriff Wilder understood the concern but didn't feel that they really have a lot of traffic that will be going in and out as most things are done remotely/virtually. So, not a lot of public will be at the facility on the regular basis. The officers are on patrol and sometimes do respond from the Jail, but the lower part of Hyrock coming out onto State Highway 62, he said, you do have good visibility.


Sheriff Wilder also stated that there would be fueling at the jail facility, but they were also working with the Commissioners on setting a fueling pump up at the County facility at Vann Road.


ADJOURNMENT


The next Warrick County Council meeting will be held on January 4, 2024 at 6:00 PM in the Commissioners' meeting room. Councilman Rick Reid made the motion to adjourn. Councilman Ted Metzger seconded the motion. The motion carried 7-0. The meeting adjourned at 6:30 PM.


WARRICK COUNTY COUNCIL

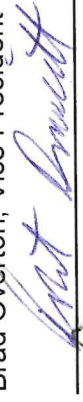

 Greg Richmond, President



 Ron Bacon


 Ted Metzger


 Chris Whetstone


 Brad Overton, Vice President


 Robert Dimmett


 Richard Reid

ATTEST:


 Michael J. Dietsch, Auditor
 Warrick County, IN






Minutes Respectfully Submitted by Kristine Georges, Official Recording Secretary

Sec. 1 Be it ordained (resolved) by the Warrick County Council, Warrick County, Indiana, that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named and for the proposed specified, subject to the laws governing the same:

FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT APPROVED
Jail	1000.32000.000.0380	Physical & Medical	\$18,700.00	18,700
Jail Savings Fund	4940.31400.000.0000	Contractual Services	\$200,000.00	200,000
	4940.31200.000.0000	Legal Services	\$57,585.00	57,585
Landfill Post Closure	1166.31111.000.0000	Landfill Closure	\$7,020.00	7,020
Cumulative Bridge	1135.11109.000.0000	Foreman	\$2,237.00	2,237
Public Safety	1170.44300.000.0000	Motorized Vehicles	\$4,300.00	4,300
Circuit Court	1000.11425.000.0232	Adult Probation	\$2,500.00	2,500
Budget Reduction	2000.11480.000.0000	Circuit Court Adult Prob.	-\$2,500.00	-2,500
Health	1159.44200.000.0000	Office Equipment	\$1,200.00	0
	1159.44100.000.0000	Furniture	\$800.00	0
	1159.22100.000.0000	Gas, oil & lube.	\$2,200.00	200

Taxpayers appearing in the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the State Board of Tax Commissioners. The Board will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action.

Adopted this 7 day of Dec, 2023.

 AYE




 NAY

ATTEST:

 Auditor Warrick County Mike Dietsch

WARRICK COUNTY COUNCIL RESOLUTION 2023-10

WHEREAS, the last meeting in December 2023 the Warrick County Council desires to establish their regular meeting dates for the calendar year of 2024.

NOW THEREFORE, be it resolved by the Warrick County Council that said Board shall hold regular meeting dates on the following days:

THURSDAY	JANUARY	4, 2024	6:00 P.M.
THURSDAY	FEBRUARY	1, 2024	6:00 P.M.
THURSDAY	MARCH	7, 2024	6:00 P.M.
THURSDAY	APRIL	4, 2024	7:00 P.M.
THURSDAY	MAY	2, 2024	6:00 P.M.
TUESDAY	JUNE	6, 2024	6:00 P.M.
THURSDAY	JULY	11, 2024	6:00 P.M.
THURSDAY	AUGUST	1, 2024	6:00 P.M.
THURSDAY	SEPTEMBER	5, 2024	6:00 P.M.
THURSDAY	OCTOBER	3, 2024	6:00 P.M.
THURSDAY	NOVEMBER	7, 2024	6:00 P.M.
THURSDAY	DECEMBER	5, 2024	6:00 P.M.

This Resolution passed and ordained this 7 day of December, 2023.

Greg Richmond
Greg Richmond
Ted Metzger
Ted Metzger
Brad Overton
Brad Overton

WARRICK COUNTY COUNCIL
Robert Dimmett
Robert Dimmett
Ron Bacon
Ron Bacon
Chris Whetstone
Chris Whetstone
Richard Reid
Richard Reid

ATTEST:
Michael Dietsch
Mike Dietsch
Auditor, Warrick County

ORDINANCE NO. 2023 - 04
AN ORDINANCE OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA APPROVING THE COUNTY RECORDER'S OFFICE EXPENSES FOR THE 2024 FISCAL YEAR

WHEREAS, the Warrick County Council (the "Council") has the authority and duty to maintain and oversee the fiscal operations of Warrick County (the "County") and to reconcile the County's financial and budgetary records; and

WHEREAS, pursuant to I.C. § 36-2-7-10.2(b) in order that the County Recorder may pay all or a portion of the expenses of the County Recorder's office for calendar year 2024 from the Recorder's Records Perpetuation Fund established under I.C. § 36-2-7-10 (D) (the "Fund"); and

WHEREAS, the Recorder has submitted a sworn statement to the Council that the current revenue to the Fund is sufficient to fulfill the statutory purpose of the Fund; and

WHEREAS, the Recorder has submitted a sworn statement to the Council that the technology of the County Recorder's Office is currently updated and at a level to sufficiently meet the statutory purposes of the Fund and the County Recorder's Office; and

WHEREAS, the County Recorder specifically requests that all or a specific identifiable portion of the Fund be used to pay expenses of the County Recorder's office for the 2024 calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Council as follows:
Section 1. That all or a specific identifiable portion of the Fund be used to pay expenses of the County Recorder's Office for the 2024 calendar year. Those certain expenses as identified in the Sworn Statement of Pat Brooks, County Recorder, as attached hereto as Exhibit A and made a part hereof.

Section 2. The County Recorder is hereby directed to pay expenses of the County Recorder's office for the 2024 calendar year from the Fund.

Section 3. This Ordinance shall be in full force and effect upon passage.

Adopted this 7 day of December, 2023.

Greg Richmond
Greg Richmond, President
Robert Dimmett
Robert Dimmett
Richard Reid
Richard Reid
Ted Metzger
Ted Metzger

WARRICK COUNTY COUNCIL
Brad Overton
Brad Overton
Chris Whetstone
Chris Whetstone
Richard Reid
Richard Reid

ATTEST: this 7 day of December, 2023.

Michael Dietsch
Mike Dietsch, Auditor

RESOLUTION/ORDINANCE 2023-04
ORDINANCE/AFFIDAVIT
WARRICK COUNTY PERPETUATION FUND

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

IN THE MATTER OF THE COUNTY RECORDER'S
RECORDS PERPETUATION FUND ESTABLISHED UNDER
I.C. § 36-2-7-10(d)

SWORN STATEMENT OF PAT BROOKS, WARRICK COUNTY RECORDER

Patricia Brooks, the duly elected County Recorder, submits her sworn statement to the County Council pursuant to I.C. § 36-2-7-10.2(b) in order that the County Recorder may pay all or a portion of the expenses of the County Recorder's Office for calendar year 2024 from the Recorder's Records Perpetuation Fund (1189) established under I.C. § 36-2-7-10(d). Under penalties for perjury and under oath, Patricia Brooks, Warrick County Recorder, states as follows:

- (A) The current revenue to the fund is sufficient to fulfill the statutory purpose of the fund;
- (B) The technology of the County Recorder's office is presently updated and at a level to sufficiently meet the statutory purposes of the fund and the County Recorder's office;
- (C) The fund has a sufficient reserve, consistent with the Recorder's plan to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purpose of the fund and the County Recorder's office; and

- (D) The County Recorder specifically requests that all or a specific, identifiable portion of the 1189 Perpetuation Fund be used to pay expenses of the County Recorder's office for record preservation for 2024, (\$325,000). This include a deputy, all part-time staff, back-indexers, and contracts, software, Storage Guardian, Monarch, E-recordings, Laredo, scanners, and maintenance.

I, Patricia Brooks, affirm, under the penalties for perjury, that the foregoing representations are true.

Date: 11.15.2023

Patricia A. Brooks

Patricia Brooks, Warrick County Recorder

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me, a Notary Public, in and for said County and State, personally appeared Patricia Brooks and acknowledged the execution of the above and foregoing document to be her voluntary act and deed under oath.

Witness my hand and notarial seal this 15th day of November

County of Residence: Gibson

Katrina Georges
Notary Public

