

WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
January 2, 2020
6:00 PM

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

Attorney Cliff Whitehead and Administrator Krystal Powless was in attendance.

Auditor Debbie Stevens and Secretary Kristine Georges attended and recorded the minutes.

Council President, Greg Richmond, called the meeting to order at 6:00 PM.

PLEDGE OF ALLEGIANCE

Greg Richmond: Roll Call.

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yeah.

Krystal Powless: David Hachmeister?

David Hachmeister: Here.

Krystal Powless: Cindy Ledbetter?

Cindy Ledbetter: Present.

Krystal Powless: Ted Metzger?

Ted Metzger: Present.

Krystal Powless: Brad Overton?

Brad Overton: Here.

Krystal Powless: Richard Reid?

Richard Reid: Present.

Krystal Powless: Greg Richmond?

Greg Richmond: Here.

APPOINTMENTS
COUNCIL PRESIDENT

Councilman Richmond: Okay, first up on the agenda are Appointments. And the first appointment is President.

Councilman Christmas: I nominate Greg Richmond.

Councilman Overton: Second.

Councilman Richmond: Okay a motion, nomination is made by Charlie and seconded by Brad. Any other nominations for President? Seeing none, call for some kind of a motion here.

Councilman Hachmeister: You wanting to close the (inaudible)...?

Councilman Richmond: Acclamation, close the motion of acclamation.

Councilman Hachmeister: Acclamation to close them.

Councilman Richmond: Motion by David to close it, the nominations. And seconded by?

Councilman Reid: Second.

Councilman Richmond: Rick Reid. Alright. The nominations be closed in acclamation. All those in favor? (Motion carried 7-0). And I do vote for myself. I was taught that in, my Civics professor. If you can't vote for yourself, you shouldn't be there.

COUNCIL VICE PRESIDENT

Councilman Richmond: Vice President.

Councilman Christmas: Brad Overton.

Councilman Reid: I nominate Ted Metzger.

Councilman Richmond: We have two (2) nominations came out then. Let's see, one (1) was by Rick Reid and it was for Ted Metzger. Is there seconds? We really don't need seconds for nominations. Do we? Okay, so we have Ted Metzger.

Councilman Christmas: I nominate Brad.

Councilman Richmond: Brad Overton. Any more nominations? I'll call for a vote. First up was Ted Metzger. All those in favor? One (1), two (2), three (3). (Vote was 3-4 with Charles Christmas, David Hachmeister, Brad Overton, and Greg Richmond opposing). And the second was Brad Overton. All those in favor? One (1), two (2), three (3), four (4). (Vote was 4-3 with Cindy Ledbetter, Ted Metzger, and Rick Reid opposing). So, Brad, you're the Vice President. I get to pass all the stuff down to you now.

Councilman Overton: We're close together.

Councilman Richmond: Yeah.

COUNCIL ATTORNEY

Councilman Richmond: And then Council Attorney.

Councilman Overton: I nominate Cliff Whitehead.

Councilman Christmas: Second.

Councilman Richmond: Brad nominated Cliff Whitehead. Any other nominations? Is there a motion to close the nominations?

Councilman Christmas: I'll make a motion.

Councilman Overton: Make a motion.

Councilman Richmond: Motion to close by Brad. Second by Charlie. Alright. All those in favor? That's seven, zero (7-0).

Councilman Christmas: Congratulations.

Councilman Reid: Congratulations.

Cliff Whitehead: Thank you.

Councilman Hachmeister: Do you accept?

Cliff Whitehead: I do.

Councilman Hachmeister: I forgot to ask you on the phone the other day.

PERSONNEL COMMITTEE

Councilman Richmond: Personnel Committee. We have three (3) members presently. David Hachmeister, Brad Overton, and Cindy Ledbetter. I guess you all three (3) want to serve again? If that's okay?

Councilman Christmas: I move...

Councilman Hachmeister: As long as you keep the meetings under ten (10) hours.

Councilman Reid: Second.

Krystal Powless: We might have to divide it into two (2) days.

Councilman Overton: You're not showing up then?

Councilman Hachmeister: Won't be in those ten (10) hour days again.

Councilman Richmond: Is there anybody else that wants to be on that before I ask for a motion of those three (3)? Alright, I need a motion for David Hachmeister, Brad Overton, and Cindy Ledbetter.

Councilman Reid: Charlie did it.

Councilman Christmas: So moved.

Councilman Richmond: Rick did? Okay, who seconded?

Councilman Reid: I did.

Councilman Richmond: Charlie seconded?

Councilman Reid: I seconded. Charlie made, it doesn't matter.

Councilman Richmond: Oh the other way around. Okay

Councilman Christmas: We got a second anyway.

Councilman Richmond: Motion by Charlie and second by Rick Reid for these three (3), David Hachmeister, Brad Overton, Cindy Ledbetter, for the Personnel Committee, 2020. All those in favor? Seven, zero (7-0).

COUNCIL ON AGING

Councilman Richmond: Council on Aging. I'm currently on that as Vice President and I'm willing to continue to serve. Anybody else?

Councilman Christmas: You do a good job, Greg. We'll leave you there.

Councilman Richmond: Well, we need a motion then.

Councilman Overton: Motion.

Councilman Richmond: Motion by Brad.

Councilman Hachmeister: Second.

Councilman Richmond: Second by David to leave me on that. Alright. All those in favor? Seven, zero (7-0). I'm not asking for discussion. I should. Okay.

SOLID WASTE MANAGEMENT BOARD

Councilman Richmond: I'm on the Solid Waste Board which is the recycling.

Councilman Reid: Motion.

Councilman Richmond: Motion by Rick.

Councilman Overton: Second.

Councilman Richmond: Second by Brad. Any other discussion. All those in favor? Seven, zero (7-0). Okay.

ECONOMIC DEVELOPMENT ADVISORY COUNCIL

Councilman Richmond: Economic Development Advisory Council. We have, let's see, one (1), two (2), three (3), four (4), five (5) members. They are Howard Nevins, Mike Andreas, Aric Pryor, Dr. Paul Perry, and Lynn Lingafetter. The Council representative is Rick Reid. Rick, are you willing to continue?

Councilman Reid: Yes, I am.

Councilman Richmond: I can tell you, that's a very interesting Board.

Councilman Reid: Yeah.

Councilman Hachmeister: Motion to retain all six (6).

Councilman Christmas: Second.

Councilman Richmond: Motion by David and second by Charlie to retain the six (6) names I just read. All those in favor? That's all seven (7) of us. Seven, zero (7-0).

REDEVELOPMENT COMMISSION

Councilman Richmond: An appointment for Redevelopment Commission. We have three (3) members we appoint. They are Allan Holweger, Aric Pryor, and Howard Nevins, all willing to continue serving.

Councilman Reid: Motion.

Councilman Richmond: Motion by Rick Reid.

Councilman Overton: Second.

Councilman Richmond: Second by Brad to keep the same three (3). Any discussion? Any others? All those in favor? Seven, zero (7-0).

PROPERTY TAX ASSESSMENT BOARD

Councilman Richmond: And then Property Tax Assessment Board, there's some qualifications on that. One (1) of the members has to be Level II and that's Cheyenne Phillips and then Don Brooks also is our appointee on that.

Councilman Reid: I make a motion.

Councilman Richmond: Rick Reid makes the motion to keep the two (2).

Councilman Hachmeister: Second.

Councilman Richmond: Second by David. All those in favor? Seven, zero (7-0).

COMMUNITY CORRECTIONS ADVISORY BOARD

Councilman Richmond: Community Corrections Advisory Board. Cindy? You're willing to continue?

Councilwoman Ledbetter: Yeah.

Councilman Richmond: Anybody else?

Councilman Christmas: Good Board, isn't it?

Councilman Richmond: Need a motion.

Councilman Reid: Motion.

Councilman Richmond: Motion by Rick Reid.

Councilman Hachmeister: Second.

Councilman Richmond: Second by David Hachmeister. All those in favor? Seven, zero (7-0).

ALCOHOL BEVERAGE BOARD

Councilman Richmond: The Alcohol Beverage Board. Member is Tim Mosbey.

Councilman Hachmeister: Motion to retain.

Councilman Richmond: Motion by David.

Councilman Christmas: Second.

Councilman Richmond: Second by Charlie. Any others? Any discussion? All those in favor? Seven, zero (7-0).

BOONVILLE-WARRICK COUNTY LIBRARY BOARD

Councilman Richmond: Boonville-Warrick County Library Board. Lisa Byers.

Councilman Overton: Motion to retain.

Councilman Richmond: Motion by Brad.

Councilman Christmas: Second.

Councilman Richmond: Second by Charlie. Any discussion or others? All those in favor? Seven, zero (7-0).

ECONOMIC DEVELOPMENT COALITION OF SOUTHWEST INDIANA

Councilman Richmond: Economic Development Coalition of Southwest Indiana. Ted, are you willing to continue on that one (1)?

Councilman Metzger: Yes.

Councilman Richmond: And then Howard Nevins is our Council appointee also. The Council member is Ted Metzger. Is there a motion?

Councilman Reid: Motion.

Councilman Richmond: Motion by Rick Reid.

Councilwoman Ledbetter: Second.

Councilman Richmond: Second by Cindy Ledbetter. Any discussion or others? All those in favor? Seven, zero (7-0).

NEWBURGH ECONOMIC DEVELOPMENT COMMISSION

Councilman Richmond: Newburgh Economic Development Commission. Todd Titzer. Do I have a motion?

Councilwoman Ledbetter: Motion to retain.

Councilman Richmond: Motion by Cindy.

Councilman Overton: Second.

Councilman Richmond: Second by Brad. Any others? Any discussion? All those in favor? Seven, zero (7-0).

TOURISM COMMISSION

Councilman Reid: Motion.

Councilman Richmond: Rick Reid.

Councilwoman Ledbetter: I'll second.

Councilman Richmond: Second by Cindy. Any others? Discussion? All those in favor? Seven, zero (7-0).

PARKS AND RECREATION BOARD

Councilman Richmond: And then Parks and Recreation. Member of Council currently, Allan Black's on there and he's resigned. And I had a recommendation of Jeremy Elrod, who is an engineer and who has done some work for the Park. Young man.

Councilman Hachmeister: Well, Gary Meyer when he left the Council, he wanted to stay involved in something. And this is what I kind of thought was perfect for him as far as he attended several of the Parks Board meetings through the years. He knows what's going on. Plus, well, he camps about every campground around, going someplace. And he is interested on being on the Board.

Councilman Richmond: Anybody else? So, we have two (2). I guess we ought to take a vote. All those in favor of Jeremy Elrod? (Vote was 0-7). All those in favor of Gary Meyer. Looks like Gary Meyer's the representative. That was seven, zero (7-0). I didn't ask for a motion on that.

Councilman Reid: Motion.

Councilman Richmond: Motion by Rick Reid.

Councilman Hachmeister: (Inaudible) stay on there.

Councilman Richmond: And seconded by?

Councilman Overton: Me.

Councilman Richmond: Brad. Okay. For Gary Meyer. Okay.

**TABLED ITEM
CORONER BUSINESS
AUTOPSIES**

Councilman Richmond: Alright. Tabled items. Coroner Business. The Additional Appropriation for Autopsies, twelve thousand dollars (\$12,000.00). She was on call at the last meeting and couldn't make it.

Krystal Powless: I did, just so you know, I mean, I did email her and I explained and she said she was on call and had been called out. And, but she still wanted it to be on the agenda. And I said okay, if you have a problem and can't make it to the next meeting, here's my phone number. Text me and let me know. So.

Councilman Reid: Motion to table.

Councilman Hachmeister: Needs it to be paid. I wish she would have contacted somebody. I'll second the motion to table.

Councilman Richmond: Motion to table is non-debatable. All those in favor? Seven, zero (7-0). And I am wondering if her account is going to be in the red.

Krystal Powless: Well, it ended, she already ended the year. And I don't believe she ended the year in the red. So, now we've started a new year. So, there's the new budgeted in there. So this isn't something that she needs right away.

Councilman Richmond: Okay. I heard the Coroner called out today on the scanner.

**NEW BUSINESS
APPROVAL OF MINUTES
DECEMBER 5, 2019**

Councilman Richmond: Alright, Approval of the Minutes for December 5th, and I only had one (1) correction and it's been corrected because I had emailed Kristine about that. Where, on Page 2, it said motion by Greg in the middle of the page. Actually the motion was made by Ted.

Councilman Hachmeister: Motion to approve.

Councilman Reid: Second.

Councilman Richmond: Motion by David. Second by Rick to approve the Minutes. All those in favor? Seven, zero (7-0).

**ECONOMIC DEVELOPMENT BUSINESS
TAX PHASE-IN
SUMMIT LAND DEVELOPMENT
RESOLUTION 2020-01**

Councilman Richmond: And now Economic Development Business, Tax Phase-In.

Steve Roelle: Good evening. Happy New Year. Steve Roelle, Economic Development. I'm really excited to kick off 2020 and this next project is one (1) of the reasons why. I'm here for step one (1) of tax phase-in, which is approval of the Preliminary Resolution of ERA for a new major medical project for the Warrick Wellness Trail. It's the exact type of project that the Economic Development Advisory Council and Redevelopment Commission looked for when we built the Wellness Trail and the reason for turning that into the Healthcare destination for the entire region. I know all of you have been provided a summary of the project so I will do my best to be really brief just to highlight just a few of the things and introduce a few folks that are here with me tonight. It's a forty-five (45,000) to fifty thousand (50,000) square foot, three (3) story facility which will be occupied by their digestive care center. The digestive care center will have a surgical center, clinical offices, admin space, plus room to expand and grow. They've been providing G.I. care in the tristate area for forty (40) years. They are a private physicians group; hence, they are fully taxable. And they're not affiliated with either hospital. They have admin privileges at both hospitals and work with both of them. But they're not affiliated with either of them. They're currently located in Evansville in front of the older St. Mary's Hospital. They've outgrown that facility. This provides them the opportunity to expand and to offer new services. We've been working with them for the last several months as they've been trying to make a decision between an existing facility and upgrading and refurbishing that facility that's near their current facility or coming over and building brand new in Warrick County. Quick look at the numbers you guys have in front of you. It's thirteen million dollars (\$13,000,000.00) real estate investment, the facility. There's a million (\$1,000,000.00) in new equipment and personal property going in. They are not seeking phase-in on that equipment. Coming to Warrick County will be a hundred and twenty-nine (129) employees with an annual gross payroll of approximately nine point nine-five million dollars (\$9,950,000.00). Their average wage is just north of forty dollars (\$40.00) an hour. As they expand, they'll be hiring fifteen (15) new full time and three (3) new part-time people which adds another million dollars (\$1,000,000.00) to that payroll. The project scored a ten (10) year tax phase-in. Economic Advisory Council/Redevelopment Commission fully support and unanimously approve of this project. As a side note, from the Wellness Trail side, I personally believe this project is going to spur additional new development around that area as a bonus. The timing for this project is to start in the spring of 2020 and to be open by summer of 2021. It's a wonderful project. Brings not only healthcare and services to our community, a large investment, taxes, quality jobs, and continued growth. And looking forward to getting started on it. I'd like to introduce kind of in order here behind me is CFO Butch Moors. Next to Butch is Scott Hamrick who is the COO and Dr. Val Prasad, there on the end next to Herb Davis. And they can certainly answer any questions about the developments or about digestive care that I certainly do not want to be the expert on. But, they can answer any questions that you have. This is phase one (1). I'm just excited about it.

Councilman Richmond: Just as a side note, I'm sure a bunch of their employees do live in Warrick County. And that's additional Economic Development Income Tax money.

Steve Roelle: On top of that, yeah. So, you guys should have a copy of that Preliminary Resolution, as well, in front of you that we are looking for support of tonight. Then we'll be back in February for step two (2).

Councilman Richmond: Would this be number one (1)?

Krystal Powless: Yes.

Councilman Richmond: Any questions the Council has? Then shall I read the Resolution and somebody make a motion? Warrick County Council Resolution 2020-01, a Preliminary Resolution declaring an Economic Development, excuse me, Economic Revitalization Area for real property tax phase-in. And I don't need to read the rest of it.

Cliff Whitehead: That's correct.

Councilman Reid: Motion to approve.

Councilman Richmond: Motion by Rick Reid to approve Resolution 2020-01.

Councilwoman Ledbetter: I'll second.

Councilman Hachmeister: And I'll...

Councilman Richmond: Seconded by Cindy. Resolution 2020-01. Okay, does this require a second reading?

Cliff Whitehead: I didn't hear you, I'm sorry.

Councilman Richmond: Does this require a second reading?

Cliff Whitehead: Not for today, no. You can pass this Preliminary Resolution today and the Confirming Resolution would be whenever they bring in February, probably next month.

Councilman Richmond: Okay. Alright. We have a motion made by Rick Reid. Second by Cindy Ledbetter to adopt Resolution 2020-01, first Preliminary Resolution. Any other discussion? All those in favor? That's six (6)?

Councilman Overton: I'm going to abstain because of (inaudible).

Councilman Richmond: Yeah, that's true. But, they do practice in both places.

Councilman Overton: Yeah, I know. But, I just, if I, if I vote one (1) way, that might look (inaudible) not vote either way

Councilman Richmond: Okay. Six, zero, and one abstention, Brad (6-0-1 with Brad Overton abstaining).

Steve Roelle: Thank you very much. We'll see you in February for that.

**ECONOMIC DEVELOPMENT
PART-TIME POSITION**

Councilman Richmond: Part number two (2).

Steve Roelle: Okay.

Councilman Richmond: Additional Appropriation, Economic Development. It's Part-Time help, sixteen thousand dollars (\$16,000.00). Scales Lake Park improvements, one hundred twelve thousand dollars (\$112,000.00). Friedman Park, one hundred thousand two hundred dollars (\$100,200.00), for a total from Economic Development Additional Appropriation two hundred twenty-eight thousand two hundred dollars (\$228,200.00).

Councilman Christmas: (Inaudible).

Steve Roelle: Do we do them one (1) at a time? You want me...?

Councilman Christmas: Take them all at once.

Councilman Metzger: I would prefer we do them one (1) at a time.

Steve Roelle: It's up to you guys. So, the first one (1), I think you said was the sixteen thousand dollar (\$16,000.00) appropriation. That's for additional Part-Time Admin help in our office. That goes along with the Salary Ordinance that was approved last month. And so we're just back for the appropriation cause it was published this month. And I'm happy to answer any other questions on it.

Councilman Richmond: Is there a motion on the sixteen thousand (\$16,000.00)?

Councilman Reid: Motion to approve.

Councilman Richmond: Motion by Rick Reid. Is there a second?

Councilman Metzger: Second.

Councilman Richmond: Second by Ted Metzger. Any discussion? All those in favor of the sixteen thousand dollar (\$16,000.00) Additional Appropriation? That's all seven (7) of us.

Councilman Metzger: No.

Councilman Hachmeister: No.

Councilman Richmond: No? Sorry, David is opposed. Six to one with David opposing (6-1 with David Hachmeister opposing).

SCALES PARK IMPROVEMENTS

Councilman Richmond: Second is Scales Park Improvements, hundred twelve thousand dollars (\$112,000.00).

Steve Roelle: Okay, and that's again, we talked about this at length last month's meeting. And Council supported the plan to kind of move Scales Lake forward. We talked about three (3) steps and this money kind of being the kick off to get step one (1) moving forward. And additional revenue sources to move forward with Phase 2 and Phase 3. It was all tied to the Parks Department generating new revenue that was not coming in previously. They were tying that to a rate increase which took effect yesterday. It was published in December. It took effect yesterday, those new rates. That will be generating the new income and so again same kind of situation. We're back for the appropriation that was published for this month.

Councilman Richmond: Questions? Discussion?

Councilwoman Ledbetter: Even though that's a loan, it's still considered an appropriation?

Steve Roelle: Anything coming out of EDIT needs to be appropriated. And I know it was brought up via email this week. We had some conversations and we are more than happy on doing it as an Interlocal Agreement with the Departments and finding a way to reimburse EDIT for that based on the new revenue. And if we didn't have that agreement in place, the new revenue just goes back into the County General, where the rest of the Parks Department...

Councilman Richmond: It would be Economic Development since that's what it come out of.

Steve Roelle: Correct. And that's perfectly fine. But this is appropriating out of EDIT dollars that we have on hand.

Councilwoman Ledbetter: Is there a payment plan? Is there a plan when we're going to know when the money's all been returned?

Steve Roelle: I can certainly follow up if you'd like to see a payment plan. We were looking at a two (2) year return. Remember the new revenue's going to bring in about five hundred sixty thousand dollars (\$560,000.00) in new revenue every ten (10) years moving forward. And we were just looking at these first two (2) years. Fifty-six thousand dollars (\$56,000.00) approximately in new revenue taking care of Phase 1 to kick this off and get Scales Lake moving forward.

Councilman Overton: Motion to approve.

Councilman Richmond: Motion by Brad to approve.

Councilman Christmas: Second.

Councilman Richmond: Second by Charlie. Any discussion? All those in favor? One (1), two (2), three (3), four (4), five (5), all seven (7) of us. (Motion carried 7-0). Thank you.

FRIEDMAN PARK – EVENT CENTER

Councilman Richmond: Last is the one hundred thousand two hundred dollars (\$100,200.00) to Friedman Park.

Steve Roelle: Okay, this is the operating budget that was actually the operating budget that was submitted in July during budget time for the 2020 budget. The recommendation was to come in January and do it as an appropriation instead. This is money to get the facility up and going and then also operational for the first six (6) months. Once we are up and open in July for this, this year. So, it encompasses one (1) time startup costs and then also kind of those fixed operating costs of learning the facility.

Councilman Richmond: You all received a copy of those estimates for that startup cost and what next year would look like. Any questions?

Councilman Metzger: I have something under discussion. Not questions.

Councilman Richmond: Okay, looking for a motion then.

Councilman Reid: Motion to approve.

Councilman Richmond: Motion by Rick to approve.

Councilman Overton: Second.

Councilman Richmond: Second by Brad. Now, discussion.

Councilman Metzger: Okay, I would like to propose to appropriate some Innkeeper Tax dollars to fund a portion of the start up cost associated with the new Friedman Park Events Center. This will reduce the tax burden related to the Event Center on Warrick County tax paying residents instantly. Innkeeper Taxes are usually collected from non-residents. The EDIT dollars do come from residents. By using Innkeeper Tax dollars, I think it will also promote a partnership with a common goal to make the Event Center profitable and self-sufficient as quickly as possible between the Tourism Commission, Economic Development, and the Parks Department. The Tourism Commission will now have some skin in the game too making the Event Center a high priority item for them. As soon as the Event Center becomes self-sufficient, the Innkeeper Tax dollars are no longer needed. The Tourist Commission will once again have full access to all new Innkeeper Tax dollars generated from that point on. Indiana Code 6-9-18-4 allows the Innkeeper Tax dollars collected to be used to promote and encourage conventions and visitors. The County Council has the ultimate decision-making responsibility regarding all County financial matters to have the authority to review all fiscal matters. The County Council may also set priorities to determine proper policy for the expenditure of all County funds. So, somewhere in here, I'd like to make a motion to use a portion of the Innkeeper's Tax Fund instead of EDIT monies, which is already available to fund parts of the startup costs for Friedman Park Event Center. I would propose that the Council direct fifty-five thousand dollars (\$55,000.00) annually from the Innkeeper's Tax Fund to the Friedman Park Event Center budget for a period of two (2) years to help offset these one (1) time costs. Well, not in the second year. The second year would just be operating costs.

Councilman Christmas: We have a motion on the floor already.

Councilman Metzger: Yeah.

Councilman Christmas: Can't have two (2) motions on the floor at the same time.

Councilman Richmond: We, no...

Councilman Christmas: You can have an amendment.

Councilman Richmond: He said, yeah.

Councilman Christmas: You can't have a second motion.

Councilman Richmond: Somebody can amend if they wanted to.

Councilman Metzger: Right. But, I'd like to see Innkeeper Tax dollars used here to fund this and save the EDIT dollars. We can use the EDIT dollars down the road for something else that wouldn't qualify under this Innkeeper's Tax law.

Councilman Richmond: I asked Debbie for, the Auditor, for a cash balance currently and she provided me, looks like the bottom line is one-forty-seven-two-eight-four and sixty-seven cents (\$147,284.67) is their cash balance now.

Councilman Metzger: Right. That would leave them plenty of money.

Councilman Richmond: And expenditures so far have been like thirty-one (\$31,000.00) once. Sixty-five (\$65,000.00). They've had receipts of a hundred and seventy-eight-four-fifty-one (\$178,451.00). And that's from January to December.

Joe Schitter: If I could address the Council, Joe Schitter, I'm actually on the Tourism Commission. I'm Vice President currently until we have our next meeting. But, while the Tourism Commission has been completely in support of the new Event Center, that is a decision of appropriation of funding the Tourism Commission would have to make. And we have not had our first meeting in January and haven't been approached to fund this budget. The Tourism Commission is the one (1) that appropriates money. The Council appropriates the money to the Tourism Commission that they're allowed to spend. This last year for 2020 for our budget, they appropriated eighty thousand (\$80,000.00). So eighty

Councilman Richmond: So, do you know what was appropriated for 2020?

Joe Schitter: Yeah, eighty (\$80,000.00), eighty thousand (\$80,000.00).

Councilman Richmond: Okay, I thought that was last year.

Joe Schitter: That was for this year. Sorry.

Councilman Richmond: Okay.

Joe Schitter: Last year was fifty-six (\$56,000.00), I think.

Councilman Richmond: Okay.

Joe Schitter: It ended up being fifty-six (\$56,000.00) total with the Additional Appropriation.

Councilman Richmond: In the back and forth of emails, someone, I can't remember who it was, was saying there could be an issue with who files the claims and getting the claims paid.

Joe Schitter: That would have to come from the Tourism Commission also. Those claims would have to be filed with us, to the Auditor's Office, as far as I know, under Ordinance.

Councilman Richmond: If we use the Tourism money?

Joe Schitter: Yeah.

Councilman Richmond: And if we use Economic Development money, then it would come from Economic Development funds.

Steve Roelle: I'll just quickly weigh in as I'm no expert on how, who's gonna appropriate what, and I'm certainly happy to work with the Tourism Department. But this, today, we need to get this facility up and going. And while I think the Tourism money can certainly come in for all, you know, we have advertising needs and all of those, you know. But, my goal is to be successful starting tomorrow.

Councilman Richmond: If I may, I could make a suggestion, to think about this, Ted. I think it's a good idea to use Tourism money that people from out of the area are paying for. But, to get this thing up and running the first year, I think it would be best to use Economic Development money because we have a sure thing there. And then when we do our budgeting next year, stick the amount in there for the Event Center to fund that year. That's just a suggestion.

Councilman Metzger: So, let Tourism dollars fund the entire next year of the Event Center?

Councilman Richmond: If they have that much money in it. By then we'll know what they're doing.

Councilman Metzger: Yeah, see, that's the problem though. After a year and a half (1 ½) or two (2) years, theoretically the Event Center will be self-sufficient and won't need any Innkeeper Tax dollars and we'll miss the window of opportunity to use it. And that's exactly what these tax dollars are meant for, for something like this. I appreciate what Joe says, but the County Council has the ultimate decision-making responsibility regarding all County fiscal matters. We also have the responsibility to set priorities and determine proper policy, which would be proper policy to use the money.

Councilman Richmond: Okay. So, without an amendment, we have a motion on the floor. Motion made by Rick and seconded by Brad. So, we have to deal with that. So...

Cliff Whitehead: Technically, there is a motion to amend the current motion.

Councilman Richmond: Who made that motion? I don't have that.

Cliff Whitehead: Ted made the motion to amend.

Councilman Richmond: I thought he was just suggesting.

Cliff Whitehead: I'm sorry, I thought he made a motion.

Councilman Metzger: Well, I would like to make a motion that whoever made the previous one (1), amend it so that we can start using Innkeeper Tax dollars right away.

Cliff Whitehead: So, that motion to amend needs a second. If it gets a second, then you vote on the motion to amend.

Councilman Richmond: First, yes.

Cliff Whitehead: And if that passes, then you vote on the whole thing. If it doesn't, you go back to the original.

Councilman Richmond: Then the whole motion. Okay, Ted, would you read your motion to amend that to me please?

Councilman Metzger: I would like to make a motion to amend the original motion that we use the, so we can use a portion of the Innkeeper's Tax Funds, available now, to fund part of the start-up costs of the Friedman Park Event Center.

Councilman Richmond: What is the portion you would recommend? Cause we would need a dollar amount.

Councilman Metzger: Fifty-five thousand dollars (\$55,000.00) annually for the first two (2) years. After that, they should be self-sufficient and not need any income tax. And in two (2) years, I don't know if there'd be anything available to spend the income, the Innkeeper Tax on.

Councilman Richmond: So that would be a total of a hundred and ten (\$110,000.00) over the two (2) years and right now they're proposing a hundred-two hundred (\$100,200.00), is that right? For the two (2) years? That hundred thousand two hundred (\$100,200.00)?

Krystal Powless: Yeah, (inaudible).

Councilman Metzger: Real close to two hundred (\$200.00).

Councilman Richmond: For both years?

Krystal Powless: Um hum.

Councilman Richmond: Okay.

Krystal Powless: I don't, I'm only giving you facts. I don't want, I'm not trying to sway anything. I just want you to know that you would not be voting for money tonight if you decide to do that Innkeeper's, it would have to come back next meeting and be re-advertised.

Councilman Richmond: Re-advertised under Tourism.

Krystal Powless: Correct. Okay?

Councilman Richmond: Okay.

Councilman Metzger: Right, but we could approve the other half that we was going to approve. We could approve half this money.

Krystal Powless: Yes, you can approve any amount up to a hundred, a hundred (\$100,000.00)...

Councilman Metzger: Right, so if we approved half of it tonight, it would get the ball rolling for a month and then next month we could supply the other half.

Krystal Powless: That is correct.

Councilman Reid: Steve, would that be enough for you now?

Councilman Richmond: So we...

Steve Roelle: Yeah, we, we'll be fine with that for the month. That would maybe give us more time to meet with Tourism, see what their strategies and objectives are.

Councilman Metzger: This is also going to help offset that hundred twelve thousand dollars (\$112,000.00) we just put into Scales Lake Park.

Councilman Richmond: Okay, I'm still just a little bit confused. I need to make sure we're straight on this. Are you going to, is this taking the fifty-five thousand dollars (\$55,000.00) out of the hundred thousand two hundred (\$100,200.00) from Economic Development away from that and operating the start up with? And then next year another fifty-five thousand (\$55,000.00) added which would have to be advertised?

Councilman Metzger: To the budget, yes.

Councilman Richmond: So, you would allow them to use fifty-five thousand (\$55,000.00) out of Economic Development the first year?

Councilman Overton: No, (inaudible).

Councilman Richmond: Okay, see, that's where I'm confused.

Krystal Powless: That's what I thought he was saying too.

Councilman Richmond: They don't have any money to start right now.

Krystal Powless: You would approve the fifty (\$50,000.00)...

Councilman Metzger: It's would be closer to forty-five (\$45,000.00), wouldn't it?

Krystal Powless: Well, yes, but you would approve that tonight so they can get started.

Councilman Metzger: Okay, tonight, instantly, and they can get going. So, we're not holding them up.

Krystal Powless: Right.

Councilman Richmond: But, that money wouldn't be available, cause we can't appropriate it tonight.

Krystal Powless: No, you can appropriate the forty-five (\$45,000.00) cause we've advertised a hundred (\$100,000.00)...

Steve Roelle: A hundred thousand (\$100,000.00) was advertised out of EDIT.

Krystal Powless: Right.

Councilman Metzger: Right.

Krystal Powless: For tonight.

Councilwoman Ledbetter: You're not going to be able to get started with forty-five thousand dollars (\$45,000.00), is that correct? You're asking for one hundred (\$100,000.00) to get started?

Steve Roelle: To get through, getting us open and the initial operation, which wouldn't, if you look at my breakdown, I had start-up costs of fifty-one (\$51,000.00) and then operation costs of forty-nine-two (\$49,200.00). And so start-up costs, which I would like to start digging into tomorrow, so that we can get this thing up and going and booked and a website and payment system and all of those things going, as I, every week someone wants me to put a date on the calendar. And we don't have that system in place yet. So, you know, the way that I split it was fifty-one (\$51,000.00) for start-up and forty-nine-two (\$49,200.00) for initial operations.

Councilwoman Ledbetter: The next six (6) months. For the first six (6) months. So you...?

Councilman Richmond: And that was the one hundred thousand two hundred (\$100,200.00) total?

Steve Roelle: Yes.

Councilwoman Ledbetter: So, what would you do for the other forty-nine thousand dollars (\$49,000.00) for the six (6) months?

Steve Roelle: Oh, no. We need to resolve it next month...

Councilman Metzger: Yeah, February

Steve Roelle: So that we know we have money to turn the lights on and all those things as we're setting up accounts. But, for the next month, we can just certainly get by with the start-up half, no problem. It's just something, I don't, I'm just trying to say what I know. And I don't know about how Tourism dollars get appropriated or any of those things. It would give us at least a month to go back and work it out.

Councilwoman Ledbetter: But my point is, is he's saying divide it over two (2) years with the, with the Tourism Commission and you need this money now. Not half of it this year and half of it next year.

Steve Roelle: Correct. I was, I don't know if I understood it...

Councilman Metzger: No, that's not...

Steve Roelle: But, it was going to be fifty-one (\$51,000.00) tonight and then look to come back next month to get the full amount?

Councilman Metzger: Each year fifty-five thousand (\$55,000.00) come out of the Innkeeper's Tax Fund.

Steve Roelle: You're saying the other half still would come out of EDIT?

Krystal Powless: Right.

Councilman Metzger: And that fifty-five thousand (\$55,000.00) would go towards the budget for 2021.

Councilwoman Ledbetter: And you're saying the other half come out of EDIT? Tonight?

Councilman Metzger: Tonight. Right. Right now (inaudible).

Councilman Richmond: That's what I wasn't square on.

Steve Roelle: (Inaudible) simplify it. Let's just work on (inaudible).

Councilman Richmond: (Inaudible) we're gonna change that hundred thousand two hundred (\$100,200.00) to fifty-five thousand (\$55,000.00) out of EDIT. Is that right? That's your amendment? Because that we can operate on. He can have that money now because it's been advertised.

Councilman Metzger: Yeah, I can do that.

Councilman Richmond: Then the other fifty-five thousand (\$55,000.00) you're proposing...?

Councilman Metzger: All we've got to do is get it to them. They can figure out...

Councilman Richmond: Would come out of Tourism and be advertised and then we can pass that where he can have the whole hundred thousand (\$100,000.00) he needs.

Councilman Metzger: Just direct it to the Event Center budget. Take it out of Innkeeper's Tax Fund...

Krystal Powless: You can't...

Steve Roelle: Well, they're saying now we would have to have Tourism take care of every eighteen dollar (\$18.00) charge and everything else because the way I understand what you're saying...

Krystal Powless: Correct.

Steve Roelle: Claims would then have to be, go through Tourism who doesn't have an employee. So, and I just am excited to get started. So, I don't...

Councilman Richmond: So, who would do the claims in the Tourism then?

Councilman Christmas: There you go.

Steve Roelle: I've got a feeling I've got to move out of the way again.

Councilman Richmond: I wasn't ready for this.

Shari Sherman: And I think that originally, the County Council, not everyone that was on this Council, originally said that they did not want a staff, County employee handling the, or hiring, they wanted it, and the County Commissioners put in there that they would recommend or that it's in the State or in the County Ordinance that they would contract with the Chamber to handle the hiring of staff and paying them, the bills, for the Tourism Commission. But that would be a contract to hire that the Chamber would hire staff so we were not having an additional staff employee in that. But, that would be a contractual agreement between the Chamber and the Tourism.

Cliff Whitehead: I just looked at that. I don't, I don't, I know they have the authority to approve or disapprove of an expenditure or appropriation. I don't know if they have the authority to appropriate from the Fund. I can look at that before the next meeting for sure. I, I, I do have a concern with a non-County employee handling claims for the County. The liability, if something was to go wrong, and that's more County Attorney's purview than mine. But, just as a gut check, that does make me a little nervous.

Shari Sherman: And I think that originally, the County Council, not everyone that was on this Council, originally said that they did not want a staff, County employee handling the, or hiring, they wanted it, and the County Commissioners put in there that they would recommend or that it's in the State or in the County Ordinance that they would contract with the Chamber to handle the hiring of staff and paying them, the bills, for the Tourism Commission. But that would be a contract to hire that the Chamber would hire staff so we were not having an additional staff employee in that. But, that would be a contractual agreement between the Chamber and the Tourism.

Councilman Overton: We have a couple things here, I'm sorry. I didn't mean to cut you off, Shari. But one (1), Rick, do you want to amend your motion?

Councilman Reid: Well, he's made the motion. I could second it.

Councilman Overton: Oh, okay. So, we still need (inaudible)...?

Councilman Richmond: We need a second to Ted's motion to amend.

Councilman Overton: Sorry.

Councilman Reid: Debbie? What do you think of that? Is that gonna be okay as an Auditor what we're doing?

Auditor Stevens: Well, from a financial standpoint, if it's spent from...

Steve Roelle: They're pointing at you to get up here and talk. Gonna have a whole basketball team up here. We need one (1) more person to help us out.

Auditor Stevens: One (1) more. Yeah, okay. From a claims standpoint, I mean, the Council clearly appropriates the budget for Tourism. And I believe that is set up the way you set up the tax in the first place.

Councilman Richmond: That's why I'd rather see the rest of it at budget time.

Councilman Christmas: That's right.

Auditor Stevens: So, you, you appropriate. Now, how the claims are managed, it would still have to be signed off, the claim would have to be signed off. I mean the claim could be initiated in Economic Development Office. But, it would still have to go through the treasurer for the Commission to be approved. Like I can do a claim for you. It still has to go through the proper process of the appropriate Department Head, the person authorized to approve that claim. So, does that help answer that?

Steve Roelle: How about while I stand here, I just thought of one (1) other thing. Trying to be, trying to solve everyone's problem. If we can just get going for this year, with what we've appropriated, I'm happy to work with Tourism to see, we have a bunch of advertising in that budget. And that's kind of what Ted addressed is promoting, getting people and stuff here, to see if Tourism can take that advertising burden off the Event Center so that it's not coming out of those dollars. But I, I, the way I'm hearing everybody explain, I think it's something that we will have to work out. But, I think that that makes sense and it also approaches what Tourism, Tourism (inaudible) bringing people to this community. But, we can't get there tonight. So, my goal again remains the same. I just want to get going and get successful as fast as possible. But I'm happy to work with Tourism or anyone else that wants to you know figure that out on how they can help assist all the advertising that we will have to be doing for this facility.

Shari Sherman: And I think that from the Tourism, and I can only speak for myself, not for the other eight (8) members on the Tourism Board, that advertising is something that definitely falls in the guidelines of what the Tourism Board is for. So, I think that we're, certainly we've had in conversations, we've had conversations, we continue to have conversations about how we can all work together. And I think that that would be something that we would be looking at. But, at far as, you know, we can't appropriate anything at this, at this point. And...

Krystal Powless: They're talking about doing an Appropriation, Additional Appropriation.

Joe Schitter: So, it's an Additional Appropriation. So, we would have to do an Additional Appropriation to ask for the Council to do an Additional Appropriation along with the Appropriation being done. Okay. I just wanted to clarify that when we go back to the Tourism Commission.

Shari Sherman: Yeah, and we have to get, (inaudible), you know (inaudible).

Joe Schitter: And this is just a bit of a surprise to us. Because we hadn't been approached on the Tourism Commission about this. So this is kind of, just a little bit of a surprise. So.

Shari Sherman: Yeah. Yeah. I mean I think that the Tourism Commission in their budgeting and that, we have had a lot of things that we put on hold because we were only appropriated eighty thousand (\$80,000.00). And I think that, you know, that certainly changes some of the things that we planned to do in addressing Additional Appropriations just from the Tourism standpoint. So, I think looking at if there a way that we can help, start helping with the advertising, that might be a better way to look at it if we can partner with advertising.

Councilwoman Ledbetter: There's about twenty thousand dollars (\$20,000.00) worth of advertising in this document right now. That would be about the amount. Right at about twenty thousand (\$20,000.00).

Councilman Richmond: We are debating the motion that doesn't have a second officially yet. So, I'll call for a second on the amendment. Second on the amendment? Second on the amendment?

Councilman Reid: I'll second.

Councilman Richmond: Rick Reid seconds it. My concern is, confusion. We don't need any confusion...

Councilman Christmas: We've already got it.

Councilman Richmond: At this time for this Event Center to be successful. We need the Event Center to have the start-up money in place to get through this year.

Councilman Reid: Well, we'll address that other part next month. Right?

Krystal Powless: Well, you need...

Councilman Richmond: Well, they've got to have some money.

Councilman Overton: It just depends if this amendment gets passed or whatever. We're not even to that part yet.

Councilman Richmond: They've got to have some money to get things going.

Councilwoman Ledbetter: I mean, that's going to reduce Tourism's budget if we take fifty-five thousand (\$55,000.00) out of the eighty (\$80,000.00). You guys are really going to be limited for your plans that you have for this year.

Shari Sherman: Yeah.

Councilman Richmond: Well (inaudible)...

Councilman Reid: (inaudible).

Councilman Metzger: Their budget, their budget is eighty (\$80,000.00), but they have a hundred and forty-seven thousand dollars (\$147,000.00) in the Fund.

Councilman Reid: Yeah.

Councilman Richmond: So, they can ask for an Additional Appropriation.

Councilman Christmas: I call for the question, Greg.

Councilman Metzger: It wouldn't be robbing them.

Councilman Richmond: The question's been called for. All those in favor of the amendment? And the way I understand it, fifty-five thousand (\$55,000.00) annually for the first two (2) years to come out of Tourism. And I still don't know how it's going to be done. All those in favor? All those opposed to the amendment? (Amendment Motion failed 2-5 with Charles Christmas, David Hachmeister, Cindy Ledbetter, Brad Overton, and Greg Richmond opposing) Okay, the amendment dies. We're back to the original motion of a hundred thousand two hundred dollars (\$100,200.00) from Economic Development to get this going. And then we can address this during budget time when we're less confused. All those in favor? That's all seven (7) of us this time. (Original motion carried 7-0). Thank you.

Steve Roelle: Thank you.

Councilman Hachmeister: What was the count on the amendment?

Councilman Richmond: The count on the amendment vote was two (2), did you vote for the amendment?

Councilman Hachmeister: No.

Councilman Richmond: Okay, two (2) to five (5), yeah. And I need to state who voted against it.

Councilman Hachmeister: Yeah.

Councilman Richmond: There were five (5) for it. And two (2) against it.

Councilman Reid: No, (inaudible).

Councilwoman Ledbetter: It was the other way around.

Councilman Richmond: Other way around. Five (5), five (5) against and ...

Councilman Reid: Ted and Rick Reid.

Councilman Richmond: Two (2) to five (5).

Councilman Hachmeister: Simple that way.

Councilman Reid: Yeah.

Councilman Richmond: And the five (5) opposed were David, Greg, Brad, Cindy, and Charlie.

Councilman Christmas: (Inaudible).

Krystal Powless: (Inaudible) any of those lines. I mean, you voted for it.

Councilman Christmas: That's why I was asking.

Councilman Richmond: Now, I think I've got it.

Councilman Christmas: I think I voted for it.

Councilman Richmond: That confusion's over.

(January Appropriations are located on Page 17 of these Official Minutes)

PARK AND RECREATION BUSINESS TREE REMOVAL

Councilman Richmond: Now, we'll start with the next one (1). Park and Recreation Business, Additional Appropriation, Tree Removal. This is discussion. It's not been advertised. You all received the quotes.

Ben Labhart: Ben Labhart, Parks Department. Both quotes of, they've done work at the Park before. And they, you see on the one (1) from S & S, they're just dropping the trees, leaving them. We clean them up to make it cheaper. So we're doing everything we can to make it cheaper. But, you should have pictures of all eight (8) trees. It's just stuff that we can't do. They need to be, the limbs need to be cut down individually before the trunk's cut down. We just can't do it. We didn't, I didn't get the quotes in time for Krystal to be able to advertise for this meeting. But, but, with the Board's blessing, I can get the work going to get the work done.

Krystal Powless: If you, if you guys, basically, what he's saying is if you agree that you're going to appropriate next month, he can go ahead and get started and get it contracted and set them up...

Councilman Christmas: They need to get it done.

Krystal Powless: To get it done. So, he needs your blessing.

Councilman Overton: Basically a pseudo vote.

Councilman Richmond: So, is there anybody opposed to him using that quote to get rid of those dangerous trees?

Councilman Overton: No.

Councilman Richmond: No vote.

Ben Labhart: And I talked to Kr... I talked to Audrey today, and we can piece together the money out of our budget. But, I mean I'm just going to be back in like probably May to ask for an Additional for the money out of ...

Councilman Christmas: Just get them done.

Krystal Powless: I'll advertise it next month.

Councilman Richmond: I appreciate you getting the lowest.

Ben Labhart: Anything else?

Councilman Richmond: I appreciate the fee schedule.

Ben Labhart: Yeah.

Councilman Richmond: That's all.

Ben Labhart: Thank you.

Councilman Richmond: Thank you.

**COUNCIL BUSINESS
LEGAL SERVICES CONTRACT
CLIFF WHITEHEAD**

Councilman Richmond: Okay, Legal Services Contract. You've had time to read it. Need a motion on that.

Councilman Overton: Motion to approve.

Councilman Christmas: Second.

Councilman Richmond: Motion by Brad. Second by Charlie. Any discussion? All those in favor? That's seven, zero (7-0).

Cliff Whitehead: Thank you.

Councilman Richmond: You do an outstanding job. I really appreciate it.

Cliff Whitehead: Thank you.

(Contract for Cliff Whitehead is located on Pages 17 through 18 of these Official Minutes)

Councilman Richmond: And last is Other Business for the Council. And then I'll ask for sign-in sheet. Any other business to come before the Council? Sign-in sheet?

Krystal Powless: Thanks, Brad.

Councilman Richmond: Thank you. None? Okay. Then I'll take a motion.

Councilman Christmas: Motion to adjourn.

Councilman Reid: Motion to adjourn. Second.

Councilman Hachmeister: Second.


Councilman Richmond: Motion by Rick. Second by David.


Councilman Hachmeister: In a hurry, yeah.

Councilman Richmond: All those in favor? All seven of us (motion carried 7-0).

ADJOURNMENT: Meeting adjourned at 6:52 PM.

WARRICK COUNTY COUNCIL


Greg Richmond, President


Charles R. Christmas


Cindy Ledbetter


Richard Reid


Brad Overton, Vice President


David Hachmeister


Ted Metzger

ATTEST


Deborah K. Stevens, Auditor
Warrick County, IN

Minutes transcribed by Kristine Georges

WARRICK COUNTY COUNCIL

RESOLUTION NO. 2020 - 01
FOR REAL PROPERTY TAX PHASE-IN

A. PRELIMINARY RESOLUTION DECLARING AN ECONOMIC REVITALIZATION AREA

WHEREAS, Summit Land Development, LLC (the "Applicant") has submitted a Statement of Benefits - Real Estate Improvements, and Applicant has made application for Economic Revitalization Area designation pursuant to IC 6-1.1-12.1 et seq., and has requested Tax Phase-in for real property located in Warrick County, Indiana and more particularly described as:

3744, 3766, 3788, 3800, 3822, 3844, and 3866 Venetian Drive, Newburgh, Indiana 47630, and further identified as Parcel Numbers 87-12-20-303-011.000-019, 87-12-20-303-012.000-019, 87-12-20-303-013.000-019, 87-12-20-303-014.000-019, 87-12-20-303-015.000-019, 87-12-20-303-016.000-019, and 87-12-20-303-017.000-019, and as more particularly described in the legal description attached hereto as Exhibit A (the "Property").

WHEREAS, the Warrick County Economic Development Advisory Council ("EDAC") and the Warrick County Redevelopment Commission ("RDC") on the 19th day of December, 2019 reviewed Applicant's Statement of Benefits for Real Estate Improvements, and also reviewed its Application for Economic Revitalization Area and Phase-In of Property Tax, and EDAC and RDC made unanimous recommendations for approval by the County Council, and the RDC adopted a Resolution approving Applicant's Statement of Benefits - Real Estate Improvements; and

WHEREAS, the Property meets the criteria for designation as an Economic Revitalization Area pursuant to IC 6-1.1-12.1 et seq.

NOW, THEREFORE, BE IT RESOLVED by the Warrick County Council as follows:

Section 1. The Warrick County Council has reviewed the Statement of Benefits for Real Estate Improvements, the recommendations of EDAC and RDC, RDC's Resolution approving Applicant's Statement of Benefits - Real Estate Improvements, and additional information submitted pursuant to IC 6-1.1-12.1 et seq., and makes the following findings:

- a. The estimate of the value for both the redevelopment and/or rehabilitation of the property and construction of structures is reasonable for projects of that type; and
- b. The estimate of the number of individuals who will be employed by this project or whose employment will be retained can be reasonably expected to result from the proposed redevelopment and/or rehabilitation and construction of structures; and
- c. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed project; and
- d. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed project; and
- e. The totality of benefits likely to accrue from this project is sufficient to justify a tax deduction.

Section 2. Based on these findings, the Warrick County Council has determined that the purposes of IC 6-1.1-12.1 et seq. are served by allowing the deduction for real property, and the Property described above is hereby declared to be an Economic Revitalization Area.

Section 3. The designation of the Economic Revitalization Area shall apply to property tax deductions for real property taxes.

Section 4. The designation of this Economic Revitalization Area for the Property shall be in effect up to and including January 1, 2025.

Section 5. Deductions for redevelopment and/or rehabilitation of real property which takes place within this Economic Revitalization Area shall be allowed for a period of ten (10) years beginning with increases in assessed value resulting from the improvements.

Section 6. The Warrick County Auditor shall cause to be published notice of the adoption and substance of this Resolution in accordance with IC 5-3-1. Such notice complies with IC 6-1.1-12.1-2.5(c).

Section 7. This Resolution shall be in full force and effect from and after its passage and action had confirming, modifying and/or rescinding the same.

PASSED this 2 day of January, 2020.

Warrick County Council

Greg Richmond
Greg Richmond, President

Charles Christmas
Charles Christmas

Brad Overton
Brad Overton

Ted Metzger
Ted Metzger, Vice President

David Hachmeister
David Hachmeister

Cindy Ledbetter
Cindy Ledbetter

Paul Reid

Richard Reid

ATTEST:

Warrick County Auditor
Warrick County Auditor


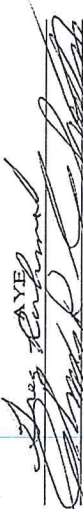

Sec. 1 Be it ordained (resolved) by the Warrick County Council, Warrick County, Indiana, that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named and for the proposed specified, subject to the laws governing the same:


FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT APPROVED
Economic Development	A	1112.11420.000.0000 Part Time	\$16,000.00	16,000
	B	1112.44350.000.0000 Scales Park Improvements	\$112,000.00	112,000
	C	1112.45010.000.0000 Friedman Park	\$100,200.00	100,200
Total Economic Development			\$228,200.00	228,200

Coroner 1000.18200.000.0007 Autopsies \$12,000.00
Total Coroner 0 \$12,000.00

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 2 day of JAN, 2020.

 MAYOR
 CLERK
 CLERK

ATTEST:
 Deborah Stevens
Auditor Warrick County

Cliff Whitehead - Council - 2020

FILED

JAN 03 2020



CONTRACT FOR LEGAL SERVICES

By this contract for legal services ("Contract"), the Warrick County Council ("Council") retains the law firm of Ziemer, Stayman, Weitzel & Shoulders, LLP ("ZSWS") for its legal services and to act as its counsel, principally through the services of Clifford Whitehead.

1. Scope of Representation. On behalf of ZSWS, Clifford Whitehead will be primarily responsible for attending to issues involving representation of the Council. In the event Clifford Whitehead cannot perform any duty involving representation of the Council or consultation of other members of ZSWS is needed in order to best serve the needs of the Council, other firm members will so act. Specifically:

- a. Regular work. Principal duties in representing the Council will consist of attending regular meetings of the Council and providing legal advice for issues as they arise, including research, preparation of memoranda, preparation of resolutions and ordinances, and providing legal advice on an as needed basis. ZSWS agrees to undertake the representation of the Council for the year of 2020 for the amount of \$18,000.00, which total amount shall be paid on a monthly basis.
- b. Special work. At the direction and approval of the Council, ZSWS may undertake other work relating to its legal representation of the Council. For such special work, ZSWS shall submit to the Council a separate, itemized billing of all time and expenses. Such Special Work shall include and be upon the following terms:
 - i. Litigation. ZSWS may undertake and defend litigation on the Council's behalf. Any duties attendant with such litigation, such as appearance at hearings, preparation of pleadings, and other matters pertaining to the subject of the litigation. The rate for time expended on said litigation shall be \$160.00 per hour and all reasonable expenses associated with the litigation.

ii. Bonds. ZSWS shall work on any bond, including but not limited to any general obligation or revenue bond, that comes before the Council, including the preparation and review of documentation, agreements, ordinances, and resolutions regarding the passage or legal counsel of said bond. The rate for time expended on said bond work shall be \$220.00 per hour and all reasonable expenses associated with the bond. The parties agree that such rate is reasonable considering the highly technical nature of and ZSWS's experience and knowledge in such work.

iii. Other Special Projects. The Council may direct ZSWS to take on any other special project, not including Litigation or Bonds, to which the Council specifically agrees is considered a 'special project' and ZSWS will receive separate fees and expenses. The rate for time expended on said special projects shall be \$160.00 per hour and all reasonable expenses associated with the special project.

2. Best Efforts. ZSWS will use its best efforts in representing the Council and further agrees to undertake no action by any member of the firm which would constitute a conflict of interest with its representation of the Council.

This agreement shall be effective on January 1, 2020 and will apply to the entire calendar year of 2020.

APPROVED:

ZIEMER, STAYMAN, WEITZEL
& SHOULDER, LLP

By: 
Clifford Whitehead

Date: 1/2/20

WARRICK COUNTY COUNCIL

By: 
Greg Rubenroad, President

Date: 1/2/20