

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
February 10, 2025
4:00 P.M.

The Warrick County Commissioners met in regular session with Sarah Seaton, President; Stacey Franz, Vice President; and Terry Phillippe, Member.

Attorney Cliff Whitehead and Administrator Debbie Bennett-Stearnsman were in attendance.

Auditor Michael Dietsch and Recording Secretary Kristine Georges attended and recorded the minutes.

Commissioner Meetings can be viewed via YouTube: Warrick County Meetings

President Sarah Seaton called the meeting to order at 4:00 PM.

KQ.

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION
REQUEST FOR SURETY EXTENSION
C-21-112 HIGH POINTE DRIVE**

Area Plan Director Molly Barnhill presented a Request for Extension of Surety for C-21-112, 8239 High Pointe Drive, Jason and Jamie Elliot. The County is holding \$2,376.00 in escrow guaranteeing entrance construction. The six-month extension expires on May 13, 2024. Jason Elliot was present. He reviewed the project and that it should be done by February 18, 2025. County Engineer Bobby Howard recommended approval. Commissioner Stacey Franz made a motion to approve. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

(C-21-112 is located on File in the Auditor's Office)

**REQUEST TO REZONE
PC-R-25-01 LIBBERT PROPERTIES
ORDINANCE 2025-01**

Next were three Requests to Rezone. The first was PC-R-25-01, Ordinance 2025-01, for Petitioner, Libbert Properties, LLC by Ron Willis, Member. Owner is Libbert Properties, LLC by Ron Willis, Member and Karen Willis. It's to rezone approximately 8 acres located on the west side of Libbert Road approximately 760 feet south of the intersection of Vann Road and Libbert Road from A, Agriculture to C-4, General Commercial, Ohio Township 22-6-9. It was advertised in the Standard on January 2, 2025. The Area Plan Commission gave a favorable recommendation for PC-R-25-01 at the meeting held on January 13, 2025. Area Plan Board member Jeff Willis abstained. Ronald Willis, who is also power of attorney for Karen Willis, and Jeff Willis were present to answer questions.

Commissioner Franz said that she understood this to be for storage and it was fenced in. There were no remonstrators. Commissioner Stacey Franz made the motion to approve. Commissioner Terry Franz seconded the motion. The motion carried 3-0.

(Ordinance 2025-01 is located on Page 8 of these Official Minutes)

**PC-R-25-02 CROSSROADS CHRISTIAN CHURCH
ORDINANCE 2025-02**

The second Request to Rezone, PC-R-25-02, Ordinance 2025-02, Petitioner and Owner, Crossroads Christian Church, INC by Ryan King, Executive Director of Operations. It's to rezone 36.69 acres located on the north side of Lincoln Avenue approximately 1,300 feet west of the intersection of Lincoln Avenue and Epworth Road from A, Agriculture and R-2B to C-4, General Commercial, Ohio Township, 29-6-9. It was advertised in The Standard on January 2, 2025. Area Plan Commission gave a unanimous favorable recommendation for PC-R-25-02 at the meeting held on January 13, 2025.

Attorney Joshua Claybourne was present to represent the petitioner. The church wanted to update their signage and put in some new signage and found in the permitting process that they were not zoned properly. It is currently zoned Agriculture and one parcel is zoned residential, but as a church, and needs to be zoned C-4. No part of the use is being changed; it will continue to be a church. This will allow them to put in the proper signs they want to do and go through that process. There were no remonstrators. Commissioner Stacey Franz made a motion to approve. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

(Ordinance 2025-02 is located on Page 8 of these Official Minutes)

**PC-R-25-03 MSK HOLDINGS
ORDINANCE 2025-03**

The last request was PC-R-25-03, Ordinance 2025-03, petitioner and owner is MSK Holdings, LLC by Phil Rawley, Member. It's to rezone approximately 16 acres located on the north side of State Road 66, east of the intersection of State Route 66 and Grimm Road from A, Agriculture to C-4, General Commercial, Ohio Township, 20-6-9. It was advertised in the Standard on January 2, 2025. The Area Plan Commission gave a unanimous favorable recommendation for PC-R-25-03 at the meeting held on January 13, 2025.

Attorney Chris Wischer was present to represent the petitioner MSK Holdings. This has been a long-planned project, the Dominion, and they are now ready for the rezoning process. He gave a brief review of the project and presented some conceptual designs to the Commissioners. It's backed with grant money from the State and Warrick County Redevelopment has approved money in TIF support. It is all in place. The Commissioners also received a future land use map to review and a comprehensive plan. There was also a letter from Ascension approving of the project as they own the neighboring property. This is a live, work, play opportunity. Commissioner Phillippe said there has been a lot of work that has gone into this project. Mr. Wischer agreed and named several local companies and government agencies that are working on the project. Commissioner Terry Phillippe made the motion to approve. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Ordinance 2025-03 is located on Page 9 of these Official Minutes)

DEDICATION OF RIGHT-OF-WAY CADBURY AT BERKSHIRE

Next was a Dedication of Right of Way for Alaina Drive. Mr. Cody Simpson with Morley and Associates was present. He reviewed the project. This is in the Cadbury Subdivision on the south side of Oak Grove Road. This is a sliver of right-of-way they are asking to be dedicated now for the sewer acceptance. It is part of the process they have done in the past. This gives the County the right-of-way without there being any sewer easements within the right-of-way. Mr. Howard said this was not an issue and has been done in the past. This allows the County to keep the right-of-way, but if a sewer line was in place with an easement, a hold harmless would be required and some other agreements. This rectifies the need by letting it be right-of-way now and they can get a permit to install their line and road right-of-way and the rest of the subdivision when it is dedicated later. Commissioner Terry Phillippe made the motion to approve. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Dedication of ROW is located on File in the Auditor's Office)

CONSENSUS FOR PRIVATE GRAVEL ROAD NEWMASER LAKE

The owner was not present. Ms. Barnhill understood that they were going to bring a plan. They have a large piece of property that's not in any kind of compliance and were going to ask to do a private road and keep it gravel instead of paving it. It's mainly family right now. She will let them come up with some sort of plan and have them bring that. Mr. Howard said he hadn't seen any plan yet, but he will be in favor of it.

Commissioner Phillippe asked if Mr. Howard had any recommendation at all. Mr. Howard would be in favor of a consensus for an 18-foot gravel roadway. It is all family and family property back there. Some of the history of the property was reviewed. They have several homes and a road is needed for all the homes. An arial photo of the property was presented.

Commissioner Phillippe said he has spoken to Mr. Newmaster. But, his still has some questions. This is in his District. Commissioner Terry Phillippe made the motion to table. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

ITEMS FOR DISCUSSION SOUTHWESTERN BEHAVIORAL HEALTHCARE SFY 2024 ANNUAL REPORT

Southwestern Behavioral Healthcare President/CEO Katie Adams was present to talk about their services. They are one of twenty-four Behavioral Healthcare Centers in the State of Indiana that provide such services. The Commissioners received a yearly report as well as a County specific report from SWBH. She discussed the new model that they are being transformed over to, the CCBHC. It is good in that it is setting very clear standards for the twenty-four centers to operate and also for funding. She reviewed their crisis center and staff of dedicated workers. They have a crisis phone line, mobile crisis team, and a crisis stabilization unit that allows for 23 hours to get them stable, assess, and get them help. Ms. Adams also gave the numbers on their responses, spoke on the group homes for severe mental illnesses with 24/7 staffing, and current statistics. This is a free service. She touched on some of the mental health issues they see most including anxiety, PTSD, and depression. Ms. Adams said they are thankful for the County's support.

Commissioner Phillippe asked how much Warrick County subsidizes. Ms. Adams didn't have exact numbers with her. Commissioner Seaton said it's about \$460,000.00. Ms. Adams agreed that was about right. Commissioner Phillippe asked if it went to anything specific or to the general. This goes to Southwestern's general fund. It covers about 15-16% of their patients.

Commissioner Phillippe asked if she feels mental health is an epidemic in the United States. She said that there's a lot of anxiety and stress, but more people are reaching out and talking about it.

Commissioner Seaton asked what their budget was for Warrick County. Ms. Adams said they have a \$16,000,000.00 budget in the four counties that they serve. She can email them the numbers for Warrick County. They do have an office in Boonville on Third Street. It is used as a clinic with therapists and skilled coaching. They are also in the schools providing support. Anyone can call for help.

**ACTION AGENDA
APPROVAL OF MINUTES
JANUARY 27, 2025**

Minutes for the January 27, 2025 Regular Session meeting were presented to the Commissioners for approval. Commissioner Stacey Franz made the motion to approve the minutes. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

**APPROVAL OF MEMORANDUM OF THE EXECUTIVE SESSION
JANUARY 27, 2025**

Minutes for the January 27, 2025 Executive Session meeting were presented to the Commissioners for approval. Commissioner Stacey Franz made the motion to approve the minutes. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

JANUARY 28, 2025

Minutes for the January 28, 2025 Executive Session meeting were presented to the Commissioners for approval. Commissioner Terry Phillippe made the motion to approve the minutes. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

**2025 APPOINTMENTS
PARKS BOARD**

At the last meeting, it was discussed the possible appointment of Gary Meyer to the Parks Board. He has served on the Board before as well as on the County Council. This is who the Parks Board as a whole wanted. Commissioner Stacey Franz made the motion to appoint Gary Meyer. Commissioner Sarah Seaton seconded the motion. The motion carried 2-1 with Terry Phillippe opposing.

BOONVILLE-WARRICK COUNTY PUBLIC LIBRARY

The Library Board would like to retain Annette Goldenberg on the board. She is willing and has signed the necessary documentation. Commissioner Stacey Franz made the motion to retain Ms. Goldenberg. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

YOUTH CARE CENTER DETENTION SERVICE AGREEMENT CONTRACT ADDENDUM

Pressley Carwile, the Juvenile Probation Officer, was present to answer questions for the Circuit Court request. Commissioner Phillippe asked if this was in the budget. She wasn't sure, but Judge Granger sent an email to the Commissioners explaining what this was and the issue they were having. They are already spending money beyond current contract because they run out of beds. They then have to be sent to another facility at additional costs. She went over what they have struggled with in trying to place the juveniles. The need is growing. They have been offered another bed. There was a brief discussion on the new bed, the budget, and the timeline.

Commissioner Phillippe asked who would go before the Council to ask for the additional money. Ms. Carwile said that is something Judge Granger would have to address.

Commissioner Phillippe would really like to see a facility in Warrick County. Ms. Carwile said she has been working with Sheriff Wilder on the Historic Jail which included a walk-through with the Youth Care Center Director. She has been given the paperwork to get it started. The building has a lot of potential, but there will be a funding issue. She is also working with Ms. Sherrie Sievers. It would not only be a benefit to Warrick County, but to the surrounding Counties. The Youth Care Center is very easy to work with.

Commissioner Franz was concerned about losing the bed. Ms. Carwile said the Youth Care Center is willing to work with them. If it needed to wait until the next meeting to get questions answers, she doesn't see a problem with it. Commissioner Phillippe was just as concerned about the budget and not having the money. Commissioner Seaton and Franz felt they would go over anyway spending the money at other facilities.

Administrator Bennett-Stearsman said that the old contract has expired so the new contract with addendum will be effective January 1, 2025 through December 31, 2027. It includes three male beds and one female bed. Sheriff Wilder said that they will be over budget either way and will probably be going back to Council soon. They need this bed. Commissioner Stacey Franz made a motion to approve the new contract with the extra bed. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

**COUNTY ADMINISTRATOR
CONSENT AGENDA**

County Administrator Debbie Bennett-Stearsman presented the following items on the Consent Agenda for approval:

1. 2025 Holiday Ordinance 2025-04 Amendment
2. AP Voucher dated 2/10/2024 in the amount of \$3,220,223.12
3. Payroll Voucher for 2/7/2025 in the amount of \$676,974.38
4. Treasurer's January Report
5. Warrick County BEAD Support Letters – these are vendors that supply wi-fi service in the area. The vendors are AT&T, Charter Spectrum, and Mainstream. They get points on their points scale.

Commissioner Terry Phillippe made the motion to approve the items on the Consent Agenda. Commissioner Stacey Franz seconded the motion. Attorney Whitehead clarified that the number is being assigned for the Holiday Ordinance. It is 2025-04. The motion carried 3-0.

(Ordinance 2025-04 is located on Page 10 of these Official Minutes)

CONFLICT OF INTEREST MIKE WILSON – SHERRIE SIEVERS

Conflicts of Interest forms were presented for Mike Wilson and Sherrie Sievers. Mr. Wilson is the new County Clerk and also owns Kitchen Traditions who is currently doing business with a County. Sherrie Sievers, who is the County Acquisitions Administrator, also serves on the Boonville City Council. Ms. Bennett-Stearsman reviewed the conflicts for both individuals.

Commissioner Seaton thought that the forms were a blanket form. Attorney Whitehead said that a form should be filled out for each contract or conflict that arises. There was a brief discussion on the approval and submission of Conflicts of Interest.

Commissioner Terry Phillippe made the motion to approve the Conflicts of Interest. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

LIFT STATION PUMP AT 4H FAIRGROUNDS.

Acquisitions Administrator Sherrie Sievers and Maintenance Manager Brad Downing presented. The lift station is located near the Sheriff's Office off Highway 62 East. Ms. Sievers reviewed IC Code. There were three quotes requested: KLM Service at \$17,474.28, Shaeffer Pump at \$11,850.00, and Hydromaxx at \$4,648.58. received. There was discussion on the pumps and what was quoted.

The Commissioners questioned the large difference in price. Hydromaxx is significantly cheaper, but will not do the electrical work. Mr. Downing said that he would do the electrical. He also reviewed the station and how long it will take to get the new pump in.

President Seaton said that the Hydromaxx quote was bare bones and asked if the equipment was the same as the other two. Mr. Downing said that it was all the same, just different brand names. Ms. Sievers said she could contact them and put down in writing exactly the pump that is being used. Commissioner Phillippe felt it was more just a thing with the capabilities of their quoting software.

Commissioner Phillippe and Mr. Downing had a brief conversation about the pumps that are currently there. They also talked about the ages of the pumps. Ms. Bennett-Stearsman thought she had seen that the work was originally done in 2012. The one pump has been down since the fall. They also discussed the cost difference with the electrical wiring.

President Seaton wanted to clarify that the actual bid for Hydromaxx is \$5,398.58. Mr. Downing recommended Hydromaxx and said they have been very satisfied with the work they have done in the past. Commissioner Terry Phillippe made the motion to approve the quote by Hydromaxx. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Hydromaxx Bid is located on file in the Auditor's Office)

ACQUISITIONS ADMINISTRATOR DECLARATION OF SURPLUS OF OLD EOC AND EMA OFFICE WHITEBOARDS

Ms. Sievers presented. This was to declare the items surplus. There are six whiteboards. Commissioner Terry Phillippe made the motion to declare surplus. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

WEIGHTS AND MEASURES TRAILER HITCH

Ms. Sievers then presented a trailer hitch for the Weights and Measures Department for the new trailer totaling \$522.56. The low-profile side access calibration trailer is being built and should be here in March. It is being purchased from what is considered a sole source provider. The Weights and Measures Inspector Mike Arnold drives a 2020 Durango that was passed down from the Sheriff's Department. That will need to be set up to handle the new trailer. She had requested three quotes for the hitch: Meyer's Truck Equipment at \$522.56, Lyle Trailer Sales at \$532.00, and Barton Automotive Services who didn't provide an estimate. It would fall under the Commissioners' budget. Ms. Sievers questioned using ARPA funds. Ms. Bennett-Stearsman said funds were available, but they would have to go to County Council for the appropriation. Commissioner Terry Phillippe made the motion to approve the purchase out of the Commissioners' budget not ARPA for \$522.56. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Meyer's Truck Equipment Bid is located on file in the Auditor's Office)

PURCHASE OF NEW RADIOS FOR CORONER'S OFFICE.

County Coroner Allissa Enright was present to answer questions. Ms. Sievers said that Ms. Enright has seven deputy coroners. Motorola holds the QPA for the State. Since she wants no conflict, these would come from Motorola and not ERS. She also went over all the emergency service providers in the county who all use these Motorola radios. They

would be able to coordinate at the State level during a State-wide emergency. Also, being able to switch to a mutual channel, helps communications with essential teams with the Sheriff, EMA, and others in case of mass casualties. Ms. Sievers also gave population numbers of surrounding counties and their Coroner Deputies. Spencer, Vanderburgh, Gibson, and Perry all have radios. Warrick has none. She also reviewed how the Coroner's Office supports the County and those who live in it. The Coroner's Office would like to have the APX N50 verses the APX N30. The cost for the preferred radio is \$44,871.17. With a discount, the total would be \$40,565.87. The N30 is \$39,087.97. She did not ask for the discounted amount for the N30 as it was not the one requested by the Coroner. The discount is through the Kentucky State Police because we border Kentucky. The Commissioners received comparisons on both radios. They also received recorded deaths over the last year. They are already up to ninety-seven deaths in 2025. It's significantly higher than the beginning of last year. She said it was essential that the Coroner's Office is equipped with the necessary tools. The funding would come from E911 as it does cover County Coroners.

Commissioner Seaton addressed the need and that she was very much in favor of the purchase. Historically, the Coroner's Office doesn't ask for much. Over the years, they have had hand-me-down radios that become obsolete and don't work with the systems. Commissioner Franz was in agreement with Commissioner Seaton and had received an email outlining the use and the need.

Commissioner Phillippe thought that they should see about getting some of the radios from the Sheriff's Office so that the Sheriff's Office can buy radios that he can use to operate in the schools for the SRO's and hospitals that way they can knock out two birds with one stone. He asked about how many calls she received in a month. Ms. Enright said they are at about three deaths a day. Their numbers right now are pandemic numbers. The County is growing and the Coroner's Department is growing stagnant as to what they have and are using. A lot of what they are doing is not in line with the rest of the State. Smaller counties do more and have more. She just asking to start out at a base level. Ms. Enright also said there have been discussions on getting the Sheriff's backups, but they have found there is no source for replenishing what is broken. So, you may start out with ten, but they aren't under warranty and before you know it you're down to a few radios with no way to replenish. She feels that starting fresh and getting on a rotation for a replacement planned. Commissioner Phillippe said that he supported them having radios, but he's trying to figure out how much radio traffic they would have. President Seaton said that historically, they have relied on cell phones, but if the cell phones went down, there would be no communication with people that needed to be there.

Ms. Enright said that right now, they don't have a way to listen to the radio traffic and what is going on. They shouldn't have to rely on someone to call them for the information when they have their own job to do. They should be able to listen to be up to date. The process is being delayed and also causing some safety issues. Commissioner Seaton agreed on them having a heads up to help increase response time. It also helps relieve other resources. Commissioner Stacey Franz made the motion to approve the purchase. Commissioner Terry Phillippe seconded the motion stating that he thought there was a better way to do it, but he wanted to support them. The motion carried 3-0.

(Motorola Invoice is located on file in the Auditor's Office)

ICE CONTRACT FOR SCALES LAKE

Ms. Sievers presented the annual ice contract for Scales Lake. They currently have a contract with Celebration Ice. She contacted three companies for quotes: Celebration Ice, Home City Ice, and Reddy Ice. Neither Home City Ice or Reddy Ice responded. Celebration Ice quoted \$1.00 per seven-pound bag. This is an increase, but Scales Lake will still be able to maintain a profit of a \$1.00 on each bag. An updated County contract has been provided and all updated forms and information that are required now by the County for the contracts. Commissioner Stacey Franz made the motion to approve. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

(Celebration Ice Contract is located on file in the Auditor's Office)

ADDITION OF CERTIFIED MAIL WITH A RETURN RECEIPT FEATURE TO THE NEW POSTAGE MACHINE

It was inquired by an employee in the Prosecutor's Office about the addition of a Certified Mail feature to the new postage machine located in the Judicial Center. To add this feature would be a one-time fee of \$2,895.00 to install. There is also an annual fee. Ms. Sievers reviewed the fee. She also sent out emails to other offices to see who would use the feature and if money was in their budgets for that. So far, she only received one response and it was that they didn't used that. She has a few other offices to talk to in order to get an estimated use. The Commissioners decided to table until Ms. Sievers could get more information from each department. Commissioner Stacey Franz made the motion to table. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

VERMEER CONTRACT FOR CHIPPER (ARPA)

ARPA funds were approved for the Vermeer Wood Chipper Contract for the Highway Department. They are waiting for their legal team to review the required County Contract paperwork. Ms. Sievers went over some of the particulars of the what was happening with the paperwork.

Ms. Sievers also wanted to say that she was facing some challenges with some of the paperwork, in particular the COI for equipment or goods. Attorney Whitehead said that when they have the upcoming meeting on those matters, it is something that can be discussed. Ms. Bennett-Stearnsman said that they have received the COI, but not the contract. Ms. Sievers said that it would maybe need to be tabled. Attorney Whitehead said that it could be approved if the Commissioners wished to, subject to the company's legal team approving it. Commissioner Terry Phillippe made the motion to approve as stated. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Vermeer Contract is located on file in the Auditor's Office)

COUNTY HIGHWAY/ ENGINEER WAIVER APPLICATION FOR IDEM

County Engineer Bobby Howard said that he was approached by Joe Beard and Sons. They are in the process of applying for a permit from IDEM. This is to store restaurant grease on their property. IDEM said where it needed to go up near the roadway and they need a waiver from the County that they are okay with the containers being within 300 feet of the roadway. They would be 40-45 feet from the road, outside of the road right of way or any easements. Mr. Howard doesn't think there is an issue with them. But they need that in an agreement or waiver from the County that there is no issue so they can get the permit from IDEM.

Commissioner Phillippe asked if it was different than what they did last year. Mr. Beard said that this was another step in the process. He went over the project on the property. Where the storage will be gets it away from the residents and businesses. They have to have the storage permit before they can get the solidification permit. It is all apart of the process.

Commissioner Phillippe wanted to have a little more discussion because there are new people at the table. He made the motion to table. Commissioner Sarah Seaton seconded the motion. The motion carried 3-0.

EPWORTH ROAD PHASE 2-DRAFT CONTRACT

County Engineer Bobby Howard said this is for the Phase 2 Draft Contract for the Epworth Road Preliminary Engineering and Right-of-Way Services. The Epworth Road Project had to be broken up into two phases to meet certain deadlines for environmental so that funding wasn't lost. He gave a brief review of the project. It is a Federal Aid Project. The total cost on the agreement is \$922,815.00. Legal is good with everything. Commissioner Stacey Franz made the motion to approve. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

(INDOT PE & ROW Services Contract is located on file in the Auditor's Office)

COUNTY ATTORNEY HEALTH DEPARTMENT TERRELL, BORN, SULLIVAN & FIESTER CLAIM

County Attorney Cliff Whitehead presented a claim for legal services from the Health Department in the amount of \$925.00 for Terrell, Born, Sullivan and Fiester. He has provided the legal analysis for the claim. He said it was now up to the Commissioners to approve or reject the claim. Commissioner Terry Phillippe made the motion to approve it for payment. Commissioner Stacey Franz seconded the motion. The motion carried 3-0. This will be paid from the Health Department Budget.

APRIL EDWARDS - CLAIM

Attorney Whitehead presented a second claim for legal services for the Health Department Board by the law firm of April Edwards. He provided legal analysis for that claim as well. It was up to the Commissioners to approve or reject the claim.

Commissioner Terry Phillippe made a motion to reject the claim.

Commissioner Franz said she thought she should be paid. She was hired to do a job and did that for the three months that was billed. Contrary to what was told, she was not hired by Aaron Franz, but by Dr. Yeager and was approved by the Health Board. They have documentation by the Board that everyone wanted her as their attorney. She went over some of the specifics of the scope of work.

Commissioner Seaton does believe she should be paid, she did the work, and there was a contract. There was a question on whether the contract was entered into legally and the scope of the contract. The Health Department does have the right to hire an attorney for a specific matters. Her only concern was the broadness with the contract. Commissioner Franz and Commissioner Seaton had a brief discussion on the contract, responsibilities, and the relation to Indiana law.

April Edwards was present and spoke to the contract as well as some of the timeline and scope of work. There was also a lengthy discussion on Indiana Code. Attorney Whitehead cautioned the Commissioners that there has been a tort claim notice served on the current Commissioners by Ms. Edwards which states that she is preserving certain legal rights to bring action against the County which is her right to do. But, he would caution any Commissioner that anything that is said, in this venue, could be used against the County and in any further litigation.

Commissioner Seaton said that she doesn't know or fully understand or maybe agree with practices for legal services in the past. She certainly didn't agree with how this one played out. She knows Ms. Edwards did the work and is owed the money. The question is who owes the money. Ms. Edwards then reviewed with Commissioner Seaton Indiana Code and the scope of the contract. There was a lengthy discussion on these matters. Ms. Edwards also went over some of the history of events and how they pertained to the law.

President Seaton stated that she would appreciate the time to research more into the history as well as the Statutes so she has a more thorough understanding to get to a resolution and respectfully asked to table it. Ms. Edwards said that she respected that, but she has been waiting for over a year to get paid for something that was tabled by the former Commissioners every single time it was on the agenda. Everyone else has been paid in relation to this matter except for her. It is a huge number for a small business. She understands they are new to the Board, but she would ask that it be moved to the top of the pile.

President Seaton called for a second for Commissioner Phillippe's motion to reject. There was no second. Motion to reject failed.

Commissioner Stacey Franz made the motion to table the claim. Commissioner Sarah Seaton seconded the motion to table. The motion carried 3-0.

**SHERIFF
TERMINATION OF HEALTH SERVICES AGREEMENT
HEALTHCARE SERVICES AGREEMENT FOR NEW PROVIDER**

Sheriff Wilder was present and looking to change the healthcare for the jail inmates and feels it is in the best interest for the County. They are one of the only Counties still with the current provider in the Tri-State Area. Both are about the same in cost, but he feels like they will save some money on the fees with the new provider. The new provider is ready to take over. Attorney Whitehead said he has reviewed everything and wanted both the termination and the agreement for the new provider done in the same motion to avoid any lapse in coverage. The new vendor will also be able to handle the new increase when the new jail is up and running. Commissioner Terry Phillippe made the motion to terminate the current health services agreement and enter into the new provider agreement. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

(Healthcare Services Agreement is located on file in the Auditor's Office)

COMMISSIONER ITEMS FOR DISCUSSION

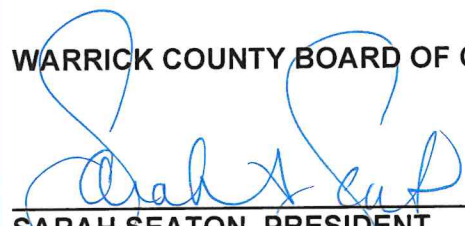
Stacey Franz – Commissioner Franz wanted to share a positive that was going on in Warrick County. She said that she recently went to the Drug Court Graduation. There were four people that graduated. She loved every moment and wanted to point out there are good things going on the County. The graduates shared their testimony. They have decided to do something different with their lives, to do something better. Commissioner Franz thanked the Court Services and the Judge and all involved for all their work.

ADJOURNMENT

The next Warrick County Commissioners' meeting will be held on Monday, February 24, 2025 in the Commissioners' meeting room at 4:00 PM. Commissioner Terry Phillippe made the motion to adjourn. Commissioner Stacey Franz seconded the motion. The motion carried 3-0.

Meeting adjourned at 5:47 PM.

WARRICK COUNTY BOARD OF COMMISSIONERS



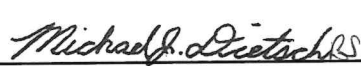
SARAH SEATON, PRESIDENT



STACEY FRANZ, VICE PRESIDENT



TERRY PHILLIPPE, MEMBER

ATTEST: 

MICHAEL J. DIETSCH, AUDITOR
WARRICK COUNTY, INDIANA

Minutes Respectfully Submitted by Kristine Georges, Official Recording Secretary

WARRICK COUNTY COMMISSIONERS ORDINANCE # 25-01
PLAN COMMISSIONER DOCKET # PC-R-25-01
AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA COMPREHENSIVE ZONING
ORDINANCE BY REZONING CERTAIN
REAL ESTATE IN WARRICK COUNTY, INDIANA

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA:

Section 1. That the Warrick County, Indiana Comprehensive Zoning Ordinance and the Warrick County Zoning District Maps dated February 1, 2005, and made a part of said Ordinance, be and the same are hereby amended as follows:

That the boundaries of the "A" Agricultural, as shown on said Warrick County Zoning District Maps, be amended as to the following described real estate:

Part of the Northwest Quarter of the Southwest Quarter of Section Twenty-two (22), Township Six (6) South, Range Nine (9) West, located in Warrick county, Indiana, more particularly described as follows: Beginning a distance of Three Hundred Thirty-one (331) feet North of an iron pin in the center of Libbert Road, which iron pin is also at the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section Twenty-two (22), Township Six (6) South, Range Nine (9) West; running thence East, a distance of One Thousand Three Hundred Forty (1340) feet to a point on the East line of said Quarter Quarter Section; thence North along said Quarter Section line, a distance of Three Hundred Thirty and Five Tenths (330.5) feet; thence West a distance of Four Hundred Forty-eight and Eight Tenths (448.8) feet to an iron pin, thence South, a distance of Fifty (50) feet, thence West a distance of Eight Hundred Seventy One and Two Tenths (871.2) feet, thence South, a distance of One Hundred Fifteen (115) feet, thence East, a distance of Eight Hundred Ninety-one and Five Tenths (891.5) feet, thence South, a distance of Fifty and Five Tenths (50.5) feet, thence West, a distance of Six Hundred Seventy-one and Five Tenths (671.5) feet, thence South, a distance of Five (5) feet, thence West a distance of Two Hundred Twenty (220) feet, thence South, a distance of One Hundred (100) feet to the place of beginning.

which real estate is now zoned and classified as part of the "A" Agricultural District, as shown on the aforesaid Warrick County Zoning District Maps, so that said above-described real estate shall be and the same is hereby rezoned and reclassified from said "A" Agricultural District to said "C-4" General Commercial District.

Section 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

President,

Member,

Member,

BOARD OF COMMISSIONERS
WARRICK COUNTY, INDIANA

ATTEST:

County Auditor

Date Approved

I affirm under the penalties for perjury, that I have taken reasonable care to reflect each official security number in this document, unless required by law.

This document prepared by Ronald A. Willis member

WARRICK COUNTY COMMISSIONERS ORDINANCE # 25-02
PLAN COMMISSIONER DOCKET # PC-R-25-02
AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA
COMPREHENSIVE ZONING ORDINANCE BY REZONING CERTAIN
REAL ESTATE IN WARRICK COUNTY, INDIANA

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA:

Section 1. That the Warrick County, Indiana Comprehensive Zoning Ordinance and the Warrick County Zoning District Maps dated February 1, 2005, and made a part of said Ordinance, be and the same are hereby amended as follows:

That the boundaries of the "A" and R-2B, as shown on said Warrick County Zoning District Maps, be amended as to the following described real estate:

Part of Tract 2 in Gateway Center Minor Subdivision (Amended), as per plat thereof, recorded in Document Number 2005R-013132; Parcel 3 in Epworth Road Minor Subdivision, as per plat thereof, recorded in Document Number 2010R-005235; and Lot 1 in Epworth Lincoln Subdivision II, as per plat thereof, recorded in Document Number 2020R-010611, all in the Office of the Recorder of Warrick County Indiana, being part of the Northwest Quarter of Section 29, Township 6 South, Range 9 West, Ohio Township, Warrick County Indiana being more particularly described as follows:

Commencing at the Southwest Corner of the Southeast Quarter of the Northwest Quarter of said Section 29, thence along the south line of said Quarter Quarter Section, Section 89 degrees 38 minutes 50 seconds East 13.58 feet; thence North 00 degrees 33 minutes 38 seconds East 65.50 feet to the north right-of-way line of Lincoln Avenue, said point being the southwest corner of said Lot 1 in Epworth Lincoln Subdivision II, being the point of curvature of a curve to the left having a radius of 22983.31 feet and a delta angle of 00 degrees 20 minutes 05 seconds from which the long chord bears South 89 degrees 37 minutes 05 seconds West 134.26 feet, said point being the POINT OF BEGINNING; thence running along said north right-of-way line until noted, along the arc of said curve 134.26 feet; thence South 89 degrees 27 minutes 03 seconds West 162.73 feet to the point of curvature of a curve to the right having a radius of 17123.73 feet and a delta angle of 00 degrees 03 minutes 26 seconds from which the long chord bears South 89 degrees 28 minutes 46 seconds West 17.06 feet; thence along the arc of said curve 17.06 feet to a point of intersection with a non-tangential line; thence North 87 degrees 02 minutes 07 seconds West 289.17 feet; thence South 65 degrees 26 minutes 47 seconds West 59.08 feet; thence North 89 degrees 31 minutes 06 seconds West 92.58 feet to the intersection of the said north right-of-way line and the west line of Tract 2 in said Gateway Center Minor Subdivision (Amended); thence following the boundary of said Tract 2 until noted, North 11 degrees 20 minutes 28 seconds West 463.86 feet; thence North 14 degrees 02 minutes 04 seconds West 607.78 feet; thence North 10 degrees 24 minutes 08 seconds West 203.77 feet; thence North 18 degrees 14 minutes 55 seconds West 29.26 feet; thence South 81 degrees 26 minutes 06 seconds East 145.77 feet; thence South 62 degrees 24 minutes 59 seconds East 125.77 feet to the point of curvature of a curve to the left having a radius of 302.00 feet and a delta angle of 56 degrees 27 minutes 36 seconds from which the long chord bears North 89 degrees 21 minutes 14 seconds East 285.70 feet; thence along the arc of said curve 297.59 feet to a point of intersection with a non-tangential line; thence South 89 degrees 41 minutes 25 seconds East 288.01 feet; thence South 00 degrees 33 minutes 38 seconds West 83.00 feet to the northeast corner of said Parcel 3; thence said Epworth Road Minor Subdivision; thence along the north line of said Parcel 3, South 89 degrees 41 minutes 23 seconds East 470.31 feet to the northeast corner of said Parcel 3; thence along the east line of said Parcel 3, South 00 degrees 41 minutes 07 seconds West 188.00 feet to the southeast corner of said Parcel 3, said point located on the boundary of Lot 1 in said Epworth Lincoln Subdivision II; thence following the boundary of said Lot 1 the remaining calls, South 89 degrees 41 minutes 53 seconds East 810.30 feet; thence South 03 degrees 21 minutes 43 seconds West 78.40 feet; thence North 87 degrees 58 minutes 03 seconds South 80 degrees 30 minutes 21 degrees 44 minutes 17 seconds West 389.46 feet; thence South 80 degrees 30 minutes 21 degrees 89 degrees West 87.33 feet; thence South 00 degrees 40 minutes 49 seconds West 285.81 feet; thence North 90 degrees 00 minutes 00 seconds West 195.01 feet; thence South 00 degrees 40 minutes 49 seconds West 39.58 feet; thence South 37 degrees 28 minutes 44 seconds West 158.33 feet; thence South 01 degrees 08 minutes 38 seconds West 339.36 feet to a point on the north line of Lincoln Avenue; thence along said north line the remaining calls, North 89 degrees 37 minutes 24 seconds West 99.92 feet to the point of curvature of a curve to the left having a radius of 22978.31 feet and a delta angle of 00 degrees 15 minutes 02 seconds from which the

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long chord bears North 89 degrees 44 minutes 55 seconds West 190.45 feet; thence along the arc of said curve 190.45 feet to a point of intersection with a non-tangential line; thence North 84 degrees 14 minutes 37 seconds West 20.41 feet to the point of curvature of a curve to the left having a radius of 22983.31 feet and a delta angle of 00 degrees 20 minutes 05 seconds from which the long chord bears South 89 degrees 37 minutes 05 seconds West 134.26 feet; thence along the arc of said curve 134.26 feet to the point of beginning, containing 1,298,112 square feet (29.59 acres) more or less.

which real estate is now zoned and classified as part of the "A" and R-2B zoning district, as shown on the aforesaid Warrick County Zoning District Maps, so that said above-described real estate shall be and the same is hereby rezoned and reclassified from said "A" and R-2B to said "C-4" District.

Section 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

President,

Member,

Member,

BOARD OF COMMISSIONERS
WARRICK COUNTY, INDIANA

ATTEST:

County Auditor

Date Approved

I affirm under the penalties for perjury, that I have taken reasonable care to reflect each official security number in this document, unless required by law.

This document prepared by Joshua E. Clapham

4931-6142-1825.v2

WARRICK COUNTY COMMISSIONERS ORDINANCE # 25-03
PLAN COMMISSION DOCKET # PC-R-25-03
AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA
COMPREHENSIVE ZONING ORDINANCE BY REZONING CERTAIN
REAL ESTATE IN WARRICK COUNTY, INDIANA

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF WARRICK
COUNTY, INDIANA:

Section 1. That the Warrick County, Indiana Comprehensive Zoning Ordinance and the Warrick County Zoning District Maps dated February 1, 2005, and made a part of said Ordinance, be and the same are hereby amended as follows:

That the boundaries of the Agricultural (A) District, as shown on said Warrick County Zoning District Maps, be amended as to the following described real estate:

Part of the East Half of the Southeast Quarter of Section 20, Township 6 South, Range 9 West, Ohio Township, Warrick County, Indiana, more particularly described as follows:

COMMENCING at 1" iron pin found at the Southeast Corner of said Half Quarter Section; thence North 00° 17' 11ft East, along the East line thereof, 174.41 feet to a 5/8" iron pin found under the asphalt; thence South 82° 11' 53ft West - 36.31 feet to a 5/8" iron pin with Morley Cap found at the POINT OF BEGINNING; thence North 00° 17' 11ft East - 925.14 feet to a 5/8" iron pin with Morley Cap, found; thence with a curve to the left, concave Southwesterly, having a central angle of 89° 17' 44ft, an arc length of 296.07 feet, a radius of 190.00 feet from which the chord bears North 44° 21' 40" West - 267.04 feet to a 5/8ft iron pin with Morley Cap, found; thence North 89° 00' 32ft West - 432.12 feet to a 5/8ft iron pin with Morley Cap, found on the West line of said real estate; thence South 00° 18' 11ft West, along said West line, 1,140.65 feet to a 5/8" iron pin set on the North Right-of-Way of State Road 66; thence South 89° 28' 25ft East, along said Right-of-Way, 423.37 feet to a 5/8" iron pin, set; thence North 84° 14' 08" East, along said Right-of-Way, 28.03 feet to a 5/8" iron pin with Morley Cap, found; thence North 83° 52' 18ft East, along said Right-of-Way, 170.26 feet to the POINT OF BEGINNING and containing 15.9778 acres, more or less.

Subject to all easements, restrictions, rights-of-way and public roadways of record.

which real estate is now zoned and classified as part of the Agricultural (A) District, as shown on the aforesaid Warrick County Zoning District Maps, so that said above-described real estate shall be and the same is hereby rezoned and reclassified from said Agricultural (A) District to said General Commercial (C-4) District.

Section 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

President

Member

Member

BOARD OF COMMISSIONERS
WARRICK COUNTY, INDIANA

ATTEST:

County Auditor
2-10-25
Date Approved

I affirm under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

Michael J. Lonnberg
Signature

Michael J. Lonnberg
Printed Name

This document prepared by: Michael J. Lonnberg, Stoll Keenon Ogden PLLC

WARRICK COUNTY COMMISSIONERS ORDINANCE 2025-04

WHEREAS, Indiana Code 5-10-6-1 provides that the Warrick County Board of Commissioners shall, by ordinance, establish dates designated to be Holidays for the year;

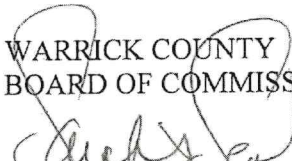
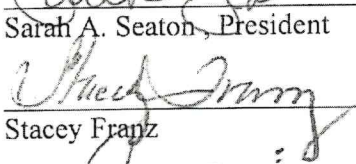
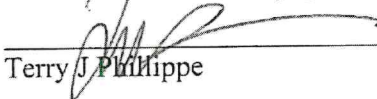
NOW, THEREFORE, be it ordained by the Warrick County Board of Commissioners that said Board establishes the following days as legal holidays for the year 2025:


OBSERVED

New Year's Day	Wednesday	January 1
Martin Luther King, Jr. Day	Monday	January 20
President's Day	Monday	February 17
Good Friday	Friday	April 18
Memorial Day	Monday	May 26
Independence Day	Friday	July 4
Labor Day	Monday	September 1
Columbus Day	Monday	October 13
Veterans' Day	Tuesday	November 11
Thanksgiving Break	Thu-Fri	November 27 & 28
Christmas Eve & Christmas	Wed-Thu	December 24 & 25
New Year's Eve	Wednesday	December 31
*Employee Birthday		

Being a non-election year, an employee's birthday will count as a holiday in 2025 to be taken on the employee's birthday or the next consecutive day if the birthday falls on a weekend or a scheduled holiday.

This Ordinance is amended, passed and ordained this 10 day of February, 2025.

WARRICK COUNTY
BOARD OF COMMISSIONERS

Sarah A. Seaton, President

Stacey Franz

Terry J. Phillippe

ATTEST:

Michael J. Dietsch, Auditor