

WARRICK COUNTY SOLID WASTE
MANAGEMENT DISTRICT
BOARD MEETING MINUTES 09-30-16
12:00 p.m.

The Warrick County Solid Waste Management District meeting was called to order with Marlin Weisheit presiding. The call of roll showed the following to be present: Greg Richmond, David Talley, Marlin Weisheit and Mayor Charlie Wyatt. Also present were Todd Glass-District Attorney, Scott Anslinger and Jamie Kessner. Not in attendance was Kristi Adams, Richard Reid and Don Williams.

Public Comment: There was no public comment.

Attorney's Report:

Todd Glass reported:

- A. **Proposed Engagement Contract with Umbaugh for Parcel Study Services:** Mr. Glass presented the Board with a proposed engagement letter and typed exhibits from Umbaugh & Associates for the establishment of user fees and development of a user fee database for the District. Mr. Glass also stated the engagement would include parcel study and financial analysis that the District would need to move forward with an assessed fee transition. Mr. Glass stated he reviewed and approves of the proposed engagement. Umbaugh would work with Sarah Redman, Warrick County Assessor to identify parcels and types; Umbaugh's services are capped at \$15,000. Mayor Charlie Wyatt made motion to approve Marlin Weisheit as SWMD Board President sign and enter into the engagement with Umbaugh & Associates. David Talley seconded motion. Motion carried 4-0.

The Finance Committee agreed to work with Umbaugh & Associates on the financial studies and database development conducted for the District on establishment of user fees estimated to be adequate to provide for the necessary revenue requirements currently funded with property tax collections. The current District Finance Committee Members are Greg Richmond, David Talley and Don Williams.

- B. **Discussion of Retention of Barnes & Thornburg Services:** Mr. Glass presented the Board with legal research questions on action items regarding the Solid Waste District. Mr. Glass requested the Board's direction to follow up on these questions; he previously gave his legal opinions to the Board, on these questions, because there is no clear written answer in Indiana law. Mr. Glass recommended the retention of Mr. Bradley Bingham who is a partner at Barnes & Thornburg in the Governmental Services & Finance Department of the firm's office in Indianapolis, Indiana to confirm and verify, in written form, their corroborating conclusions to the three legal research questions; Barnes & Thornburg LLP has previously worked with the District and County Commissioners. David Talley made motion to approve Mr. Bingham with Barnes & Thornburg LLP to provide the District with additional answers to the 3 legal research questions, not to exceed \$5,000. Mayor Charlie Wyatt seconded motion. Motion carried 4-0.
- C. **Other:** Mr. Glass informed the Board the official dismissal of the NWRA lawsuit has been provided and printed.

Other Business:

Mayor Charlie Wyatt requested the District Board address the topic of taking drivers licenses at the scale window on Pelzer Road, at the October SWMD Meeting.

The next regular SWMD Board Meeting will be on Thursday, October 20, 2016 at noon in the Commissioner's meeting room.

The County Council Budget Meeting will be on Thursday, October 6, 2016 at 7:00 p.m. in the Commissioner's meeting room.

Adjournment: David Talley made motion to adjourn, seconded by Marlin Weisheit. Motion carried.

Submitted By:
Jamie Kessner
Administrative Assistant

Charles R. Wyatt
David Talley
Justin Adams
Don Williams
Greg Kirkmood
Marlin Weisheit