

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
OCTOBER 20, 2005**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on October 20, 2005 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Edward Meyer, Vicky Kent Haire and Ralph Guthrie, County Auditor Barbara Haas, County Attorney Daniel Moore, Secretary Angela Coleman, and Deputy Auditor Theresa James.

Nathan Samuels, M.S., Executive Director Childplace, spoke to the Commissioners regarding the Child Place Transitional/Maternity Home. Mr. Samuels advised the Commissioners that the five year period has ended on IDOC CDBG Grant # CF-95-121 for the construction of the Child Place Transitional/Maternity Home. Pursuant to the grant agreement the real estate had to be owned by Clark County for a period of five years. Mr. Samuels presented the Board with the Certificate of Project Completion dated March 22, 1999. At the request of Mr. Samuels, Commissioner Haire made a motion to approve and authorize President Meyer's signature on a deed from Clark County to Child Place. The motion was seconded by Commissioner Guthrie and passed 3-0.

John Montgomery, Attorney, along with a number of other members of the **Twelve Mile Island Sewer Project Committee** attended the meeting regarding sanitary sewers for their area. These members are residents of **Longview Beach, Upper River Road** and Conservation Drive. Mr. Montgomery spoke for the group with a request for the Board's support in this matter and stated that they are not requesting funding from the County. Mr. Montgomery submitted the following Exhibits for the record:

Exhibit "A" Income and Expenses **Twelve Mile Island Sewer Project** account information.

Exhibit "B" A copy of a letter to the **Clark County Regional Water and Sewer District Board**.

Mr. Moore asked Mr. Montgomery if there was anything in the covenants of the real estate that obligates Jeffersonville to service utilities on these parcels. Mr. Montgomery assured Mr. Moore that there were not. All three Commissioners verbally gave their support for the project. Commissioner Guthrie suggested that Mr. Montgomery and the residents attend the Regional Water and Sewer District Board. Commissioner Guthrie made a motion to approve and sign **Commissioner Resolution 12-2005** (A Resolution Outlining Policy of Board of Commissioners with Respect to Sewer Service in Unincorporated County). Commissioner Haire seconded the motion and it passed 3-0.

Judy DeSemone, Attorney for the Regional Sewer and Water District Board, announced that the next meeting of the Regional Sewer and Water District Board will be held October 26, 2005.

Commissioner Haire made a motion to approve and sign Commissioner's Resolution 13, 2005 (A Resolution Approving Payment of Juvenile Incarceration Obligation and Requesting Issuance of General Obligation Bonds). Commissioner Guthrie seconded the motion and it passed 3-0.

Planning and Zoning Resolution 19-2005 (Robert Lynn Company) was called for public hearing. Attorney Greg Fifer, Applegate and Fifer Law Firm, appeared representing Mr. Lynn. Attorney Jack Vissing appeared representing a group of remonstrators to the petition. A large number of the people were in attendance regarding this proposed resolution. On behalf of Mr. Lynn, Mr. Fifer, stated for the record, an objection to Mr. Vissing representation in this matter. Mr. Fifer distributed copies of the Final Proposed Preliminary Plan for the Commissioner's review. Mr. Lynn presented the following three exhibits for the record:

1. A document with forty five signatures in support of Planning and Zoning Resolution 19-2005 (Robert Lynn Company). (See attached)
2. A document with forty two signatures of Clark County Citizens and residents of Eagle Ridge Subdivision. (See attached)
3. A list of Mr. Lynn's expenses. (See Attached)

Mr. Vissing distributed copies of a booklet with the documents that he went over in his presentation in opposition.

Mr. Mike Lindley, was next to address the Board in opposition of Planning and Zoning Resolution 19-2005. Mr. Lindley presented the following exhibits for the record:

- B. 16 pictures of Lynn Drive, Charlestown
- C. 16 pictures of Bethany Farms Neighborhood
- D. 16 pictures Company Farms & Eagle Ridge Development

Larry Lynn, Brother of Robert Lynn, Missy Lantrip, 1133 West Street, New Albany, and Wallace Hitt spoke in favor of Planning and Zoning Resolution 19-2005.

Commissioner Haire stated that this proposed development does not satisfy what she considers to be a PUD (Planned Unit Development). Commissioner Haire also stated that has not had enough time to be capable of making a decision and would like more time to go out to the site. Commissioner Guthrie stated that he realized that both sides have worked very hard and he does not have enough information to make a decision at this time. Commissioner Guthrie made a motion to table action on this resolution until the Commissioners November 17, 2005 meeting. Commissioner Haire seconded the motion and it passed 3-0. Commissioner President Meyer asked both Mr. Vissing and Mr. Fifer to get together and try to resolve some of differences.

Commissioner Haire made a motion to approve the legal publication and bid opening for December 2, 2005. The motion was seconded by Commissioner Guthrie and passed 3-0.

Upon the recommendation of County Engineer Hyun Lee, Commissioner Haire made a motion to accept Villages of Crystal Springs Section 1 and Maddoc Estates Subdivision into the Clark County Highway System. The motion was seconded by Commissioner Guthrie and passed 3-0.

County Engineer Hyun Lee informed the Board that he received two bids on the security cameras for the 403 Highway Garage location and the New Washington Highway Garage location. Mr. Lee made a recommendation that they accept the lowest bid and sign with CCTV System Proposal for a complete system installation amount of (\$7,140.00) seven thousand one hundred forty dollars, and a service agreement at a monthly cost of (\$64.00) sixty four dollars. Upon the recommendation of County Engineer Hyun Lee, Commissioner Haire made a motion to approve the purchase two security cameras to be located one at the Highway 403 Highway Garage location and the other at the New Washington Garage location.

County Auditor Barbara Bratcher Haas stated that she had audited the current list of vendor claims and found that they have a properly itemized invoice or contract attached and that the proper official has affixed a signature stating that the services have been provided. A motion was made by Commissioner Haire to approve the vendor claims as submitted. The motion was seconded by Commissioner Guthrie and passed 3-0.

County Auditor Barbara Bratcher Haas stated that she had audited the payroll claims and found that they comply with the local salary ordinance established by the Clark County Council and the signature of proper officials is affixed stating that the hours have been worked and the amounts are due. A motion was made by Commissioner Guthrie to approve the payroll claims as submitted. The motion was seconded by Commissioner Haire and passed 3-0.

To the extent the Board held an executive session of any type under (I C 5-14-1.5-6) or otherwise, the Board hereby certifies that no subject matter was discussed therein except that posted in the notice for session or meeting (I C 5-14-1.5-6.1).

There being no further business to come before the Board and on a motion made by Commissioner , seconded by Commissioner , and unanimously carried, the meeting was adjourned.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

EDWARD MEYER, PRESIDENT

VICKY KENT HAIRE, MEMBER

RALPH GUTHRIE, MEMBER

SIGNED THIS DAY

ATTEST:

BARBARA BRATCHER HAAS

CLARK COUNTY AUDITOR