

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS`
CLARK COUNTY INDIANA
MARCH 22, 2007**

The Board of County Commissioners of Clark County, Indiana, met in Regular Session on March 22, 2007, in Room 404, Clark County Government Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Edward Meyer, Ralph Guthrie and Mike Moore, Auditor Barbara Bratcher Haas, County Attorney Daniel Moore, Secretary Kristi James and Deputy Auditor Theresa James.

The minutes from the meeting of February 22, 2007, having been mailed to the Commissioners and Mr. Moore prior to the meeting, were presented to the Board for approval. Commissioner Moore made a motion to approve the minutes as presented. 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 proper official has affixed a signature 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 Moore and passed 3-0.

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 with one exception a claim for a dinner. A motion was made by Commissioner Moore to approve the vendor claims with the exception of the claim for a business luncheon. The Board instructed Auditor Haas to notify the employee that it is not county policy to pay for luncheons and more information is required when claims are submitted. The motion was seconded by Commissioner Guthrie and passed 3-0.

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The Board recognized **Sheriff Rodden** in the audience.

Mr. Ken Rush, Sellersburg Stone Company, Incorporated, returned from the previous meeting with an agreement for the Board's consideration. At the previous meeting Mr. Rush made a request for the Commissioners approval to move the road closure (gate) to the intersection of **Sellersburg Stone Company's** back gate and the **New Diefenbach Road**. At that time County Engineer Hyun Lee made a recommendation that the Board make the approval as requested by Mr. Rush and at the advice of Attorney Moore, the Board instructed Mr. Rush to file the proper paperwork requesting the vacation. At this time in response to Mr. Rush's request, Commissioner Guthrie made a motion to approve and sign the agreement. The motion was seconded by Commissioner Moore and passed 3-0.

Planning and Zoning Resolution 7-2007 (Gilmore Holdings) was called for public hearing. No persons spoke regarding the resolution. At a motion by Commissioner Guthrie, seconded by Commissioner Moore, and a vote of 3-0, the Board voted to follow the recommendation of the plan commission and approve the zoning change. The motion passed 3-0.

Planning and Zoning Resolution 11-2007 (Monroe Township Fire Department) was called for public hearing. **Sandra Patterson-Randall, 911 Henryville-Blue Lick Road, Henryville, In.** and **Kathy Ice, 800 Henryville-Blue Lick Road, Henryville, In.** spoke in opposition to the resolution. **Irene Stuart, 600 Henryville-Blue Lick Road, Henryville, In.** expressed concerns about the location and if there are enough firefighters to man the location. Ms. Patterson-Randall stated for the record that she was harassed after she expressed opposition to the location of the fire station. **Fire Chief Doug Dunlevy** and **Assistant Chief Mark Furnish** addressed the concerns brought up at the meeting. A motion was made by Commissioner Guthrie to follow the recommendation of the Plan Commission and approve the zoning change. The motion was seconded by Commissioner Meyer and passed 2-1 with a no vote from Commissioner Moore.

Planning and Zoning Resolution 12-2007 (Schmitt Company, Inc.) was called for public hearing. No persons spoke regarding the resolution. At a motion by Commissioner Guthrie, seconded by Commissioner Moore, and a vote of 3-0, the Board voted to follow the recommendation of the Plan Commission and approve the resolution. The motion passed 3-0.

Planning and Zoning Resolution 13-2007 (Lampton) was called for public hearing. No persons spoke regarding the resolution. At a motion by Commissioner Guthrie, seconded by Commissioner Moore, and a vote of 3-0, the Board voted to follow the recommendation of the Plan Commission and deny the request. The motion passed 3-0.

Mr. Bill Halter, Clark County Board of Aviation President, presented the Board with a list of the aviation board member's names and record of attendance. Mr. Halter also, stated that he presented the members of the press with a press release before the meeting. Mr. Halter along with **Mr. Ernest (Bill) Smith, Mr. John Toombs, Jacobi, Toombs & Lanz Survey Engineering and Mike Harris, Jacobi, Toombs & Lanz Survey Engineering** addressed the Commissioners regarding the **Clark County Airport**. For the record Commissioner Moore questioned Mr. Halter about the P&L Statement and a loss of twelve thousand five hundred dollars (\$12,500.00), the fact that grass cutting cost fifty-one thousand dollars last year and the price that they are charging for gas at the airport. **David Abbott, Clark County Council President**, attended the meeting and questioned Mr. Halter and Mr. Smith about a comment made at a recent Airport Board Meeting. No action was taken by the Board.

John Montgomery, President Election Board, informed the Board of new legislation regarding absentee ballots. This legislation changes the way absentee ballots are handled and would require more personnel at election time. Although this new legislation is not mandatory at this time and is not effective until the county adopts a resolution, Mr. Montgomery stated that it will eventually be mandatory. The Board requested that the Election Board provide estimates of the cost to put this in place for the general election in the fall. Mr. Montgomery agreed to take this request to the Board. No official action was taken by the Board at this time.

Rod Pate, Clark County Democrat Chairman, addressed the Board with a request for an increase in pay for the pole workers and part time absentee election workers. The Board instructed Attorney Moore to check the state statute and report at the next meeting.

At the request of **Shirley Nolot, Clark County Treasurer**, a motion was made by Commissioner Guthrie to contract with 1st Independence Bank for municipal treasurer checking for one year beginning March 22, 2007 and ending March 22, 2008. In this contract 1st Independence Bank will process the mail and deposit it into the County's account. Representative of the Bank David Duggins was at the meeting to answer questions. A motion was made by Commissioner Guthrie, seconded by Commissioner Moore, and passed 3-0 to sign and approve the contract.

County Auditor Barbara Bratcher Haas, Clark County Clerk Elect, made a request for a discussion with the Board regarding **Mr. Pate's** request for an increase in pay for the pole workers and part time absentee election workers.

Auditor Haas informed the Board that she was told by **Brian Dixon, Dixon Engineering**, that the claims from **Fuller, Mossburger, Scott & May (FMSM)** for Stormwater Drainage can't be paid from the Drainage Board budget. The Board instructed Commissioner Moore to follow up on this with **Mr. Dixon** and have **Bill Dawkins** come to a future meeting for discussion. Barbara Bratcher Haas turned the claim over to Commissioner's Secretary Kristi James.

Auditor Haas left a claim for jail mental health services from **Lifesprings** with Attorney Moore for him to research and report back to the Board.

A motion was made by Commissioner Moore and seconded by Commissioner Guthrie to draft a letter to **Deana McMurray** regarding the **Indiana New Jail Facility/ Work Release Program**. The letter is to be copied to **Sheriff Danny Rodden** and **Judge Vicki Carmichael**. The motion was seconded by Commissioner Guthrie and passed 3-0. The Board instructed Secretary Kristi James to mail the letter. (See a copy of the letter attached).

Attorney Moore presented a proposed contract in the amount of ninety seven thousand four hundred thirty two dollars (\$97,432.00) with the **Shireman Company** on the third floor **jail** construction build out for their review. The deadline date is set for September 3, 2007. Commissioner Moore made a motion to table their decision on the contract until the meeting of April 5, 2007.

At the meeting of January 11, 2007 the Board approved **Ordinance 1-2007 (Ordinance Granting Petition to Vacate a Portion of a Drainage Easement)** subject to approval in the minutes from the Drainage Board. For the record the minutes were presented to the Board. Upon a motion by Commissioner Guthrie, seconded by Commissioner Moore, and unanimously carried, the Commissioners voted to declare the ordinance in effect.

A letter from **Building Director Mark VanGilder** on behalf of the Director's of the Building Authority Board giving them an update on the status of the building steam boilers. The letter informed the Board that the **boiler equipment**, which is part of the heat system in the building, has outlived its life expectancy and the cost is up to ten thousand dollars each time it is patched. No action was taken by the Board.

At the advice of Attorney Moore. Commissioner Moore made a motion to instruct Auditor Haas to pay sixteen thousand four hundred twenty one dollars and fifty nine cents (\$16,421.59) to the **Internal Revenue Service** and to instruct Mr. Moore to file suit against **Chase Bank** to recover the funds. The motion was seconded by Commissioner Guthrie and passed 3-0.

Upon a motion by Commissioner Moore, seconded by Commissioner Guthrie and unanimously carried, the Commissioners voted to approve temporary space for **Superior # 3 Probation**.

Clark County Council President David Abbott attended the meeting and asked for access to the **bridge inspection report** from County Engineer Hyun Lee. Mr. Lee agreed to make this information available to the County Council Members. For the Record Attorney Moore stated that the Commissioners have the responsibility to select which bridges are built and cannot compromise public safety. Commissioner Guthrie stated that the Commissioners have already spent funding in preparation for future bridges.

For the record Mr. Moore presented the Board with and entered for the record, a **Memorandum about Policy-Oriented Decision-Making** regarding the matter of 2007 release of funds before the Clark County Council.

Attorney Moore left the meeting.

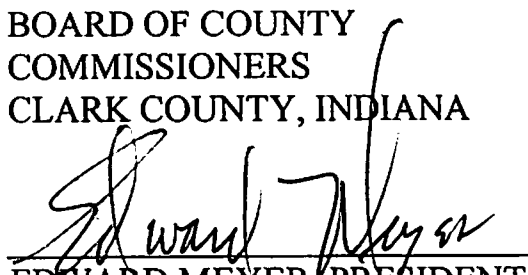
County Engineer Hyun Lee handed out a budget proposal and **preliminary road paving list** for the Board's review and made a recommendation that the list of roads be paved in 2007. Mr. Lee informed that Commissioners that the County Council approved three hundred eighty thousand dollars (\$380,000.00) Capitol Outlay for purchase of dump trucks. Upon a motion by Commissioner Guthrie, seconded by Commissioner Moore, and unanimously carried, the Commissioners voted to follow the recommendation of Mr. Lee and authorize the paving.

Commissioner Moore stated that he has received a lot of calls and letters regarding the ambulance service in the county. Commissioner Meyer informed Commissioner Moore that Mike Meyer, Clark County Health Department, was handling this problem.

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 Moore, seconded by Commissioner Guthrie, and unanimously carried, the meeting was adjourned.

BOARD OF COUNTY
COMMISSIONERS
CLARK COUNTY, INDIANA


EDWARD MEYER, PRESIDENT

Mike Moore

MIKE MOORE, MEMBER

Ralph Guthrie

RALPH GUTHRIE, MEMBER

SIGNED THIS DAY

ATTEST:

Barbara Bratcher Haas

BARBARA BRATCHER HAAS

CLARK COUNTY AUDITOR

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