

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA
AUGUST 15, 2002**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on August 15, 2002 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Raymond Parker, David Lewis and Vicky Kent Haire, Secretary/Administrative Assistant Pam Smith, County Attorney Scott Lewis, County Auditor Barbara Bratcher Haas, and Deputy Auditor Theresa James. All references to "Commissioner Lewis" refer to David Lewis. All references to "Mr. Lewis" refer to Scott Lewis. Commissioner Lewis and Mr. Lewis are not related.

In the first order of business a motion was made by Commissioner Lewis to approve the minutes from the meeting of July 18, 2002. The motion was seconded by Commissioner Haire and passed 3-0.

County Auditor Barbara Bratcher Haas having audited the payroll claims, found them to be in accordance with Indiana Code 5-11-10-2, and submitted them to the Board for approval. A motion was made by Commissioner Lewis to approve and sign said claims. The motion was seconded by Commissioner Haire and passed 3-0.

Mr. Jorge Lantz and Mr. Mike Harris, Jacobi, Toombs and Lanz, appeared before the Board with a report on the landfill. A motion was made by Commissioner Haire to approve and sign change order-extra work agreement # 2 on Clark-Floyd Landfill Horizontal Expansion, Section 6. Phase 3. The motion was seconded by Commissioner Lewis and passed 3-0.

Ms. Jill Saegesser was next to appeared before the Board. A motion was made by Commissioner Lewis to approve and sign a letter to Mr. John Goss, State Historic Preservation Officer, and Indiana Department of Natural Resources, stating that the design of the new Center for Lay Ministries building will not diminish the historic character of the Old Jeffersonville District. The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Lewis to approve and sign Commissioners Resolution No. 15-2002 (A Resolution Confirming an Agreement Between the Alliance of Clark County Employees and the Clark County Council for the Purposes of Non-Exclusive Wage and Benefits Negotiations). The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the resolution attached.)

Mr. Edwin Coots IV, Clark County Coroner, appeared before the Board with a request for ten thousand dollars (\$10,000.00) for autopsy expenses. Mr. Coots stated that his budget has stayed the same for the last four years. After a motion by Commissioner Haire, seconded by Commissioner Lewis, the Board found that the expenditure from the Cumulative Capital Development Fund is necessary, and approved hereby, to protect the public health, welfare or safety and voted 3-0 to approve this amount, pursuant to I.C.36-9-14,5-8(c).The Board declared the existence of an emergency that demanded immediate action.

Sheriff Michael Becher appeared before the Board with a request for two thousand six hundred eighty dollars (\$2,680.00) for repairs to a boiler in the jail. After a motion by Commissioner Lewis and seconded by Commissioner Haire the Board voted 3-0 to approve this amount to for the repairs, pursuant to I.C.36-9-14,5-8(c) , and found that the expenditure from the Cumulative Capital Development Fund is necessary, and approved hereby, to protect the public health, welfare or safety. The Board declared the existence of an emergency and demanded immediate action.

A motion was made by Commissioner Lewis to approve and sign a grant application and a letter of support for the Operation Pull Over Grant 2002-2003. The motion was seconded by Commissioner Haire and passed 3-0.

Attorney Dan Moore returned from the previous meeting representing the Homeowners of Hidden River Valley Subdivision. Mr. Lee, County Engineer reported that section one of the subdivision exceeds eighty percent (80%) completion and Section's 2 & 3 are less than eighty percent complete. Mr. Moore reported that since the meeting of August 1, 2002 Mr. Schmitt has done some paving in section three of the subdivision and worked on the dangerous hill that was discussed. County Attorney Scott Lewis reported on his conversation with Mr. Greg Fifer, Attorney for Mr. Paul Key. Mr. Key is willing to sign an agreement to allow the eight thousand dollars that is held in escrow to do the necessary improvements on the roads in section two. A motion was made by Commissioner Lewis to authorize Attorney Scott Lewis to negotiate with Mr. Key about the use of the eight thousand dollars for paving section two of the subdivision. The motion was seconded by Commissioner Haire and passed 3-0. Mr. Don Adams stated that the quote from Libs Paving was in excess of twenty three thousand dollars (\$23,000.00) for section two. Mr. Moore requested that the Board set up a meeting with the developers and try to work this out. Commissioner Lewis stated that he felt it was a great idea to get everybody together to try and work this out. Ms. Wu Kimmel and Mr. Craig Riggs addressed the Board with concerns. A motion was made by Commissioner Lewis and seconded by Commissioner Haire to authorize County Attorney Scott Lewis to set up a meeting with Mr. Key, Mr. Gray and Mr. Schmitt within the next forty-five days. The motion was passed 3-0.

Mr. Jim Gulick, Principal Chief Engineer, and Mr. Dominic Romano, Bernardin, Lockmueller and Associates, Inc., appeared before the Board with an update on the Perry Crossing Road project. (See copy of handout attached.) Mr. Louis Kopp addressed the Board with a request that the Board make the changes listed in the handout because of the danger involved if they do not. The Board instructed Mr. Gulick to continue with the right of way acquisitions and move on as planned. A motion was made by Commissioner Lewis to approve and authorize President Parker's signature on a notice of intent rule 5 on this project. The motion was seconded by Commissioner Haire and passed 3-0.

Mr. Perry Harrell presented the Board with a draft copy of the guidelines for Indiana historic sites, structures inventory archaeological sites and a suggestion that when developers request a permit they are advised by the County to contact the Department of Natural Resources before they dig. The Board suggested that Mr. Harrell address the Plan Commission in regard to this matter.

At the recommendation of Mr. Lee, County Engineer, a motion was made by Commissioner Lewis and seconded by Commissioner Haire to approve the appraised compensation in the amount of seventy four thousand one hundred thirty two dollars (\$74,132.00) on parcels 2,12,36,42,47 & 52 of the Perry Crossing Road reconstruction project. The motion was seconded by Commissioner Haire and passed 3-0.

At the recommendation of Mr. Lee, County Engineer, a motion was made by Commissioner Haire and seconded by Commissioner Lewis to approve a change in the appraisal fee from four hundred fifty dollars (\$450.00) to eight hundred fifty dollars (\$850.00) on parcel seven (7) Benningfield appraisal. The motion was passed with a vote of 3-0. (See a copy of the letter of agreement attached.)

A motion was made by Commissioner Haire to approve the closing of the access to Covered Bridge Road be closed on September 1, 2002 and September 2, 2002 for the 2002 Kraft Wolf Challenge at Covered Bridge Golf Course. The motion was seconded by Commissioner Lewis and passed 3-0.

A motion was made by Commissioner Lewis to reject all the bids for the construction of the new 911 building that were received August 1, 2002 and re-bid at a

later date after the Health Department has reviewed. The motion was seconded by Commissioner Haire and passed 3-0.

The Treasurer's monthly report for July was submitted for the record.

After a motion by Commissioner Lewis and seconded by Commissioner Haire, the Board voted 3-0 to approve the Holiday schedule for 2003.

After a motion by Commissioner Lewis and seconded by Commissioner Haire the Board voted 3-0 to approve two hundred thirty two thousand seven hundred eighteen dollars (\$232,718.00) for girl school, boy school and housing additional prisoners in other counties, pursuant to I.C.36-9-14,5-8(c), and found that the expenditure from the Cumulative Capital Development Fund is necessary, and approved hereby, to protect the public health, welfare or safety. The Board declared the existence of an emergency and demanded immediate action.

A motion was made by Commissioner Lewis to appoint Mr. Brian D. Walker to the Redevelopment Commission for a term beginning August 15, 2002 and expiring December 31, 2002. The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Lewis to table the appointment to the Board of Zoning Appeal until the meeting of August 29, 2002. The motion was seconded by Commissioner Haire and passed 3-0.

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

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

RAYMOND PARKER, PRESIDENT

DAVID LEWIS, MEMBER

VICKY KENT HAIRE, MEMBER

SIGNED THIS DAY

ATTEST:

July 18, 2002

BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR