

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
June 16, 2005**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on June 16, 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 Bratcher Haas, County Attorney Daniel Moore, Secretary Linda Basham, and Deputy Auditor Theresa James.

Mr. John Ryan and Mr. Jim Horavich, Sovran Ltd., gave a report on the study requested by the Clark County Community Corrections Advisory Board and The Board of Commissioners. The report included assessment of the processes and practices that impact admissions and length of stay at the Clark County Jail. Sheriff Becher stated that he felt that Sovran Ltd. did a very clean and thorough job and stressed the problem of overcrowding.

The minutes for the meeting of April 7, 2005, having been mailed to the Commissioners and Mr. Moore prior to the meeting, were presented to the Board for approval. Commissioner Guthrie made a motion to approve the minutes as submitted. The motion was seconded by Commissioner Haire 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.

Ms. Laura Dixon, River Hills Economic Development District, presented the Board with an agreement for professional services with River Hills Economic Development District regarding **Childplace Specialized Care Unit Feasibility Study Project Focus Grant** for three thousand six hundred seventy eight dollars (\$3,678.00). Commissioner Haire made a motion to approve and sign said agreement. The motion was seconded by Commissioner passed 3-0.

At the recommendation of **Laura Dixon, River Hills Economic Development District**, Commissioner Haire made a motion to approve and sign the necessary documents pertaining to the **Lifespring Planning Grant** for expansion and renovation of the property on Sharon Drive, Jeffersonville. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mike Meyer, Clark County Health Department, presented the Board of Commissioners with the **Health Department Budgets**, including 911, which were approved by the Health Department on June 8, 2005. Commissioner Haire made a motion to approve the budgets and pass them on to the Auditor. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Meyer introduced **Mr. Jim Howard, Chairman of the Board of Health**, who discussed an income issue on the 911 Budget. Mr. Howard explained that 911 is under the authority of the Board of Health and that they get their income from phone line fees. Mr. Howard stated that at the last board meeting of the 911 Board of Directors, they voted to make the following three recommendations to the Board: (1). Raise the phone line fee twenty five cents. (2). Continue to pay the Sheriff Office Employees out of the 911 budget and raise the phone line fees sixty five cents. (3). Move the Sheriff Office Employees (dispatchers) to the 911 office and put them under the direct supervision of the 911 director. Mr. Moore advised that he would check the statute after the meeting and the Board moved to take this under advisement and appoint Mr. Guthrie to speak to Sheriff Becher about this recommendation.

At the recommendation of Matt Dyer, Clark County Systems Administration, a motion was made by Commissioner Haire to approve and sign a maintenance Agreement with **National Association of Systems Administration**. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Matt Schriefer, Bernardin, Lockmueller and Associates, gave an update on the Clark County Community Planning Grant Planning Team activities March- June 2005 Clark County Community Planning Grant for the Louisville-Southern Indiana Ohio River Bridges Project.

Mr. Jack Mull and Mr. Gates, Whittenburg Construction, requested exception to Amendment to Resolution 9-2001 in order to haul heavy equipment through Riverside Subdivision for construction of Riverside Elementary School. Commissioner Meyer agreed to meet with the School Superintendent, Mr. Mull, Mr. Gates and Mr. Lee to discuss a solution to the problem. Commissioner Haire made a motion to authorize an amendment to Resolution 9-2001 and authorize Commissioner Meyer to sign outside the meeting after an agreement is reached which is best for the property owners and the school schedule. The motion was seconded by Commissioner Guthrie and passed 3-0.

Commissioner Guthrie made a motion to approve and authorize the purchase of a new Tiger Rotary Side Mower mounted on a New John Deere Tractor by the highway department at a cost of forty nine thousand four hundred ninety dollars (\$49,490.00). The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Guthrie to sign and approve payment of a claim to Strand Associates Incorporated in the amount of (\$2,804.50) for professional engineering services on the **Star Hill Road Design Project**. The motion was seconded by Commissioner Haire and passed 3-0.

At the recommendation of Mr. Lee, a motion was made by Commissioner Guthrie to approve the increase in the permit for excavation made in road/streets which are maintained by the Clark County Highway Department to twenty dollars (\$20.00). The motion was seconded by Commissioner Haire and passed 3-0.

Sheriff Becher informed the Board that he made a request from the County Council for thirty thousand dollars (\$30,000.00) to pay overtime, gas, oil and medical expenses for the jail. Sheriff Becher stated that in answer to his request, the Council voted to approve the expenditure from the Cumulative Capital Development Fund. Sheriff Becher passed out a Clark County Law Enforcement Facility Daily Changes to Population Chart and submitted a copy to be entered into the minutes. In response to a request, the Board declared an emergency situation to exist that demands immediate action and Commissioner Haire made a motion pursuant to IC.36-9-15.5-8 (C) and the Board found it necessary, to protect the public health, welfare or safety, to expend money from the Cumulative Capital Development Fund in the amount of two hundred twenty two thousand dollars (\$222,000.00). The motion was seconded by Commissioner Guthrie and passed 3-0.

The Board formally asked Sheriff Becher to meet with Commissioner Guthrie regarding the 911 budget issues.

Resolution 6-2005 was entered into the record.

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

Auditor Haas reported that the Clark County Council did sign and approve the personal handbook at their last meeting.

Mr. Moore advised that the inmate population going so high creates a greater risk for the Board of Commissioners.

Commissioner Guthrie made a motion to sign and approve a letter of retention to **Mr. John Vissing** for legal services. The motion was seconded by Commissioner Haire and passed 3-0.

Commissioner Haire made a motion to approve and sign a letter regarding **Kentuckiana Medical Center LLC, et al., v. Clark County, Indiana, et al.**, confirming the terms and conditions under which **Barnes and Thornburg** will undertake to represent Clark County in the lawsuit. The motion was seconded by Commissioner Guthrie and passed 3-0.

The Board instructed Mr. Moore to draft a letter to the **Clark County Office Holders** regarding the **employee personal handbook** and Commissioner Haire agreed to chair a meeting to discuss the handbook with the office holders at 1:30 P. M. on July 7, 2005.

Commissioner Haire made a motion to approve **Commissioner's Resolution 7-2005 (A Resolution adopting Procedures for Employees in the Clark County Board of**

Commissioner's Office in 2005). The motion was seconded by Commissioner Guthrie and passed 3-0.

A motion was made by Commissioner Haire to appoint **Margie Jenkins** to the **HAVA (Help America Vote Act 2002)** for a term beginning May 15, 2005 and expiring May 15, 2005. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Charles Day and Mr. Mike Dean, DLZ Indiana LLC, gave an update on **Bridge # 40 on Leon Prall Road** stating that the project is ninety percent (90%) complete.

Commissioner Guthrie made a motion to appoint **Jill Saegesser** as the **Compliance Officer of the INDOT (Indiana Department of Transportation) Grant Task Force** for a term beginning June 16, 2005 and expiring December 31, 2005. The motion was seconded by Commissioner Haire and passed 3-0.

Commissioner Guthrie made a motion to appoint **Michael Killen** to finish out the term of **Melvin Risinger** on the Plan Commission for a term beginning June 16, 2005 and expiring December 31, 2005. The motion was seconded by Commissioner Haire and passed 3-0.

Commissioner Guthrie made a motion to appoint **Paul Gibson** to the **Jeffersonville Township Public Library Board** for a term beginning June 16, 2005 and expiring June 15, 2009. Commissioner Haire seconded the motion and it passed 3-0.

The Board instructed Secretary/Administrative Assistant Linda Basham to send a letter to the County Council President Barbara Hollis requesting a recommendation for an appointment to the **Emergency Management Advisory Board** and to put this appointment on the agenda for the next meeting.

The meeting was recessed until Friday June 17, 2005 at 11:00 A. M.

Reconvened Meeting of the Board of County Commissioners Clark County, Indiana June 17, 2005

The Board of County Commissioners having recessed the regular meeting on June 16, 2005 now reconvenes the regular session at 11:30 am.

Present at the meeting were County Commissioners Ed Meyer, Ralph Guthrie and Vicky Haire, County Attorney Dan Moore, County Auditor, Barbara Bratcher Haas and Deputy Auditor Margie Hommel.

The meeting was called to order by President Meyer.

This session having been reconvened for the purpose of making appointments, Commissioner Meyer explained the reorganization of the Clark County Regional Water and Sewer District Board. Two appointments are to be made by the Governor and three appointments are to be made by the County Commissioners.

Commissioner Ralph Guthrie moved to continue the appointments of Tom Allen and David Allen to the Clark County Regional Water and Sewer District Board of Trustees and also to add Dan Moore as a member of the board. Motion seconded by Commissioner Haire and passed 3-0.

Commission Haire moved to contract with Judy DeSimone as legal counsel for the Clark County Regional Water and Sewer District Board which was seconded by Commissioner Guthrie and passed 3-0. After the final terms of the contract are negotiated, Commissioner President, Ed Meyer was authorized to sign the contract outside of a regular meeting of the Board of County Commissioners.

Motion was made, seconded and unanimously carried to send a letter to the remaining board members thanking them for service to the county.

Commissioner President, Meyer directed Linda Basham, Secretary/Administrative Assistant to send a letter to the Governor requesting appointments be made by the State of Indiana. The Clark County Regional Water and Sewer District Board of Trustees to hold an organizational meeting after all appointments are confirmed.

Commissioner Guthrie moved to rescind action taken by the Board of Commissioners on May 24, 2001 as recorded in the minutes of the board in book number 43 page 189 paragraph # 6 on the grounds that the action described never occurred and this is no longer recognized as an official action of the Board of Commissioners. Motion seconded by Commissioner Haire and carried 3-0.

As a follow up to discussion earlier in this meeting, the board directed Dan Moore, County Attorney, to notify the 911 Office that changes in the law now require the county's fiscal body namely the Clark County Council, to address the issue of increasing the fees.

Upon motion duly made by Commissioner Guthrie, seconded by Commissioner Haire and unanimously carried the board decided to appoint the members of the County Election Board to serve as the Election Advisory Commission.

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 Haire, seconded by Commissioner Guthrie, 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