

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
NOVEMBER 1, 2007**

The Board of County Commissioners of Clark County, Indiana, met in Regular Session on November 1, 2007, in Room 404, Clark County Government Building, Jeffersonville, Indiana.

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

Approval of Claims

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.

At the prior meeting Commissioner Guthrie made a motion to approve the vendor claims with the exception of a claim for food provided for a staff meeting. At that meeting the Board instructed Auditor Haas to notify the employee that it is not county policy to pay for food for staff meetings and more information is required when claims are submitted. No one attended this meeting in response to the letter from Auditor Haas. Commissioner Guthrie made a motion to again table decision on the claim until the next meeting. The motion was seconded by Commissioner Moore and passed 3-0.

Public Comment

Mr. Ben Schy, 13235 Sunnybrook Drive, Memphis, Indiana, spoke at the meeting representing homeowners in **Sunset Hills Subdivision**. Mr. Schy stated that he and other homeowners had spoken to the Drainage Board and the County Council for help with their drainage and road problems in their subdivision. Mr. Schy stated the Clark County Council and the Drainage Board approved the expenditure of up to one hundred ten thousand dollars (\$110,000.00) from the Edit Fund to repair the drainage and road problems in the **Sunset Hills Subdivision**.

Jack Vissing, Attorney for Clark County in the litigation regarding **Sunset Hills Subdivision** briefly spoke answering questions and encouraged the Commissioners not to take any actions regarding this subdivision during the litigation. Commissioner Moore made a motion to spend the approved expenditure from the EDIT Fund to repair the drainage and roads in the subdivision. The motion died from lack of a second.

Margaret Morton was on the agenda to discuss a donation of twenty five thousand dollars (\$25,000.00) to the **Jeffersonville Spay and Neuter Fund** for the year of 2007. For the record, Attorney Moore questioned whether this organization is a non for profit or a division of the City of Jeffersonville. Council Person Barbara Hollis stated that the City of Jeffersonville formed a committee and a separate fund for the spay and neuter program. Attorney Moore advised that an interlocal agreement is needed in this situation. Ms. Morton and Commissioner Moore agreed to go to the December meeting of the County Council with the request for an additional appropriation of twenty five thousand dollars (\$25,000.00) for the spay and neuter fund to be paid from River Boat Fund or Rainy Day Fund. The interlocal agreement must be signed by the Commissioners before it can be legal and before the money can be released.

Clark County Clerk Keith Groth thanked the Commissioners for the recent pay increase for the pole workers and made a request that the Commissioners increase the amount of the per diem pay for the absentee election workers from fifty (\$50.00) to seventy five dollars (\$75.00) per day retroactive as of September 28, 2007. A motion was made by Commissioner Guthrie to approve the increase of the per diem pay for the absentee election workers from fifty (\$50.00) to seventy five dollars (\$75.00) per day retroactive as of September 28, 2007. The motion was seconded by Commissioner Moore and passed 3-0.

Dennis Sumner presented a summary on the home incarceration agreement for indigent inmates. No action was taken by the Board.

Jill Saegesser, River Hills Economic Development District, presented the Board with a letter of intent to Submit Planning Application to **Ms. Kathleen Weissenberger, Indiana Office of Community and Rural Affairs,** regarding a sewer analysis of the **Underwood Area of Clark County, Indiana.** A motion was made by Commissioner Guthrie and seconded by Commissioner Moore to approve and sign the letter as presented. The motion passed 3-0.

Connie Kitts was on the agenda, but did not attend the meeting.

Joe Olson, County Insurance Agent of Record

Joe Olson, County Insurance Agent of Record, presented the Commissioners with the final rate and made a recommendation for the Commissioners to contract with Humana at an increase of one and one half percent (1 ½ %). Also, Mr. Olson recommended that the County pay an additional ten dollars toward the retiree's contribution of their health insurance premium and increase the employee life insurance from fifteen thousand (\$15,000.00) to twenty thousand (\$20,000.00). Mr. Olson stated that the Insurance Committee is in complete agreement with the rates. Commissioner Guthrie made a motion to follow the recommendation of Mr. Olson and the Insurance Committee and contract with Humana at the one and one half percent increase with no increase in the employee contribution and pay the additional ten dollars on the retiree's contribution of the premium. Commissioner Meyer seconded the motion and it passed 2-1 with a no vote from Commissioner Moore.

At the recommendation of Joe Olson, Clark County Health Insurance Agent of Record, Commissioner Guthrie made a motion to authorize payment of five hundred dollars (\$500.00) **health reimbursement** from the insurance fund. The motion was seconded by Commissioner Meyer and passed 3-0.

Clark County Work Release

Steve Mason, Director Clark County Work Release Center, submitted the Board with a corrected leave time plan for the employees of the work release facility. The leave plan was approved by the Commissioners at the regular meeting on October 18, 2007. No action was taken by the Board.

Steve Mason, Director Clark County Work Release Center, reported that the work release center is responsible for one sixteenth 1/16th of the jails utility bills. Attorney Moore advised Mr. Mason to submit a letter of agreement between Sheriff Rodden and himself to the Commissioners. Mr. Mason agreed to come back to the next meeting and ask Sheriff to attend. No action was taken by the Board at this time.

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

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

Commissioner Moore made a motion to approve and sign payments in the amount of one hundred thirty four thousand seven hundred eleven dollars and eighty eight cents (\$134,711.88) out of the **Edit Fund to Fuller, Mossburger, Scott, and May for Stormwater Drainage Program** and to show this payment as a one-time amendment to the **EDIT Plan** of the Commissioners. The motion was seconded by Commissioner Guthrie and passed 3-0.

The Commissioners gave approval for **Auditor Haas** to make the December Collection of Taxes Bond Payments and overdraw the funds due to late tax billing and collection of taxes.

Commissioner Moore left the room.

Mark Vangilder, Clark County Building Authority Director, asked the Commissioners for an advance of one hundred eighty thousand dollars for the Building Authority to operate on because the bond payments are due and there is a cash flow shortage. A motion was made by Commissioner Guthrie and seconded by Commissioner Meyer to approve and advance draw of two hundred thousand dollars (\$200,000.00) for the Building Authority. The motion passed 2-0.

Commissioner Moore returned to the room.

Attorney Moore reported that he met with **Mike Meyer, Clark County Health Department Administrator, Attorney for Clark County Health Department, Jim Kiser and Dr. Burke, Clark County Health Department Health Officer**, regarding the revoking of the **New Washington Fire Department's EMS Certificate**. He said he was awaiting a newly redrafted ordinance from **Jim Kiser**.

Commissioner's Ordinance 12-2007

A motion was made by Commissioner Guthrie to lift the fire ban and rescind **Commissioner's Ordinance 12-2007**. The motion was seconded by Commissioner Moore and passed 3-0.

Clark County Councilman

Clark County Councilman Jack Coffman spoke to the Board representing the Clark County Council regarding the thirteen million dollar (\$13,000,000.00) bond issue for the upgrade to the Clark County Government Building. Councilman Coffman stated that the Council members wish to work with the Commissioners to look at other alternatives. Commissioner Meyer suggested that the County Council Members meet with the members of the Building Authority, **Mark Vangilder**, the architect on the project, and report back to the Commissioners.

Clark County Highway System

At the recommendation of County Engineer Hyun Lee, Commissioner Guthrie made a motion to accept **Raintree Ridge, Section One and Willows of Covered Bridge** into the Clark County Highway System subject to a two year maintenance agreement. The motion was seconded by Commissioner Moore and passed 3-0.

Highway Department

A motion was made by Commissioner Guthrie to eliminate the position of **assistant supervisor** and cut the pay of each of the seven employees in that position ten cents (\$.10) per hour effective next pay period. County Engineer Lee stated that he and all of the supervisors were in agreement with the motion. The motion was seconded by Commissioner Moore and passed 3-0.

County Engineer Hyun Lee explained that when a performance bond is ready to expire Ramona Bagshaw, Director Clark County Planning and Zoning, sends a letter of notification to the developer. If they do not respond, Mr. Lee will then send a letter. If the developer does not respond to Mr. Lee's letter within thirty days, procedures previously approved by the Commissioners will occur and the matter will be turned over to Plan Commission Attorney David Nachand to proceed with legal action.

Plan Commission Workshop

Commissioner Moore reported that he attended the **Plan Commission Workshop** and that the members are frustrated with **Bernardin, Lockmuller and Associates**. Commissioner Moore made a motion to instruct **Bernardin, Lockmuller and Associates** to provide the latest Microsoft Work File for all three phases of **Clark County Zoning Ordinance, Clark County Subdivision Control Ordinance, and Clark County Comprehensive Plan** to **Ramona Bagshaw, Director, Clark County Planning and Zoning**. The motion was seconded by Commissioner Meyer and passed 3-0.

Georgia Crossing Subdivision

Commissioner Moore stated that he would be in favor of providing a backhoe from the Highway Department to be used at the **Georgia Crossing Subdivision** to correct a drainage problem and for the Commissioners to fix the problems at Sunset Hills. No action was taken by the Board.

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, a motion was made by Commissioner Guthrie and seconded by Commissioner Meyer to adjourn. The motion was passed 2-0.

BOARD OF CLARK COUNTY
COMMISSIONERS
CLARK COUNTY, INDIANA


EDWARD MEYER, PRESIDENT


MIKE MOORE, MEMBER


RALPH GUTHRIE, MEMBER

SIGNED THIS DAY *Dec 13, 2007*

ATTEST:

Barbara Bratcher Haas

BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR