

REGULAR MEETING
CLARK COUNTY BOARD OF COMMISSIONERS

June 23, 2011

The Board of County Commissioners of Clark County, Indiana met in Regular Session on June 23, 2011 at 5:00 p.m. in Room 404, of the Clark County Government Building, Jeffersonville, Indiana.

Present at the meeting were Commissioners – Ed Meyer, Les Young and Mike Moore, County Auditor R. Monty Snelling, County Attorney, Greg Fifer, Commissioner Secretary Kristi James, and Payroll Clerk, Mischell Settles.

Approval of Minutes

County Auditor, R. Monty Snelling presented the tabled Minutes from the May 26, 2011 meeting for approval. Commissioner Young made the motion to approve. Commissioner Meyer seconded. Motion approved 2-1. Commissioner Moore opposed. Auditor Snelling presented Minutes from the June 9, 2011 meeting for approval. Commissioner Moore made motion to approve. Commissioner Young seconded. Motion approved 3-0.

Amendments to the Agenda - None

Approval of Claims/Payroll

County Auditor, R. Monty Snelling presented claims and payroll for June 29, 2011 for approval as submitted by the officeholders and department managers stating all figures had been signed and verified. Commissioner Young made the motion to approve payroll. Commissioner Moore seconded. Motion approved 3-0.

Public Comments

Meri Lee Rieger, 4218 Fox Rd, Charlestown appeared before the Board to discuss Ordinance No. 12-2011 An Ordinance Amending Article 6, Section 6-3, of Ordinance No. 7-1983 (The Clark County Traffic Control Ordinance) in Order to Establish Authority for the Installation and Enforcement of Stop Signs at Certain Intersections. The Ordinance established authority for the installation and enforcement of a 3-way stop sign at Charlestown-Memphis Road and Stricker Road. She stated she is

concerned because people aren't seeing the stop sign. Commissioner Meyer asked Highway Superintendent Jim Ross to go out and look where the stop sign has been placed. Attorney Fifer said he would get with the Sheriff to discuss the safety issues.

I. Administrative Agenda

A. County Insurance Agent, Joe Olson appeared before the Board to present alternative options to county health insurance. Options include increase in employee contributions, higher deductibles and major changes to the current plan. Estimates are based on medical trends and claims experience. Mr. Olson said current rates remain in effect until July 31, 2012.

Commissioner Meyer stated he has been checking into self-insurance plans. Mr. Olson said he could get more information to submit to the Commissioners.

B. Thomas Evans with Ivy Tech appeared before the Board to offer services from Ivy Tech students. He stated Ivy Tech has students that are available to provide services to the community.

David Trotter was present at the meeting. Commissioner Meyer recognized Mr. Trotter upcoming retirement.

C. Mike Meyer, Clark County Health Department appeared before the Board to present the 2012 Clark County Health Department Budget. He stated that two of their 16 funds are property tax supported. The remaining funds are grant supported. He stated their budget is down from 2011.

D. Melissa Wood, River Hills Economic Development District appeared before Board to state the Washington Township Water and Sewer project application submitted June 3, 2011 was not funded this round. They have decided not to further pursue the grant. Ms. Woods asked for Commissioner's support to pursue the IOCRA grant for Marysville, Otisco, Nabb Water Corporation. Commissioner Meyer made motion to approve. Commissioner Moore seconded. Motion approved 3-0.

Cecilia Prada, River Hills appeared stating she will be preparing the grant for Marysville, Otisco and Nabb water. She stated a public hearing is scheduled for July 19, 2011 at 7:00 p.m. at the Marysville, Otisco, Nabb water office at 7703 Highway 3, Otisco. Commissioner Meyer made motion to proceed with River Hills recommendations. Commissioner Moore seconded. Motion approved 3-0.

E. Miguel Zanartu, Title Abstracts & More appeared before the Board to ask if he could have an account set-up with the Recorder's office. He stated it has become difficult to do business in Clark County without having an account set-up. Commissioner Meyer stated he spoke with Recorder Jones and he stated that since he has taken office he has not extended credit to anyone. Commissioner Meyer said this would be tabled to the next meeting to give Attorney Fifer some time to review documents with his associate Robert Bottorff and Recorder Dick Jones.

F. Attorney Fifer presented a document that addressed the County Council's recommendation for

1. Eliminating employee life insurance – Attorney Fifer stated according to Indiana Code 5-10-8-2.6(d) states an insurance contract for local employees under this section may not be canceled by the public employer during the policy term of the contract.
2. Employee reimbursement of out-of-pocket expenses health insurance deductible – Attorney Fifer suggested consulting with County Insurance Agent, Joe Olson regarding the contract for this benefit. He stated he believes that the Board of Commissioners has authority to either amend or eliminate this benefit immediately at its discretion, unless it is part of a written group insurance policy that is presently in effect, in which case it may be only eliminated at the expiration of the current term of the policy.

Insurance Agent Joe Olson was present and was asked by Commissioner Young the amount of savings to County by having this benefit in place. Mr. Olson stated it saves the County \$100,000.00.

3. Privatization of health coverage for jail inmates – Attorney Fifer stated that according to regulation that is codified 210 Ind. Admin. Code 3-1-11 it is his opinion that the Sheriff, as an elected constitutional officer vested with certain powers and duties conferred by the Indiana Legislature, has the authority to change his policies and procedures in providing medical care and health services to jail inmates, provided that the new system fully complies with established State minimum standards.
4. Request Building Authority to contract cleaning services – Attorney Fifer stated that based on controlling statutes and the provisions of the current lease, it is his opinion that the manner in which the County Government Building is operated and maintained is solely left to the direction of the directors. The only role to be played by the Board of Commissioners or the County Council in the process is the appointment of the Building Authority trustees under the provisions of Ind. Code 36-9-13-6.

Mark Vangilder with the Building Authority along with Charlie Gregory, Bill Sire and Keith Staten were present. Mr. Vangilder stated they had meet with State Board of Accounts and could not come to the \$300,000 savings the County Council submitted. Mr. Vangilder invited County Council members to the Building Authority meeting on July 12, 2011 at 4:00 p.m. Councilmen Brian Lenfert, Kevin Vissing was present and agreed to be present at the next meeting.

Commissioner Meyer stated the Building Authority does not work for the Commissioners. They only have a contractual obligation with the Building Authority.

5. Removal of contract employees from County group health insurance – Attorney Fifer stated that under Ind. Cod 5-10-8-2.6(d) that this benefit can be terminated until the expiration of the current policy.

Jeff Stonebraker, County Public Defender was present and stated that public defenders have a 40% reimbursable grant. This grant is to reimburse a wide array of public defender

expense. He stated that eliminating this benefit would cost the County more in the long run.

6. Elimination of 3% County contribution to Public Employee Retirement fund for each County employee – Attorney Fifer stated based on several Indiana codes he presented it is his opinion that the County Council has the sole authority to amend or eliminate the extent to which County funds are used to contribute to employee PERF contributions.

Councilmen Brian Lenfert stated he talked with Judge Carmichael and said she has three CHINNS attorneys that are working without insurance benefits. He stated the Council would take on the 3% PERF contributions.

Attorney Fifer asked Insurance Agent Joe Olson if employees are paid out of other funds could their insurance benefits remain as they are now. Mr. Olson stated it would not be beneficial to get away from the group. He stated rates are based on a group as a whole.

G. Ordinance No. 16-2011 An Ordinance Establishing a Non-Reverting Fund for the Deposit of Donation and Grant Funds to the Clark County – Purdue Agriculture Extension Office

Commissioner Meyer asked if anyone was present to speak in opposition of the Ordinance No. 16-2011. There were none. Commissioner Young made motion to approve. Commissioner Moore seconded. Motion approved 3-0.

H. Ordinance No. 17-2011 An Ordinance Establishing a Clark County Auditor Non-Reverting Fund for the Deposit of Certain Funds and Authorizing the Expenditure of Such Funds.

Commissioner Meyer asked if anyone was present to speak in opposition of Ordinance No. 17-2011. There were none. Commissioner Meyer was opposed. He wants the funds to go into the General Fund. Auditor Snelling stated this fund would work like the fund the Treasurer's office currently has for their fees. Commissioner Moore made motion to approve. Commissioner Young seconded. Motion approved 2-1. Commissioner Meyer was opposed. Ordinance will be presented again at the next meeting.

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- I. Ordinance creating Circuit Court Probation User Fund 2** was tabled to the next meeting.
- J. Ordinance No. 15-2011 an Ordinance Amending the Eligibility Requirement for County Contribution to County Health Insurance Coverage Costs** was presented and amended to state instead of commencing January 1, 2012 it would commence July 31, 2012. Commissioner Young made motion to approve. Commissioner Meyer seconded. Motion approved 2-0. Commissioner Moore abstained.
- K. Sheriff's Business** – Commissioner Meyer suggested Councilmen Lenfert to talk with Sheriff Rodden about the privatization of health coverage jail inmates.

L. Auditor Comments/Reports

Auditor Snelling stated Maximus has completed the cost allocation plan. He stated the County will receive a little over \$40,000.00 back from them. Maximus asked if they could have permission to run a press release in AIC. Council President Kevin Vissing gave permission.

Commissioner Young asked if the Cum Cap Fund had been reimbursed from LOIT. He stated he would verify that the check was written.

Early Claims were tabled because of Cum Cap issues. Commissioner Young made motion to table to the next meeting. Commissioner Meyer seconded. Motion approved 3-0.

Commissioner Young made motion to approve Regular Claims. Commissioner Meyer seconded. Motion approved 2-1. Commissioner Moore was opposed.

M. Attorney Comments/Reports – None

N. Officerholders/Department Head Present at Meeting - None

II. Technical Agenda

A. Steve McManus, Radioland appeared before the Board to inform them of the changes the FCC is making. Mr. McManus stated the County equipment should be reprogrammed to come up to compliance. Mr. McManus stated the re-licensing will be approximately \$800–\$900 and the radio reprogramming will be \$600-\$700. County Engineer stated this process would be done gradually and have a total cost of approximately \$30,000.00.

Commissioner Young made motion to adjourn. Commissioner Moore seconded. Motion approved 3-0.

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

BOARD OF COMMISSIONERS OF
CLARK COUNTY, INDIANA

EDWARD MEYER, PRESIDENT

MIKE MOORE, MEMBER

LES YOUNG, VICE-PRESIDENT

SIGNED THIS DAY _____

ATTEST: _____

R. MONTY SNELLING, CLARK COUNTY AUDITOR