

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY INDIANA  
DECEMBER 27, 2007**

The Board of County Commissioners of Clark County, Indiana, met in Regular Session on December 27, 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, Attorney Dan Moore, Secretary Kristi James, and Deputy Auditor Theresa James.

**Approval of Minutes**

The minutes from the meeting of October 4, 2007, October 24, 2007, and November 30, 2007, and December 13, 2007 having been mailed to the Commissioners and Mr. Moore prior to the meeting, were presented to the Board for approval. The Board made the following typographical error corrections to the minutes: December 13, 2007 page 4, paragraph 5 and paragraph 6 the letter "t" was left off the word "not" in the sentences (For clarification, Commissioner Moore stated that this zoning ordinance does no include the overlay district previously discussed for **Wood Township**). The sentence was the same in both paragraphs.

Also, in the minutes from the meeting of December 13, 2007, page 6, paragraph 6, (Commissioner's Moore and Guthrie presented the surveys for the record.) should have read Commissioner's Moore and Meyer presented the appraisals for the record. Commissioner Moore made a correction to a set of minutes that state that he was designated as the Commissioner's Contract Person with Lifesprings. Commissioner Moore did not specify which minutes contained the error, so the Board instructed the Auditor's Deputy to attempt to find the error. Commissioner Guthrie made a motion to approve the minutes with the corrections. The motion was seconded by Commissioner Moore and passed 3-0.

## **Approval of Claims**

County Auditor Barbara Bratcher Haas stated in writing 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.

## **Clark County Zoning Ordinance**

Commissioner Guthrie made a motion to approve and sign the seconded reading of the **Clark County Zoning Ordinance**. The motion was seconded by Commissioner Meyer and passed 2-1 with a no vote from Commissioner Moore.

## **Commissioner's Ordinance 15-2007**

At the request of **County Treasurer Shirley Nolot** a motion was made by Commissioner Guthrie to approve and authorize signatures outside the meeting for **Commissioner's Ordinance 15-2007**. The ordinance is to provide for application of the 2007 additional homestead credit to delinquent homestead property taxes. The motion was seconded by Commissioner Moore and passed 3-0.

## **Commissioner's Resolution 9-2007**

At the request of **Jeffersonville Township Assessor Vicki Conlin**, Commissioner Moore made a motion to approve and sign **Commissioner's Resolution 9-2007 (Resolution Regarding Elected Township Assessors)**. The motion was seconded by Commissioner Guthrie and passed 3-0.

## **Commissioner's Ordinance 16-2007**

**Les Kavanaugh** spoke to the Commissioners regarding **Commissioner's Ordinance 16-2007 (An Ordinance Establishing the Clark County Department of Emergency Management and Other Related Matters Concerning the Exercise of Emergency Powers)**. Commissioner Moore made a motion to table action on the ordinance until the next meeting. The motion was seconded by Commissioner Guthrie and passed 3-0.

## **Clark County Work Release**

**Steve Mason, Director Clark County Work Release**, gave an update on the work release facility and notified the Commissioners that the open house would be held on January 3, 2007. Mr. Mason also stated that the target date to open is January 7, 2007.

**Sheriff Rodden** was not present at the meeting.

## **Planning and Zoning Resolution**

**Planning and Zoning Resolution 32-2007 (Thompson)** was called for public hearing. No persons spoke regarding the resolution. Commissioner Guthrie made a motion to concur with the Plan Commission and approve Planning and Zoning Resolution 32-2007.

The Clerk's monthly report and a legal expense report were submitted for the record.

Regarding a request made to the County Auditor for the **Clark County Data Base**, Attorney Moore advised that the cost for the requested information is the actual cost and that the Auditor can only provide what she had in her office. A motion was made by Commissioner Moore and seconded by Commissioner Guthrie to set the cost at the actual cost to provide the information to the extent the law, as researched, requires this production and work by the County. The motion passed 3-0.

## **Spay-Neuter Fund**

A motion was made by Commissioner Moore to approve and sign a handwritten interlocal agreement with the City of Jeffersonville accepting funding on behalf of the **City of Jeffersonville Spay-Neuter Fund** as modified by Attorney Moore in the meeting. The motion was seconded by Commissioner Guthrie and passed 3-0.

## **Approval of Vendor Claims**

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. The motion was seconded by Commissioner Guthrie and passed 3-0.

A motion was made by Commissioner Guthrie and seconded by Commissioner Moore to ratify signatures the Assessor's Contract.

Commissioner Guthrie made a motion to ratify the decision on **Civil Investigation Order** on December 17, 2007. The motion was seconded by Commissioner Moore and passed 3-0.

A motion was made by Commissioner Guthrie to approve and sign contracts with **Earl B. (Bruce) Walker** and **Lewis M. Love III** for assessing services in areas where trustee-assessors did not receive their levels. The motion was seconded by Commissioner Moore and passed 3-0.

## **Federal Court**

For the record Attorney Moore will represent the Board in the Southern Indiana Clinic ("Meth Clinic") Federal Court case. Mr. Moore Was authorized only to work with clinic attorney, Spencer Harmon. This was authorized by a 3-0 vote.

## **Bull Creek Road Property**

A motion was made by Commissioner Guthrie to pay for the appraisals of the land in Survey 58 on **Bull Creek Road** out of contract services and authorize Attorney Moore to set up the surplus sale of the property. The motion was seconded by Commissioner Moore and passed 3-0.

**Mr. Stephen Lewis** gave a presentation on employee identity theft.

**Mr. Larry Burke, Covered Bridge Subdivision Resident**, asked the Board to bring back curbside recycling and made an offer to help the county bring back curbside recycling. Commissioner Meyer stated that he was against putting leans on homeowner's property. **Ms. Jill Finn, 7810 St. John Road in Carr Township**, stated that the recycle drop-off bins are an eyesore and she wants them taken away. Commissioner Meyer read aloud a list of his proposals for County Policy on Recycling.

Commissioner Moore passed out copies of a sign-up sheet for residents to contract with **Inland Services Corporation** for curbside recycling. Commissioner Meyer presented a point-by point plan which encourages recycling, but eliminated citizen's lawsuits. Commissioner Moore made a motion to adopt parts of his and Commissioner Meyer's proposals for the following **County Policy on Recycling**, take out a full page add in the Leader, Giveaway and the Banner Gazette, send a mailing to all residents in the unincorporated areas of Clark County and pay out of the Landfill Fund.

## County Policy on Recycling

1. Comprehensive County Recycling program to be supported and encouraged by Commissioner in unincorporated county.
2.
  - a. Subdivisions in the unincorporated areas of Clark County who vote thru Homeowners' Association Resolution to participate in comprehensive program, administered thru Solid Waste District, should participate in District-administered recycling plan.
  - b. No lawsuits or liens on citizens' property or homes. Unpaid Solid Waste bill may be reported to consumer credit agencies. This will occur after 90 days of delinquency. The District Administrator will retract notice to consumer credit agencies to clear homeowner's credit record once the solid waste bill is paid.
  - c. Individual Homeowner who do not qualify under a Homeowner's Association resolution may enter into a personal contract or agreement with the recycling hauler for services.
  - d. Commissioners promote and support education programs to the public an in schools.
  - e. The charge for recycling should be the same for homeowners associations' residents as cities and towns residents.
  - f. Recycling bins to remain in the unincorporated areas for at least six months for those individuals who continue to voluntarily recycle.

The motion was seconded by Commissioner Guthrie and passed 3-0 will be passed on to the **Clark County Solid Waste District Board**.

A motion was made by Commissioner Guthrie and seconded by Commissioner Moore to approve and sign an insurance claim as recommended by **Insurance Agent of Record Joe Olson**. The motion passed 3-0.

A motion was made by Commissioner Guthrie to approve the specifications for the official plaque and authorize **Commissioner Guthrie** to finalize the plaque specifications for the **Michael E Becher Complex Adult Corrections** to the Shireman Group.

A motion was made by Commissioner Moore to meet with Sheriff Rodden regarding 2008 the mental health contract for the jail and offer Lifesprings a month to month contract thru March 2008. The Board instructed Secretary Kristi James to send exhibit A from Lifesprings 2008 proposed contract to Parkview with a two week response time. The motion was seconded by Commissioner Guthrie and passed 3-0.

### **Appointment**

Due to the resignation of **Steve Dean** on the Clark County Board of Aviation, a motion was made by Commissioner Meyer to appoint **Alan Conner** to finish out Mr. Dean's term. The motion was seconded by Commissioner Guthrie and passed 2-0-1. Commissioner Moore abstained from the vote.

A motion was made by Commissioner Moore to re-instate the position and pay of the assistant foremen at the **New Washington Garage**. The motion died for lack of a second.

Commissioner Moore made a motion direct Clark County Planning and Zoning to stop issuing building permits or new applications to builder's **Speth** and **Sprigler**. At the request of the Board Attorney Moore agreed to research the legality of this action and report back at the next meeting. Commissioner Moore withdrew his motion.

Commissioner Moore made a motion to authorize up to forty seven thousand five hundred dollars (\$47,500.00) to **Stand Engineering for the Star Hill Road Project** out of the **Rainy Day Fund**. After discussion, no action was taken by the Board.

Commissioner Moore asked that the Board request a written report or a verbal report at the next meeting on the **Sunset Hills** drainage problems.

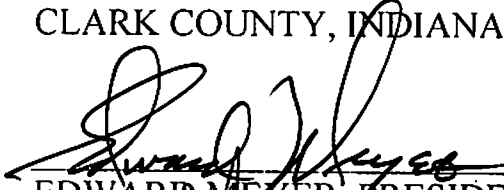
Some unidentified ambulance providers attended the meeting.

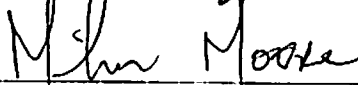
A motion was made by Commissioner Guthrie to renew **Attorney Moore's contract** for the year of 2008. The motion was seconded by Commissioner Moore and passed 3-0.

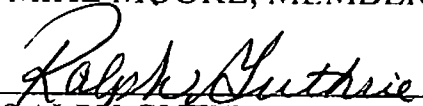
To the extent the Board held an executive session of any type under (I C 5-14-1.5-6) or otherwise, the Board hereby certifies that no subject matter was discussed therein except that posted in the notice for session or meeting (I C 5-14-1.5-6.1).

There being no further business to come before the Board, a motion was made by Commissioner Guthrie and seconded by Commissioner Moore to adjourn. The motion was passed 3-0.

BOARD OF CLARK COUNTY  
COMMISSIONERS  
CLARK COUNTY, INDIANA

  
EDWARD MEYER, PRESIDENT

  
MIKE MOORE, MEMBER

  
RALPH GUTHRIE, MEMBER

SIGNED THIS DAY

ATTEST:

  
KEITH GROTH  
CLARK COUNTY AUDITOR