

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
JANUARY 26, 2006**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on January 26, 2006 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Edward Meyer, Vicky Kent Haire and Ralph Guthrie, County Attorney Daniel Moore, Secretary Angela Coleman, and Deputy Auditor Theresa James.

The minutes for the meeting of October 20, 2005, November 3, 2005, November 17, 2005, December 2, 2005, December 15, 2005 and December 28, 2005, having been mailed to the Commissioners and Mr. Moore prior to the meeting, were presented to the Board for approval. Commissioner Haire made a motion to approve the minutes as presented. The motion was seconded by Commissioner Guthrie and passed 3-0.

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. A motion was made by Commissioner Haire to approve the vendor claims as submitted. The motion was seconded by Commissioner Guthrie 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 with the same exception of the minutes of November 3, 2005. Auditor Haas stated that 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 with the one exception. The motion was seconded by Commissioner Haire and passed 3-0.

Commissioner Guthrie made a motion to appoint Dave Porter to replace John Buckwalter on the Clark County Plan Commission. The motion was seconded by Commissioner Haire and passed 3-0. Mr. Buckwalter was appointed at the meeting of January 12, 2006.

Commissioner Guthrie made a motion to appoint John McClure to the Solid Waste District Board. The motion was seconded by Commissioner Haire and passed 3-0.

Upon the recommendation of County Engineer Hyun Lee, Commissioner Haire made a motion to accept **St. Joe Place Subdivision and Falling Creek Subdivision** to the Clark County Highway System. The motion was seconded by Commissioner Guthrie and passed 3-0.

Upon the recommendation of Mr. Lee Commissioner Haire made a motion to approve and sign an agreement with Bernardin Lockmuller and Associates for bridge inspection and re-inspection on the bridges in Clark County. Mr. Moore confirmed that he had reviewed the agreement and gave his approval. The motion was seconded by Commissioner Guthrie and passed 3-0.

At the request of Mike Harris, Jacobi, Toombs and Lanz, Commissioner Haire made a motion to sign and approve on Section 6 Phase 1 Resident Inspection Contract Amendment increasing the amount of the contract (\$5, 855.19) five thousand eight hundred fifty five dollars and nineteen cents. Mr. Moore confirmed that he had reviewed the agreement and gave his approval. Mr. Harris stated that the total project was under budget by (\$9000.00) nine thousand dollars. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Harris introduced Dana Murry, SCF Engineers, under contract with the Environmental Protection Agency (EPA), Stan Sturry, Owner Stewardship Associates, Company and Laura Beck, Local Glass Artist, who each spoke regarding potential use of landfill methane at the Clark-Floyd Landfill. Each of the three gave a presentation and a request was made for the Board's approval for a study to see how the methane can best be put to use for Clark County. Mr. Sturry stated that there is grant funding available and this would be no cost to Clark County. The Commissioners gave their approval for the study.

The Commissioners had earlier sent a letter to Brooks Sand and Gravel, Bethlehem, inviting them to attend this meeting to respond to complaints from Bob Morrison, a property owner in Bethlehem. David Nachand, Attorney for Brooks Sand and Gravel, Tim Mastecola, On Site Operator, Brooks Sand and Gravel and Albert Miles, property owner in Bethlehem, addressed the Board representing Brooks Sand and Gravel. Mr. Morrison, Debra Doehrman and John Perkins attended the meeting with complaints about Brooks Sand and Gravel. Commissioner Haire reported that she and her Highway Superintendent went to the site on Wednesday before the meeting and was assured that the lights had been redirected and they have purchased one hundred twenty pine trees to plant on the new berm. After a lengthy discussion, Mr. Moore advised that this had features of a dispute between landowners and obvious interpretation differences, relating to prior zoning approvals and conditions. Commissioners Meyer and Guthrie agreed to visit the site before the next meeting.

Upon the request of Laura Dixon, River Hills Economic Development District, Commissioner Guthrie made a motion to approve the Community Development Block Grant Program Subrecipient Semi-Annual Report on the New Hope Services Project, Community Development Block Grant Program Subrecipient Semi-Annual Report on the Utica Township Volunteer Fire Department Project and the Community Development Block Grant Program Subrecipient Semi-Annual Report on the Center for Lay Ministries. Project Commissioner Haire seconded the motion and it passed 3-0.

Upon the request of Laura Dixon, River Hills Economic Development District, Commissioner Guthrie made a motion to approve Disclosure Report and the Certificate of Accessibility on the Childplace Specialized Care Unit Feasibility Study and the Disclosure Report and the Certificate of Accessibility on the Lifespring Turning Point Renovation an Expansion Project. Commissioner Haire seconded the motion and it passed 3-0.

FMSM was next on the agenda, but withdrew before the meeting.

Ryan McGregor gave the Community Corrections Director's report. Mr. McGregor also, presented the Board with a copy of a letter that he sent to Deana McMurray, Director of Indiana Department of Correction, Community Corrections Section, regarding the Regional Work Release advising the Clark County Community Corrections Advisory Boards unanimous approval of their intent to move forward with the regional work release center. Mr. Moore stated that because ultimate liability regarding the jail falls on the Commissioners, he, as the Commissioner's Legal Counsel, would appreciate getting copies of letters such as this in the future before they are sent. (See a copy of the letter attached.) Mr. McGregor asked Mr. Moore to send him (McGregor) a letter to that effect. Mr. Moore stated that he thought his verbal request was clear enough.

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

Commissioner Haire made a motion to approve and sign Commissioner's Ordinance 1-2006 (A Petition to Vacate Easement). The easement is twenty foot drainage and utility easement on lot 36 of Bethany Farms Section 1. Commissioner Guthrie seconded the motion and it passed 3-0.

In the Attorney's report Mr. Moore suggested to the Commissioners that there should be some communication and interaction between them and the Community Corrections Advisory Board before decisions have been made instead of after the fact.

Commissioner Haire made a motion to authorize and sign a letter to Mayor Waiz, regarding the Interlocal Agreement concerning the use of the Jeffersonville Animal Shelter.

Commissioner Guthrie made a motion to approve and sign a short term contract with SBC to continue installing the 911 features in the jail facility. Commissioner Haire made a motion to authorize payment from the 911 fund. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Moore submitted a letter of opinion regarding various claims of "conflict of interest" with respect to Steve Dean's appointment to the Board of Aviation Commissioners.

Mary Conway, St. Anthony Federal Credit Union, requested that one of her brochures be attached to each of the Clark County Employees paychecks. Ms. Conway agreed to provide a copy of their new charter for his review. Commissioner Haire made a motion to approve contingent upon the approval of County Auditor Haas and Mr. Moore concerning constitutional issues. Commissioner Guthrie seconded the motion and it passed 3-0.

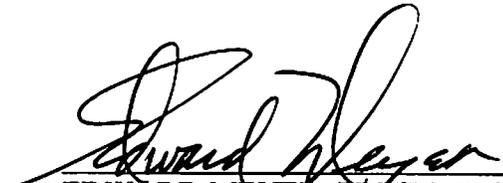
Matt Dyer attended the meeting to discuss the networking of the courts gavel system and the Sheriff's jail computer system. When asked, Mr. Dyer explained that the networking could not take place at this time because of cabling problems. Mr. Dyer stated that when the jail construction is complete, the Sheriff offices have all been relocated, the new cabling finished, then the Sheriff's jail computer system and the gavel system can be networked.

Commissioner Haire made a motion to approve and sign the Application for Federal Funds from the Indiana Criminal Justice Institute for the YMCA of Southern Indiana Diamonds. The motion was seconded by Commissioner Guthrie 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).

Commissioner Haire made a motion to recess the meeting until two o'clock on Tuesday January 31, 2006 to discuss jail overcrowding.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA


EDWARD MEYER, PRESIDENT


VICKY KENT HAIRE, MEMBER


RALPH GUTHRIE, MEMBER

SIGNED THIS DAY

ATTEST:

Barbara Bratcher Haas
BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR