

REGULAR MEETING
CLARK COUNTY BOARD OF COMMISSIONERS

September 15, 2011

The Board of County Commissioners of Clark County, Indiana met in Regular Session on September 15, 2011 at 4:00 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 Minutes for September 1, 2011 Minutes for approval. Commissioner Young made motion to approve. Commissioner Moore seconded. Motion approved 3-0.

Amendments to the Agenda - None

Approval of Claims/Payroll

County Auditor, R. Monty Snelling presented claims and payroll for September 21, 2011 for approval as submitted by the officeholders and department managers stating all figures had been signed, verified and funds are available. Commissioner Young made the motion to approve. Commissioner Moore seconded. Motion approved 3-0.

Public Comments

Jim Wesp, Kentuckian West Medical Center along with Mr. Tim Donahue appeared before the Board to ask about refinancing assistance with cooperation by the County. Attorney Fifer stated the County Council would have to issue the bond and referred them to County Attorney Scott Lewis.

Kelly Khuri, 4819 Salem Noble Rd, Jeffersonville appeared before the Board to ask the Commissioners to revisit all the contracts written regarding the landfill.

I. Administrative Agenda

A. Cecilia Peredo with River Hills appeared before Board to ask for Auditor Snelling's signature on a letter to Indiana Office of

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Community and Rural Affairs for the Marysville Otisco Nabb Water Corporation-Water System Improvements Project. The letter states funds will be provided by Marysville Otisco Nabb Water Corporation in the form of a bank loan from New Washington State Bank in the amount of \$500,000.00 and cash on hand in the amount of \$187,500.00. These funds are available and ready to be used on this project, contingent upon grant approval. Commissioner Young made motion to allow Auditor Snelling to sign the letter. Commissioner Moore seconded. Motion approved 3-0. She submitted Resolution No. 6-2011 A Resolution Authorizing Application Submission and Local Match Commitment for approval. Commissioner Young made motion to approve. Commissioner Moore seconded. Motion approved 3-0.

She also presented a letter to Indiana Office of Community and Rural Affairs, Citizen Participation Report, Readiness to Proceed Certification, Status of Required Environmental Review Process, Displacement Assessment, Indiana Office of Community and Rural Affairs Community Development Block Grant Small Cities Program Assurances and Certifications, Civil Rights Certification, Status of Permits, Four Factor Analysis for Limited English Proficiency Persons/Community Development Block Grant Program, Indiana Department of Environmental Management Letter, Format II Environmental Review Record for Commissioner Meyer's signature and a Status of Site Control document for Attorney Fifer's signature. Commissioner Young made motion for Commissioner Meyer and Attorney Fifer to sign the documents. Commissioner Moore seconded. Motion approved 3-0.

Ms. Peredo asked Commissioners for a copy of the Clark County water analysis report.

B. Mike Harris with Jacobi, Toombs & Lanz

appeared before the Board to present Change Order No. 1 for the barrier wall alignment at the Clark-Floyd County Landfill. Commissioner Young made motion to approve. Commissioner Meyer seconded. Motion approved 2-1. Commissioner Moore opposed.

Mr. Harris gave Commissioners copies of the Supplemental #1

Agreement dated 2006 and Supplemental #2 Agreement for the landfill bridge.

He also presented a contract for the landfill bridge from American Timber Bridge for approval. Commissioner Young made motion to approve. Commissioner Meyer seconded. Motion approved 2-1. Commissioner Moore opposed.

C. Ordinance No. 21-2011 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. Commissioner Meyer asked if there was anyone present to speak in opposition. There were none. Commissioner Young motion to approve. Commissioner Moore seconded. Motion approved 3-0.

D. Commissioner Meyer made motion to appoint Ron Barnes to the Clark County Memorial Board of Trustees. Commissioner Young seconded. Motion approved 3-0.

E. Sheriff's Business - None

F. Auditor Report/Comments Auditor Snelling stated State Board of Accounts pointed out there is a hold over fund from probation fees that were collected in Sellersburg Town Court that should be zeroed out. Auditor Snelling stated part of the money will go to Superior #2 Probation. He stated the balance of the funds will be Commissioner's choice.

Auditor Snelling asked about the County's travel policy. He stated there is some confusion on what the handbook states and what the statute states.

He also stated State Board of Accounts is requesting an asset and inventory policy. Commissioner Meyer stated every officeholder is supposed to report what is in their office and that these records are to be maintained in the Auditor's office.

Auditor Snelling submitted the County Treasurer's Monthly Report. Commissioner Young made motion to enter into the record. Commissioner Moore seconded. Motion approved 3-0.

G. Attorney Report/Comments Attorney Fifer gave the Commissioners a copy of the Resolution that was adopted by the County Council approving the settlement of the Sheriff's mandate case. Attorney Fifer stated the Commissioners will have to adopt a Resolution that approves the settlement of the Sheriff's mandate.

Attorney Fifer presented an invoice for fees related to the issuance of Landfill bonds from Umbaugh & Associates and stated the fees would come from the bond issuance fund. Commissioner Young made motion to approve. Commissioner Meyer seconded. Motion approved 2-0. Commissioner Moore abstained.

Attorney Fifer also presented invoices for \$960.50 and \$892.50 that Judge Jacobi mandated to pay for court reporter services. Attorney Fifer recommended to the Board to pay out of the 3000 series-deposition and transcripts if the funds are available in that series. If funds are not available he recommended referring to the County Council to get additional appropriation. Commissioner Young made motion to approve. Commissioner Moore seconded. Motion approved 3-0.

He also presented an invoice from Dr. George Nichols, former state coroner that was called for a criminal case. Attorney Fifer stated the Commissioners wouldn't have funds to pay the invoice. Commissioner Meyer asked Auditor Snelling to call the County Coroner about payment of the invoice.

H. Officeholder/Department Heads Present at Meeting - None

I. Ratifications & Approvals - None

II. Technical Agenda

A. Hyun Lee, County Engineer stated paperwork will be done for the land acquisition for St. John Rd. and construction will be being in the spring.

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Mr. Lee stated there are 130 bridges in Clark County and the highway administration requires them to be inspected every four years. He also stated federal funding was not award for bridge #3 on Utica Pike over Lancassange Creek.

- B. Commissioner Meyer** stated he talked to Stephanie Yeager, President of the County Commissioner Association regarding alternative health insurance plans. She referred him to SIHO. Commissioner Meyer stated he talked to SIHO and would like to set up a date for a presentation. Commissioner Meyer and Commissioner Young will meet with the company.
- C. Commissioner Meyer** stated the Resolution of Sheriff's approval of the settlement agreement votes at the County Council meeting was 4-3.
- D. Commissioner Meyer** asked Councilman Lenfert if there is a committee working on the 2012 Budget and meetings are held the Commissioners would like to be notified.
- E. Commissioner Meyer** stated Cum Cap Funds cannot be appropriated for budget purposes. There was discussion about 10% of excess funds being able to go into the Rainy Day Fund. Commissioner Meyer also stated he would like to dedicate at least \$400,000.00 of the funds resulting from the Cum Cap rate increase to county employee's health insurance fund.
- F. Commissioner Meyer** asked if Auditor Snelling would he would look into the document from Waggoner x Irwin x Scheele & Associates Inc. regarding E-Verify.

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