

## **REGULAR MEETING**

### **CLARK COUNTY BOARD OF COMMISSIONERS**

May 10, 2012

The Board of County Commissioners of Clark County, Indiana met in Regular Session on May 10, 2012 at 4:00 p.m. in Room 404, Clark County Government Building, Jeffersonville, Indiana.

Present at the meeting were Commissioners – Les Young, Ed Meyer and John Perkins, County Auditor R. Monty Snelling, County Attorney Greg Fifer and Payroll Clerk Mischell Settles.

#### **Approval of Minutes**

**County Auditor R. Monty Snelling**, presented the minutes from the April 26, 2012 meeting. Commissioner Meyer made motion to approve. Commissioner Perkins seconded. Motion approved 3-0.

#### **Amendment to the Agenda**

Ordinance No. 19-2011

#### **Approval of Claims/Payroll**

**County Auditor R. Monty Snelling** presented claims and payroll for May 16, 2012 for approval as submitted by the officeholders and department managers stating all figures had been signed, verified and funds are available. Commissioner Perkins made motion to approve claims. Commissioner Meyer seconded. Motion approved 3-0. Commissioner Perkins made motion to approve payroll. He stated if problems with the Drug & Alcohol Fund for Circuit Court #3 aren't resolved by the next meeting payroll out of this fund will not be approved for that fund. Commissioner Meyer seconded. Motion approved 3-0.

#### **Public Hearing**

Commissioner Young opened a public hearing regarding final approval of sale of properties acquired at tax sale. Commissioner Young asked if there were anyone present to speak on the final approval of sale of properties acquired at tax sale. There were none. Commissioner Young made motion to close the public hearing. Commissioner Perkins seconded.

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Motion approved 3-0. Attorney Fifer submitted Proof of Publication for the public hearing.

Commissioner Perkins made motion to approve the sale of the following properties: 4803 Highway 62, Jeffersonville to BMW LLC in the amount of \$2,000.00, 1117 Sportsman Dr. (Unit 1, Lot 9), Jeffersonville in the amount of \$2,000.00 to BMW LLC, 211 Level St. (Part of Lot 72 22.8x100x158.5), Charlestown in the amount of \$500.00 to William Burden and 920 Pratt St (Lot 5, Block 8 I&R), Jeffersonville in the amount of \$6,100.00 to Budget Printing Centers. Commissioner Meyer seconded. Motion approved 3-0.

### **Public Hearing**

Commissioner Young opened a public hearing regarding the re-establishment of The Clark County Cumulative Bridge Fund. Re-establishment is for purposes of constructing, maintaining, or repairing bridges, approaches, or grade separations, and further establishing a tax levy at the rate of \$.05. Commissioner Young asked if there were anyone present to speak on the re-establishment of The Clark County Cumulative Bridge Fund. There were none. Commissioner Young made motion to close the public hearing. Commissioner Perkins seconded. Motion approved 3-0. Attorney Fifer submitted Proof of Publication.

Commissioner Perkins made motion to approve Ordinance No. 20-2012 An Ordinance Re-Establishing The Clark County Cumulative Bridge Fund And Imposing A Property Tax Rate For Such Fund, Subject To Hearing And Approval By The Department Of Local Government Finance. Commissioner Meyer seconded. Motion approved 3-0.

### **Public Hearing**

Commissioner Young opened a public hearing regarding the re-establishment of The Clark County Cumulative Capital Development Fund. Purpose is to re-establish and increase the tax rate of The Clark County Cumulative Capital Development Fund. Commissioner Young asked if there were anyone present to speak on the re-establishment of The Clark County Capital Development Fund. There were none. Commissioner Young made motion to close the public hearing. Commissioner Perkins seconded. Motion approved 3-0. Attorney Fifer submitted Proof of Publication.

Commissioner Perkins made motion to approve Ordinance No. 21-2012 An Ordinance Increasing The Tax Rate Of The Clark County Cumulative Capital Development Fund, Subject To Approval By The Indiana Depart Of Local Government Finance. Commissioner Meyer seconded. Motion approved 3-0.

### **Public Comments**

**Sandy Sparrow** appeared before the Board to ask why Henryville residents affected by the tornado didn't receive a property tax due date extension. Attorney Fifer stated because it is State law the Board can't make that decision.

Ms. Sparrow asked why donations that went to Red Cross specifically stated they were to go to Henryville and Marysville weren't distributed to them. Commissioner Meyer advised her to contact the Trustee. Commissioner Young stated he asked Red Cross if they could tell him the figure that was donated and Red Cross told him they could not. Ms. Sparrow she had documents she printed of the internet that gave specific amounts that were donated to Henryville and Marysville. Commissioner Perkins stated he talked to Red Cross and they told him all monies go into a national pool and is distributed when needed by Red Cross. Attorney Fifer stated Red Cross is a non-profit organization and isn't required to disclose any financials.

### **I. Administrative Agenda**

**A. Judge Dan Moore** appeared before the Board to ask a letter identifying individuals that were involved in the planning and operation of volunteer free legal clinic services at locations in Clark County in the aftermath of the March tornado be entered into record. Commissioner Meyer made motion to enter into record. Commissioner Perkins seconded. Motion approved 3-0. Commissioners commended the individuals for all their work and presented them with certificates.

**B. Judge Weber** appeared before the Board to discuss Drug & Alcohol payroll. Judge Weber stated he has discussed this with State Board of Accounts and was told those employees can be paid from this fund. Attorney Fifer stated in order to get funding from CCADS there should be more robust services.

**C. Commissioner Perkins** made motion to approve Ordinance No. 19-2012 An Ordinance To: (1) Establish The Board of Clark County Commissioners As The Purchasing Agency For Clark County, Indiana, (2) Implement A Purchase Order System For Certain Purchases, And (3) Establish Certain Rules And Sanctions As A Part Of Such Purchase Order System. Commissioner Meyer seconded. Motion approved 3-0.

**D. Diane Swank, Insuramax, Clark County Agent of Record for Employee Benefits** appeared before the Board to recommend Clark County stay with Humana and add a high deductible and health savings account to the employee's options. She stated she would like to hold education meeting with the employees regarding the options they will have during open enrollment. She asked to Commissioners to give her authorization to move ahead with Humana on getting quotes. Commissioner Perkins made motion to approve. Commissioner Meyer seconded. Motion approved 3-0.

**E. Michael Sedil, Indiana Agriculture of Department Resource and Ray Moistner, Indiana Hardwood Lumbermen Association** appeared before the Board to ask for a temporary change in a Clark County ordinance pertaining to permits loggers must get to perform clean-up work in the forestry due to tornado damage. Mr. Moistner stated there are two loggers that are concerned about the wording of the ordinance and they stated they wouldn't do the work if they had to obtain the permits with the current wording. Commissioner Young stated if the roads were damaged by the loggers they couldn't get FEMA money but DNR could get FEMA money. Mr. Sedil stated he didn't believe DNR was eligible for FEMA money. Commissioner Meyer asked Jim Ross, Highway Superintendent and Hyun Lee, County Consultant to ride with Mr. Sedil and Mr. Moistner to assess the current condition of the roads. Jim Ross stated the permits only pertain to garbage and logger trucks. Attorney Fifer asked Mr. Sedil and Mr. Moistner to have the loggers mark-up what the loggers want in the wording and he will review. Commissioners asked Jim Ross to monitor the roads and report any damage that occurs. Commissioner Perkins expressed concern about the loggers working for two weeks without a permit. Commissioner Young stated he did tell the State there is a permit and bond on the roads. Mr. Sedil stated he will check into DNR getting reimbursement from FEMA.

**F. Matters tabled from prior meeting:**

**1. LOW Associates invoices** Commissioner Perkins made motion to ask the County Council for additional appropriation. Commissioner Meyer seconded. Motion approved 3-0.

**F. Sheriff's Business - None**

**G. Auditor Report/Comments** Auditor Snelling stated he is concerned about the LOW Associates invoices and asked what will the County do if they shut the County down. Attorney Fifer asked Auditor Snelling to contact LOW Associates and ask if they would give them some time to get additional appropriations to get the invoices paid.

Auditor Snelling submitted the Monthly Clerk and Treasurer's Report. Commissioner Meyer made motion to enter into record. Commissioner Perkins seconded. Motion approved 3-0.

**H. Attorney Report/Comments** Attorney Fifer presented proof of publications to residents and property owners of tornado affected areas of Clark County stating debris removal will stop after Friday, April 27, 2012.

Attorney Fifer presented Equipment Rental Agreement between Clark County Commissioners and Eco-Tech, LLC. Equipment rental was used for tornado debris removal. Commissioner Meyer made motion to enter into record. Commissioner Perkins seconded. Motion approved 3-0.

Attorney Fifer presented Grant Agreement EDS#D25-13-008. A grant for Community Corrections 2012-2013 fiscal grant. No local match is required. Commissioner Meyer made motion to approve. Commissioner Perkins seconded. Motion approved 3-0.

Commissioner Perkins stated he would like to schedule a meeting with Susie Bass to get an estimate on redoing the handbook. Commissioner Meyer stated Waggoner-Irwin-Scheele & Associates Inc. is the company that was used for the current handbook and should be contacted as well. Auditor Snelling stated Waggoner-Irwin-Sheelee & Associates Inc. sends updates when there is a change in the law.

**I. Officeholder/Department Heads Present at Meeting**

**J. Ratifications and Approvals - None**

**II. Technical Agenda**

**A. Matters Tabled From Prior Meeting – None**

**Commissioner Young** stated the rented warehouse is only for six months. He stated he wants to make sure they keep the warehouse long enough to keep all materials.

**III. Public Comments - None**

Commissioner Perkins made motion to adjourn. Commissioner Meyer 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

\_\_\_\_\_  
LES YOUNG, PRESIDENT

\_\_\_\_\_  
ED MEYER, VICE-PRESIDENT

\_\_\_\_\_  
JOHN PERKINS, MEMBER

SIGNED THIS DAY \_\_\_\_\_

ATTEST: \_\_\_\_\_

R. MONTY SNELLING,  
CLARK COUNTY AUDITOR