

**REGULAR MEETING**  
**CLARK COUNTY BOARD OF COMMISSIONERS**

August 8, 2019

The Board of County Commissioners of Clark County, Indiana met in Regular Session on August 8, 2019, at 5 p.m. in Room 418, Clark County Government Building, Jeffersonville, Indiana.

Present at the meeting were Commissioners – Jack Coffman and Commissioner Sellers, and Commissioner Bryan Glover, County Attorney Scott Lewis, Clark County Engineer Brian Dixon, Commissioners’ Assistant Allison Ruddell, and Chief Deputy Auditor Jessica Huffman. Auditor Danny Yost was absent.

Pledge of Allegiance was led by Bryan Glover and the prayer was led by Jack Coffman.

**Approval of the Minutes**

**Commissioner Glover** made a motion to approve the July 25, 2019 Regular Meeting Minutes. Commissioner Sellers seconded. Motion approved 3-0.

**Commissioner Sellers** motioned to amend the agenda by adding the Heavy Haul Road approval under the Attorney Report. Commissioner Glover seconded. Motion approved 3-0.

**Chief Deputy Auditor Jessica Huffman** presented the claims and payroll for August 14, 2019. Commissioner Sellers motioned to approve the claims and payroll. Commissioner Glover seconded. Motion approved 3-0.

**I. Administrative Agenda**

**A. Attorneys Ken Pierce and William Nefzger** discussed a Potential Opioid Litigation. Federal and State governments are not attacking the opioid epidemic, so they would like to address this at a local level. The Controlled Substances Act of 1970, gave license to distribute controlled substances to large

distributors including Cardinal McKesson, and AmerisourceBergen. These distributors, were required to report suspicious orders of controlled substances to the DEA. There have been zero suspicious orders reported to the DEA since 1970. Originally opioids had limited uses such as acute pain and palliative care. In the mid 1990's the manufacturers created their own reports to convince doctors that opioids were not addictive and could be used for chronic pain management. The combination of these two issues created the epidemic that we have today. Pierce and Nefzger have been going to counties in Indiana and Kentucky, presenting this information, asking if they would like to get involved, and offering to represent them. This would be on a contingency fee basis, meaning there would be no cost up front, only when the case successfully resolves in the county's favor. There would be very little that the county would need to do. Commissioner Glover motioned to approve the potential opioid litigation. Commissioner Sellers seconded. Motion approved 3-0.

**B. Scott Blake**, with CBTS presented the Indiana Office of Technology IT Info. CBTS is on the State of Indiana Office of Technology service contracts for voice service, procurement of technology, and installing and configuring equipment. CBTS is vendor neutral so they can work with all equipment, and they have pre-negotiated discounts with the State of Indiana in their service contracts. Scott Blake was advised to touch base with Allison in a couple of weeks.

**C. Sandy Halstead**, with Assured Partners presented the Authorization of Summary Plan Descriptions. This is an ACA requirement and is a final step in finalizing the renewal documents. Once this is signed off on, the Summary Plan Descriptions can be distributed to the employees. Commissioner Glover motioned to approve the Authorization of Summary Plan Descriptions for each of the three plans and to allow Jack Coffman to sign. Commissioner Sellers seconded. Motion approved 3-0.

Karen Goodwell, with Human Resources presented the 2019, 2020, & 2021 Wellness Program Notice. This notice would allow 60 days instead of 30 days for new employees and employees with qualifying events to complete the required steps for the wellness program. It would keep the required points at 80 points instead of 100. The notice also includes new options for obtaining wellness points.

Commissioner Glover motioned to approve the 2019, 2020, & 2021 Wellness Program Notice. Commissioner Sellers seconded. Motion approved 3-0.

**D. Hal Kovert**, with Kovert Hawkins presented the Health Department Building Update. The first floor is now 75% painted. A decision needs to be made on the asbestos issue. Brendon forwarded more detailed information on both encapsulation and abatement. Commissioner Glover motioned to approve the contractor moving forward with encapsulation with the cost not to exceed \$8,700. Commissioner Sellers seconded. Motion approved 3-0.

Brian Dixon discussed the HVAC Unit for the Health Department Building. The contractor was concerned with the protection of the HVAC Unit. He previously asked Brendon to prepare a change order for a fence to be built around the unit. Brendon put a request in to the contractor but they have not gotten a quote back.

**E. Commissioner Coffman** presented the Miller Contract for IT Network Infrastructure for the Health Department. The Miller Contract is in the amount of \$22,546.79. Cybertek quoted \$30,000 for the IT Network Infrastructure. Miller will be ready to install after the contract is approved. Commissioner Sellers motioned to approve the Miller Contract for the Health Department in the amount of \$22,546.79. Commissioner Glover seconded. Motion approved 3-0.

F. Commissioner Coffman presented the Clerk Consulting Services Contract with Malcon. Attorney Scott Lewis requested the Commissioners table the contract until clarification can be made with the Clerk. Commissioner Glover motioned to table the Clerk Consulting Services Contract. Commissioner Sellers seconded. Motion to table approved 3-0.

G. Brian Dixon presented the REMC agreement for Phase 2 of the Bethany Road Project in the amount of \$612,014.00. The agreement will cover utility relocation. The utilities have their own easement and are not using a public easement; therefore, REMC will not cover the cost. This will be reimbursed 80/20 by the State. Commissioner Sellers motioned to approve the REMC agreement for Phase 2 of the Bethany Road Project. Commissioner Glover seconded. Motion approved 3-0.

**F. Matters tabled from prior meeting:** Attorney Scott Lewis presented the bids for the second floor of the Health Department Building. The bids will expire August 12, 2019 which is 45 days from when they were opened. The first bid is from Martin Construction in the amount of \$495,000. The second bid is from WPC Inc. in the amount of \$348,363. Commissioner Coffman stated that he personally thinks they could come up with a different scope of work and save the county some money. Commissioner Glover stated that time is of the essence and creating a new scope and waiting for new bids would just prolong the project. Commissioner Glover motioned to approve the bid from WPC Inc. in the amount of \$348,363. Commissioner Sellers seconded. Motion approved 2-1.

**G. Sheriff's Business:** The current jail population is 598.

**H. Auditor's Reports/Comments:** None.

**I. Attorney Scott Lewis** presented the amendment to the Heavy Haul Road agreement. The original interlocal agreement is between the county, INDOT, the City of Jeffersonville, the Port of Indiana, and the River Ridge Development Authority. The amendment does not affect the county's responsibilities or contribution. The city of Jeffersonville will be increasing their contribution and donating some additional land for the project. INDOT will be increasing the amount they contribute as well. Commissioner Sellers motioned to approve amendment no. 1 to the restated and amended interlocal agreement for the development and construction of a transportation corridor from the Jeffersonville Port of Indiana through the River Ridge Commerce Center to Highway 62. Commissioner Glover seconded with a caveat, that if he is out of town when the clean version is sent in next week, Scott Lewis is to sign on his behalf. Motion approved 3-0.

**I. Laura Lindley**, from the Health Department presented the Clark County Health Department Annual Report for 2018. This is available to the public on the Health Department's website.

**J. Ratifications and Approvals:** None.

**K. Appointments:** None.

## **II. Technical Agenda:**

**Brian Dixon** stated that the final walkthrough for the Bethany Road Phase II project is scheduled for 8/21/2019 at 9:00am.

Brian Dixon stated that Highway 160 will be closed from September 3, 2019 to around the end of November for a Bridge replacement.

Commissioner Coffman discussed the Broadband Initiative, a next level initiative by the governor and lieutenant governor that awards awarded money to companies for increasing broadband into rural areas. Telemedia, of Pekin, Indiana, was awarded 2.8 million dollars to increase broadband access to Clark and Floyd Counties. Within the next year access will increase to areas throughout the county.

**Public Comments:** None

Commissioner Sellers motioned to adjourn. Commissioner Glover 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 hereby certified that no subject matter was discussed therein, except that posted in the notice for sessions or meeting (IC-5-14-1.5-6).

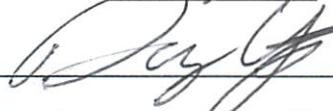
BOARD OF COMMISSIONERS OF  
CLARK COUNTY, INDIANA

  
\_\_\_\_\_  
JACK COFFMAN, PRESIDENT

  
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CONNIE SELLERS, VICE PRESIDENT

  
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BRYAN GLOVER, MEMBER

SIGNED THIS DAY August 22, 2019

ATTEST:   
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DANNY YOST, CLARK COUNTY AUDITOR