

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA
MARCH 13, 2003**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on March 13, 2003 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Raymond Parker, David Lewis and Vicky Kent Haire, County Auditor Barbara Bratcher Haas, County Attorney Scott Lewis, Secretary/Administrative Assistant Pam Smith, and Deputy Auditor Theresa James.

County Auditor Barbara Bratcher Haas having audited the payroll claims, found them to be in accordance with Indiana Code 5-11-10-2, and submitted them to the Board for approval. A motion was made by Commissioner Haire to approve and sign said claims. The motion was seconded by Commissioner Lewis and passed 3-0.

Commissioner Parker made a motion to approve and sign Planning Commission Resolution 4-2003 (Kevin Guernsey) reclassifying from B-2 to R-1. The motion was seconded by Commissioner Haire and it passed 3-0. (See a copy of the resolution attached.)

Mr. Culpepper Cooper, Insurance Agent of Record, appeared before the Board with a verbal update on the County's self funded claims and presented the Board with a list of recommendations for a voluntary insurance committee to oversee process in conjunction with Culpepper Group, Incorporated. County Attorney Scott Lewis advised for clarification that these people would serve in an advisory capacity only. When the list was presented it included County Auditor Barbara Haas and Deputy Auditor Nancy Shepherd and County Auditor Haas stated that she had not been asked and that she feels the committee should not include a member from her office. The Board added the names of Mr. Larry Mulac, Shirley Bell, Janet Matthews and/or Patty Ballard to the list. The Board gave Mr. Cooper permission to contact these people and ask them to serve on the committee.

Mr. Tim Wells, T. M. Wells Valuation Services, appeared before the Board with a presentation and a preview of his company's services.

Mr. Dana Coots, Mr. Scott Coots and Mr. Dan Christiani, addressed the Board in regard to the closing of Bethany Road this summer for reconstruction of bridge # 11 over Pleasant Creek. Mr. Scott Coots explained that there will be a homerama at Heritage Place Subdivision June 18, 2003 thru June 29, 2003 and the road closing could hinder the success of the homerama. While there are other ways to get to their home show Bethany Road is wider and a more appealing entrance. The notice to bidders has been published and Mr. Lee expressed his concern that the plans have been sold to prospective bidders.

The County's goal is to build the bridge as quickly as possible and to time the road closing to cause as little disruption to school bus routes as possible. The project is projected to take seventy-five days. If construction is delayed past the home show it will mean the bridge is closed longer into the school year. The Commissioners have to balance the interests of the community at large. Mr. Christiani stated that there will be a homerama in Floyd County this year and it was his and the Coots family's intention to promote Clark County. The Commissioners agreed to discuss this with Mr. Lee and get back to them at the next meeting. (See below for more information.)

At the recommendation of Mr. Jorge Lanz, Jacobi, Toombs and Lanz, Commissioner Parker made a motion to approve and sign SR 60 road transfer memorandum of agreement INDOT/Clark County whereas, INDOT has let for construction an interchange modification project at I-65/SR 60, which is designed to include slight relocation of the interchange, and realignment of S.R. 60 from just west of the I-65 interchange easterly to the existing intersection of U.S.31 at Bean Road. County Attorney Scott Lewis gave his approval of the legal language in the agreement. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the agreement attached.)

Commissioner Haire made a motion to sign a letter to Gary Gilmore, Gilmore Construction & Realtors, in reference to Pebble Creek Subdivision Section 1, 2, 3, & 4. Clark County Highway Department has inspected the streets on the above referenced subdivision on March 6, 2003. They found that it meets with the specifications of the Clark County Subdivision Control Ordinance. The following items need to be considered before the County can finalize the acceptance into the Clark County Highway Systems in accordance with the ordinance.

1. Maintenance Bond: A two (2) year maintenance bond amount of \$227,000.00 needs to be posted.
2. Maintenance Responsibility: The developer has the responsibility of maintenance for two (2) years including street pavement, drainage, snow removal and traffic signs.
3. Description of streets:

Brownstone Drive	1000'
Cobblestone Drive	900'
Danelle Drive	200'
Flagstone Drive	2700'
Pebble Creek Drive	2850'
Sandstone Drive	4050'
Stonelilly Drive	3200'

Stonewood Court	200'
Total	15,100' (2.00 miles)

The motion was seconded by Commissioner Parker and passed 3-0. (See a copy of the letter attached.)

A motion was made by Commissioner Haire to approve and sign utility reimbursement agreements with Clark County REMC and Vectren Energy Delivery on the Perry Crossing Road project. Commissioner Parker seconded the motion. Commissioner Lewis abstained from the vote and it passed 2-0.

A motion was made by Commissioner Parker to approve and sign a contract for judicial system procurement between CSI-Computer Systems, Inc. (CSI) for computer hardware, software and tech support for voter registration. This contract allows a delayed payment until January 2004. Deputy Clerk Ceil Steele reported that even though this wasn't the lowest quote, it is the best deal because the quote includes the equipment. The motion was seconded by Commissioner Haire and passed 3-0.

In regard to the need for cabling that was tabled from the meeting of February 13, 2003, Deputy Clerk Ceil Steele informed the Board that this is an emergency because the cabling must be in place for the upcoming election and to enable the courts to satisfy new law for jury selection. Additionally, the server is overloaded with all the offices it serves. The cable for Voter Registration and the new hardware for voter registration will stop the server from locking up. It will alleviate down time. Commissioner Lewis stated that he had talked with the Auditor and Treasurer regarding the immediate need for cabling for their offices and both indicated their need for cabling is not an emergency at the present time. When asked by Commissioner Lewis, Mr. Jones stated that cabling for the Treasurer's Office is not a dire need at this time. Matt Dyer, Systems Administration, stated that it is possible to install the cabling in two phases. Mr. Michael Ross stated that installing in two phases will not impact the cost very much, but in three or four phases it would. Pursuant to I.C. 36-9-14.5-8(C), the Board declared that the expenditure to install cabling for voter registration and the courts from the Cumulative Capital Development Fund is necessary, to protect the public welfare and the Board declared the existence of an emergency that demanded immediate action with which, the Board declared, the public welfare would be in immediate danger. The Board decided to recess the meeting later this evening and resume at four o'clock Monday March 17, 2003 to receive the quotes and make a decision.

Chief John Haas appeared before the Board with the following two grant applications:

A motion was made by Commissioner Parker to approve and sign the grant application for the Governor's Council on impaired & dangerous driving grant application for project big city/county seat belt enforcement in the amount of five thousand dollars (\$5,000.00). Chief Haas stated that this grant does not require any cost or obligation from the County. The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Parker to approve and sign the Indiana Criminal Justice Institute Stop Violence Against Women Act Grant Application in the amount of twenty six thousand three hundred twenty one dollars and sixty-nine cents (\$26,321.69). Chief Haas stated that this grant does not require any cost or obligation from the county. The motion was seconded by Commissioner Haire and passed 3-0.

Commissioner Haire made a motion to approve and sign Commissioner's Ordinance 2-2003 (An Ordinance Establishing the Clark County Community Corrections advisory Board Fund). The motion was seconded by Commissioner Parker and passed 3-0. (See a copy of the ordinance attached.)

A motion was made by Commissioner Parker to approve and sign a lease for office space between William M. (Bill) Clary, Jr. and the Clark County Community Corrections Program for a portion of 611 Watt Street for one thousand dollars per month for six months. The lease was approved and recommended by the president of Community Corrections. The Board asked Auditor Haas to process the claim for the first months rent immediately. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the lease attached.)

A motion was made by Commissioner Parker and seconded by Commissioner Haire to pay a claim for the first month's rent to Mr. Clary under the lease just approved. Motion carried 3-0.

Commissioner Parker made a motion to approve and sign Resolution No 1-2003 (A Resolution Authorizing the Temporary Borrowing of Funds to Pay Professional Architect Services for the Clark County Corrections Expansion and Renovation Project). At their scheduled meeting on March 4, 2003 the County Council adopted Resolution No. 9-2003 (A Resolution Authorizing Temporary Borrowing to Pay Professional Architect Services for 2003 County Corrections Project.) concerning the same topic. The motion was seconded by Commissioner Haire and passed 3-0.

County Attorney Scott Lewis reported that he contacted Mr. Kent Irwin and was told that the final draft of the personnel policy handbook has been sent to the Commissioners and this week Pam Smith, Secretary/Administrative Assistant will send a copy to each office holder for review. The Board will hold a meeting with the office holders in one week before they invite Mr. Irwin back to go over the draft. No action was necessary from the Board at this time.

County Auditor Barbara Bratcher Haas asked the Board to please proceed with the process for the remainder of the cabling.

The Treasurer's monthly report for February was submitted for the record.

Commissioner Lewis reported that he received a call from Mr. Jerry Roberts, Washington County Commissioner, on behalf of the East Washington Water Company in regard to a right of way through roads in northern Clark County. Mr. Lee volunteered to contact Mr. Roberts and explained that the County has an ordinance in place pertaining to this situation so no action was necessary by the Board.

A motion was made by Commissioner Parker to approve and authorize President Lewis's signature on a letter to the Indiana Housing Finance Authority in support of a grant to finance a single parent household, ten-unit housing project. Commissioner Lewis reported that this project would not cost the county.

Board President Lewis read a letter from the Building Authority's attorney stating that the Building Authority is considering taking down and selling the fence that was put up in the basement because the law does not allow housing prisoners as was planned. The Commissioners stated that they do not have any objections. Also, the letter advised Mayor Galligan's desire to renew the City's lease with the Building Authority for an additional year. The current lease amendment states that the City of Jeffersonville shall vacate the building no later than August 1, 2003 and the County shall assume all obligation and responsibility for the building. The Board appointed Commissioner President Lewis to meet with the Building Authority in regard to this renewal.

Commission President Lewis provided Commissioner Haire and Commissioner Parker a copy of a proposed resolution supporting implementation of local income tax and revenue options for the operation of the Clark County Jail and Clark County Government. The Board will vote on this resolution when they re-convene.

Commissioner Parker informed the Board that he received a request from the Jeffersonville Drainage Board in regard to a swampy area along Nolan Drive off Woodland Court. The Drainage Board has the manpower and the money for this project, but they need the use of a piece of equipment belonging to the County. County Attorney Scott Lewis advised that an interlocal agreement is needed for this project. County Engineer Hyun agreed to research and report back at the next meeting.

At the advise of Mr. Lonnie Cooper, Attorney for the Clark County Drainage Board, Commissioner Parker made a motion to appoint Mr. Joe Reschar to the Drainage Board to fulfill the un-expired term of Mr. William Curry. Mr. Curry did not attend meetings or return phone calls from the members of the Drainage Board. The Board instructed Pam Smith, Secretary/Administrative Assistant to contact Mr. Reschar to see if he is interested in serving.

Commissioner Haire seconded the motion and it passed 3-0. Commissioner President Lewis stated that the Clark County Plan Commission has a similar situation and asked

County Attorney Scott Lewis to do the necessary research and report back at the next meeting.

The meeting was recessed until Monday March 17, 2002 at four o'clock.

**RECONVENED MEETING BOARD OF COUNTY
COMMISSIONERS
CLARK COUNTY, INDIANA
MARCH 17, 2003**

The Board of County Commissioners of Clark County, Indiana reconvened on, March 17, 2003 in Room 308 at 4:07 P.M., City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Raymond Parker, David Lewis and Vicky Kent Haire, County Attorney Scott Lewis, Secretary/Administrative Assistant Pam Smith, and Deputy Auditors Margie Hommel and Theresa James.

In regard to the decision the Board reconvened to make on awarding a contract for the voter registration cabling, the Board did not receive the quotes as planned. County Attorney Scott Lewis advised the Board pursuant to statute they could not award the contract without receiving the second quote. A motion was made by Commissioner Parker and seconded by Commissioner Haire to table the decision until the meeting of March 27, 2003. The motion passed 3-0.

Commissioner Parker made a motion to approve and sign Resolution 2-2003 (A Resolution Supporting Implementation of Local Income Tax Revenue Options for the Operation of the Clark County Jail and Clark County Government). The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the resolution attached.)

For information Commission President Lewis reported that Wayne Estopinal, Estopinal Group, informed him that the Board needs to take action on contracts for geotechnical and surveying services. The Estopinal Group recommended that the Board contract with Patriot Engineering Environmental, Inc. and Mr. Phil Gibson. The decision was tabled until the meeting of April 10, 2003.

The Board instructed Secretary/Administrative Assistant Pam Smith to contact Mr. Harold Plummer, Emergency Management Director, and ask him to attend the Commissioner's next meeting April 10, 2003 to discuss an application for the Homeland Security Grant due by April 8, 2003.

In regard to the request from Mr. Coots and Mr. Christiani on March 13, 2003, County Engineer Hyun Lee reported that the last day of school this year for Greater Clark

is June 4, 2003 and the next school year will begin August 13, 2003. The Board reported that when the contractor is selected they would meet and discuss what can be done and try to keep one end of Bethany Road open.

Mr. Lee, County Engineer, reported that he received the results from a bridge inspection of the timber bridge on landfill road. The repairs necessary will cost about three thousand dollars and Mr. Lee made a recommendation to apply a sealer over the timber. The Board decided to address this at the next meeting.

There being no further business to come before the Board and on a motion made by Commissioner Parker, seconded by Commissioner Haire, and unanimously carried, the meeting was adjourned.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

DAVID LEWIS, PRESIDENT

RAYMOND J PARKER, MEMBER

VICKY KENT HAIRE, MEMBER

SIGNED THIS DAY

ATTEST:

BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR