

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
MAY 20, 2004**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on May 20, 2004 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Vicky Kent Haire, David Lewis, Raymond Parker, County Auditor Barbara Bratcher Haas, County Attorney Scott Lewis, Secretary/Administrative Assistant Pam Smith, and Deputy Auditor Theresa James. All references to "Commissioner Lewis" refer to David Lewis. All references to "Mr. Lewis" refer to Scott Lewis. Commissioner Lewis and Mr. Lewis are not related.

A motion was made by Commissioner Parker to table approval of minutes until the next meeting. The motion was seconded by Commissioner Lewis and passed 3-0.

County Auditor Barbara Bratcher Haas stated that she had audited the payroll claims and found they comply with the local salary ordinance established by the Clark County Council and the signature of proper officials is affixed stating that the hours have been worked and the amounts are due. However, there is no approved appropriation against which to charge the amount and there is no approved levy from which to pay claims. A motion was made by Commissioner Parker to approve the payroll claims as submitted. The motion was seconded by Commissioner Lewis and passed 3-0.

County Auditor Barbara Bratcher Haas stated that she had audited the 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. However, there is no approved appropriation against which to charge the amount and there is no approved levy from which to pay claims. A motion was made by Commissioner Lewis to approve the vendor claims as submitted. The motion was seconded by Commissioner Parker and passed 3-0.

County Auditor Barbara Bratcher Haas, duly elected Auditor of Clark County, Indiana, has audited the list of election claims and found that a properly itemized invoice or contract is attached and that the proper official has affixed a signature stating that the services have been provided. However, there is no approved appropriation against which to charge the amount and there is no approved levy from which to pay the claims. Auditor Haas submitted the claims to the Board for their consideration. A motion was made by Commissioner Parker to approve and sign the claims as submitted. The motion was seconded by Commissioner Lewis and passed 3-0.

County Engineer Hyun Lee made a recommendation that the Board award the bid for construction of **Bridge # 91 St. Johns Road to R L Vuckson** which was the lowest bidder. The County Attorney concurred with Mr. Lee on the recommendation to award the bid to R L Vuckson. At the recommendation of County Engineer Hyun Lee and County Attorney Scott Lewis Commissioner Lewis made a recommendation to award the bid to R L Vuckson at a bid amount of one hundred forty thousand dollars (\$140,000.00). The motion was seconded by Commissioner Parker and passed 3-0.

Ms Melissa Woods Community Development Specialist, River Hills Economic Development District, appeared before the Board with an accounts payable voucher for invoice # 0105597 CF-02-132 **Center for Lay Ministries** construction of a new facility. The total of the invoice is two thousand twenty six dollars and fifty cents (\$2,026.50). A motion was made by Commissioner Parker to approve and sign the claim and submit to the Auditor for payment to The Estopinal Group. The motion was seconded by Commissioner Lewis and passed 3-0.

Planning & Zoning Resolution 1-2004 (Leroy Guthrie) was called for public hearing. The resolution would change zoning from R-2 to M-1 on the property at **202 Railroad Street** in the **Town of Henryville**. A motion was made by Commissioner Lewis to follow the recommendation of the Plan Commission and deny the resolution. The motion was seconded by Commissioner Parker and passed 3-0.

Commissioner's Resolution 19-2004 (The Storage Station, LLC) was called for public hearing. The resolution would change zoning from B-2 to B-2 on the property at **7022 Highway 311** in **The Town of Sellersburg**. A motion was made by Commissioner Lewis to follow the recommendation of the Clark County Plan Commission and approve the resolution. The motion was seconded by Commissioner Parker and passed 3-0.

Based on the recommendation of **Jacobi, Toombs and Lanz** and County Attorney Scott Lewis, Commissioner Lewis made a motion to approve and sign a contract with **Shaw EMCON/OWT, INC.** for repairs to the existing landfill gas system at the **Clark-Floyd Landfill**. The motion was seconded by Commissioner Parker and passed 3-0.

Ms. Phyllis Pooler and **Ms. Sharon Wilson, S K Wilson Associates**, appeared before the Board with a request to clarify the minutes from the meeting of December 30, 2003 and to discuss payment for services and re-imbursement costs on a contract entered into by the Board of Commissioners and **S K Wilson Associates** on July 18, 2002. Ms. Pooler stated that they have not requested any additional funds above the original agreement and that she would like the Commissioner's minutes to reflect that. that reflected in the minutes. County Attorney Scott Lewis read a portion of the **contract** aloud and Commissioner Lewis stated that he feels that they have a fundamental difference of interpretation of the contract. The Board instructed Mr. Lewis to research the contract and meet with Ms. Pooler before the meeting of June 17, 2004.

Sheriff Michael Becher appeared next before the Board and explained that when he appeared before the County Council with a request for additional appropriations to cover inmate medical expenses, they referred him to the Commissioners for the funding. After discussion, the Board requested that the insurance company come in and discuss the 2002 and 2003 overage claims which are what the Sheriff needs the additional appropriation to pay. A motion was made by Commissioner Parker to table the decision on this until the next meeting which will be June 8, 2004. The motion was seconded by Commissioner Lewis and passed 3-0.

Mr. Ken Minet, Butler, Fairman & Seufert, Inc. appeared before the Board with a presentation on the **GASB 34 (Government Accounting Standards Board)** and requested the opportunity to come back with a more in-depth presentation. Mr. Minet reported that the State Board of Accounts has asked that all City and County Governments comply with the **GASB 34 System**. He also explained that **GASB 34** is an asset and liability reporting system and failure to comply could cause repercussions to the County in bonding issues.

County Engineer Hyun Lee reported to the Board that he received notification from the State that the grant application on **Bridge # 34** was approved. Commissioner Parker made a motion to approve and sign a letter to the **State Highway Department** in regard to the **Bridge # 34 New Market Road** project stating that the County will pay the twenty percent (20%) match funds for the project. Commissioner Lewis seconded the motion and it passed 3-0.

Also in regard to **bridge # 34**, Commissioner Parker made a motion to authorize County Engineer Hyun Lee to solicit proposals for construction and materials for the project. The motion was seconded by Commissioner Lewis and passed 3-0.

A motion was made by Commissioner Parker to sign and approve payment of a claim in the amount of one thousand four hundred fifty seven dollars and twenty cents (\$1457.20) for professional engineering services on the **Star Hill Road Design Project**. The motion was seconded by Commissioner Lewis and passed 3-0.

At the recommendation of County Engineer Hyun Lee, Commissioner Lewis made a motion to put a stop sign at the intersection of **New Chapel Road** and **Lenzier Trace**. Mr. Lewis submitted a petition which had been signed by homeowners who are in favor of the new **stop sign**. The Board instructed County Attorney Scott Lewis to prepare an ordinance for the Board to approve at the meeting of June 3, 2003. (See a copy of the petition attached.)

County Auditor Barbara Bratcher Haas reported to the Board that the **Cumulative Capital Development Fund** and the **Cumulative Bridge Fund** were published on May 7, 2004 & May 14, 2004 as required. Pursuant to the process being completed properly, Commissioner Lewis made a motion to adopt and sign **Ordinance 5-2004 (An Ordinance Establishing Cumulative Bridge Fund)** and **Ordinance 6-2004 (An Ordinance Establishing Cumulative Capital Development Fund)**. The motion was seconded by Commissioner Parker and passed 3-0. County Auditor Barbara Bratcher Haas agreed to send copies of the ordinances to the **Department of Local Government Finance**. (See copies of the ordinances attached.)

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

Commissioner Parker presented a letter that he received from **Mr. William P. McCall III, Sellersburg Town Attorney**, serving as a formal complaint regarding blasting by Sellersburg Stone. The Commissioners instructed County Attorney Scott Lewis to follow up on this and prepare a letter to **Ms. Jan Knight**. (See a copy of the letter from the Town of Sellersburg Attached.)

A motion was made by Commissioner Parker and seconded by Commissioner Lewis to appoint **Mr. Keith Coats** to the **Drainage Board** replacing **Mr. Loren Christman** who resigned. This is a three year term ending December 31, 2004. The motion passed 3-0.

Commissioner Lewis made a motion to table the appointment to the **Regional Water and Sewer District** until the next regular meeting which will be held June 3, 2004. The motion was seconded by Commissioner Parker and passed 3-0.

A motion was made by Commissioner Parker to reappoint **Mr. Robert Jenkins** and **Mrs. Norma Lockard** to the **Property Tax Assessment Board of Zoning Appeal**. The motion was seconded by Commissioner Lewis and passed 3-0.

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

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

VICKY KENT HAIRE, PRESIDENT

RAMOND PARKER, MEMBER

DAVID LEWIS, MEMBER

SIGNED THIS DAY

ATTEST:

BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR