

**REGULAR MEETING BOARD OF  
COUNTY COMMISSIONERS  
CLARK COUNTY INDIANA  
MARCH 09, 2006**

The Board of Commissioners of Clark County, Indiana met in Regular session on March 09, 2006 at 4:00 p.m. in Room 308, of the City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Ed Meyer, Ralph Gurthrie and Vicky Kent-Haire, County Attorney Dan Moore, County Auditor Barbara Haas, and Deputy Auditor Margie Hommel.

The minutes of the February 9, 2006, having been mailed to the Board and the Attorney prior to this meeting were presented for approval. Commissioner Guthrie made a motion to approve which was seconded by Commissioner Haire, and approved 3-0.

County Auditor Barbara Bratcher Haas stated that she had audited the payroll claims and found that they comply with the local salary ordinance established by the Clark County Council with the same exception of the minutes of November 3, 2005 and a claim for Superior Court No. 1 Probation where the matrix is six hundred seventy two dollars and eighty eight cents (\$672.88) and the claim was submitted for seven hundred fifty dollars and forty six cents (\$750.46). Auditor Haas stated that signature of proper officials is affixed stating that the hours have been worked and the amounts are due. A motion was made by Commissioner Haire to approve the payroll claims with the two exceptions. The motion was seconded by Commissioner Guthrie and passed 3-0.

Commissioner Guthrie made a motion to appoint **William Moore** to the Charlestown-Clark County Library Board for a 4 year term, expiring March 28th of 2009. Commissioner Haire seconded the motion and it passed 3-0.

Commissioner Guthrie made a motion to appoint **William Etheridge** to the Alcoholic Beverage Commission for a term of 1 year to expire 12-31- 2006. Commissioner Haire seconded the motion passed 3-0.

Commissioner Haire made a motion to replace John Uhl on the Plan Commission. Commissioner Gurthrie expressed concern that Mr. Uhl candidacy for office was interfering with his screening duties of the Plan Commissioner. Commissioner Haire then made a motion to appoint **John Buckwater** to replace and complete Mr Uhl's term. Motion seconded by Commissioner Guthrie and passed 3-0.

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County Engineer Hyun Lee, introduced Brian Woodland to the Board. Mr Woodland gave the Commissioner an update on the Perry Crossing Road project. The Design approval has been received, the public hearing process is now finished, and the project is now in the right of way acquisition stage. The bid letting should be in the spring of 2007.

Mr Woodland also stated bridge 97 designed plans had been approved and bids are scheduled to be opened at the regular meeting of this Board on April 9, 2006.

Mr Lee's recommendation for Bridge No 20, after reviewing the bids opened at the February 23rd meeting is Team Contracting, LLC. Commissioner Gurthrie made a motion to approve Team Contracting LLC, seconded by Commissioner Haire. The motion was approved 3-0.

Mr Lee presented the Board with a State-Local Public Agency Agreement to replace bridge No.34 on Charlestown-New Market Road. (see attached) Commissioner Gurthrie made a motion to sign and approve this agreement with the Indiana State Department of Transportation seconded by Commissioner Haire. Motion passed 3-0.

Melissa Woods, with River Hills EDD, presented the Board with the Sub Recipient Simi Annual Report for the Washington Township Water System distribution upgrades, for Commissioner Myers signature. Motion to approve by Commissioner Haire, seconded by Commissioner Guthrie. Motion passed 3-0. Mrs. Woods also had closeout documents 3 and 4 for the Lifespring Planning Grant for signature. Commissioner Gurthrie made a motion to approve, seconded by Commissioner Haire. Motion passed 3-0.

Commissioner Guthrie made a motion to approve **Commissioner's Ordinance 4-2006** An Ordinance to Terminate Mandatory Recycling in the Unincorporated Areas of the County and to Support Transition to Voluntary Curbside Recycling, seconded by Commissioner Haire. Motion passed 3-0. The Commissioners each commented as to their continuing support of recycling, but not on a government imposed basis. Commissioner Meyer stated he could no longer support threats of lawsuits or to take homes if a thirty four dollar (\$34.00) recycling bill was not paid.

Jeremy Mull, Clark County Drug Prosecutor ask the Board for approval to transfer fifty five thousand eight hundred ninety nine dollars and thirty two cents (\$55,899.32) from the Drug Free Community Fund # 238 to ICJG Drug/Prosecutor Fund # 515. Commissioner Haire made a motion to approve, seconded by Commissioner Guthrie. Motion passed 3-0.

Commissioner Haire made a motion to approve **Commissioner's Ordinance 5-2006 Amended and Restated Ordinance Establishing Nonreverting Fund for Permit Fees and Bonds**, seconded by Commissioner Guthrie. Motion passed 3-0

Dan Moore, County Attorney presented the Board with a Quick Claim Deed for Childplace Inc, under the terms of the grant the County held title to the land until completion of the grant at which time the land is conveyed to Childplace Inc. Commissioner Guthrie made a motion to approve, seconded by Commissioner Haire. Motion passed 3-0.

Mr Moore presented the Board with a letter for approval to David Nachand, attorney for Skyline Acres in regard to a maintenance bond with Alan Conner. Mr Moore has worked with County Engineer Hyun Lee on the matter. Motion to approve and sign made by Commissioner Guthrie, seconded by Commissioner Haire. Motion passed 3-0.

Mr. Moore presented the Board with a letter to Magistrate Judge Abbott in respect to city occupied court room space. The Board hereby designates the existing Jeffersonville City Court space as space it would like to provide to Judge Abbott for courtroom work, staff and court chambers. Commissioner Haire made a motion to approve, seconded by Commissioner Guthrie. Motion passed 3-0.

Mr. Moore has also been contacted by Sheriff Becher who appeared before the Board to request the city occupied police station space when it is vacated by the Jeffersonville Police Department. This is already a secured space between the sheriff's office, the jail and the juvenile detention center. Sheriff Becher stated there would not be any major renovation needed. Commissioner Haire stated she did not have a problem with this request, she stated she would like to wait until the scheduled meeting with Mark Vangilder. Commissioner Guthrie stated this area is ideally situated for the Sheriff's department. Commissioner Guthrie made a motion to approve the use of this space to Sheriff, seconded by Commissioner Myer. Motion carried 2-1 with Commissioner Haire voting against. Mr. Moore suggested a walk thru of this area with the Commissioners himself, Mr. Vangilder, Building Department Supervisor and Bill Saurer the president of the Jeff-Clark Building Authority Board.

Mr. Moore asks for approval of a notice to commercial waste haulers. This notice will go to the landfill operator so they may begin distributing these to the commercial haulers. This is a reminder to the haulers that as per County Ordinance No. 5-2006 a permit is required to be purchased at the County Commissioners Office.

Mr. Moore presented the Board with a letter from Norma Lockard from the County Assessor's office asking the Board to approve an additional contract with **Appraisal Research Corporation**. The letter states the County has a contract with this firm and this is to provide software for additional information the State now requires in regard to personal property data. Motion by Commissioner Haire, seconded by Commissioner Guthrie. Motion passed 3-0.

Mr. Moore presented the Board with the response from the Indiana State Board of Accounts in regard to a letter from the Commissioners in January asking for assistance in obtaining a legal opinion on certain funds that are presently held in Clark County accounts under authority of Commissioner's Ordinance 15-2005 for Superior Court No. 1,

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Judge Jerry Jacobi. Mr. Moore requested these letters be entered into the record. Motion by Commissioner Guthrie to approve and enter documents into the record, seconded by Commissioner Haire. Motion carried 3-0.

Commissioner Haire made a motion to authorize Mr. Moore to send Jeffersonville City a draft of a 2-mile fringe agreement, seconded by Commissioner Guthrie. Motion carried 3-0.

At this time Mr. Moore left the meeting for an executive session.

Auditor Barbara Haas presented the Board with the January financial report from the Clerk of Courts for the record.


At this time Chris Coots with Wayne Power Systems gave the Board a presentation in regard to Methane Gas and the Clark County Landfill. Mr. Coots explained the landfill methane gas can be used to generate power. Commissioner Meyer asks Mike Harris with Jacobi Toombs and Lanz, Inc to come forward and join in the discussion. Wayne Power supply would like to check into the Clark Landfill to determine it's feasibility to generate energy and report back to the Board. Commissioner Haire made a motion to approve Wayne Supply Systems to study the landfill, seconded by Commissioner Guthrie. Motion carried 3-0.

Commissioner Meyer stated the voting prescient No. 1 in Bethlehem Township was moved to New Washington High School. This was done to comply with handicap requirements. New Hope Community Church has remodeled to be in compliance and would like to have this voting prescient back. Commissioner Guthrie stated it was too late for the spring election. The Board made a 3-0 consensus to move this polling place back to New Hope Community Church in Bethlehem for the fall election.

Commission Meyer directed Angle Coleman to set up a date for an appeal request from the Jeffersonville Township Trustee. Commissioner Haire stated one Commissioner and the county Attorney would need to be present.

Commissioner Haire made a motion to adjourn, seconded by Commissioner Guthrie. Motion carried 3-0.

BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY, INDIANA

  
ED MEYER, PRESIDENT

*Ralph Guthrie*

RALPH GUTHRIE, MEMBER

VICKY KENT HAIRE, MEMBER

SIGNED THIS DAY

ATTEST:

*Barbara Bratcher Haas*

BARBARA BRATCHER HAAS  
CLARK COUNTY AUDITOR