

## **REGULAR MEETING**

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

**June 25, 2009**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on June 25, 2009 at 4:00 p.m. in Room 404, Clark County Government Building, Jeffersonville, Indiana.

Present at the meeting were Commissioners – Ed Meyer, Mike Moore and Les Young, County Auditor, Keith Groth, County Attorney stand-in, Robert Bottorff, Commissioner Secretary Kristi James, and Deputy Secretary from the Auditor’s Office, Shirley Bell. Attorney Greg Fifer arrived later for balance of meeting as he was in court.

#### **Approval of Minutes**

**Auditor Keith Groth** presented the minutes from the June 11, 2009 meeting for approval. Mike Moore made the motion to approve the minutes with change on Page 3 last paragraph to read “he had talked with others”. Les Young seconded the motion and the motion carried 3-0.

**Amendment to the Agenda** – None Noted

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

**Auditor Keith Groth** presented the claims for payroll and monthly claims for approval stating all figures had been checked and verified. Les Young made the motion to approve all claims and Mike Moore seconded. The motion was approved 3-0.

**Public Comments** – No one signed to speak

Note on Agenda – Bid Opening will be held at 5:00 pm when that time occurs for Bridge Project #76 and Paver.

#### **Contract with Malinowski Consulting, Inc**

**County Clerk Barbara Haas** was not present but the Board had a County Contract for Mallinowski Consulting, Inc to collect child support 4-D cases. This will come out of Fund#247. Les Young made the motion to approve and Mike Moore seconded. The motion was approved 3-0.

## **Presentation by River Ridge**

**Jim Urban** and **Jerry Acy** gave a presentation of the planned improvements on State Road 62 which will encompass traffic lights at River Ridge and Salem Noble Road. This is not a stimulus program but is an 80/20 match with 80 from the state funds and 20 from local funds. The handout is included in the minutes.

After the presentation and discussion, Mike Moore made a motion to commit \$375,000 from Rainy Day Funds after getting approval from the County Council. This motion died for lack of a second. This matter was then tabled for further consideration at the July 9 meeting after the City of Jeffersonville is consulted regarding jointly funding the local share of this project.

## **Lifespring Contract**

**Janet Kixmiller** and **Jim Leggett** wanted to continue their contract with the jail that was up in January 2009. After discussion Ed Meyer made a motion to check with other people for bidding this contract and Les Young seconded. The motion was approved 3-0. Kristi said 20% had been paid to Lifespring since the beginning of the year and the Board will continue to pay what is owed to Lifespring until a decision is reached on whether to continue their contract or go with another company.

## **Clark Memorial Hospital**

**Martin Padgett, CEO for CMH** and **Pam Thompson, Attorney for CMH** presented a written request to adopt a resolution for the creation of a hospital association for the purposes of financing through a bond issue. Ed Meyer made a motion to accept the written proposal (included in the minutes) and Les Young seconded. The motion was approved 3-0.

**Resolution 8-2009** was presented for approval establishing the Association. Discussion was held and the Resolution was explained by Attorney Thompson. Les Young made a motion to approve the Resolution 8-2009 and Ed Meyer seconded the motion. The motion was approved with Ed Meyer and Les Young voting in favor and Mike Moore opposing.

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**Resolution 8-2009** further requires the appointment of five members to the Hospital Association, but this matter was tabled until the July 9 meeting in order to allow time for all Commissioners to make nominations for appointment to this Association.

Martin Padgett explained why these Resolutions are needed and how the financing works with the banking system. Mr. Padgett went through a handout to explain the financing by Clark Memorial Hospital. No attorney fees will be paid from this transaction.

**Resolution 9-2009** was presented approving the form of the lease between the CMH Board of Trustees and the Commissioners and the Hospital Association. Les Young made the motion and Ed Meyer seconded, and the motion was approved by two affirmative votes, with Mike Moore abstaining.

**Dave Abbott** questioned whether the County Council could appoint any members to the Hospital Board. Attorney Fifer stated he would have to look into the hospital statutes as to whether the Council can appoint or if the Board can appoint anyone recommended by the Council. Attorney Fifer said a resolution or ordinance could also be created changing the process for making appointments provided it is consistent with State law. Ed Meyer said this will be taken under advisement. Attorney Fifer will get the names of those on the Hospital Board and their terms of expiration as well as the statute to pass on to Dave Abbott. Mr. Padgett offered to make an annual financial report to the County Council as well as the Board of Commissioners.

#### **BID OPENINGS –**

Bid openings were held with the following bids received for Bridge #76:

1.	Dave Omara Contractor, Inc	\$447,313.60
2.	American Contracting & Services, Inc	464,866.55
3.	Temple & Temple Excavating, Inc	418,300.00
4.	Gohmann Asphalt & Construction, Inc	334,600.00
5.	Bryan Stumler Excavating	398,210.00
6.	Fulkerson Contracting Incorporated	390,000.00
7.	Team Contracting LLC	389,500.00

All bids had bid bonds with them. Les Young made a motion to table these with Hyun Lee's recommendation at the next meeting. Mike Moore seconded and the motion was carried 3-0.

Bituminous Product Paver bids were opened:

1.	Construction Machinery Company	\$234,651.00	
	Trade-In Amt	7,500.00	
2.	Rudd Equipment Co	\$225,171.00	209,348.00 net
	w/spare tire	Trade-In Amt	18,652.00
3.	Brandeis Machinery	\$207,000.00	197,000.00 net
	Trade-in Amt	10,000.00	
4.	Wayne Supply Co	\$253,790.00	216,798.00 net

Les Young made the motion to table these bids until Hyun Lee and Jim Ross can look them over and make a recommendation. Mike Moore seconded. The motion carried 3-0.

### **Health Dept**

**Mike Meyer** presented the Health Department Budget for approval from the Board of Commissioners. Mike Moore made the motion to approve and Les Young seconded. The motion was approved 3-0.

### **Communication Systems**

**Connie Royalty of Planet Telecom** gave a presentation about her company and the telecommunications the company offers. Ed Meyer said the Board would take this under advisement and suggested Ms Royalty also talk to Matt Dyer for any internet connections needed.

**Absolute Networking Systems, Inc** represented by **Scott Hawkins** and **Brandon Congleton** appeared to ask permission to present a quote after talking to Adrian VanGilder and Matt Dyer. Permission was granted and they will get back with the Board with their proposal. Les Young requested their proposals breakdown equipment cost and future savings.

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## **Planning and Zoning**

**Resolution 6-2009** from the Planning and Zoning Commission was presented for approval. This resolution is requesting a reclassification from A-1 to B-2 at 12211 Highway 31. Les Young made the motion to approve and Mike Moore seconded. The motion was approved 3-0.

## **Auditor's Report**

**Auditor Keith Groth** presented the monthly report from the County Clerk for the month of May. The Auditor had no other business at this time.

## **Lakeside at the Summit**

Two residents (names not known) appeared to ask about the progress of the road repairs. As long as the road is passable nothing will be done at this time. Hyun Lee said there were two proposals originally. The cheaper of the two was done with the shot rock and the second proposal is not being done at this time. Ed Meyer stated that Peggy Duffy, a geotechnical engineer, has joined another firm, and another engineering study and recommendation will be obtained.

A request was made for Jim Ross to put a sign at Timber Ridge Road that says it is private and that the County is not responsible for any maintenance of this road. Mr. Ross will get signage up on this road.

## **Highway Dept**

**Hyun Lee** presented his proposal for his budget for 2010. This is a partial budget at this time. A motion was made by Mike Moore and seconded by Les Young. The motion was approved 3-0.

## **Other Business**

**Ed Meyer** spoke about the Records Meeting he had recently and wanted to meet with Jefferson County and see what might be done to protect our records based on their situation recently when they had a fire in their county courthouse. Ed will set up a meeting with them.

There being no further business Les Young made a motion to adjourn and Ed Meyer seconded. The meeting was adjourned 3-0.

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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

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EDWARD MEYER, PRESIDENT

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MIKE MOORE, VICE-PRESIDENT

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LES YOUNG, MEMBER

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

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

KEITH D. GROTH,  
CLARK COUNTY AUDITOR

June 25, 2009