

REGULAR MEETING

CLARK COUNTY BOARD OF COMMISSIONERS

December 22, 2009

The Board of County Commissioners of Clark County, Indiana met in Regular Session on December 22, 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, Greg Fifer, Commissioner Secretary Kristi James and Deputy Secretary from the Auditor’s Office, Shirley Bell.

Approval of Minutes

County Auditor, Keith Groth presented the December 10, 2009 minutes for approval. Mike Moore made the motion to approve the minutes and Les Young seconded. The motion was approved 3-0.

Amendment to the Agenda – None

Approval of Claims/Payroll

Auditor Keith Groth presented the claims for payroll and monthly claims stating all figures had been reviewed and certified as correct. Les Young made the motion to approve and Mike Moore seconded. The motion was approved 3-0.

Public Comments

39 degrees North represented by **Chris Walls and Randy Smith** spoke about the GIS (Geographic Information System). They presented a handout about the progress of their company and what had been accomplished. A discussion was held with additional comments from Jack Coffman (County Councilman) and Barb Hollis (County Councilwoman).

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Public Defender Department

Attorney Greg Fifer presented a letter from the Office of the Clark County Public Defender explaining how they would like to set up a non-reverting fund. (Letter attached) A discussion was held and Attorney Fifer will draft an ordinance to be presented at the January 7, 2010 meeting.

Treasurer's Office

Attorney Greg Fifer brought up the possibility of establishing a non-reverting fund for those companies that want a list of taxholders at a cost of \$200 per list produced from her office. This fund would also be for tax sale fees incurred. After discussion Attorney Fifer will draft an ordinance for this fund.

Ordinance 7-2009

Attorney Greg Fifer presented this Ordinance for approval. Attorney Fifer explained this Ordinance. No one was present to speak in opposition of this Ordinance. Les Young made the motion to approve this Ordinance 7-2009 and Mike Moore seconded. The motion was approved 3-0. A public hearing for disbursement is December 29, 2009. Hearing date is January 6, 2010. The bids are due by January 11, 2010 before 4:00 pm.

Resolution 15-2009

Attorney Greg Fifer presented Resolution 15-2009 authorizing a signatory for purposes of applying for and closing a loan from the state revolving fund (SRF). Les Young made the motion to approve Resolution 15-2009 and Mike Moore seconded. The motion was approved 3-0.

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Ordinance 6-2009

Ed Meyer presented Ordinance 6-2009 and asked for anyone speaking in opposition. Before hearing those against, Attorney Fifer presented an inter-local agreement received from Covered Bridge's Attorney with a copy also sent to the Town of Sellersburg's Attorney, Perry McCall so they could refer to this agreement if they needed.

Ken Alexander, a member of the Sellersburg Town Council, addressed growth additions. Mr. Alexander expressed how he felt taxes would go down not up if this annexation is done. **Attorney Perry McCall** spoke about agreements he felt did not and could not exist without two entities for a contract.

Speaking "in neutral" about Ordinance 6-2009 was Barb Hollis who has a concern about tax caps. If the inter-local agreement goes into effect the town would give their taxes back to the county.

Speaking in favor of Ordinance 6-2009 was Don Simmons, 12103 Bridgeway Court, Sellersburg, Indiana. Mr. Simmons explained how they created the inter-local agreement that was discussed earlier. Larry Gupton, 12614 Covered Bridge Dr, Sellersburg, Indiana spoke about Ordinance 6-2009 and he was in favor of incorporating the Town of Covered Bridge.

Discussion was held by the Board about the inter-local agreement and Mike Moore made a motion to accept the Ordinance 6-2009 with the stipulation to the inter-local agreement being made effective when the town is incorporated. Attorney Fifer noted Page 5 about ability to annex should have inserted IC 36433 & IC 36434 into the inter-local agreement. Mike Moore withdrew his original motion and made a motion to accept the Ordinance 6-2009 with the changes on Page 5 of the inter-local agreement put in place and accept this inter-local agreement with the stipulation that 30 days after incorporation a Town Board of Trustees be created.

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Additional wording will be made on Page 4 of Sub-Section C to read “Notwithstanding the provisions of the foregoing sentence ‘the continued effectiveness of this ordinance and hence of the incorporation of the town, shall be conditioned on the initially elected trustees of the Town of Covered Bridge approving the inter-local agreement attached hereto as within 30 days as they are first sworn into office’.” Mike Moore amended his motion to include this sentence. Les Young seconded the motion and the motion was approved 3-0.

Auditor’s Report

Auditor Keith Groth stated that all Townships will be receiving distribution checks for the 2009 tax settlement. Auditor Groth also stated that all certification of AV’s had been done and submitted to the state. After TIF Neutralization has been received we will proceed with getting tax bills out at the appropriate time and back on schedule.

Ed Meyer made a motion to have Keith Groth work with Attorney Greg Fifer that distribution of New Hope and Lifespring be looked at by the County Attorney for distributing these funds. Les Young seconded and the motion carried 3-0.

Attorney’s Report

Attorney Greg Fifer received a letter from INDOT about St. John Road for right-of-way acquisition. Les Young made the motion to approve and Mike Moore seconded. The motion was approved 3-0.

Attorney Fifer met with Scott Rauch of Strand Corporation on the Star Hill Road project about appraisals on the affected properties. The total paid to Mills/Biggs for the appraisals is 11 parcels for a total of \$13,425.00. The total cost after reviews are made plus other costs will total \$68,140.00. This will be put on the January 7, 2010 agenda.

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Other Business

Attorney Fifer explained what involves a tax sale and that it is planned to have one next year.

The H1N1 vaccination was held last Saturday.

Jack Coffman said the residents from Salem Noble Road thanked the Board for putting up a stop sign there.

There being no further business Les Young made a motion to adjourn and Mike Moore seconded. The meeting was adjourned.

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

EDWARD MEYER, PRESIDENT

MIKE MOORE, VICE-PRESIDENT

LES YOUNG, MEMBER

SIGNED THIS DAY _____

ATTEST: _____

KEITH D. GROTH, CLARK COUNTY AUDITOR

December 22, 2009