

REGULAR MEETING
CLARK COUNTY BOARD OF COMMISSIONERS

February 16th, 2023

The Board of County Commissioners of Clark County, Indiana met in Regular Session on February 16th, 2023, at 5 p.m. in Room 103, Clark County Government Building, in Jeffersonville, Indiana.

Present at the meeting were Commissioners –Bryan Glover, Connie Sellers and Jack Coffman, County Attorney R. Scott Lewis, County Engineer Brian Dixon, Commissioner’s Assistant Sabrina Corbin, and Auditor Danny Yost.

The Pledge of Allegiance was led by Commissioner Bryan Glover. Prayer was led by Commissioner Jack Coffman.

Approval of the Minutes

Commissioner Coffman made a motion to approve the February 2nd, 2023 Regular Meeting Minutes. Commissioner Sellers seconded. Motion approved 3-0.

Auditor Danny Yost presented the claims and payroll for February 16th, 2023. Commissioner Sellers motioned to approve the claims. Commissioner Coffman seconded. Motion approved 3-0.

Commissioner Glover asked for the approval of the agenda. Commissioner Sellers made a motion to amend the agenda and to add the Contingency Contract Allowance Adjustment for the Judicial Center Renovation Project under New Business. Commissioner Coffman seconded. Motion approved 3-0.

- I. **Public Comments:** Christina Kelty presented a concern over the Eastern Ohio Train Derailment that occurred on February 3rd, 2023. Many chemicals were spilled during the derailment and her concern was that this derailment happened upstream along the Ohio River in Eastern Ohio. Her question was, Is the county making sure our water and air are safe? She also asked if the county is taking precautions to

prevent such an accident from ever occurring. Commissioner Glover will look into her questions and provide answers to her via email once those are obtained.

II. New Business

- A.** Commissioner Glover opened New Business with a public hearing concerning Ordinance No. 6-2023 An Ordinance Approving an Amendment to the Clark County Zoning Map on Recommendation by the Clark County Plan Commission. Courtney Aguilar and Andrew Blankenship presented on behalf of Koetter Construction in favor of the Rezoning Ordinance. Koetter Construction currently works out of Jeffersonville Indiana and is looking to relocate to a parcel that is zoned as agricultural land. Koetter Construction is requesting a zoning change that would allow their entity to relocate to this parcel. Commissioner Glover closed the public hearing. Commissioner Sellers made a motion to approve Ordinance No. 6 – 2023 on a favorable recommendation of the Clark County Plan Commission and to add the condition of no storage of inoperable vehicles on the property. Commissioner Coffman seconded. Motion approved 3-0.
- B.** Jason Stanley from Planning & Zoning presented Ordinance No. 7-2023 An Ordinance Approving an Amended Fee Schedule for Planning & Zoning on Recommendation by the Clark County Plan Commission. A large commercial sized solar field of 20 acres or more will have an application fee of \$20,000 per phase and \$1,700 fee per Megawatt produced. Companies that would like to use less than 20 acres will have an application fee of \$10,000. Residential rooftop units for residential use is \$1,000 and electrical alteration cost is \$100. Commissioner Coffman made a motion to approve Ordinance No. 7-2023 An Ordinance Approving an Amended Fee Schedule for Planning & Zoning on Recommendation by the Clark County Plan Commission. with a note that the schedule in the packet needs to be corrected to show the small CSES rooftop mounted fee is \$1,000. Commissioner Sellers seconded. Motion Approved 3-0.
- C.** Scott Lewis presented a Bid Opening for Memphis Blue Lick Road Repaving Project. Under Indiana law, the bids are sealed which requires Commissioners' Assistant Sabrina Corbin to open the bids. The first sealed bid is from MAC Construction in the amount of \$704,572. The second bid is from Dave O'Mara

Contractor Inc in the amount of \$848,987.50. The third bid from All-Star Paving Inc in the amount of \$667,548.50. The fourth bid is from Wingham Paving Inc in the amount of \$546,896.50. The fifth bid is from E&B Paving Inc in the amount of \$581,658. The sixth bid is from Louisville Paving in the amount of \$698,630. The seventh and final bid from Libs Paving Company in the amount of \$490,391. A motion was made by Commissioner Sellers to table the bids for the Memphis Blue Lick Road Repaving Project and to submit them for advisement. Commissioner Coffman seconded. Motion approved 3-0.

D. Commissioner Glover introduced the Tri-Township Fire Protection District Levy Increase Request. Fire Chief Amir Mousavi presented. Fire Chief Mousavi is here to submit a petition to the Department of Local Government & Finance to increase the levy. This increase will help staff two additional stations around the clock in Bennettsville and Memphis. For this request to be implemented in 2024, it has to be submitted to the Department of Local Government & Finance before April 1st of 2023. Commissioner Coffman made a motion to approve the petition to appeal for an increase to the Fire Operating Fund tax rate for the Tri-Township Fire Protection District Clark County Indiana. Commissioner Sellers Seconded. Motion Approved 3-0.

E. Scott Lewis presented Resolution No. 1-2023 A Resolution Approving and Adopting the Emergency Action Plan for the Clark County Government Center. Gavin Hebner with the Clark County Emergency Management Agency have prepared an Emergency Accident Plan for the Clark County Government Building. This plan will help coordinate responses to various potential emergencies. Commissioner Sellers made a motion to approve Resolution No. 1-2023. Commissioner Coffman seconded. Motion approved 3-0.

F. County Attorney R. Scott Lewis presented the 2023 Outdoor Warning Siren Inspection Agreement. This is a contract with Federal Field Services in the amount of \$5,850. This is an annual agreement that is completed every spring. Commissioner Coffman made a motion to approve the 2023 Outdoor Warning Siren Inspection Agreement contract with Federal Field Services in the amount of \$5,850. Commissioner Sellers seconded. Motion approved 3-0.

G. County Attorney R. Scott Lewis presented Supplemental Agreement No. 1: CR-403 and Stacy Road Intersection Improvement Project. The first part of the agreement was presented last meeting but there was a second component of the agreement that was inadvertently missed. The second component of the agreement was that there are additional environmental services that need to be completed. The additional services merit an additional increase of \$50,300 from \$315,610 to \$365,910. The funding would still be covered but by a 90/10 match. Commissioner Sellers motioned to approve the Supplemental Agreement No. 1: CR-403 and Stacy Road Intersection Improvement Project with a not to exceed amount of \$50,300. Commissioner Coffman seconded. Motion approved 3-0.

H. County Attorney R. Scott Lewis presented a CyberTek Quote for the Judicial Center Network Cabling. This quote is in regards to the Judicial Center Renovation Project. There is a list of network cabling material items and labor items that require an additional total of \$61,139. Commissioner Coffman made a motion to approve the a CyberTek Quote for the Judicial Center Network Cabling in the amount of \$61,139 and to be funded by Cum Cap fund or IT fund. Commissioner Sellers seconded. Motion approved 3-0.

I. County Attorney R. Scott Lewis presented the Contingency Contract Allowance Adjustment for the Judicial Center Renovation Project of a total request adjustment of \$4,427.69. The original Allowance balance for the contract is \$125,000, we have previously authorized contingency adjustments of \$36,429.53. The current Contingency Allowance balance is \$88,570.43. Upon approval, the new balance would be \$84,142.78. Commissioner Sellers made a motion to approve the Contingency Contract Allowance Adjustment for the Judicial Center Renovation Project in the amount of \$4,427.69. Commissioner Coffman seconded. Motion approved 3-0.

III. Old Business: Commissioner Glover presented the Serenity House Request for Opioid Funding. At the last Commissioners' meeting, Serenity House presented a request of \$200,000 from the Opioid Settlement. Commissioner Coffman made a motion to approve the request of \$200,000 from the Serenity House from the 2022 disbursement through Clark County from the Opioid Settlement, using

the money out of the Restricted Funds. Commissioner Sellers seconded. Motion approved 3-0.

IV. Reports:

A. Auditor: None.

B. Attorney: None.

C. Highway Department: County Engineer Brian Dixon has nine submittals for Bridge inventory inspection. Brian Dixon will gather the grading cards and then the Commissioners will have to grade the submittals. Brian Dixon met with Jason Howard at Lewis Smith Road, there is a culvert that has been constructed like a bridge and one of the support beams underneath have rusted through. Brian Dixon has presented a proposal to replace the culvert and extend it out because it is part of the widening project that was presented a few years ago. The widening project will require some right-of-way purchasing. The cost for engineering work is \$27,000. There is no action tonight but just wanted to make the Commissioners aware.

D. Sheriff: The current jail population is 521 inmates, 70 of which are Federal inmates.

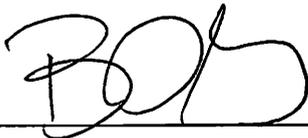
E. Elected Officials & Department Heads: None.

V. Other Business: Commissioner Sellers made a motion to appoint Larry Brison to the Plan Commission. Commissioner Coffman seconded. Motion approved 3-0.

VI. Public Comments: None.

VII. Adjournment: Commissioner Glover entertained the motion to adjourn. Commissioner Sellers motioned to adjourn. Commissioner Coffman seconded. Motion approved 3-0.

BOARD OF COMMISSIONERS OF
CLARK COUNTY, INDIANA



BRYAN GLOVER, PRESIDENT



CONNIE SELLERS, VICE PRESIDENT



JACK COFFMAN, MEMBER

SIGNED THIS DAY March 2, 2023

ATTEST: 

DANNY YOST, CLARK COUNTY AUDITOR