

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY INDIANA  
NOVEMBER 20, 2003**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on November 20, 2003 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners David Lewis, Raymond Parker and Vicky Kent Haire, County Attorney Scott Lewis, Secretary/Administrative Assistant Pam Smith, and Deputy Auditor Theresa James. County Auditor Barbara Bratcher Haas was not present at the meeting because she was away on Auditor business.

The minutes for the October 23, 2003 and October 30, 2003 meeting were sent to County Attorney Scott Lewis and each of the Commissioners for their review prior to the meeting. In the first order of business a motion was made by Commissioner Haire to approve and sign the minutes. The motion was seconded by Commissioner Parker and passed 3-0,

County Auditor Barbara Bratcher Haas having audited the payroll claims, found them to be in accordance with Indiana Code 5-11-10-2, and submitted them to the Board for approval. A motion was made by Commissioner Haire to approve and sign said claims. The motion was seconded by Commissioner Parker and passed 3-0.

County Auditor Barbara Bratcher Haas having audited the election claims, found them to be in accordance with Indiana Code 5-11-10-2, and submitted them to the Board for approval. A motion was made by Commissioner Parker to approve and sign said claims. The motion was seconded by Commissioner Haire and passed 3-0.

County Auditor Barbara Bratcher Haas having audited the vendor claims, found them to be in accordance with Indiana Code 5-11-10-2, and submitted them to the Board for approval. In regard to a claim payable to Clarksville Historical Society in the amount of twenty five thousand dollars for a statue, Deputy Auditor Theresa James read the following in the Auditor's absence: The Auditor does draw your attention to this particular claim. There is proper appropriation and cash available and the Auditor recommends payment as she finds no grounds for denial. The Commissioners addressed concerns about approval of this claim because of the County's current financial situation. Some of the concerns expressed by the Commissioners were the counties layoffs, lack of funds to purchase needed police cars, the fact that the Sheriff was turned away when he came before the Board for gas and maintenance on police cars, the employees had a large increase in their health insurance cost and the Sheriff's Office Employees are trying to unionize to increase their salaries. Mr. Elmer Hoehn and Mrs. Phyllis Yeager appeared before the Board asking the Board to approve the claim because it would be good for the County. In response to their request the Board of Commissioners commended them for all the work that they have done and explained that this is a timing issue and wish they could help. A motion was made by Commissioner Parker to deny the claim for Clarksville Historical Society. The motion was seconded by Commissioner Haire and passed 3-0. Also, a motion was made by Commissioner Parker to approve the remaining vendor claims with the exception of the claim to the Clarksville Historical Society. The motion was seconded by Commissioner Haire and passed 3-0.

Ms. Jill Saegesser was next on the agenda but did not attend the meeting.

Planning and Zoning Resolution 27-2003 (Thomas R. Galligan) rezoning from A-1 to M-1 was called for public hearing. Mr. Galligan appeared before the Board in regard to this resolution. Dr. Harold Kleinert and his wife Mrs. Sharon Kleinert addressed the Board in opposition to this resolution and a letter from Dr. Kleinert was read aloud and entered for the record. Commissioner Parker made a motion to follow the recommendation of the Plan Commission and approve the resolution contingent upon the approval from the Department of Natural Resources. County Attorney Scott Lewis recused himself because of a conflict of interest. The motion was seconded by Commissioner Haire and passed 3-0.

Planning and Zoning Resolution 32-2003 (Jayesh T Sheth) rezoning from R-2 to B-2 was called for public hearing. No persons spoke to the Board in regard to this resolution. A motion as made by Commissioner Parker to follow the recommendation of the Plan Commissioner to approve the resolution. The motion was seconded by Commissioner Haire and passed 3-0.

Planning and Zoning Resolution 31-2003 (Kevin & Debra Guernsey) rezoning from A-1 to B-1 was called for public hearing. The Plan Commission did not make a recommendation to the Board in regard to this resolution. The request was to change the zoning from A-1 to B-1. Mr. Guernsey addressed the Board requesting approval and answered questions. A motion was made by Commissioner Haire to approve and sign the resolution. The motion was seconded by Commissioner Parker and passed 3-0.

County Surveyor Bob Isgrigg appeared before the Board with a request that the Board approve a contract for surveying services between Emil Stark and Clark County Surveyor. Mr. Stark will not be eligible for county employee benefits. Mr. Isgrigg reported that the money has been appropriated by the County Council. When Commissioner Lewis reported that they had received complaints about the County Surveyor's Office being closed during business hours, Mr. Isgrigg explained that he has one deputy that works in the County Surveyor's Office and when she is sick he has to close his office. Mr. Isgrigg stated that maybe Mr. Stark can help keep the office open when he isn't at school. A motion was made by Commissioner Parker to approve and sign the contract subject to a maximum compensation of fifteen thousand dollars (\$15,000.00). (See a copy of the contract attached.)

Mr. David Quandt and Mr. Larry Scott, Quandt Engineering, appeared before the Board with an update on bridge # 3.

Commissioner Parker made a motion to approve and sign a letter to Mr. Steve Thieneman, SDR Development, stating that the Clark County Highway Department has inspected 0.36 mile of Old Creek Lane, 0.44 mile of Jackson Drive and 0.03 mile of Nicole Drive in The Field of Lancassange, Section One, and listed the items needed to be considered before the County can finalize the acceptance in the highway system. A two year maintenance bond amount of seventy-seven thousand (\$77,000.00) must be posted by the developer and the developer has the responsibility of maintenance for two (2) years including street pavement, drainage, snow removal and traffic signs. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the letter attached.)

Commissioner Parker made a motion to approve and sign a letter to Mr. Alan Conner, Brookhollow Development, LLC, stating that the Clark County Highway Department has inspected 0.23 mile of Shadowbrook Lane, 0.30mile of Brookhollow Way, 0.20 mile of Meadowbrook Way and 0.07 mile of Springbrook Way of Brookhollow Subdivision, Section One and listed the items needed to be considered before the County can finalize the acceptance in the highway system. A two year maintenance bond amount of eighty-eight thousand (\$88,000.00) must be posted by the developer and the developer has the responsibility of maintenance for two (2) years including street pavement, drainage, snow removal and traffic signs. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the letter attached.)

A motion was made by Commissioner Parker to approve and sign a change order on Bridge #11 on Bethany Road. The change is from two hundred ninety seven thousand six hundred nine dollars and thirty two cents (\$297,609.32) to three hundred fifteen thousand seven hundred thirty three dollars and four cents (\$315,733.04). The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the change order attached.)

Commissioner Parker made a motion to approve an agreement with Ms. Patricia B. Harrison where Ms. Harrison shall pay to Clark County the total sum of twenty two thousand dollars (\$22,000.00) for the sole purpose of improving the condition and safety of Houser Road. The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Parker to sign and authorize payment of a claim to Seico Engineering in the amount of two thousand six hundred seventy one dollars (\$2,671.00). The motion was seconded by Commissioner Haire and passed 3-0.

At the recommendation of Ms. Margie Jenkins a motion was made by Commissioner Haire to approve and sign a contract changing the long distance service from AT&T to SBC which is an estimated savings of three thousand eight hundred forty dollars (\$3,840.00). The motion was seconded by Commissioner Parker and passed 3-0. (See a copy of the contract attached.)

A motion was made by Commissioner Haire to approve and sign the payphone service agreement. The motion was seconded by Commissioner Parker and passed 3-0. (See a copy of the agreement attached.)

A motion was made by Commissioner Parker to approve and sign an agreement with Absolute Networking Systems, Incorporated, in the amount of five thousand seven hundred sixty two dollars and ninety one cents (\$5,762.91) for T-1 internet connection. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the agreement attached.)

At the recommendation of Mr. Matt Dyer and Mr. Bill Clark, Systems Administration, a motion was made by Commissioner Parker to approve and sign an agreement with IBM (International Business Machines Corporation), in the amount of six thousand seven hundred twenty six dollars and eighty three cents (\$6,726.83) for a T-1 internet connection. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the agreement attached.)

At the recommendation of County Attorney Scott Lewis Commissioner Haire made a motion to approve and sign Commissioner's Resolution 9-2003 (A Resolution Assigning Clark County Jail Construction Bids to the Clark County Jail Holding Corporation). The Board

recognized Ms. Vicki Conlin, a Member of the Jail Holding Corporation, who recommended that the Board approve the resolution. The motion was seconded by Commissioner Parker and passed 3-0. (See a copy of the resolution attached.)

Commissioner Parker made a motion to approve the meeting dates for 2004. The motion was seconded by Commissioner Haire and passed 3-0.

At the request of the Commissioners in December, Community Corrections Director Ryan McGregor will begin attending the meetings once a month with a report on community corrections.

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

A motion was made by Commissioner Haire to authorize payment of five thousand six hundred eighty three dollars and fifty five cents (\$5,683.00) on the Perry Crossing Road Project to Mr. Larry Wilder for attorney fees. This payment is to be paid from the highway fund. The motion was seconded by Commissioner Parker and passed 3-0.

At the meeting of July 31, 2003 the Board voted to send a proposal to **Mr. Kent Irwin** for a quote on an update on a **highway department handbook** to be paid from highway department funds. The proposal includes a cap of three thousand dollars (\$3,000.00). County Engineer Hyun Lee reported that he received a bill from Mr. Irwin for four thousand two hundred dollars (\$4,200.00) which exceeds the amount previously approved. Mr. Lee also reported that Mr. Irwin was asked to do more work than originally agreed. At the recommendation of Mr. Lee, a motion was made by Commissioner Haire to approve payment of the claim from Mr. Irwin and set a new cap amount at four thousand five hundred dollars. The motion was seconded by Commissioner Parker and passed 3-0.

Commissioner Lewis reported that earlier today the Commissioners attended a meeting with the Judicial Technology Automation Committee pertaining to the Indiana Courts gavel systems. Commissioner Lewis also reported that this new system will affect all ninety two counties in Indiana and will provide a direct line from Indianapolis to each county courthouse. It was reported that all the Clark County Judges were represented at the meeting. Mr. Matt Dyer and Mr. Bill Clark reported that this conversion could save the County as much as twenty two hundred dollars (\$2200.00) per month. This was for information only at this time and no action was necessary from the Board.

A motion was made by Commissioner Haire to re-appoint Mr. Grant Morton to the Clark Memorial Hospital Association for a term beginning November 20, 2003 and expiring November 19, 2007. The motion was seconded by Commissioner Parker and passed 3-0.

After discussion, the Board decided not to make any appointments to the Reuse Authority at this time. They will make appointments on an as needed basis.

Clark County Taxpayer Kevin Lorenz spoke in support of the Board's decision to deny the claim from the Clarksville Historical Society earlier in the meeting and volunteered to help in the Commissioner's efforts to raise the funds to purchase the statue.

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

BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY, INDIANA

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DAVID LEWIS, PRESIDENT

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RAMOND PARKER, MEMBER

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VICKY KENT HAIRE, MEMBER

SIGNED THIS DAY

ATTEST:

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BARBARA BRATCHER HAAS  
CLARK COUNTY AUDITOR