

REGULAR MEETING
CLARK COUNTY BOARD OF COMMISSIONERS

November 23rd 2022

The Board of County Commissioners of Clark County, Indiana met in Regular Session on November 23rd, 2022, at 1 p.m. in Meeting Chambers, Room 103, Clark County Government Center, in Jeffersonville, Indiana.

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

Pledge of Allegiance was led by Brian Dixon and the prayer was led by Jack Coffman.

Approval of the Minutes

Commissioner Glover said first on the agenda was approval of the minutes for November 10th, 2022. **Commissioner Coffman** made a motion to approve the November 10th, 2022, Regular Meeting Minutes, as presented. **Commissioner Sellers** seconded. Motion approved 3-0.

Auditor Danny Yost presented the claims and payroll. **Commissioner Sellers** motioned to approve the claims and payroll, as presented by the Auditor. **Commissioner Coffman** seconded. Motion approved 3-0.

Commissioner Glover asked if there were any amendments to the agenda. There were none. **Commissioner Coffman** made a motion to approve the agenda, as presented. **Commissioner Sellers** seconded. Motion approved 3-0.

I. Public Comment:

Commissioner Glover said that public comment is limited to three minutes. He welcomed Ms. Khuri, and requested she state her name and address. Kelly Khuri, 4819 Salem Noble Road, Jeffersonville. Ms. Khuri asked if the ARPA Requests on the agenda were previously approved and funds disbursed? County Attorney Lewis said these are new requests. Ms. Khuri said she hoped there was a list of funds previously distributed for who, what, where. **Commissioner Glover** said these are requests to be presented today. Ms. Khuri said there were at least two

previous requests approved for ARPA funds. Commissioner Glover said multiple projects have received ARPA funds. These are new ARPA requests for consideration today. Ms. Khuri said she was in attendance at the meeting regarding the ES & S thumb drive issue (voting/election). She said the ES & S Representative was not able to explain what happened with the last ES & S absentee voting machine. Ms. Khuri noted the agenda included the 2023 Meeting Dates. She requested the Board give consideration to moving back meeting times, to be more aligned with other localities, such as 6:30 p.m. – 7:00 p.m., or perhaps videography, zoom, or streaming of the meetings, in order for the public to have more accessibility. She thanked the Board for its time.

II. New Business

A. Rezoning Ordinances from the Plan Commission, covering three resolutions/ordinances was first on the agenda.

1. Commissioner Glover said the first request was a zoning map change from AG to B-3, Plan Commission Resolution 9-2022 (Commissioners Ordinance 25-2022). Attorney Lewis said the Board would need to open a public hearing, receive comments, and then close the hearing. Attorney Lewis said the request was placed by Rooflynx, LLC, 9207 Hwy 62, Charlestown, in order to operate their roofing business. Commissioner Glover asked Ms. Denison (Director of Planning and Zoning) if she had any comments. Commissioner Glover opened the public hearing and asked if anyone was present to speak on behalf of Rooflynx. Jeremy Bennett was present to represent Rooflynx, which is a commercial business, and not a point of sale. The property would be used for an office and equipment storage. Ms. Dennison said the change was approved by the Plan Commission at its' November 9th meeting. The business has been operating there for a number of years, will not create additional traffic, and was previously a residence. Commissioner Sellers, also on the Plan Commission, said no one attended the Plan and Zoning meeting to speak in opposition. Commissioner Glover asked if there were any additional comments? There were not. Commissioner Glover closed the public hearing. Commissioner Glover said Ordinance 25-2022 (An Ordinance Approving An Amendment to the Clark County Zoning Map on Recommendation by the Clark County Plan Commission) was before the Board for consideration. A motion was made by Commissioner Coffman to approve the Clark County Commissioners Ordinance No. 25-2022, as presented. Commissioner Sellers seconded. Motion approved 3-0.

2. Commissioner Glover said the next request was a zoning map change and PUD (Planned Unit Development), with a favorable recommendation by Plan Commission Resolution 11-2022, and approved by the Plan Commission on November 9, 2022 (Commissioners Ordinance 26-2022). Commissioner Glover opened the public hearing and asked if anyone was representing the petitioner (Blue Point Development, LLC)? Amy Eversole, Attorney, 428 Meigs Avenue, Jeffersonville was representing Blue Point. Ms. Eversole said 11.78 acres was currently zoned B-2 (General Business District), and the remaining 57.90 acres was R-1 and R-2. A total of 69.68 acres of vacant land on Bluelick Road, Memphis. She said there were no special exceptions, other than as limited in the ordinance. The request is placed to allow more flexibility during the development process and changes in the real estate market. She then identified various use restrictions, and welcomed questions. There were none. Commissioner Glover asked if anyone was opposed to the proposed changes. No one spoke against the request. Commissioner Glover closed the public hearing. Commissioner Glover said before the Board was Ordinance No. 26-2022 (An Ordinance Approving an Amendment to the Clark County Zoning Map on a Favorable Recommendation by the Clark County Plan Commission), for property on Bluelick Road, Champions Run PUD. Commissioner Sellers made a motion to approve Ordinance No. 26-2022, as presented. Commissioner Coffman seconded. Motion approved 3-0.

3. Commissioner Glover said the last rezoning request was Plan Commission Resolution 12-2022 (Commissioners Ordinance 27-2022), approved by the Plan Commission on November 9, 2022. The petition was filed on behalf of Jennifer and Christopher Kramp for a zoning change from R-1 to B-1, on Tunnel Mill Road, Charlestown. Commissioner Glover opened the public hearing and requested comments. Christopher Kramp, 2200 Tunnel Mill Road, Charlestown addressed the Board. Mr. Kramp said the request was for adjoining property in order to operate a business next to their residence for a holistic/alternative wellness center with space rented to various practitioners. The property is rundown, with a pole barn, needing repair. Commissioner Sellers (also Plan Commission Member) said the attached map was somewhat misleading. The property was originally platted for a subdivision, which was abandoned, and according to the Plan Commission is not buildable, essentially nothing. Mr. Kramp responded, essentially a cornfield. Commissioner Glover asked if anyone else wanted to speak for or against the zoning change. There were none. Commissioner Glover closed the hearing. Commissioner Glover

said the matter at hand was Ordinance No. 27-2022, approving a zoning change from R-1 to B-1 for property adjacent to 2200 Tunnel Mill Road, Charlestown. Commissioner Coffman made a motion to approve Ordinance No. 27-2022, as presented. Commissioner Sellers seconded. Motion approved 3-0.

B. Ordinance Establishing Emergency Management Performance Grant Fund, (Ordinance 28-2022) was presented by Gavan Hebner of EMA. Mr. Hebner said EMA has received a grant from the Indiana Dept. of Homeland Security for the purchase of EMA radios (Fund 8246). Commissioner Sellers made a motion to approve Ordinance No. 28-2022 (An Ordinance Establishing the Emergency Management Performance Grant Fund), Fund 8246, as presented. Commissioner Coffman seconded. Motion approved 3-0.

C. Commissioner Glover said Interlocal Agreements (ILA) with three separate entities was next on the agenda:

1. ILA with Town of Clarksville – Traffic Signal. County Attorney Lewis said the Town of Clarksville wants to install a traffic signal at the intersection of Westmont Drive and County Road 311. As a portion of the intersection is in the County’s jurisdiction, an ILA is required. The Town will cover all costs associated with the signal installation and maintenance thereof. Therefore, no cost to the County. Commissioner Sellers made a motion to approve the ILA with the Town of Clarksville for the Traffic Signal at Westmont Drive and County Road 311, acknowledging no cost to the County, and authorize Bryan Glover, President to execute the agreement. Commissioner Coffman seconded. Motion approved 3-0.

2. ILA with Silver Creek School Corp. – Road Salt was next. County Attorney Lewis said these are annual agreements, which the county typically does every year with the school corporations. The County purchases in large quantities and sales to the schools, on an “as needed” basis, per school year, at cost (this year \$80 per ton). The quantity is a “not to exceed” 50 tons, and this is for school year 2022-2023.

Commissioner Sellers asked if the Board could approve the ILA Silver Creek and Greater Clark Schools at the same time. Attorney Lewis said yes, they could be approved with the same motion.

3. ILA with Greater Clark School Corp. – Road Salt was also addressed. County Attorney Lewis said the agreement with Greater Clark was identical to Silver Creek.

Commissioner Coffman made a motion to approve both ILA Silver Creek School Corp. and ILA Greater Clark School Corp., for the purchase of road salt, as presented. Commissioner Sellers seconded. Motion approved 3-0.

D. Commissioner Glover said ARPA Requests for funding was next on the agenda. Today the Board was to consider three different requests, those being:

1. Marysville-Otisco-Nabb Water Corporation for a new water tank to provide service basically from Highway 3 out through the Memphis area.

2. Rural Membership Water Corporation for water main and water line replacement.

3. Henryville Membership Sanitation Corporation for interceptor/lift station/sewer extension.

Commissioner Glover said he believes the Board is well aware of these issues, and received some pretty good feedback, and conversations with the group. Commissioner Glover said the Board could consider these one at a time.

Commissioner Glover said first was the Marysville-Otisco-Nabb Water Corporation. He asked that the motion include an adequate award amount. Commissioner Sellers asked if he wanted a motion? Commissioner Glover responded yes. Commissioner Sellers made a motion to award \$1,500,000 to the (1) Marysville-Otisco-Nabb Water Corporation from ARPA funds. Commissioner Coffman seconded. Motion approved 3-0.

Commissioner Coffman made a motion to award \$1,500,000 to (2) Rural Membership Water Corporation from ARPA funds. Commissioner Sellers seconded. Motion approved 3-0.

Commissioner Sellers made a motion to award \$1,000,000 to (3) Henryville Membership Sanitation Corporation from ARPA funds. Commissioner Coffman seconded. Motion approved 3-0.

Commissioner Glover added that although the recipients are identified as corporations, all three are non-profit corporations.

Commissioner Glover told Ms. Khuri that he has a spreadsheet which lists previous ARPA recipients, and he will send it to her. Ms. Khuri said his office has her email, and thanked him.

- E. Commissioner Glover said next was the Approval of 2023 Commissioners' Meeting Dates. We will need a motion to approve these and they will be posted on the Commissioners' website. Attorney Lewis said he would send it to the newspapers. Commissioner Sellers made a motion to approve the 2023 Commissioners' Meeting Dates, as presented. Commissioner Coffman seconded. Motion carried 3-0.

Commissioner Glover said this conclude all items under II. New Business.

III. Old Business: None

IV. Reports - Officeholder/Department Heads Present at Meeting

A. **Auditor:** Happy Thanksgiving

B. **Attorney:** None

C. **Highway Department:** None

D. **Sheriff:** The current jail population is 544, of which 81 are federal inmates.

E. **Elected Officials:** Commissioner Coffman said his business partner had a flat tire near the Eastend Bridge, and two County Deputy's helped him. His partner was very thankful.

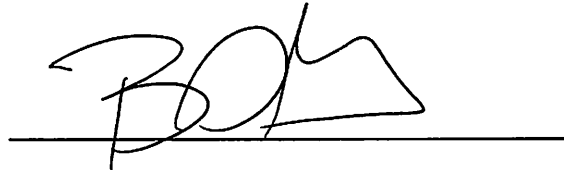
V. Other Business: None

VI. Adjournment

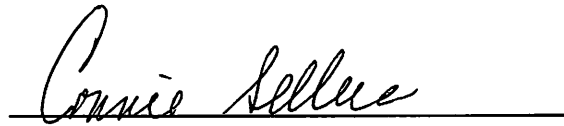
Commissioner Sellers motioned to adjourn. Commissioner Coffman seconded.
Motion carried 3-0.

To the extent, the Board held an executive session of any type under (IC-5-14-1.5-6) or otherwise, the Board hereby 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



BRYAN GLOVER, PRESIDENT



CONNIE SELLERS, VICE PRESIDENT



JACK COFFMAN, MEMBER

SIGNED THIS DAY December 8, 2022

ATTEST: Danny Yost

DANNY YOST, CLARK COUNTY AUDITOR