

20

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY INDIANA
MAY 4, 2006**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on May 4, 2006 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Edward Meyer, Vicky Kent Haire and Ralph Guthrie, Auditor Barbara Bratcher Haas, County Attorney Daniel Moore, and Deputy Auditor Theresa James.

The minutes for the meeting of April 20, 2006, having been mailed to the Commissioners and Mr. Moore prior to the meeting, were presented to the Board for approval. Commissioner Haire made a motion to approve the minutes as presented. The motion was seconded by Commissioner Guthrie and passed 3-0.

County Auditor Barbara Bratcher Haas stated that she had audited the payroll claims and found that they comply with the local salary ordinance established by the Clark County Council with the same two exceptions of the minutes of February 9, 2005 and one department which will require some adjustments. Auditor Haas stated that signature of proper officials is affixed stating that the hours have been worked and the amounts are due. A motion was made by Commissioner Guthrie to approve the payroll claims with the exception and instructed Auditor Haas to stop the direct deposit until the matter is resolved. The motion was seconded by Commissioner Haire and passed 3-0.

Mr. Lee was not present at the meeting. Margie Jenkins, County Highway Clerk, addressed the Board in Mr. Lee's absence, with a recommendation from Mr. Lee to sign and approve a contract with Fulkerson Engineering for construction of bridge # 97 on Boyer Road. Commissioner Haire made a motion to follow the recommendation of Mr. Lee and contract with **Fulkerson Engineering**. Commissioner Guthrie seconded the motion and it passed 3-0.

At the request of the Board, Connie Kitts, Clark County Sheriff's Secretary attended the meeting with a detailed report of the events leading up to the request she made for the Commissioners to pay **Diversified Insurance** for a reimbursement regarding an insurance claim on a patrol car. Ms. Kitts explained that Diversified Insurance paid for a claim that they should not have paid because the accident was not the fault of the Sheriff and when they realized their error they contacted Ms. Kitts with a request for the money back. Ms. Kitts was told that the checks were delivered to the Commissioner's Office and that they cleared the bank with a stamp from the Clark County Treasurer's Office. No action was taken by the Board.

209

Jason Copperwaite, made a request for the closure of **Salem Noble Road** between **SR 403** and **Greenleaf Road** between May 8, 2006 and June 8, 2006 for roadway construction. Mr. Copperwaite stated that the schools have been notified. Commissioner Guthrie stated that the Evening News, Clark County Central Alarm and Greater Clark County School Corporation have been notified. Commissioner Haire made a motion to approve the closing as requested. Commissioner Guthrie seconded the motion and it passed 3-0.

Mr. Jim Higgins, London Witt Group, made a proposal to assist Clark County in meeting the reporting requirements for **GASB 34** and gave an informative talk on what the county is responsible to do pertaining to **GASB 34**. Commissioner Haire made a motion to table decision on this matter until the next meeting. The motion was seconded by Commissioner Guthrie and passed 3-0.

Steve Hall, Fuller, Mossburger and Scott and May Engineering, and Brian Dixon, Member of the Clark County Drainage Board and Clark County Stormwater Coordinator, gave an update on some of the Drainage Board Members concerns. Commissioner Guthrie made a motion to approve and authorize President Meyer's signature outside the meeting on Commissioner's Ordinance 7-2006. Mr. Hall agreed to put the ordinance into signature form and present it to Commissioner Meyer for his signature. Mr. Hall also, agreed to bring one of the original documents to the Auditor for her records. The motion was seconded by Commissioner Haire and passed 3-0. The Commissioners and Mr. Hall agreed that Mr. Dixon would be the point of contact on stormwater and drainage issues and that this service is within his current contract with the Commissioners. Mr. Moore advised that if funding was needed, the Drainage Board should go to the County Council for an additional appropriation because Commissioners cannot fund budgets of other offices or agencies.

Jorge Lanz, Jacobi, Toombs and Lanz, gave an update on the operations and modifications at the Clark Floyd Landfill. At the recommendation of Mr. Lanz, Commissioner Guthrie made a motion to authorize Mr. Meyer's signature on letters pertaining to the landfill. Mr. Lanz agreed to make a personal effort to keep the Commissioners informed and get a copy of the letters to the Auditor. The motion was seconded by Commissioner Haire and passed 3-0.

Mr. Moore distributed a copy of an Appeals Court decision for a Circuit in Ohio. This decision found unconstitutional a local county vicious animal Ordinance. It found that labeling certain breeds to be dangerous and imposing higher insurance coverage, special fencing and the like, without certain specific proof and foundation to so restrict ownership of certain breeds was illegal and unconstitutional as a violation of due process.

Commissioner Haire made a motion to approve and sign a letter to **Robert Lynn Company Inc.** regarding the installation of divider medians at the interest of **Falcon Crest Subdivision**. The motion was seconded by Commissioner Guthrie and passed 3-0.

Mr. Moore reported to the Commissioners that the attempts to obtain rights-of-way for construction of bridge # 78 have gone to court.

The Auditor advised the Board of budget reductions to the local roads, streets and cum bridge budgets by the **Department of Local Government Finance** to the 2006 budget. The Auditor further stated that she had reduced the budget accordingly and supplied a copy to the Commissioner's office.

The Clerk's monthly report was submitted for the record.

Commissioner Haire made a motion to appoint the **Rex Lockard** to the **Drainage Board** for a term beginning January I, 2006 and expiring December 31, 2008. Commissioner Guthrie seconded the motion and it passed 3-0.

To the extent the Board held an executive session of any type under (I C 5-14-1.5-6) or otherwise, the Board hereby certifies that no subject matter was discussed therein except that posted in the notice for session or meeting (I C 5-14-1.5-6.1).

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

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

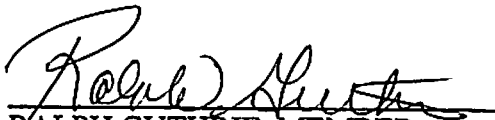


EDWARD MEYER, PRESIDENT



VICKY KENT HAIRE, MEMBER

211


RALPH GUTHRIE, MEMBER

SIGNED THIS DAY

ATTEST:

Barbara Bratcher Haas
BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR