

## REGULAR MEETING

### CLARK COUNTY BOARD OF COMMISSIONERS

November 9<sup>th</sup>, 2023

The Board of County Commissioners of Clark County, Indiana met in Regular Session on November 9<sup>th</sup>, 2023, at 5:00 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, Auditor Danny Yost, and Commissioners’ Assistant Sabrina Corbin.

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

#### Approval of the Minutes

**Commissioner Sellers** made a motion to approve the October 26<sup>th</sup>, 2023 Regular Meeting Minutes. Commissioner Coffman seconded. Motion approved 3-0.

**Auditor Danny Yost** presented the claims and payroll for November 9<sup>th</sup>, 2023. Commissioner Coffman motioned to approve the claims and payroll. Commissioner Sellers seconded. Motion approved 3-0.

**Commissioner Glover** asked for any amendments to the agenda. There were two amendments to the agenda. County Attorney R. Scott Lewis noted that the Commissioners needed to add the approval of the County Road 403 Stacy Road Intersection Plan as Item H, and the Quotes for two Landfill projects as Item I. Commissioner Sellers made a motion to approve the agenda as amended. Commissioner Coffman seconded. Motion approved 3-0.

#### I. Public Comments:

Mr. Alan Applegate is a Clark County citizen who is a representative of BrightNight. Mr. Alan Applegate spoke on the concerns with the modern energy systems that were discussed at the last Board of Zoning Appeals meeting. “Over the next twelve years, Indiana utilities are planning on decommissioning twenty

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coal-fired generation plants. The last decade had twenty-nine already retired. All of the major investor-owned utilities plan to be coal free by no later than 2035. The State of Indiana in early 2022 enacted state statutes identifying involuntary solar standards. The legislation laid out nine categories of standards including Setbacks, Heights and Buffers, Ground Cover Fencing, Underground Cables, Glare, Signal Interference, Sound Level Limitation, Drainage Repair, and Decommissioning and Abandonment. In November, Clark County adopted amendments to the UDO that set forth the development standards. 54 Counties in November 2022 have Solar Ordinances. BrightNight filed for the first solar special exception in Clark County and thirty-eight to forty Clark County residents spoke against the approval at the latest Board of Zoning Appeals meeting. Many, if not all of the concerns that were expressed by the residents were addressed in the UDO. It is important to remember that fifty Clark County residents signed agreements with BrightNight that supported the commercial solar. I have created a table to outline some of the concerns expressed that are modern current articles dealing with these issues so that you can review them. Thank you for your time.”

## **II. New Business:**

- A.** Leanne Howe presented the BMS Annual Renewal Documents. The Annual Renewal Documents are the Cobra Administration and the Section 105 Plan HRA. The benefit and deductible year have been set up to run concurrently from January 1<sup>st</sup> to December 31<sup>st</sup>, 2024. Motion by Commissioner Coffman to approve the Annual Renewal form for the Cobra Administration and the Annual Renewal form for the Section 105 Plan HRA. Commissioner Sellers seconded. Motion approved 3-0.
  
- B.** County Attorney R. Scott Lewis presented the Temple & Temple Bridge 24 Contract. Temple & Temple was awarded the Bridge 24 bid at the last Commissioner meeting. They were the low bidder with the amount of \$169,970.50. Motion by Commissioner Seller to approve the Temple & Temple Bridge 24 Contract. Seconded by Commissioner Coffman. Motion approved 3-0.

- C.** County Attorney R. Scott Lewis presented the Consent to Appointment to Regional Development Authority Board. There is a vacancy for the Washington County appointment to the Regional Development Authority. They are appointing Chris Fordyce. Pursuant to Indiana Code, the Commissioners of Clark County must give consent to allow Washington County to appoint for the Southern Indiana Regional Development Authority. Motion by Commissioner Coffman to consent to the appointment of Chris Fordyce by the Washington County Commissioners for the Regional Development Authority Board. Seconded by Commissioner Sellers. Motion approved 3-0.
- D.** Bryan Glover presented the Water Softener System Proposals for Judicial Center Building Operations. The three quotes were in the amounts of \$8,998.04 for Culligan, \$10,969.00 for A+ Water, and \$24,455.24 for Alpha Energy. Marion Shepherd had noted that he will do the installation in-house and only needs the material. Marion recommended Culligan to the Commissioners. Commissioner Coffman asked Marion about the warranty for the systems and Marion had said that the warranties were the same for each company. Motion by Commissioner Coffman to approve the quote from Culligan in the amount of \$8,998.04 for the Water Softener System Proposal for Judicial Center Building Operations. Seconded by Commissioner Sellers. Motion approved 3-0.
- E.** Bryan Glover presented the Approval of 2024 Claim Schedule for the Auditor's Office. Auditor Danny Yost said that he was okay with the dates on the schedule. Motion by Commissioner Sellers to approve the Approval of 2024 Claim Schedule for the Auditor's Office. Seconded by Commissioner Coffman. Motion approved 3-0.
- F.** County Attorney R. Scott Lewis presented the Approval of 2024 Department Head Meeting Dates. The meetings are usually on Wednesday at 8am on the weeks that the Commissioners' do not have a meeting. Commissioner Sellers had recommended that there can be only one department head meeting in the month of December because the date falls on the 26<sup>th</sup> of December. Motion by Commissioner Coffman to approve the Approval of 2024 Department Head Meeting Dates with only one meeting during December that will be on the 11<sup>th</sup>. Seconded by Commissioner Sellers. Motion approved 3-0.

- G.** County Attorney R. Scott Lewis presented the Approval of Specifications for Highway Department 2024 Annual Bids. Pursuant to Indiana Code, the County can do one notice for bidders for the entire calendar year to receive the bids for the supplies, oil, and gas. Motion by Commissioner Sellers to approve the Approval of Specifications for Highway Department 2024 Annual Bids. Commissioner Coffman seconded. Motion approved 3-0.
- H.** County Attorney R. Scott Lewis presented the County Road 403 Stacy Road Intersection Improvement Plan. INDOT requires the Commissioners to approve the design plans submitted by United Consulting. Motion by Commissioner Coffman to approve the design plans submitted by United Consulting for the County Road 403 Stacy Road Intersection Improvement Plan. Commissioner Sellers seconded. Motion approved 3-0
- I.** County Attorney R. Scott Lewis presented the Quotes for the Landfill Project. Pursuant to Indiana Code, if the estimated cost is under \$150,000.00, procedurally the County can seek quotes from at least three companies that are experienced in that class of business. The County reached out to ECOTECH, DirtWorks Unlimited, Lawyer Excavation, and Dan Cristiani. The two separate projects are the Stream Mitigation Plan and the Sedimentation Basin Project. The low quote for the Sedimentation Basin Project was from ECOTECH in the amount of \$148,523.00. The low quote for the Stream Mitigation Plan was from ECOTECH in the amount of \$149,500.00. Motion by Commissioner Sellers to approve the Quotes for the Landfill Project from ECOTECH for the Stream Mitigation Plan in the amount of \$149,500.00, and the Sedimentation Basin Project in the amount of \$148,523.00 subject to a contract for County Attorney R. Scott Lewis for legal review and to allow Bryan Glover to sign. Commissioner Coffman seconded. Motion approved 3-0.

**III. Old Business:** None.

**IV. Reports:**

- A. Auditor:** Danny Yost wanted to let the Commissioners know that former Commissioner Ralph Guthrie had passed away this last week.

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**B. Attorney:** None.

**C. Highway Department:** None.

**D. Sheriff:** Major Mobley wanted to thank Commissioner Coffman and Glover for their service due to Veteran's Day coming up November 11<sup>th</sup>, 2023. The current jail population is 458, 54 are Federal inmates.

**E. Elected Officials & Department Heads:** The County building and the Judicial Center is closed on November 10<sup>th</sup> for Veteran's Day.

**V. Other Business:** None.

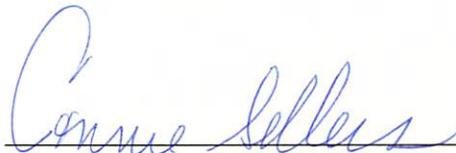
**VI. Public Comments:** None.

**VII. Adjournment:** Commissioner Glover entertained the motion to adjourn. Commissioner Coffman motioned to adjourn. Commissioner Sellers 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 *November 22, 2023*

ATTEST:



DANNY YOST, CLARK COUNTY AUDITOR