

**REGULAR MEETING BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA
DECEMBER 12, 2002**

The Board of County Commissioners of Clark County, Indiana met in Regular Session on December 12, 2002 in Room 308, City-County Building, Jeffersonville, Indiana.

Present at the meeting were County Commissioners Raymond Parker, David Lewis and Vicky Kent Haire, Secretary/Administrative Assistant Pam Smith, County Attorney Scott Lewis, and Deputy Auditor Theresa James. All references to "Commissioner Lewis" refer to David Lewis. All references to "Mr. Lewis" refer to Scott Lewis. Commissioner Lewis and Mr. Lewis are not related.

In the first order of business a motion was made by Commissioner Lewis to approve the minutes of the meeting of December 9, 2002. The motion was seconded by Commissioner Haire 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 Lewis to approve and sign said claims. The motion was seconded by Commissioner Haire and passed 3-0.

The annual bids for gasoline, fuel, tires, stone and other materials and supplies for the Clark County Highway Department were opened and examined by County Attorney Scott Lewis. Proof of publication was submitted for the record. President Parker announced that the bids would be taken under advisement and a decision would be announced at the next public meeting.

Mr. Tim Jarm, Clark Memorial Hospital, appeared before the Board with a proposal for wellness and lifestyle help to the county employees. Mr. Jarm stated that the county would not be charged a fee for this service. Mr. Jarm also introduced Ms. Ruth Schmitt and Ms. Pam Collins from the hospital. Commissioner Lewis made a motion to accept the proposal and allow them to contact the employees. The motion was seconded by Commissioner Haire and passed 3-0.

Planning and Zoning Resolution 55-2002 (Timothy Peoples) was called for public hearing. No persons spoke to the Board in regard to this resolution. A motion was made by Commissioner Lewis to concur with the Planning Commission and deny the change from A-1 to R-2. The motion was seconded by Commissioner Haire and passed 3-0.

Planning and Zoning Resolution 56-2002 (Monroe Township Volunteer Fire Department) was called for public hearing. No persons spoke to the Board in regard to this resolution. A motion was made by Commissioner Lewis to concur with the Planning Commission and approve the change from R-2 to B-3 with the stipulation that the deed

include a restrictive covenant which prohibits the sale of alcoholic beverages on this property. The applicant for rezoning agreed to the stipulation. The motion was seconded by Commissioner Haire and passed 3-0.

Planning and Zoning Resolution 57-2002 (Jerry Schuler) was called for public hearing. No persons spoke to the Board in regard to this resolution. A motion was made by Commissioner Lewis to concur with the Planning Commission and approve the change from B-2 to R-2. The motion was seconded by Commissioner Haire and passed 3-0.

Mr. Mike Farrar and Mr. Kevin Losiel, Farrar, Garvey and Associates, appeared before the Board with the bridge inspection report as sent to Indiana Department of Transportation. This study must be done every two years and eighty percent of the cost is paid by federal money administered by the State of Indiana. No action was necessary by the Board. (See a copy of the report attached.)

Since action will be fiscally neutral a motion was made by Commissioner Lewis to approve and sign Amendment No. 1 to the existing U.S.D.A WIC Program Contract. Mr. Meyer, Clark County Health Department stated that Mr. Kiser, Attorney for the Health Department had reviewed the amendment and gave his approval. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the amendment attached.)

Since action will be fiscally neutral a motion was made by Commissioner Lewis to approve and sign Amendment No. 2 to the existing AIDS Prevention Grant Agreement. Mr. Meyer, Clark County Health Department stated that Mr. Kiser, Attorney for the Health Department had reviewed the amendment and gave his approval. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the amendment attached.)

A motion was made by Commissioner Lewis to extend the contract with Mr. Jim Kiser, Attorney, for legal services for the Health Department. Mr. Meyer explained that all the fees would be paid by the Health Department. The motion was seconded by Commissioner Haire and passed 3-0.

Dr. Burke, Health Department, addressed the Board in regard to the contracts for ambulance services. After review Dr. Burke stated the recommendation of the Health Department was to maintain both Yellow Ambulance and Sellersburg Ambulance. Commissioner Haire made a motion that Jeffersonville would be serviced by Yellow Ambulance Service, Utica City by Utica ambulance and the rest of the county by

Sellersburg ambulance. For verification Dr. Burke asked Commissioner Haire who would service Jeffersonville Township. Commissioner Haire stated that Sellersburg Ambulance Service would service Jeffersonville Twp. The motion was seconded by Commissioner Lewis and passed 3-0.

At the recommendation of County Engineer Hyun Lee a motion was made by Commissioner Haire to approve and authorize President Parker's signature on a letter of agreement Re: Par.50 Hargett: Administrative Settlement Recommendation, Perry Crossing Road, reconstruction project, INDOT Project No. STP-9910 () project # 202-0005-0ZS. The letter of agreement changes the offer for compensation from three thousand six hundred fifty three dollars (\$3,653.00) to four thousand five hundred dollars (\$4,500.00) The motion was seconded by Commissioner Lewis and passed 3-0. (See a copy of the letter attached.)

Mr. Lee, County Engineer, addressed the Board in regard to a letter of credit pertaining to Bolder Creek Subdivision of approximately one thousand lots. After discussion the Commissioner instructed Mr. Lewis to review and redraft the document to include a provision. Mr. Lewis will bring the prepared document for the Boards approval to the next meeting.

A motion was made by Commissioner Lewis to approve an agreement with the Estopinal Group, Inc. for architect's services on the jail expansion project contingent upon receiving the bond funds. The motion was seconded by Commissioner Haire and passed 3-0.

A motion was made by Commissioner Haire to approve and sign the HIPAA Business Associate Addendum between Clark County Government Employee Health Plan and Stewart Miller & Co. Inc. The motion was seconded by Commissioner Lewis and passed 3-0. (See a copy of the addendum attached.)

A motion was made by Commissioner Lewis to approve and sign an amendment to the DCP group annuity issued by American United Life Insurance Company (AUL). The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the amendment attached.)

Subject to the approval of the Judge a motion was made by Commissioner Lewis to approve and sign an agreement between the Board of Commissioners and the Clark County Home Incarceration Program (CCHIP) at a rate not to exceed ten dollars (\$10.00) per day per inmate transferred from the Clark County jail into the CCHIP. The motion was seconded by Commissioner Haire and passed 3-0. (See a copy of the agreement attached.)

Commissioner Lewis made a motion to approve and sign Amendment No. # 1 amending Ordinance No. 8-2002 (an amendment to the ordinance adopting the Indiana fire prevention code). The motion was seconded by Commissioner Haire and passed 3-0. See a copy of the amendment attached.)

In regard to an increase in permit fees that the Board approved at a previous meeting, County Attorney Scott Lewis reported that he did the research requested by the Board and the increase does not require publication. He advised that the new fee schedule shall take effect as of its date of adoption.

The monthly reports for the Clerk and Treasurer were entered for the record.

Upon a motion made by Commissioner Haire the Board declared an emergency situation to exist that demands immediate action. Pursuant to IC.36-9-15.5-8 (C) the Board found it necessary, to protect the public health, welfare or safety, to expend money from the Cumulative Capital Development Fund in the amount of \$55,753.00 for gas, oil, contract payment animal control, maintenance contract for the mail machine , jail physician and animal control-city. The motion was seconded by Commissioner Lewis and passed 3-0.

A motion was made by Commissioner Lewis to appoint David Abbott to the Regional Water and Sewer District for a term beginning January 1, 2002 and expiring December 31, 2004. The motion was seconded by Commissioner Haire and passed 3-0.

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

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, INDIANA

RAYMOND PARKER, PRESIDENT

DAVID LEWIS, MEMBER

July 18, 2002

VICKY KENT HAIRE, MEMBER

SIGNED THIS DAY

ATTEST:

BARBARA BRATCHER HAAS
CLARK COUNTY AUDITOR

July 18, 2002
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