

1 STATE OF INDIANA
2 BEFORE THE JEFFERSONVILLE COMMON COUNCIL

3
4 ORDINANCE NO. 00-OR-4
5

6 **AN ORDINANCE ESTABLISHING SANITARY BOARD**
7

8 **WHEREAS**, Indiana law¹ authorizes the Common Council of the City of Jeffersonville to
9 adopt an ordinance whereby transferring from the municipal works board to a Sanitary Board the
10 supervision and control of the construction, acquisition, improvement, operation, and maintenance
11 of sewage works.
12

13 **WHEREAS**, the Common Council of the City of Jeffersonville desires to exercise its
14 statutory authority to establish a Sanitary Board to perform those duties and responsibilities as
15 allowed under Indiana law.
16

17 **NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of
18 Jeffersonville, that a Sanitary Board is hereby established.
19

20 **IT IS FURTHER ORDAINED** that the Sanitary Board shall supervise and control any and
21 all construction, acquisition, improvement, operation, and maintenance of sewage works under the
22 present and future jurisdiction of the City of Jeffersonville.
23

24 **IT IS FURTHER ORDAINED** that the Sanitary Board shall consist of the following: 1) the
25 Mayor; 2) one (1) person appointed by the Common Council of the City of Jeffersonville; and 3) one
26 (1) person, who must be a registered professional engineer, jointly chosen by the Mayor and the
27 Council appointee. The engineer shall not have the right to serve on the Sanitary Board without the
28 ratification and confirmation of the Common Council of the Jeffersonville. In the event, that the
29 Mayor and the non-engineer appointee are unable to agree on a suitable engineer within thirty (30)
30 days of the effective date of the Sanitary Board or the expiration of the engineer's term then the
31 Common Council of the City of Jeffersonville shall have the sole authority to unilaterally appoint
32 the engineer.
33

34 **IT IS FURTHER ORDAINED** that in consideration for the Mayor having a greater role in
35 the selection of the engineer to the Sanitary Board than required under Indiana law the Jeffersonville
36 Board of Public Works shall upon the passage of this ordinance consists of the following: 1) the
37 Mayor; 2) one (1) member of the Common Council of the City of Jeffersonville chosen by the
38 Council subject to the ratification and confirmation of the Mayor; and 3) one (1) member appointed
39 by the Mayor. The Council member shall serve for a term of one (1) year.
40

41 **IT IS FURTHER ORDAINED** that the original engineer appointee to the Sanitary Board
42 shall serve for a term of two (2) years, and the non-engineer appointee serves for a term of three (3)

¹Currently I.C. 36-9-23-3 (as amended)

1 years.

2
3 **IT IS FURTHER ORDAINED** that when the term of a member of the Sanitary Board
4 expires, a successor shall be appointed for a term of three (3) years consistent with the
5 aforementioned procedures.

6
7 **IT IS FURTHER ORDAINED** that the Mayor shall serve as chairman of the Sanitary
8 Board.

9
10 **IT IS FURTHER ORDAINED** that the Sanitary Board shall select a vice chairman from
11 its members, and shall select a Secretary-Treasurer, who need not be a member of the board. The
12 officers selected serve at the pleasure of the board.

13
14 **IT IS FURTHER ORDAINED** that the Common Council of the City of Jeffersonville may
15 compensate each member of the Sanitary Board in an amount not to exceed \$1,000.00 per month as
16 a salary or as payment for meetings attended provided that said compensation is fixed by the Mayor
17 upon the approval of the Common Council. Each member of the Sanitary Board is also entitled to
18 payment for reasonable expenses incurred in the performance of his or her duties. The
19 aforementioned compensation and expenses may be adjusted annually by the Common Council.

20
21 **IT IS FURTHER ORDAINED** that the Common Council of the City of Jeffersonville may
22 also compensate the Secretary-Treasurer of the Sanitary Board provided that said compensation is
23 fixed by the Mayor upon the approval of the Common Council.

24
25 **IT IS FURTHER ORDAINED** that the Common Council of the City of Jeffersonville shall
26 fix the bond required of each member of the Sanitary Board and of the Treasurer of the board. These
27 bonds shall be filed with the county recorder under I.C. 5-4-1-5.1.

28
29 **IT IS FURTHER ORDAINED** that the Sanitary Board shall provide the Common Council
30 of the City of Jeffersonville with written reports and updates as to the status of the sewage works at
31 each regularly scheduled council meeting and more frequent if so requested by the Council.

32
33 **IT IS FURTHER ORDAINED** that the Sanitary Board may establish rules, and by-laws:
34 necessary for its own government.

35
36 **IT IS FURTHER ORDAINED** that the Sanitary Board shall become effective upon July
37 1, 2000.

38
39 This ordinance shall be in full force and effect upon its adoption.

40
41 SO ORDAINED on this _____ day of _____, 2000.

42
43 COMMON COUNCIL OF
44 THE CITY OF JEFFERSONVILLE, INDIANA
45

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

By: Thomas R. Galligan
Thomas R. Galligan, Presiding Officer

ATTEST:

Peggy Wilder
Peggy Wilder
Clerk and Treasurer

Presented by me as Clerk and Treasurer to the Mayor of said City of Jeffersonville on this
16 day of March, 2000.

Peggy Wilder
Peggy Wilder
Clerk and Treasurer

This ordinance approved and signed by me this _____ day of _____,
2000.

Thomas R. Galligan
Thomas R. Galligan, Mayor