

A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD-FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, APRIL 25, 2017 AT 10:00 A.M.

PRESENT: Mickey Thompson, member, Cheryl Cotner-Bailey, member, and Warren V. Nash, president.

OTHERS PRESENT: Fire Marshal Koehler, Linda Moeller, Chris Gardner, Bryan Slade, Sidney Main, Larry Summers, Tonya Fisher, David Hall, Jessica Campbell, David Brewer, Police Chief Bailey, Assistant Police Chief Ken Fudge, Courtney Lewis and Mindy Milburn

CALL TO ORDER:

Mr. Nash called the meeting to order at 10:00 a.m.

PLEDGE OF ALLEGIANCE:

NEW BUSINESS:

1. Mike Guthrie re: Sidewalk closures at the assisted living facility 1420 Main Street and request to fence off parking lot

Mr. Guthrie explained that they would like to close off the sidewalks around the building during construction which would be from the first of May to the first of February. He passed out a drawing of the location for the board to review, said drawing is on file with the city clerk's office. He stated that it will be approximately 15 feet around the building with two entrances and explained that they would post advanced signage. He explained that the second request involved the vacant lot on the east side of the building that the city owns and they would like to fence in portion of that for the security around their material containers.

Mr. Nash asked if anyone from the city has given him permission to use the lot.

Mr. Guthrie replied no.

Mr. Nash asked what the purple area on the map indicates.

Mr. Guthrie explained that is the new city parking lot that is being built on the west side of the building.

Mr. Nash asked if they have all of their construction permits

Mr. Guthrie stated that they are getting those today.

Mrs. Cotner-Bailey asked how long they would need the parking lot.

Mr. Guthrie stated that they would need that from May 1, 2017 to May 1, 2018.

Mr. Nash stated that he isn't comfortable approving the lot without running it by legal first.

Mrs. Cotner-Bailey suggested that they approve it contingent upon review.

Mr. Thompson asked for advanced signage to let the public know to use the opposite side of the sidewalk during construction.

Mr. Thompson moved to approve the sidewalk closure and lot usage subject to legal review, Mrs. Cotner-Bailey second, motion carries

2. Ronda Trimble re: Sign for Wrubel Home Inspection 1618 East Market Street

Ms. Trimble passed out a drawing of the sign request and explained that they purchased. She explained that there is already a metal pole with chains attached to the building to hang a sign and they will be installing a 2'X4' illuminated box sign.

Mr. Nash asked Mr. Summers if he has seen the drawings.

Mr. Summers reviewed the plans and stated that he doesn't have any issues with the request.

Mr. Nash asked if she is in an area that would require a certificate of appropriateness.

Ms. Trimble stated that she will check but she doesn't think it is.

Mr. Thompson moved to approve subject to acquiring certificate of appropriateness if necessary, Mrs. Cotner-Bailey second, motion carries.

3. **Brian Hampton re: Placing awning at Floyd County Brewing**

Mr. Hampton explained that they have a raised patio slab in front of 139 West Main and they are looking to install an awning to protect from weather. He presented the board with drawing of the location and explained that the frame is cedar planks that would go to the edge of the slab.

Mr. Nash asked how wide the slab is.

Mr. Hampton replied ~8'X4'.

Mr. Nash asked if it is on city property.

Mr. Hampton stated that there is some debate about that and explained that he doesn't think it is nor was it brought up when they were building it.

Mr. Nash asked if he has a survey.

Mr. Hampton stated that he doesn't but would assume that the design firm that worked on the building took care of all of that. He stated that the slab is already on the property and semi enclosed they just want to provide overhead shelter.

Mr. Summers stated that based on city maps from 1886 it shows the property line at the front face of the brick building.

Mr. Hampton stated that the confusing part of that is that there is poured concrete between the sidewalk and the building and it isn't city sidewalk poured concrete.

Mrs. Cotner-Bailey asked if that was poured before they bought the building.

Mr. Hampton replied yes.

Mr. Thompson asked how soon they would like to install the awning.

Mr. Hampton stated that they have been dialoging about this for almost two months so as soon as possible.

Mr. Thompson stated that it sounds like they need to have a conversation with legal and plan commission. He asked if they has spoken with anyone in the building commissioner's office.

Mr. Hampton stated that he has been emailing back and forth with Mr. Brewer.

Mr. Brewer stated code wise he thinks they can get it done and doesn't see any issues. He explained that they do need to double check accessibility but the biggest issues is whether or not it is on city property. He stated that the only way to solve that is to get a survey done.

Mr. Thompson stated that it may have already been done and he will check to make sure. He added that if it turns out to be on city property there may be some insurance required.

Mr. Thompson moved to take this under advisement, Mrs. Cotner-Bailey second, motion carries

COMMUNICATIONS – PUBLIC:

Derek Misch requested ramp closures with detour for Brown Station Way to Providence Way from May 1, 9:00 a.m. –May 26, 5:00 p.m. He explained that this is just extending the same control pattern they have now overnight for the next few weeks.

Mr. Nash asked if they take the ramp closed sign down when it isn't closed.

Mr. Misch stated that they push everything to the side. He presented a photo to the board and explained that there was some concern about the ramp being narrowed down and stated that the trucks are still hopping the curb. Said photo is on file with the city clerk's office. He suggested that the board consider installing a "no trucks" sign and added that it is right where they are planting some of the landscaping.

Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.

Mr. Nash stated that they will review the issue with the trucks jumping the ramp.

Teresa Riley requested an ice cream vending permit for Jumbo Wholesale and presented her health department certificate to the board.

Police Chief Bailey asked if about her truck and her company and what it is they do.

Ms. Riley stated that she is present on behalf of Jumbo Wholesale that is located off of Petunia Avenue in Louisville. She explained that they have trucks with freezers installed and they load them up with ice cream and drive around the city trying to sell them.

Police Chief Bailey asked what type of trucks they have.

Ms. Riley explained that they have one truck that they want to run in the city of New Albany which is a van that has an extended camper so that individuals can stand up inside.

Police Chief asked if she is present today as a result of the police or another government body having interaction with their company letting them know that they need a permit.

Ms. Riley replied not to her knowledge.

Police Chief Bailey stated that they have had an ongoing problem with some of the ice cream vendors sidestepping the ordinance and not coming to this board for permission and the correct permits. He explained that the police department has been instructed to continue to cite them as they operate until they get the necessary permit do so. He stated that there are some safety concerns for him with the vehicles making multiple stops with children present as many of the vehicles aren't equipped with the proper emergency equipment to alert other motorist that they are stopping and children might be present. He added that another issue identified with these vehicles is the sound issue from the music being played that potentially violates the noise ordinance. He suggested that if the board choses to approve the permit to make it contingent upon inspection of the vehicles by the police department and to prohibit the use of music.

Mr. Nash asked if their vehicles make noise.

Ms. Riley replied yes and explained that they can control the volume or turn it off.

Mr. Nash stated that they would like a list of drivers as well to provide to the police department.

Mrs. Cotner-Bailey asked if they have set hours.

Ms. Riley stated that they don't run until after the kids get out of school and they do not run past 8:15 p.m. during the week 9:00 p.m. on the weekends.

Police Chief Bailey suggested that the board take this under advisement and have her arrange for the inspection of the vehicles with the police department.

Mrs. Cotner-Bailey moved to take this under advisement, Mr. Thompson second, motion carries.

Paige Thomas requested cut permits for an emergency main break on Maple Court and Eastwood Avenue – 9'X10' street cut, a main leak at 515 East 5th - 5'X6' street cut, a service leak at 1131 Burton Avenue – “4'X5' sidewalk cut, and a meter set replacement at 1710 Grant Line Road – 2'X3' street cut & 4'X5' sidewalk cut. She stated that they will have flaggers at this last location.

Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.

Mr. Thompson asked if they will have someone call him so that he can let emergency services know.

Ms. Thomas stated that it will probably be Thursday or Friday.

OLD BUSINESS:

TABLED ITEMS:

COMMUNICATIONS - CITY OFFICIALS:

1. Mindy Milburn re: Handicapped sign request for Brooks Vermillion at 1517 Dewey St.

Ms. Milburn explained that Officer Miller has been out to the location for inspection and recommends approval.

Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.

2. Larry Summers grid modernization project

Mr. Summers informed the board that the contractor was supposed to begin underground work at the intersection of Spring and Vincennes this week and work their way down. He asked Mr. Christmas to update the board on West 1st and West Main.

Wes Christmas stated that the contractor had hoped to start this week but they are still waiting for their pipe materials to come in for the new storm piping that is being installed. He explained that they will be doing intersection bump-outs at this location and adding pedestrian crossing signals but they didn't want to start any demo work until the piping arrived and they expect it to come in this week.

APPOINTMENTS:

BIDS:

CLAIMS:

Mrs. Moeller presented the claims docket for 04/11/17 to 04/24/17 for approval.

General Claims (Bank 1):	238,047.99
Fire Department:	17,871.87
Police Department:	38,704.15

Street Department:	16,825.88	
Parks Department:	60,032.06	
		Total From Above: 371,481.95
Medical/Drug Fund (Bank L):	65,624.72	
Payroll Claims (Bank 2):	743,917.35	
Sanitation Fund:	91,080.00	
Thursday Utility Claims:	93,276.28	
		Total From Above: 993,898.35
		Grand Total: 1,365,380.30

Mrs. Cotner-Bailey moved to approve, Mr. Thompson second, motion carries.

APPROVAL OF MINUTES:

Mrs. Cotner-Bailey moved to approve the Regular Meeting Minutes for April 18, 2017, Mr. Thompson second, motion carries.

ADJOURN:

There being no further business before the board, the meeting adjourned at 10:47 a.m.

Warren V. Nash, President

Mindy Milburn, Deputy City Clerk