

**THE SEWER BOARD MEETING OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WAS HELD IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING ON THURSDAY, MAY 9, 2019 AT 9:15 A.M.**

**PRESENT:** Ed Wilkinson, member, Nathan Grimes, member and Mayor Gahan, President.

**ALSO PRESENT:** April Dickey, Linda Moeller, Rob Sartell, Larry Summers, Wes Christmas and Vicki Glotzbach

**CALL TO ORDER:**

**Mayor Gahan called the meeting to order at 9:15 a.m.**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:**

**Mr. Grimes moved to approve the April 25, 2019 Regular Meeting Minutes, Mr. Wilkinson second, all voted in favor.**

**BIDS/CONTRACTS:**

**Mr. Sartell** explained that he had hoped to have bids today for the slope on the west side of Silver Hills but due to the preliminary engineering costs, he and Mr. Christmas are looking at other means and methods. He said he would like to kick that down the road for at least two weeks and come back to it then. He stated that in the interim if that the line would start coming apart again, his crews have set up a bypass pump system which should cause minimal disruption to the residents because it is down over the hill. He added that the pump itself is actually in a sound proof container. He said the he hopes to come back to the next sewer board meeting with some answers.

**NEW BUSINESS:**

**1. Dale Reis, 1<sup>st</sup> Choice Construction re: Encroachment onto easement**

**Mr. Dale Reis** stated that he was present representing his brother Mr. Mike Reis who lives in Washington D.C. and called him on the phone and put him on speaker so that he could explain his request.

**Mr. Mike Reis** said that he is requesting a variance or permission to encroach on the existing easement and would like to get as much encroachment as the board will allow. He stated that the easement is 25 ft. and that kind of restricts the size of the home that he can put on the lot from a width standpoint.

**Mr. Wilkinson** stated that the current dimension he has on the home is 40'X40' and asked if that is correct.

**Mr. Mike Reis** stated that is what he put on there based upon the size of the six existing homes on that street but if he could get some additional feet on the left boundary so it won't be so tight, it could be 44'X44' or 38'X48'.

**Mr. Wilkinson** asked what the current setback is on the right side.

**Mr. Mike Reis** stated that the right side would be considered 10 ft. off of the property line. He added that if it stays as it is right now, the widest the home can be is 42 ft. and 6 in. to stay within the 10 ft. boundary.

**Mr. Wilkinson** stated that he can deal with 42-44 ft. but he wouldn't agree to 10 ft. and then Mr.

Mike Reis press that line because that would put him right on top of the pipe. He said that he understands that Mr. Mike Weis is requesting an encroachment of 2-4 ft.

**Mr. Mike Reis** stated that he was thinking maybe 10 ft. of the 25 ft. and explained that right now there is a 50 ft. easement if you take both properties at 1304 and 1306 because they both have 25 ft. easements for that particular line. He added that there is a 15 ft. easement as well so it seems to him like there is a little overkill and asked why there is a 50 ft. easement there and only 15 ft. going across the front of the property.

**Mr. Grimes** asked if it is correct that he was aware of that when he purchased the property.

**Mr. Mike Reis** stated that he was aware of that but he is just trying to get a little extra building space.

**Mr. Wilkinson** stated that they are comfortable with using language of 10 ft. but they don't want him on the 10 ft. line.

**Mr. Mike Reis** said that he is okay with that and asked if it would be like a 15 ft. easement instead of a 25 ft. easement.

**Mr. Wilkinson** replied yes.

**Mr. Grimes** stated that is just right at the house and doesn't include the front of the house or behind the house so in other words, they are not vacating 10 ft. of easement but are just letting him encroach on the sewer easement for the house.

**Mr. Mike Reis** stated that he understands that the building line runs into the 25 ft. and the 15 ft. is going diagonally so there is no change in that.

**Mr. Grimes** asked if they need to have an easement vacation drawn up.

**Mr. Summers** stated that it is not a vacation but is just allowing the encroachment onto the easement.

**Mr. Grimes** stated that he thinks they actually need to see whatever house plan he is trying to build there. He added that he would think that is what the sewer guys would want so they can see how the house is going to fit onto the lot.

**Mr. Sartell** stated that would be fine.

**Mr. Mike Reis** stated that the way the surveyor put the house, the front of the house is right on the 25 ft. building line and there is the 25 ft. sewer easement so the house would be squeezed into that area between. He also stated that he would rather have an 8 ft. variance rather than the 10 ft. variance but only use 8 ft. He added that he thinks it would be confusing to approve a variance for 10 ft. and then only use 8 ft. because if someone else buys it, they may put something on there later and then find out that they are 2 ft. over.

**Mr. Grimes** stated that he agrees with that.

**Mr. Summers** asked Mr. Sartell if he knows where that line runs within the two easement.

**Mr. Sartell** replied pretty much right along the property line.

**Mr. Wilkinson** stated that he is talking about doing just what he is concerned about and what he doesn't want him to do which is take any easement we give him and set it right on the line.

**Mr. Mike Reis** stated that he will have a survey done because Mr. Wood told him he would have

to do that before he can get building permits.

**Mr. Christmas** stated that they just need to define what the board will allow and state that is the encroachment that will be allowed so that it is for the house only.

**Mr. Wilkinson** stated that his opinion is that maximum encroachment would be 8 ft.

**Mr. Summers** stated that he agrees with that.

**Mayor Gahan** clarified that they are talking about an 8 ft. encroachment including the footer.

**Mr. Grimes** stated that they don't have any house plans or anything to know what they are looking at so it makes it difficult.

**Mr. Mike Reis** asked if the asphalt parking can encroach on the areas since it isn't a structure.

**Mr. Summers** stated that they have allowed it in the past but if it has to be accessed to do work, it will be at the property owner's expense to replace it.

**Mr. Grimes** asked if Mr. Mike Reis if he is going to submit a revised sit plan for the sewer department with the actual house dimensions on it.

**Mr. Mike Reis** stated that it will be a couple of months before he gets close to breaking ground but when he submits his plans for final approval, he will forward those plans to the sewer department as well.

**Mr. Sartell** stated that will be a stipulation for the sewer tap fee.

**Mr. Grimes moved to approve encroachment of the 25 ft. sewer easement on the south side up to 8 ft. total including building, footing and any building features subject to the approval and submittal of the final plat to acquire sewer tap fee, Mr. Wilkinson second, all voted in favor.**

#### **COMMUNICATIONS - PUBLIC:**

**Paul Detwiler** stated that he is present for the safety of vehicles in the city as well as those digging in the city. He said they have discovered a tunnel with an old gas line in it and asked if the city has any maps on the tunnel so they can see if the line is connected to a well somewhere. He explained that it is really deep and the normal electronic equipment would not be able to find it but it crosses Main Street, Market Street and Spring Street.

**Mr. Sartell** asked if he has checked with Mr. Scott Wilkinson to see if he has anything on his maps.

**Mr. Detwiler** stated that they were checking on the tunnel that goes to the river and he now has the Army Corp of Engineers looking but they haven't yet found anything on their maps.

**Mr. Summers** stated that the only things we would have are the old public works administration maps from approximately the 1930s.

**Mr. Detwiler** stated that it would be pre-civil war.

**Mr. Grimes** stated that he doesn't think they had gas lines at that time.

**Mr. Detwiler** stated that it actually went to the Culbertson Mansion and what was then the Presbyterian Church and continued west perpendicular to I65 and ran through town.

**Mr. Sartell** stated that he is saying the tunnel was put in pre-civil war and the gas line was installed later.

**Mr. Grimes** asked if the line is active.

**Mr. Detwiler** stated that he doesn't know.

**Mr. Summers** stated that Mr. Scott Wood in planning and zoning has several historical maps so Mr. Detwiler might want to check with him.

**COMMUNICATIONS - CITY OFFICIALS:**

**SEWER ADJUSTMENTS:**

**FINANCIAL REPORT:**

**Mr. Wilkinson** reported that revenue for the month was \$1,220,000.00 and expenses were \$1,020,000.00 so we are a couple percentages under budget and right where we belong.

**OLD BUSINESS:**

**1. Clark Dietz Update**

**Mr. Christmas, Daisy Lane Lift Station** - he reported that the project is moving along well and they should be doing a preliminary startup of that station on Friday of this week because they did receive the pumps last Friday and have been working to get those installed. He said that it should be operational by the end of the day on Friday and then they will come back on Monday and do additional work so it will be operating off of the control system. **Basin 14 Storage Project** – he reported that most of the remaining work is restoration as well as backfill and grading. He said that the most significant task remaining is the replacement of the driveway, bridge and culvert that goes back to the property and the daycare. He added that they were hoping to start that this weekend but because of scheduling, weather, etc., they are pushing it back another week so it will probably be next weekend. He also added that they are intentionally doing that work on the weekends to help minimize impact to the daycare because obviously they would have more people coming and going during the week. He said that the work will last for two weekends to get that replaced, otherwise, it is just final cleanup, restoration, grading and testing of the system so it will be wrapping up probably by the end of May. **Basin 16 Project** – he reported that there has just been some continued punch list type work going on but it is winding down as well.

**Mr. Sartell** asked if he has any idea when the gate is going in at Basin 16.

**Mr. Christmas** stated that he will have to go back to see when it was ordered but he said it will probably be delivered close to June. He added that everything is ready to go so it is just a matter of getting the gate.

**Mr. Sartell** stated that they have installed a temporary gate there.

**Mr. Christmas** stated that is correct. He also stated that they are continuing to look at the slope stabilization there and looking at some alternatives to reduce overall costs.

**Mr. Grimes** asked if they can put it above ground.

**Mr. Christmas** replied no. He said they are actually probably going to look at some options to lower the sewer and get down into the rock rather than up into the soil because it continues to slide.

**UTILITY REPORT:**

Mr. Sartell stated that he will have a report at the next meeting.

Mr. Grimes stated that he saw in the minutes where the land acquisition for the Uphill Lift Station was done and asked if he could get a copy of the documentation on that because he doesn't believe he ever saw it.

Mr. Sartell replied yes and stated he would email it to him.

**CLAIMS:**

Mrs. Moeller presented the following claims for the period of 04/25/19 to 05/08/19 in the amount of \$1,365,644.72:

|                            |          |
|----------------------------|----------|
| BEVERLY INGRAM             | 235.22   |
| OFFICE SUPPLY COMPANY, INC | 57.39    |
| FLOYD COUNTY RECORDER      | 1,250.00 |
| FLOYD COUNTY RECORDER      | 1,250.00 |
| FLOYD COUNTY RECORDER      | 1,250.00 |
| FLOYD COUNTY RECORDER      | 1,250.00 |
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| FLOYD COUNTY RECORDER      | 1,250.00 |

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| FLOYD COUNTY RECORDER      | 1,250.00         |
| FLOYD COUNTY RECORDER      | 1,250.00         |
| FLOYD COUNTY RECORDER      | 1,250.00         |
| FLOYD COUNTY RECORDER      | 1,250.00         |
| FLOYD COUNTY RECORDER      | 1,250.00         |
| FLOYD COUNTY RECORDER      | 1,250.00         |
| L&D MAILMASTERS, INC.      | 1,357.73         |
| L&D MAILMASTERS, INC.      | 222.60           |
| CK REAL ESTATE LLC         | 2,979.16         |
| CK REAL ESTATE LLC         | 541.66           |
| WARREN, JO ETTA            | 29.48            |
| ATKINS, HARRIETT           | 99.30            |
| <b>Total</b>               | <b>30,522.54</b> |
| TSI CONSTRUCTION INC       | 56,220.81        |
| TSI CONSTRUCTION *ESCROW*  | 2,958.99         |
| HMB PROFESSIONAL ENGINEERS | 12,100.00        |
| CLARK-DIETZ                | 3,500.00         |
| CLARK-DIETZ                | 18,414.67        |
| CLARK-DIETZ                | 5,241.46         |
| BEAM, LONGEST AND NEFF LLC | 1,636.00         |

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| TEMPLE & TEMPLE EXCAVATING    | 61,113.50 |
| TEMPLE & TEMPLE *ESCROW*      | 3,216.50  |
| ACE HARDWARE                  | 26.98     |
| ACE HARDWARE                  | 21.75     |
| ACE HARDWARE                  | 58.79     |
| ACE HARDWARE                  | 2.59      |
| ACE HARDWARE                  | 1.39      |
| ACE HARDWARE                  | 63.42     |
| ACE HARDWARE                  | 58.76     |
| ACE HARDWARE                  | 17.55     |
| ACE HARDWARE                  | 53.45     |
| ACE HARDWARE                  | 105.73    |
| ACE HARDWARE                  | 7.98      |
| ACE HARDWARE                  | 15.99     |
| ACE HARDWARE                  | 13.99     |
| ACE HARDWARE                  | 9.99      |
| ACE HARDWARE                  | 11.55     |
| MURPHY ELEVATOR COMPANY, INC. | 158.79    |
| QUILL                         | 369.80    |
| QUILL                         | 177.97    |
| QUILL                         | 26.99     |
| QUILL                         | 29.96     |

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| CINTAS #302                  | 48.97    |
| CINTAS #302                  | 192.41   |
| CINTAS #302                  | 48.97    |
| CINTAS #302                  | 161.70   |
| CLARK-DIETZ                  | 1,975.81 |
| CROWE, B. KAYE & RONALD G.   | 258.86   |
| CULLIGAN WATER SYSTEMS       | 254.40   |
| ORR SAFETY EQUIPMENT CO.     | 340.00   |
| CUES INC.                    | 6,100.00 |
| COPIER MART                  | 250.06   |
| JOHN JONES GM CITY / CORYDON | 300.00   |
| J.R. HOE & SONS INC.         | 571.34   |
| DELTA SERVICES, LLC          | 2,573.30 |
| TELE- VAC ENVIRONMENTAL      | 1,500.00 |
| METRO ANSWERING SERIVCE      | 10.00    |
| METRO ANSWERING SERIVCE      | 0.60     |
| METRO ANSWERING SERIVCE      | 99.50    |
| EYE-TRONICS                  | 153.00   |
| EYE-TRONICS                  | 3,983.92 |
| HOME DEPOT                   | 79.12    |
| RIVER CITY WORK WEAR         | 249.95   |
| RIVER CITY WORK WEAR         | 344.87   |



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| NCL OF WISCONSIN INC           | 160.44            |
| HACH COMPANY                   | 633.52            |
| HACH COMPANY                   | 312.09            |
| ENVIRONMENTAL LABORATORIES INC | 30.00             |
| IDEXX DISTRIBUTION, INC        | 41.39             |
| ELEMENT MATERIALS TECHNOLOGY   | 14.40             |
| ELEMENT MATERIALS TECHNOLOGY   | 23.80             |
| NAPA OF NEW ALBANY             | 35.85             |
| NAPA OF NEW ALBANY             | 12.99             |
| NAPA OF NEW ALBANY             | 23.90             |
| NAPA OF NEW ALBANY             | 125.82            |
| GOTTA GO INC.                  | 1,215.00          |
| SECURITY PROS, LLC             | 270.00            |
| COVERALL SERVICE COMPANY       | 1,075.00          |
| VERIZON CONNECT MWF, INC.      | 910.00            |
| WESTERN FIRST AID & SAFTEY     | 233.26            |
| WESTERN FIRST AID & SAFTEY     | 1,083.00          |
| WESTERN FIRST AID & SAFTEY     | 77.70             |
| <b>Total</b>                   | <b>191,410.29</b> |
| INDIANA AMERICAN WATER         | 44.67             |

|                         |           |
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| INDIANA AMERICAN WATER  | 44.67     |
| INDIANA AMERICAN WATER  | 47.18     |
| INDIANA AMERICAN WATER  | 44.67     |
| INDIANA AMERICAN WATER  | 47.00     |
| INDIANA AMERICAN WATER  | 285.50    |
| INDIANA AMERICAN WATER  | 44.67     |
| INDIANA AMERICAN WATER  | 22.79     |
| INDIANA AMERICAN WATER  | 22.79     |
| INDIANA AMERICAN WATER  | 22.79     |
| INDIANA AMERICAN WATER  | 22.79     |
| INDIANA AMERICAN WATER  | 45.09     |
| GIBSON LAW OFFICE, LLC  | 549.45    |
| FLOYD COUNTY TREASURER  | 39.00     |
| FLOYD COUNTY TREASURER  | 39.00     |
| CITY OF NEW ALBANY      | 78,030.00 |
| CITY OF NEW ALBANY      | 12,500.00 |
| VECTREN ENERGY DELIVERY | 132.94    |
| VECTREN ENERGY DELIVERY | 290.14    |
| VECTREN ENERGY DELIVERY | 94.88     |
| VECTREN ENERGY DELIVERY | 608.51    |
| VECTREN ENERGY DELIVERY | 338.25    |
| VECTREN ENERGY DELIVERY | 17.00     |

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| VECTREN ENERGY DELIVERY        | 796.53    |
| AT&T                           | 573.14    |
| AT&T                           | 294.18    |
| DUKE ENERGY                    | 30.38     |
| DUKE ENERGY                    | 4,364.31  |
| DUKE ENERGY                    | 60,026.07 |
| DUKE ENERGY                    | 334.51    |
| DUKE ENERGY                    | 637.44    |
| DUKE ENERGY                    | 258.88    |
| DUKE ENERGY                    | 18.12     |
| DUKE ENERGY                    | 1,333.16  |
| DUKE ENERGY                    | 124.80    |
| DUKE ENERGY                    | 38.77     |
| DUKE ENERGY                    | 20.99     |
| DUKE ENERGY                    | 225.48    |
| CROWN SERVICES INC             | 1,056.00  |
| CARD SERVICES                  | 287.02    |
| CARD SERVICES                  | 30.00     |
| SECURITY PROS, LLC             | 62.00     |
| AT&T                           | 372.24    |
| NEW ALBANY MUNICIPAL UTILITIES | 4.17      |
| NEW ALBANY MUNICIPAL UTILITIES | 4.17      |

|                                |                     |
|--------------------------------|---------------------|
| NEW ALBANY MUNICIPAL UTILITIES | 4.17                |
| NEW ALBANY MUNICIPAL UTILITIES | 4.17                |
| GIBSON LAW OFFICE, LLC         | 623.70              |
| STORMWATER\DRAINAGE FUND       | 346,935.18          |
| SANITATION FUND                | 170,414.16          |
| BANK OF NEW YORK TRUST CO.     | 461,058.00          |
| AT&T                           | 446.37              |
| <b>Total</b>                   | <b>1,143,711.89</b> |
| <b>Grand Total</b>             | <b>1,365,644.72</b> |

**Mr. Wilkinson moved to approve the above claims, Mr. Grimes second, all voted in favor.**

**ADJOURN:**

There being no further business before the board, the meeting adjourned at 9:45 a.m.

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Mayor Gahan, President

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Vicki Glotzbach, City Clerk