

THE COMMON COUNCIL OF THE CIVIL CITY OF NEW ALBANY, INDIANA, HELD A REGULAR COUNCIL MEETING IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY/COUNTY BUILDING ON THURSDAY, MAY 18, 2017 AT 7:00 P.M.

MEMBERS PRESENT: Council Members Mr. Caesar, Mr. Nash, Mr. Blair, Mr. Aebersold, Mr. Barksdale, Dr. Knable and Vice President Phipps. President McLaughlin and Mr. Coffey were not present.

ALSO PRESENT: Ms. Stein, Mrs. Moeller, Police Chief Bailey, Police Officer Davidson, Mr. Warren Nash, Mr. Thompson, Mr. Hall, Mr. Gibson and Mrs. Glotzbach

Vice President Phipps called the meeting to order at 7:00 p.m.

MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE: Led by Boy Scout

ROLL CALL:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Caesar moved to approve the Regular Meeting Minutes for May 1, 2017 with corrections, Mr. Barksdale second, all voted in favor with the exception of Mr. McLaughlin and Mr. Coffey who were not present.

COMMUNICATIONS – PUBLIC (AGENDA ITEMS):

Mr. Harrison Knable thanked the council for hearing him. He then stated that he has before him 2,776 signatures of people who have signed in favor of naming the soccer field at Silver Street Park after Jacob Trulock. He stated it is said that the true measure of one's success is the extent to which one is able to change the world before they leave it. He said that in that regard, his friend Jacob Trulock had more success in 18 years than many of us will be lucky to have in 80. He stated that the cornerstone of Jacob's life truly was helping anyone that he could and unfortunately we have lost that. He does not believe that the work which he started must end as unfortunately his life has. He explained that when he embarked on collecting these signatures, of which there are people from all of the surrounding counties including Floyd, Clark, Harrison, a couple from Kentucky, all of the surrounding high schools and even our Governor Eric Holcomb, his vision was for future kids who play on that field to ask their coaches or parents who Jacob Trulock was. He said he wants them to hear the hundreds upon hundreds of stories which attest to the type of person Jacob was. He added that he wants them to be inspired by what they hear and to be motivated to endeavor to live their lives in the manner in which Jacob did. He also added that he wants them to be in awe of the fact that a real life hero once walked among us and stood where they find themselves standing. He then said that most importantly, he wants them to be honored at the fact that they get the opportunity to play on a field which in name honors Jacob's memory and hope that what he stood for will long endure.

Mr. Blake Hanen thanked the council for allowing him to speak. He stated that he would like to second on all that Harrison said and tell the council a little bit of what Jacob meant to him as well as all of the people sitting behind him. He said that Jacob was someone that you looked up and was the definition of a role model. He also said that he

has known Jacob since his freshman year and has nothing but positive things to say about him. He explained that naming the field after him would not only inspire future kids but will also keep his legacy alive because he does not ever want his legacy to die. He asked the council to please consider this when voting because Jacob deserves this.

Mr. Wyatt Jones stated that he is Jacob's brother and he thinks the soccer field should be named after his brother because he excelled in soccer and had played since he was four years old. He also stated that Jacob helped coach the little kids since he was a freshman and this year he received his coaching license for soccer and started coaching alongside Dutch Vigor. He said that his mom always said that he spent more time on the soccer field than he did at home and the soccer field to him was like a second home. He explained that Jacob coached because he wanted to pass on his knowledge, passion and love for soccer to kids. He then thanked the council for their time and consideration.

Mr. Shane Stuber, New Albany Assistant Varsity Soccer Coach, stated that he is also representing the New Albany Varsity Head Coach, Mr. Josh Dickman, who was not able to make it this evening. He stated that Webster's Dictionary defines the word legacy as "a gift by will of money or other personal property". He explained that Jacob Evan Trulock gave this community a gift by his own will that will continue to have a ripple effect on the next generation. He stated that he was young man that understood a life lesson that not very many people learn which is when you have a servant's heart and you truly serve others, it is not a form of weakness but one of ultimate strength. He said that Jacob did coach young kids in soccer, tutored those who needed help and found people who were lost and gave them grace and patience. He stated that Jacob shared his time, talents and love with every single person whom he came across. He pointed out that more than 1,400 students wore orange on one day to celebrate his life and more than one person told him that his funeral procession was actually longer than the one for Muhammed Ali. He said those things don't happen unless this young man has a powerful and profound impact upon the community in which he lives and serves. He stated that it is still penetratingly sad that people who wear orange in support of this resolution can no longer hear his crazy, infectious laugh, give him a hug or gain his advice. He said that it is also sad that we seem to live in a world that has difficulty truly appreciating beauty, even when it is at our fingertips, until it is gone. He said that he and everyone else is here appreciating the gifts that were given to them over the course of the last 18 years by Jacob. He also said that they are here as a group to ensure that this lesson of appreciation of the gifts from Jacob's life and his legacy do not stop after the upcoming high school graduation, throughout the rest of 2017 or in their collective lives. He stated that they are here to ask humbly for the council's assistance in making sure that the legacy of such a unique, brilliant, empathetic, funny, loving, hardworking and philanthropic young man from New Albany is never forgotten. He then thanked the council for their bi-partisan consideration of this human request to take the first step in honoring a young man so deserving of being honored.

Ms. Wendy Chesser, stated that she offers her support on the resolution for Jacob Trulock after listening to the high school students talk about their friend and the impact that he has had on them. She said that she is actually present to address the Ordinance for Appropriation for One Southern Indiana's Talent and Workforce Initiative. She stated that the whole initiative is to help young people like those sitting behind her to find their way so they can continue to make a difference in their communities and that difference is so they are prepared to provide a service to the employers that they will be working for. She said that the employers will benefit because they will have prepared workers and the students will benefit because the best social program in the world is a good paying job.

She added that the better we are at preparing our young people for those good paying jobs, the more our community will thrive.

COMMUNICATIONS – COUNCIL:

Dr. Knable thanked Mr. Phipps for mentioning his mother during the moment of reflection. He also thanked the mayor’s office, the clerk’s office, the fire department, the council and everyone else in the community who turned out in support of him and his family this past week.

Mr. Barksdale moved to amend the agenda to move the reading of R-17-07 before the reading of ordinances, Mr. Caesar second, all voted in favor with the exception of Mr. Coffey and Mr. McLaughlin who were not present.

Mr. Blair stated that he appreciated the council’s letter of support to deny the request to erect billboards on I-265 that was submitted to the board of zoning appeals. He also thanked the council members who were present and felt that the letter and their presence did have an impact. He said that he did ask Ms. Stein to start the process of looking at what we can do to further restrict in the form of an ordinance.

Ms. Stein stated that we do currently have a code that restricts where billboards are allowed and how close together they can be and that’s why the one that was before the board of zoning appeals was not allowed because it didn’t meet our current requirements. She also stated that she reviewed the current laws, case laws and Indiana statute and found that we can prescribe the manner of construction, compel use of safe materials, limit size and location, require clean and sanitary maintenance and prohibit indecent or immoral material but we cannot unnecessarily invade private property rights so that’s where we have to be careful. She said that we can prescribe rules for where they can be but we can’t just do a blanket “no billboards”.

Mr. Blair stated that he personally wants to be restrictive as possible as far as future billboards so he would like to work with Mr. Caesar and Ms. Stein on an ordinance and bring it before the council. He expressed concern because the developer has a large sign for a self-storage facility on his property between Pillsbury and Christian Academy and it looks as though he has plans to develop there so he may quickly try to do an application for another billboard.

Mr. Caesar stated that one of things that other communities have done is make ordinances that say if you are going to put up one then you have to take down three or four billboards. He said that is one way of combating that issue but the real issue is that corridor because it is such a pretty drive and to mar it with so many signs would not be right. He also said that he doesn’t know if it can be made a scenic highway element going through there but we just need to help restrict it a little more.

Mr. Barksdale added that he was hearing that some type of electronic billboard is going in on W. Main Street so now it could be encroaching into our downtown and we have done such a great job down there.

Mr. Caesar stated that he doesn’t want the ordinance to be restrictive to just one certain area; he wants it to be citywide.

Mr. Blair stated that infrastructure and infrastructure maintenance is something that he is very supportive of such as repair of hazardous sidewalks which could pose liability issues and the striping of streets. He said that it seems like the street department has some renewed energy since Mr. Joe Ham brought in Mr. Sidney Main so he would like to look at EDIT and Horseshoe Funds to at least start to take care of some of the worst areas.

Dr. Knable stated that we allocated \$500,000.00 for sidewalk repairs last fiscal year so before we add more, he would like to see where that went and we are on the inventory that was supposed to be done and how they prioritize that.

Mr. Blair stated that is where he is at as well and he does know that there has been some work done and that it is a pretty expensive thing to start. He added that they are treating potholes differently by actually cutting them out to the base instead of just filling them up with fill. He also added that he will find out how much we have left and where we are on the inventory. He stated that he has been on this issue for about six years and feels that it is going to take a statement like “we need to get this done”.

Dr. Knable agreed and stated that he would like a bird’s eye view of where we are. He then mentioned that with the projection on the new gas tax that was just implemented, we should have about \$340M by 2018 returned to municipalities throughout the state supposedly earmarked for repairs so we may be in for another infusion but he doesn’t see any reason to wait on that.

Mr. Caesar said that the council should act on this but wanted to remind everyone that there will be \$2M in federal funds that will be given for paving this summer and there is another \$2M in funds that we have appropriated so there will be a lot of things happening this summer.

Mr. Blair stated that he will work on it and bring back an appropriation.

Mr. Aebersold stated that The Floyd County Animal Rescue League is having their Pet Lover’s Gala this Sunday at The Horseshoe from 5:00 p.m. until 9:00 p.m. He added that this is one of their major fundraisers with auctions, food, etc. He then asked Mr. Hall if that could be put on the city’s website.

Mr. Hall replied yes.

Mr. Barksdale stated that last night they had their historic preservation award ceremony and gave out five awards to five individuals. He said that Mr. Phipps helped out on giving them out and he thanked him for his help.

COMMUNICATIONS – MAYOR:

Mr. Hall stated that the administration participated in a few groundbreaking this past week which were the E. Daisy Lane extension, Green Valley School, Prosser Vocational Center and Slate Run School. He also stated that Mayor Gahan said these projects wouldn’t have been possible without the council’s help so he wanted to pass on his thanks. He then said that next Friday, May 26th kicks off the Bicentennial Park Concert Series and invited everyone to come.

COMMUNICATIONS – OTHER CITY DEPARTMENTS OR CITY OFFICIALS:

Mrs. Moeller presented the council with financials for April 2017 and asked that they be read into the minutes.

REPORTS – COMMITTEES, BOARDS OR OTHER OFFICIALS AS REQUESTED BY A MAJORITY VOTE OF THE COUNCIL:

APPROVAL OF CF-1 FORMS:

INTRODUCTION OF RESOLUTIONS:

R-17-07	Resolution in Support of the Naming of a Soccer Field in Memory of Jacob Trulock	Knable
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Dr. Knable introduced R-17-07 and moved to approve, Mr. Barksdale second, all voted in favor with the exception of Mr. McLaughlin and Mr. Coffey who were not present.

Dr. Knable stated that he met Jacob only about four times which were a couple of times in his office and couple of times on the soccer field. He said that one time was after a pretty arduous game where one of the officials went down and had to have some life support and Jacob came to him afterwards and thanked him for helping where he could which he felt was pretty remarkable for a young man to do that. He stated that in getting some signatures for the petition, the common thread was that so many people knew him and he had helped them in some way. He told a story of a lady that said Jacob helped her put mulch down every year and she really wasn't sure how she knew him but he always helped her. He said when this happened he challenged some of the people who talked tonight to come up with something positive that they could turn around and they came up with this rather remarkable solution. He reminded everyone in the audience that the passage of this resolution does not make that field named in Jacob's honor but is a part of the process. He said it would go before the ultimate authority which is the parks department but passage of this resolution is a huge show of support as you have shown a huge show of support and love for your friend. He applauded their efforts to this point and pledged to them that if the resolution passes, he will hand carry it to the parks department with any and all on the night that you make your plea to them as well.

Mr. Blair stated that he is one of many that got to see Jacob give back to the community because he works with some of the soccer clinics and a couple of years ago Dutch Vigor recommended a couple of players to help out and Jacob was one that helped. He said that he was very energetic and always there beforehand working with the kids. He said he was a very giving individual and always working to give back to the younger players for nothing in return because it was all volunteer and he really appreciated his help. He said that he has fond memories of Jacob and witnessed the positive impact that he had.

Mr. Barksdale stated that he never met Jacob but after his passing, the number of stories he heard from other individuals about the type of person that he was and the quality of his character makes him feel this would be wonderful tribute to his memory. He added that he is definitely in support of the resolution.

INTRODUCTION OF ORDINANCES:

READING

A-17-02	Ordinance for the Appropriation of Riverboat or Edit Funds for One Southern Indiana	Knable/ Caesar 1&2
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Dr. Knable introduced A-17-02 and moved to approve the first and second readings, Mr. Barksdale second, all voted in favor with the exception of Mr. Coffey and Mr. McLaughlin who were not present.

Dr. Knable stated that the council has heard from representatives of One Southern Indiana with regards to a private/public partnership trying to encourage and identify those who would have a vocational talent and get them into the system sooner rather than later. He also stated that he can't think of anything more desirous because vocational education has always been a priority for his family. He said that when his wife was on the school board she advocated for it and he thinks that this project complements the recent successes that we've had in our school board's referendum. He explained that his support is conditional and challenged the representatives with bringing progress and next time he would specifically look for some sort of cooperation with the New Albany Floyd County School Corporation buying in, more businesses coming on board and very specific updates as to where the city's money went and how it was used. He said he wanted to back up his support for this ordinance with quotes from three statesmen. He said the first quote is "The object and aim of our government is and should be to elevate and dignify labor to make the laboring man a peer of any employed in the different avocations in the pursuits of life" – Abraham Lincoln. He said the second quote is "What would help minority workers are the same things that would help white workers which are opportunities to earn a living wage and opportunities for education and training that lead to such jobs" - Barak Obama. He said the third quote is "these are the types of jobs that they are talking about when it comes to talking about middle class and the city has lost. This is a great opportunity for those that aren't suited or don't want to go to college" - Dan Coffey.

Mr. Caesar stated that he thinks this is a wonderful opportunity for southern Indiana and for New Albany in particular to take a very large step forward to introduce young men and women in or out of high school to the idea that you don't have to be in the top third of your class to get a good paying job. He added that this can prepare them for a very good, high paying job that could last their entire career. He also challenged One Southern Indiana to come back with some very good results and has confidence that they will.

Mr. Blair asked if this is for the WorkHub initiative in particular or is it a contribution to One Southern Indiana.

Dr. Knable stated that it is earmarked for that.

Mr. Blair recognized One Southern Indiana's successful track record and stated that they have made a lot of progress in business development and economic progress. He also stated that Jeffersonville has contributed to them for a while now and he feels it is time for this council to step up and do the same because there are a lot of things that our city benefits from that One Southern Indiana does. He added that they are actively trying to fill the Pillsbury site and do a lot of great things for the businesses here.

Mr. Barksdale stated that he wants to make the same challenge that Mr. Caesar and Dr. Knable did about getting more involved with the New Albany Floyd County School Corporation especially Prosser because at the groundbreaking the director said that it is possible that Prosser is the number one vocational center in the state. He also stated that we have that gem in our own backyard.

Ms. Chesser stated that they absolutely accept the challenge.

Mr. Phipps asked if there is a preference for the fund.

Mr. Caesar stated that he is okay with either fund.

Mr. Aebersold stated that he would like to see it come out of Riverboat Fund.

A-17-03	Ordinance for Appropriation for the Police Department	Knable/ Barksdale 1&2
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Mr. Barksdale introduced A-17-03 and moved to approve the first and second readings, Dr. Knable second, all voted in favor with the exception of Mr. Blair who voted no and McLaughlin and Mr. Coffey who were not present.

Mr. Barksdale stated that this is the same request as was made last year which is \$460,000.00 and will purchase 15 vehicles. He explained that the vehicles they have replaced have been problematic according to Police Chief Bailey and some are pretty much outside of their useful life span. He said that the vehicles include 13 new 2017 Dodge Chargers and 2 new Dodge Durangos. He stated that the cost also covers the striping, lights, electronics, etc. He also stated that Police Chief Bailey has said that after this appropriation, the New Albany Police Department will truly be on a vehicle rotation which will make it necessary to purchase only 10-12 vehicles per year versus 15-16 which we have seen over the last few years.

Police Chief Bailey stated that he appreciates the council considering this request. He said that he wanted everyone to know how important it is not only to the police department but also to the community for their police officers to have a good work environment to operate out of. He also said that not only does it provide that but it provides a method of getting around town that is professional looking and something for our community to be proud of. He then pointed out some things regarding cost of operations. He explained that one of the things that he took upon himself when he was appointed to the chief position in 2014 was to work hard to get the vehicles to a point where they have all the same paint and scheme and that all were the same make and model if possible. He stated that should be accomplished with this appropriation and it will actually be the first time in history of the police department that every paint scheme and striping scheme will be exactly the same. He also stated that with the finance piece, they have selected the best quality vehicles for the lowest cost, not only to purchase, but to operate as well. He said that they have opted for 6 cylinder vehicles many times and that has turned out to be very positive and in this case, the Dodge Charger vehicles have had very few problems as compared to some of the other vehicles that he is in the process of replacing. He added that fuel usage has continued to decrease over the last five years because of the economy of the 6 cylinder vehicles and that they are capable of managing the electronic demands. He then requested that the council please consider the appropriation.

Dr. Knable stated that if you look through the list of automobiles you can see that we have some with over 100,000 miles but OSHA makes it very difficult to insure these vehicles once they reach that mileage. He also stated that in his opinion Police Chief Bailey has done a good job on getting good money for trade-ins and that he changed the projection from 14 down to 12. He then asked if he is still down to 12 and then 10 on the

projection for 2018-2019 or are those going to drop a little too barring unforeseen circumstances.

Police Chief Bailey stated that the plan is a seven year turn around on the vehicles and with 70 police officers that comes to 10-12 per year. He also stated that one of the things they have done well over the last few years is they have been able to repurpose vehicles from the police department back into other fundamentals of the police department.

Dr. Knable stated that the council is well aware that these vehicles serve as offices for the officers and you are in an ever more competitive recruitment environment with other communities and we want this to be a highly competitive environment where police officers are wanting to come and have a career in law enforcement. He then reiterated that he would really like for Police Chief Bailey to look at some hybridized vehicles in the upcoming purchase cycles for light duty around town and in the green spaces.

Police Chief Bailey stated that he is willing to look at all options.

Mr. Aebersold asked what we are looking at in mileage on a seven turnover.

Police Chief Bailey replied that it really depends on who it is issued to and how they patrol. He explained that a patrolman is going to put more mileage on a car than say a captain or a sergeant but he would say that in that seven year period, you are looking at close to 100,000 miles.

Mr. Aebersold asked how the upkeep is on the Dodge Chargers.

Police Chief Bailey stated that the Dodge Chargers have proven their weight in gold as far as the maintenance piece is concerned. He said that they have had no problems with these cars.

Dr. Knable asked Police Chief Bailey to speak for a moment of the advantage of having the entire fleet on the maintenance platform.

Police Chief Bailey stated that he chose to go with Dodge products because they are a quality product and now they only have to keep a certain part in stock rather than many different parts. He also stated that the mechanics now have to only focus on one brand name to work on and it makes it easier for them.

Mr. Caesar asked if we get warranties on the cars.

Police Chief Bailey replied yes and said that they get a typical warranty of three years or 36,000 miles and a powertrain warranty that goes to 100,000 miles.

Mr. Blair stated that he would like to see the list of the mileage on the cars.

Police Chief Bailey stated that he brought to the council's attention last year that the Ford Interceptors had been a major maintenance issue and we were up to 16 recalls on those cars and they are becoming more and more problematic by the day. He also stated that when you are looking at a vehicle that will be functional in the field, you want them to be safe for the police officers too and there are some fundamental issues with the doors on those cars with how they open and close. He then said that four of the Interceptors are

slotted to be kept for pool vehicles so they are not necessarily trashing all of them but looking at removing the worst ones.

Mr. Blair stated that he would like to see the list of the vehicles and mileage. He then said that from a procedure of rules standpoint, we have a police committee and this appropriation should have gone through that committee. He then asked Mr. Barksdale why he took it upon himself to sponsor this ordinance when there are other people on the police committee that should've been involved in the process who weren't aware of the request and should've had the opportunity to sponsor it.

Mr. Barksdale stated that he was asked to participate in it and felt very strongly and was part of it last year too.

Mr. Blair stated that there was a discussion last year after it didn't go through the committee that this really needs to be done by the committee and by doing it this way again this year, the integrity of having committees is gone and we might as well eliminate them. He also stated that there have been times that he has been asked to sponsor things and has said no because there is a committee and those members need to be approached so that it can go through them. He added that he would've liked to have had that opportunity on this but was eliminated by this process as well as Mr. Aebersold.

Dr. Knable stated that he followed up with three of our state elected officials to see if he could get an exemption from municipalities with regards to the new tax that takes place on July 1st and it is not going to happen.

Police Chief Bailey stated that he appreciates Mr. Blair's comments and in no way was anyone trying to exclude anyone.

Mr. Blair stated that it is the second time that it has happened and he personally feels that committees should just be eliminated if this is the way we are going to do it.

Dr. Knable stated that he thinks it was a sin of omission instead commission but it is duly noted and the fault lies just as much with him as it does with Mr. Barksdale. He said that he just received a phone call to help and he did but will be more cognizant in the future.

Mr. Phipps stated that many times when someone has an idea for something it is thrown on the table the week before just to kind of see if anyone is interested and we could avoid a situation like this at that point by suggesting that it go through the committee. He then asked if there is a preference on which fund to use.

Mrs. Moeller suggested taking it from EDIT.

Mr. Blair stated that going forward he would like to see it budgeted in the police department's budget.

BOARD APPOINTMENTS:

COMMUNICATIONS – PUBLIC (NON-AGENDA ITEMS):

ADJOURN:

There being no further business before the board, the meeting adjourned at 8:07 p.m.

Greg Phipps, Vice President

Vicki Glotzbach, City Clerk