

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, JUNE 18, 2015 AT 7:30 P.M.

The meeting of the **New Albany City Council** was called to order by Mr. McLaughlin at 7:30 p.m.

PRESENT: Council Members, Mr. Coffey, Mr. Caesar, Mr. Phipps, Mrs. Benedetti, Mr. Blair, Mrs. Baird, Mr. Gonder, Mr. Zurschmiede, and President McLaughlin.

OTHERS PRESENT: Mr. Lorch, Mr. Michael Hall, Mr. Duggins, Ms. Wilkerson, Mr. Robison Mr. Wood, Mrs. Moeller, Police Chief Bailey and Mrs. Glotzbach

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mrs. Baird moved to approve the Regular Meeting Minutes for June 1, 2015, Mr. Zurschmiede second, all voted in favor.

COMMUNICATIONS – PUBLIC (AGENDA ITEMS):

COMMUNICATIONS – COUNCIL:

Mr. Blair stated that he, Mrs. Baird and Mr. Zurschmiede attended the press release for the Jeffersonville Homeless Task Force where they were presenting Vision 2025 which is their strategic plan for homelessness in Clark and Floyd counties. He said they estimated that 250-300 in the two counties are either in shelters or on the streets on any given night. He also said that estimated costs to taxpayers is \$20,000.00 per year per person which equals to about \$5M per year. He explained that Dr. Frye who was commissioned to do a study felt like they could reduce these costs to about half and be more efficient just by coordinating community efforts. He encouraged everyone to get a copy of the plan and said some of the recommendations that were made were very simple like just coordinating a referral system among all providers and programs and make it user friendly and provide case management to those who are in need. He also said that they recommend improving the transition from the criminal justice system, foster care, rehabilitation centers, etc., for those people who have nowhere to go after being released. He said that another thing that they thought was an issue is the need to increase access to affordable housing. He said they also talked about providing a daycare shelter and to be more prepared for extreme weather with more emergency type care. He said he does like the plan and thinks that it is solid and encouraged the council members to get a copy of it to see where we can be effective.

Mrs. Baird stated that it is more like 500-600 people every day and they are trying to take care of people who don't fit into certain categories. She said that they gave the example of an 18 year old boy that was kicked out of his home and there was nowhere for him to go because he wasn't a veteran or an abused spouse, etc. She explained that they are trying to address the people who are most in need first like mothers with children and they had to turn away approximately 400 last year. She also explained that they want assistance from Floyd County and that it is an area problem.

Mrs. Benedetti asked if the council could have Melissa Frye come in and give an overview.

Mrs. Baird said that she thought she would be happy to come in.

Mr. Blair stated that he could schedule that.

Mr. Gonder asked what kind of assistant they asked for.

Mrs. Baird replied that they were not specific but they want the council to keep in touch.

Mr. Blair stated that it was more about awareness. He said that he understood that they are going to work more closely with the program providers and let them flesh out more of a detailed plan and the council would become more involved in those plans. He was encouraged because he felt like with the coordination of efforts, they could really substantially reduce some of the costs and be more effective and efficient.

Mr. Coffey asked how the drug problem with heroin fit into this because it really has become a factor with children. He added that he has talked to the police and there are small children with no place to put them.

Mrs. Baird stated that women and small children are at the top of the list because they are the most vulnerable. She said that they are looking to work with landlords to provide affordable housing for people and also going to private organizations for funding.

Mr. Coffey stated that one of the problems with some of the homeless people is that they have become addicted and will need some type of treatment to go along with this.

Mr. Blair stated that there are looking at all different agencies to make recommendations like addiction, mental illness, etc., but they don't want to duplicate efforts.

Mr. Coffey asked what type of timetable they are looking at.

Mr. Blair stated that they have named the plan 2025 because they want to end homelessness in the next 10 years.

Mr. Zurschmiede stated that they have been working on it for one year and now they are in the preliminary stages of figuring out how to implement their plan. He also stated that people from other areas are coming to this area to get help so they are going to try to get funding from other counties. He said that he understood that they were going to set up one location that anyone that was homeless could go to meet with a case manager and then would be directed to whatever organization would meet their specific needs.

Mr. Coffey stated that there is no place to put the children of the people who get put in jail. He added that the heroin problem is really big and something needs to be done about it.

Mr. Gonder asked if there is a timetable on Bono Road.

Mr. Duggins stated that redevelopment authorized the contract for the design and it is going to be a complete reconstruction but he doesn't have a timetable on when it will begin. He also stated that they have done core samplings and it is budgeted for design in the CDBG.

Mrs. Baird asked if there is enough money to fix the road the way it needs to be fixed.

Mr. Duggins replied that it will be fixed but not yet.

Mr. Gonder asked who would be able to bid on the project.

Mr. Duggins replied anyone that wants to bid on it.

Mr. Gonder asked if the same people that messed it up last time would be able to bid on it again because he thinks they should be disqualified.

Mr. Duggins stated that a bid cannot be thrown out unless there is substantial background to do that.

Mr. Gonder stated that he would think that the way that road looks is pretty substantial background because it failed about a year after it was put in.

Mrs. Benedetti stated that there have been a couple of things awarded through redevelopment that certain people on redevelopment or board of works have questioned but they end up giving it to them because they are the low bidder.

Mr. Duggins stated that they do have inspection and the low bid is how that works but you don't always have to take the low bid.

Mr. McLaughlin asked if the job would go from Green Valley Road to the intersection of Graybrook Lane.

Mr. Duggins replied yes.

Mr. McLaughlin stated that the bend on where the guardrail is on Graybrook Lane is starting to shift a little.

Mr. Duggins stated that he would get with Mr. Thompson on that when he returns.

COMMUNICATIONS – MAYOR:

Mr. Michael Hall stated that River Run Family Water Park will open on June 26th and there is a website set up for the park which is www.nariverrun.com. He also stated that there is a promotion going on that if you purchase a family or season pass before July 1st, you will get next year's pass for 50% off. He said that the Independence Day Celebration will be on July 3rd at the riverfront and encouraged everyone to come.

COMMUNICATIONS – OTHER CITY DEPARTMENTS OR CITY OFFICIALS:

REPORTS – COMMITTEES, BOARDS OR OTHER OFFICIALS:

APPROVAL OF CF-1 FORMS:

**6000 Foundation Blvd., LLC, Compliance with
Statement of Benefits referencing R-04-36**

**PTG Silicones, Inc., Compliance with
Statement of Benefits referencing R-097-25**

**Padgett, Inc., Compliance with
Statement of Benefits referencing R-05-35**

Mitchell Veneers, Inc., Compliance with

Statement of Benefits referencing R-05-11

**S & J Precision, Inc., Compliance with
Statement of Benefits referencing R-05-48**

**PAAR, LLC, Compliance with
Statement of Benefits referencing R-07-36**

**Retailers Supply Co., Inc., Compliance with
Statement of Benefits referencing R-04-33**

**United Investment Group, Compliance with
Statement of Benefits referencing R-08-37**

**United Investment Group, Compliance with
Statement of Benefits referencing R-14-02**

**VTI of Indiana Doors, Inc., Compliance with
Statement of Benefits referencing R-09-17 A&B (RE)**

**VTI of Indiana Doors, Inc., Compliance with
Statement of Benefits referencing R-09-17 (PP)**

**Product Specialties, Inc., Compliance with
Statement of Benefits referencing R-04-08**

**Beach Mold & Tool, Inc., Compliance with
Statement of Benefits referencing R-12-17**

**John B. Shine/Terratec, LLC, Compliance with
Statement of Benefits referencing R-06-11**

**Samtec, Inc., Compliance with
Statement of Benefits referencing R-10-42**

**Samtec, Inc., Compliance with
Statement of Benefits referencing R-08-51**

**Hartford Quality Assurance, LLC, Compliance with
Statement of Benefits referencing R-12-07 (PP)**

**Marlin Andres/Globe Mechanical, Inc., Compliance with
Statement of Benefits referencing R-12-07 (RE)**

**Globe Mechanical, Inc., Compliance with
Statement of Benefits referencing R-07-22 (RE)**

**Globe Mechanical, Inc., Compliance with
Statement of Benefits referencing R-07-22 (PP)**

**Jones Popcorn, Inc., Compliance with
Statement of Benefits referencing R-09-13**

**Jones Popcorn, Inc., Compliance with
Statement of Benefits referencing R-12-01**

**Hitachi Cable America, Inc., Compliance with
Statement of Benefits referencing R-06-36**

**Hitachi Cable America, Inc., Compliance with
Statement of Benefits referencing R-07-26 (RE)**

**Hitachi Cable America, Inc., Compliance with
Statement of Benefits referencing R-07-26 (PP)**

**Hitachi Cable American, Inc., Compliance with
Statement of Benefits referencing R-11-19**

**Clark Foods, Inc., Compliance with
Statement of Benefits referencing R-11-10 (RE)**

**Clark Foods, Inc., Compliance with
Statement of Benefits referencing R-11-10 (PP)**

**Big Fisch, LLC, Compliance with
Statement of Benefits referencing R-07-05**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-14-06**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-13-08**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-12-13**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-11-18**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-10-05**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-09-06**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-07-05**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-06-12**

**L & D Mail Masters, Inc., Compliance with
Statement of Benefits referencing R-05-06**

**TG Missouri Corporation, Compliance with
Statement of Benefits referencing R-07-24**

**TG Missouri Corporation, Compliance with
Statement of Benefits referencing R-10-28**

**TG Missouri Corporation, Compliance with
Statement of Benefits referencing R-14-01**

**TG Missouri Corporation, Compliance with
Statement of Benefits referencing R-04-35 & R-06-01**

**Swearingen Environmental Services LLC, Compliance with
Statement of Benefits referencing R09-02**

Mr. Coffey moved to approve the above CF-1s, Mr. Caesar second, all voted in favor.

**Koetter Development, Inc., Compliance with
Statement of Benefits referencing R-08-48**

**SM Ten Properties, LLC, Compliance with
Statement of Benefits referencing R-14-07**

**David Stemler D/B/A PC Building Materials, Compliance
with Statement of Benefits referencing R-04-31**

**Mr. Coffey moved to approve the above CF-1s, Mr. Caesar second, all voted in favor
with the exception of Mr. Blair who recused himself.**

**Chalfant Industries, Inc., Compliance with
Statement of Benefits referencing R-09-19**

**Richard and Kelly Fust, Compliance with
Statement of Benefits referencing R-03-28**

**Lee Supply Corp., Compliance with
Statement of Benefits referencing R-06-37**

Mr. Gonder tabled the above CF-1s due to lack of information.

Mr. Duggins passed out a spreadsheet on the CF-1s and reviewed it with the council. He said that the abatement program is working well. He also said that there was only one that is below their hiring which is Lee Supply and that they said they would create 13 jobs and have created 7.

Mrs. Benedetti asked if 933 jobs have been created in the last 10 years.

Mr. Duggins replied yes.

Mrs. Benedetti asked what the actual start date was for Matt Chalfant.

Mr. Duggins replied that it came on in 2009 and then was assessed for a first year abatement in 2011 and rolls off in 2020.

Mr. Gonder stated that there are three that did not fill out the description of real property improvements which are Chalfant, Richard and Kelly Fust and Lee Supply Corp. He also stated that he doesn't know why that is acceptable behavior when they are being given a benefit.

Mr. Caesar suggested having everyone type them out.

Mrs. Benedetti asked why Fust is R-03-28.

Mr. Duggins stated that this is the final year for that one because it is 2014 tax payable in 2015.

Mr. Caesar stated that he appreciates Mr. Duggins hard work and is excited about a lot of things that are happening.

INTRODUCTION OF ORDINANCES:

READING

Z-15-01	An Ordinance for the Vacation of a Public Way Pursuant to a Petition Filed by New Albany-Floyd County Consolidated School Corporation	Baird 1&2
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Mrs. Baird tabled this item.

Mrs. Benedetti moved to amend the agenda to revote on G-15-01, Mr. Coffey second, all voted in favor with the exception of Mr. Caesar who voted no. Amendment passed.

Mrs. Benedetti introduced G-15-01 moved to approve pocket veto override, Mr. Zurschmiede second, all voted in favor. Pocket veto was overridden.

Mrs. Benedetti explained that she would like to revote on G-15-01 Ordinance Amending 30.01 because it has not been filed back in the city clerk's office.

INTRODUCTION OF RESOLUTIONS:

R-15-14	Resolution Concerning Statement of Benefits for Hitachi Cable America, Inc. by the Common Council of the City of New Albany	Caesar
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Mr. Caesar introduced R-15-14 and moved to approve, Mrs. Baird second, all voted in favor.

Mr. Caesar stated that Hitachi has been a great member of the community. He said they have done great philanthropy, have good jobs and have been a very nice position in the community. He also said that this will create 40 new jobs and he is very excited about it.

Mr. Duggins stated that it is a five year abatement and a manufacturing piece for their new production line and the addition of 40 new positions will take them over the 500 job mark. He said that they are jobs starting out at over \$12.00 per hour.

BOARD APPOINTMENTS:

COMMUNICATIONS – PUBLIC (NON-AGENDA ITEMS):

Mr. Brad Bell, President, Southern Indiana Equality. He apologized to eight of the council members for having to sit through and be targeted by a violent, offensive, derogatory, hate filled rant by the ninth member of this council. He stated that what was witnessed was not only the deep down true feelings finally coming to surface but also an absolute embarrassment to the city that he loves and calls home. He wanted to make it very clear that they are not here because of religious beliefs or anything like that as it has been recorded over the last few days. He said that he honestly couldn't care less what someone's beliefs are because that is for them to decide. He explained that what has brought everyone here are the attacks against the LGBT community and the New Albany City Council members. He said that what happened on the first of this month was absolutely despicable not only because of the offensive language and the anger directed at

fellow council members but the outright lying on camera to WAVE 3. He reminded everyone on the council that they are a voice for New Albany and the words that were used at the last meeting are certainly not his words and are not the words of the majority of people here in New Albany. He also reminded the council that they work for community and not the other way around. He said that as a member of the LGBT community and an advocate of equal rights, he cannot allow the actions of one to go unpunished. He stated that this community has been so welcoming and come so far over the last couple of years and they have done that with all of the council's votes. He also stated that he heard a direct quote of "that's just how he is" and that confuses him even more because why is someone in the position as a city leader allowed to make offensive comments and it be overlooked time after time. He promised that they will not be overlooked anymore. As president of Southern Indiana Equality, he requested and expected a full apology and should this be refused, he will continue to publicly condemn the comments that were made and press this council and the council president for all out censure of that one particular member. He said that his hope for tonight is that the number of people here to publicly condemn his actions will show that these types of actions will not be tolerated moving into the future in our community. He also said that the comments that were made put a black eye on the community that we simply do not need and did not ask for. He added that we are a better community than the stigma that was put on us and it is time that we all respect every single citizen of New Albany.

Mr. Jason Peppers stated that even though he was not present at the meeting and he is not responsible for the comments he wanted to apologize to Mr. Bell and all of the people. He said that just because someone has a different viewpoint that doesn't mean that they are enemies because you can have allies anywhere. He thanked Mr. Bell for holding the microphone for him and asked him to remember that it is a free society and that we are all free to make choices. He also thanked the council members who stood up for everyone's rights.

Mr. Mark Cassidy thanked the council for looking closer at the tax abatements.

Mr. Edward Vance stated that the council shouldn't support any individual religion.

Mrs. Hannegan Beardsley-Roseberry stated that she was present speaking as a mom, a teacher, a Christian, a heterosexual and a passionate advocate for the LGBT community. She explained that she is speaking in response to the comments that Mr. Brad Bell was additionally addressing that were made at the June 1st council meeting as well as the comments and quotes that were in this Tuesday's Tribune article by Daniel Suddeath. She wanted to be very clear that she was not speaking about prayer or religious freedoms at all and is addressing the hateful comments that were aimed at the LGBT community. She said that the topics of prayer and religious freedoms have been used frequently in her opinion as a distraction or as an excuse to justify these hate filled comments. She explained that in the tribune article there was a quote that said that the councilman was tired of a very small group of people dictating the rights of everyone else and that the group has banded together and all they want is to be confrontational. She expressed that they want much more than that because they are feeling genuinely horrified and enraged at the choice to dismiss the discrimination that the LGBT community has endured for decades. She stated that as an older, white, straight gentlemen, this councilman can't begin to comment on or understand the strife that this community has had to grapple with as they strain and fight for the same basic recognition that this councilman has never had to ask for. She said that he stated "I brought it up because every time you turned around there was something coming up about Gays, Lesbians and Transvestites and making sure they have their rights" and she says to that, well it is about time. She added this is our civil rights battle of 2015 and everyone deserves to have these basic rights and to be treated with dignity. She teaches her sons and students to have compassion and love for all and she says that as a Christian and a rational human being. She wants a better world

for her sons and her students when they are grown. She then shared a few words from her pastor at St. Marks Church who could not attend the meeting but asked her to share his words. She shared that he said the other night God was mocked at the city council meeting. He said that the councilman was promoting and advocating for a bill to mandate prayer at the city council meeting and he swore and mocked people while he was advocating for God. He said that the councilman was acting like he was protecting God and religion but he was being offensive and saying that he was doing this in God's name. He said that mocks God and as a pastor of a church in downtown New Albany, he found his actions deeply offensive. He also said that the councilman made a mockery of those who take their faith seriously and pray and he hopes that he takes time at the next council meeting to apologize for his offensive behavior but most of all, to the people of faith for his vulgar mockery of God.

Maury Goldberg stated that the General Assembly amalgamated \$84M to two areas that are going to be able to benefit from that. He also stated that Jeffersonville is going to spend \$30,000.00 on a study and asked what more we can use this for to help the homeless. He said that Madison, WI has terrific ideas where they give homeless veterans and people that live on the street a house. He said that another idea is to turn the jails over to the state and have them operate these facilities. He also said that he hopes the council will move to adopt the study of one way streets. He stated that we can do better together than we can do individually.

Mr. Steve Volpert passed out a statement and read it to the council. Said statement is on file in the city clerk's office. He stated that he is sorry to find it necessary to visit once again because of the council's need to churn the decision to acknowledge prayer at the beginning of the meetings. He said that he, along with many others, feels that prayer should not be removed from the agenda. He feels that the council has much better things to accomplish than try to disassociate itself with God upon whom this country was founded.

Mr. Greg Roberts stated that he is concerned over comments made at the last meeting that were inflammatory, distasteful and a stab at the LGBT community. He said that the LGBT community for no reason was drug into a discussion about prayer at a city council meeting and they had nothing to do with the matter. He explained that LGBT community has been very vocal in demanding civil rights which are taken for granted by heterosexuals but that in no way infringes upon the freedoms of others or the rights of people's faiths. He also explained that we live in a metropolitan area with the 11th largest LGBT community in the nation and we spend our monies at restaurants and stores and most importantly we are residents of this community. He said that the council's job is to work to better the city and the lives of those who live in it. He said look around because there are plenty of things that the council could be discussing so stop the political pandering and focus on uniting the community instead of dividing it. He stated that he finds it appalling that the council did not make a statement condemning such inflammatory and divisive speech. He also stated that this community is becoming more diverse in religion, nationalities and sexual orientations and it is time to take a stand against bigotry and intolerance.

ADJOURN:

There being no further business before the board, the meeting adjourned at 8:55 p.m.

Pat McLaughlin, President

Vicki Glotzbach, City Clerk