

A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD VIA ZOOM.COM ON TUESDAY, JUNE 22, 2021 AT 10:00 A.M.

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

BIDS:

NEW BUSINESS:

1. Mark Cox re: Dumpster permit at 110 East Market Street.

Mr. Cox, Ellis Construction explained that they are going to be doing remodeling work on The Root building and they need to place a dumpster at the end of July for 3-4 weeks. He added that there is no place in the alley to place the dumpster so they would like to place it in one of the parking spaces in front of the building.

Mr. Thompson stated that he did do a site visit and he doesn't see any issue with it.

Mr. Nash asked if the sidewalk would be affected.

Mr. Cox replied no.

Mr. Thompson asked if there was any way to expedite the work because that is a long time to have a dumpster taking up a parking space in downtown.

Mr. Cox stated that it is possible but he will have to speak to the owner. He added that he does think that they can do the demo in two weeks.

Mr. Thompson moved to approve for two weeks contingent upon Mr. Cox providing the board with the start/end dates, Mrs. Cotner-Bailey second, motion carries.

COMMUNICATIONS – PUBLIC:

Blake Gies, Clark Dietz, emailed the following report on Grant Line Road and Wes Christmas reported on it:

Substantial Completion Date: 11/15/2021

Final Completion Date: 11/30/2021

Original Construction Contract Amount: \$3,000,000.00

Current Construction Contract Amount: \$3,000,000.00

Approximate % Complete: 0% this week; 0% total

Progress for the Week:

- MONDAY 6/14/21 MAC on site at Charlestown Rd at McDonald Ave. for full depth patching. Completed one of the patches with geogrid, 12" of compacted #53 stone, and 8" of base HMA. Stone and HMA was installed in two separate lifts, and HMA will be milled down with the rest of the road prior to the installation of surface HMA.
- TUESDAY 6/15/21 MAC completed the remaining two full depth patches on Charlestown Rd using the same method. Notices for concrete work on Redbud Dr. and Redwood Dr. for the upcoming concrete work were delivered.
- WEDNESDAY 12/2/20 No work.
- THURSDAY 12/3/20 No Work
- FRIDAY 12/4/20 Marked out driveway approaches on Redwood Dr. with contractor and subcontractor.

Upcoming Activities:

- Mill and pave W. 7th Street from Cherry St. to the end, south of Main St.
- Driveway approach, curb, and sidewalk replacement on Redwood and Redbud Drives beginning Wednesday 6/23.

Construction Issues:

- None

Mr. Christmas stated that they have requested that this street be moved up on the list and MAC has an opening so they would like permission to mill West 7th on Saturday, June 26th and pave on the 29th.

Mr. Nash asked if it would still be open to traffic.

Mr. Christmas replied yes

Mr. Thompson asked if they could start the work after 9:00 a.m.

Mr. Christmas stated that he would pass that along to them.

Mr. Thompson moved to approve the work on June 26th with a start time no earlier than 9:00 a.m., Mrs. Cotner-Bailey second, motion carries.

UNFINISHED BUSINESS:

1. Sara Galvin, OutFront Media re: Remove bus shelter at 1850 State Street

Ms. Galvin stated that Mitchell Stoops is also present and reiterated her request to take out the bus stop that is in front of the hospital. She explained that the lines are still there but the bus no longer goes to the hospital.

Mr. Nash stated that he is not really in favor of removing it just in case the route returns to that area.

Mr. Stoops, Project Coordinator, explained that originally 15 routes in the TARC service area were suspended due to COVID but now those have been permanently removed. He stated that once the ridership returns and their funding is more stable they will be looking into returning some of the routes into service but as of right now there is no plan to return this particular route back into service. He stated that in the event this ever came up in the future they would be able to move the shelter back fairly easily but as it is not being utilized now they would like to move it to another location.

Mr. Nash asked how ridership could increase if they don't have a route.

Mr. Stoops explained that he is talking about across the system and other routes that go through New Albany/Southern Indiana.

Mr. Nash stated that he has heard several complaints about that route not being in service.

Mr. Stoops stated that he has received complaints as well and they obviously never want to cut service, but they did have to eliminate several routes due to the financial impact that COVID had on their company.

Mr. Thompson stated that Mr. Galvin indicated that the hospital wanted this removed but when he looked on Elevate it indicated the shelter is on City property not hospital property.

Ms. Galvin stated that it is being removed because TARC asked for it to be removed but she mentioned the hospital because they had issues with them agreeing to move it from the entrance three years ago.

Mr. Thompson stated that he is not in favor of having it removed because he thinks it sends a permanent message and he thinks that the hospital would be a top priority for a service line.

Mr. Stoops stated that he agrees with Mr. Thompson and Mr. Nash but added that Route 71 has two stops that serve the hospital, both are on Bono Road.

Mr. Summers stated that he is concerned any time there is a decline in service to the community. He added that he understands why they are looking to remove the shelter but it does make it easier for it to be seen as a more permanent removal if this is done. He stated that the goal for the City is to always provide the best service and transportation is a huge service need. He asked that TARC review the situation and reconsider.

Mr. Thompson asked if the intent is to return it to a green space if the shelter is removed.

Mr. Stoops stated that ideally they would like to leave the concrete pad as-is in case the route goes back into service so they can easily put the shelter back.

Mr. Nash asked when the fate of that route would be reviewed.

Mr. Stoops stated that he doesn't have a timeline for that.

Mr. Thompson asked Mr. Stoops how the City would go about having a voice on that issue.

Mr. Stoops stated that he would need to talk to the executive director and the planning department director to see if they can reach out to New Albany for further discussions.

Mr. Nash stated that he is in favor of leaving the shelter in place until they find out more information regarding the fate of the route.

Mr. Stoops stated that he will gather that information for the board to give them a better timeline of when it might be reviewed.

Mr. Thompson moved to deny the request until they get further information, Mrs. Cotner-Bailey second, motion carries.

2. Sonya Smith for Silver Shield, LLC re: Traffic pattern in parking lot at 2221 State Street

Ms. Smith stated that she doesn't have an update and asked who she would need to talk to about the plan she presented last week.

Mr. Summers stated that her first course of action should likely be to have their attorney review any agreement that they have with the entity that they are having issues with because it is a private property matter. He added that he will keep an eye on how it relates to the rights-of-way around the area but she needs to make sure whatever plan they intend to try out is within the confines of any agreements they have in place. He asked Mr. Wood if there was any sort of zoning implication that may be at play if they decide to make changes.

Mr. Wood stated they do need to look at any agreements they have in place because this is a private property matter, but he would be interested in hearing from the property owners and attorneys with regards to request to turn this entrance into an exit only.

Mr. Thompson asked Ms. Smith if they made any changes after the last meeting.

Ms. Smith replied no.

3. Don Wate re: Curb cut request for driveway at 2216 E. Market Street

Mr. Thompson moved to remove this from the agenda while code enforcement deals with other issues on the property, **Mrs. Cotner-Bailey** second, motion carries.

TABLED ITEMS:

COMMUNICATIONS – CITY OFFICIALS:

1. Resolution to Opt Out of Opioids Settlement Pursuant to Indiana Code 4-6-15-2

Mr. Gibson explained that in the last legislative session the Attorney General’s office worked with the legislature to pass a comprehensive statute that force all city/counties into a settlement lawsuit regarding the opioid crisis with regards to certain companies and distributors. He stated that New Albany filed its own lawsuit, along with thousands of communities around the country several years ago, so this opt-out doesn’t affect the current status on those cases. He explained that the law basically requires you to opt-out or you cannot seek any damages of any nature against any other opioid distributors/companies. He stated that at the advice of their attorneys after reviewing this they have decided to opt out of this along with numerous other entities around the state. He added that they have until June 30th to complete this and they do have the option at some point to opt back in if they desire but right now the recommendation is to not give up any rights against distributors.

Mr. Nash stated that it sounds like the City is opting out of the state lawsuit and pursuing their own.

Mr. Gibson stated that is corrected and added that if they decided not to opt out they would lose all rights in the cases that they filed several years ago.

Mrs. Cotner-Bailey moved to approve the resolution to opt-out of the Opioids Settlement Pursuant to Indiana Code 4-6-15-2, **Mr. Thompson** second, motion carries.

2. Linda Moeller re: Fire Department Equipment

Fire Chief Juliot stated that they currently have approved an HGAC preliminary contract to enter into an agreement to purchase a new pumper engine from the Seagraves Corporation. He asked for the board’s approval to move forward this request and once that is complete they will send a contract for the board to review in the next couple of weeks.

Mrs. Cotner-Bailey moved to approve pending legal review and allowing **Mr. Gibson** to be the signatore, **Mr. Thompson** second, motion carries.

3. Krystina Jarboe re: Special Event Permit

Friday, October 15th – Baptist Health Floyd: Memorial Service

- Request to use the amphitheater (4:00pm to 9:00pm)
- Request to use the amphitheater restrooms (4:00pm to 9:00pm)

Mr. Thompson asked if they needed the electric on.

Mrs. Jarboe replied yes.

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

4. Josh Turner re: Updates

Mr. Turner stated that he agrees with the board regarding their decision on the bus stop and added that he would like to know what the pre-COVID trends were for the bus stops. He added that he hopes that they will provide some data to the board regarding the routes that are being discontinued because these routes service several businesses that residents rely on not only for their service but also as employers. He congratulated Chief Juliot on the new fire truck and added that everyone needs to consider that there is another truck that is over 20 years old that will need to be replaced as well as one at the Community Park Station that is 12 years old.

APPOINTMENTS:

CLAIMS:

Mrs. Moeller presented the BOW Claims Docket for 06/08/21-06/21/21 in the amount of \$127,323.30

General Claims (Bank 1):	33,365.73
Fire Department:	55,946.39
Police Department:	13,632.75
Street Department:	7,564.19
Parks Department:	65,330.66
Medical/Drug Fund (Bank L):	7,025.20
Payroll Claims (Bank 2):	1,006,909.30
Sanitation Fund:	-
Grand Total:	1,317,097.91

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 June 15, 2021 as corrected, Mr. Thompson second, motion carries.

ADJOURN:

There being no further business before the board, the meeting adjourned at 10:48 a.m.

Warren V. Nash, President

Vicki Glotzbach, City Clerk

