

**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, SEPTEMBER 6,
2018 AT 7:00 P.M.**

MEMBERS PRESENT: Council Members Mr. Coffey, Mr. Caesar, Mr. Phipps, Mr. McLaughlin, Mr. Nash, Mr. Blair, Mr. Aebersold, Mr. Barksdale and President Knable.

ALSO PRESENT: Ms. Stein, Police Officer Grant, Mr. Hall, Mr. Gibson, Mrs. Moeller, and Mrs. Glotzbach

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

MOMENT OF REFLECTION: **Mr. Phipps** asked that everyone remember **John McCain** during the moment of reflection.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. McLaughlin moved to approve the **Budget Work Session Meeting Minutes for August 14, 2018**, **Mr. Phipps** second, all voted in favor.

Mr. Phipps moved to approve the **Regular Meeting Minutes for August 16, 2018**, **Mr. Barksdale** second, all voted in favor.

COMMUNICATIONS – COUNCIL:

Mr. McLaughlin stated that there have been some car break-ins in the New Albany High School area, specifically Florence Avenue and Vance Avenue. He said that it seems to be people on BMX bicycles who have been caught on camera casing the street and then testing door handles. He said that he is going to request that Police Chief Bailey have more presence in the area. He added that he is sure that it is happening in everyone's districts.

Dr. Knable requested that Mr. McLaughlin tell Police Chief Bailey when he speaks with him that because of the diversion on Captain Frank Road, there have been a lot of speeders coming down off of the hill. He added that he has spoken with the mayor and the chief about getting some more radar signs and it just needs to be prioritized in the budget.

Mr. Blair stated that the radar sign that was put on McDonald Lane has really worked.

Dr. Knable asked if that is a permanent one.

Mr. Blair replied yes. He then stated that he, Mr. McLaughlin and Mr. Barksdale had the opportunity to meet with Mr. Gibson and Mr. Gardner regarding the project for emergency power backup for flood control and he actually visited one of the pump stations. He pointed out that the funding comes through a specific taxing entity and not out of the general fund and can only be used for flood control so this is an appropriate project for them. He said that he was really impressed with the operations and what it

takes to maintain the pump houses and they actually went to one of the gates that they put across the wall and went through the whole process. He stated that he did want to encourage the administration to bid out the professional services contract on the project because they have already identified an engineer and he would really like to see it bid out to look at other companies as well. He said that he hates to say it but it almost seems that the engineering company brought this project to us knowing that they would get the contract. He added that he encourages that the professional services contracts be bid out for all city projects because Indiana State Code allows that. He also added that there is nothing wrong with the firm that they are using because they have done great work for the city, but he would like to see more of a selection process.

Mr. Barksdale stated that he felt the meeting was very educational and eye-opening as to the type of system that we have. He said that it is very impressive and it seems that Mr. Gardner and his team keep everything in the best shape possible to protect the city.

Mr. McLaughlin stated that with the floodwall, we create a retention area for flood water as well as the water shed coming off of Floyds Knobs which travels through our creeks and streams to the Ohio River. He said that once you close the flood gates, it creates another possible flooding situation because the water has to be pumped to the Ohio River and that's what they do down there.

Dr. Knable thanked them on behalf of the council for making time to go there and meet with Mr. Gardner. He then asked Mr. Blair if he expressed his concern with the administration or Mr. Gardner.

Mr. Blair stated that he expressed his opinion on what he would like to see done.

Mr. Coffey stated that in past councils, they were able to get competitive bidding because all of the bids came through the council. He said he thinks they should be bid out, brought before the council and then the paper can print those bids so that people can see what is actually going on.

Dr. Knable asked how that culture changed.

Mr. Coffey stated that it was not by ordinance but basically depended on who the mayor was at the time.

Dr. Knable stated that between Ms. Stein and Mr. Gibson, maybe they could find out what the council's options are.

Mr. Coffey stated that he would appreciate it if they would look into what the other options are because he feels it would save the city money.

Mr. Blair stated that everyone has a copy of the zoning ordinance and he thought they may want to have an outside attorney review the document because he feels that would help them in the long run with communications to users as far as standards and so forth. He added that he understands that the document was kind of piecemealed together from several different sources and anytime you do that, the flow from section to section is sometimes difficult. He said he saw some things that he would like to shore up just from a definitions standpoint so he would like to have an attorney from outside the community review it.

Dr. Knable stated that one of the chief officers on this was an attorney from out of town.

Mr. Blair stated that he did say that he had some firms that he had consulted with but didn't have anyone in particular review it for him.

Dr. Knable asked if any council members were able to attend any of the public meetings.

Mr. Barksdale stated that in the meeting minutes, Dr. Knable asked about having a separate meeting on the ordinance and Mr. Wood stated that they could do that.

Mr. Caesar stated that he went to the first meeting and there is a plan to have a special meeting with the council but a date has not been set yet.

Mr. Blair said that based on the letter they sent, there will be a meeting on Tuesday, September 18th at 7:00 p.m. in this room.

Mr. Phipps stated that the plan commission and the board of zoning are jointly going to do that meeting.

Mr. Blair stated that he assumes the council members will have an opportunity to present or make suggestions.

Mr. Phipps stated that he is not sure that they would have the opportunity to speak.

Mr. Gibson stated that he thinks it is a public hearing which will be open for comments.

Mr. Caesar said that he wants to be very clear that they will be able to make comments.

Mr. Nash stated that it does say public hearing so comments will be heard.

Dr. Knable asked Mr. Gibson what he thinks about having an outside attorney review it.

Mr. Gibson stated that he is open to whatever and said that he will speak with Mr. Wood and Mayor Gahan about that because it is a big document and they want to get it right.

Mr. Blair stated that he is going to move to amend some items and that he spoke with Mr. Charlie Smith with the Builders Association to make sure that they had a chance to look at it.

Dr. Knable said that he has a few issues that he would like to discuss as well but he will just wait until that meeting to do so.

Mr. Blair stated that he will wait until that meeting as well but wanted to throw the outside attorney review out there because they could get started on that process.

Mr. Aebersold asked the other members if they received a letter from Mr. Ed Clere regarding the Indiana Department of Transportation.

Mr. Phipps asked if it was about the grants that are available for road and bridge projects.

Mr. Aebersold replied yes and stated that since 2016 they have given over \$300M in state funds to local communities with an estimated \$261M to increase the local road funding this fiscal year. He then asked if anyone knows if we've jumped on board to fill out applications.

Mr. Coffey stated that Georgetown did and he thinks they received some.

Mr. Caesar commented that it is our money that went to the state and they hold it and just give it back to us.

Mr. Aebersold stated that we just have to ask for it.

Dr. Knable said that it is still nice that it is there.

Mr. Blair asked if that is the Community Crossings Grant.

Mr. Aebersold replied yes.

Mr. Blair stated that when they had their road committee meeting, they had an asset plan and an application so he feels confident that it was applied for.

Mr. Gibson stated that two years ago we received \$1M and last year we received just under \$500,000.00. He said that we did apply again this year and the max we can receive is \$1M.

Dr. Knable stated that the council received a list from Mr. Barksdale of properties that redevelopment has.

Mr. Coffey asked if that is the complete list.

Mr. Barksdale replied as far as he knows it is.

Mr. Coffey stated that he knows four years ago it was substantially longer.

COMMUNICATIONS – MAYOR:

Mr. Hall stated that Mayor Gahan appreciates everyone's hard work on the budget this year.

COMMUNICATIONS – OTHER CITY DEPARTMENTS OR CITY OFFICIALS:

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

HORSESHOE BOARD – Mr. Aebersold and Mr. Caesar

Mr. Caesar stated that there was no meeting this month.

PLAN COMMISSION – Mr. Phipps

Mr. Phipps stated that they have not met since the last meeting and it would be more beneficial for his report to be done at the second meeting of each month because it would be right after their monthly meeting.

Dr. Knable stated that he does not have a problem with that and asked Mr. Phipps to send a formal notice to Mrs. Glotzbach and himself.

REDEVELOPMENT COMMISSION – Mr. Barksdale

Mr. Barksdale reported on the following items:

- Opened bid for East Oak & Union streets side walk improvement project and took under advisement. (north side of Oak between Vincennes & Silver and Union between State & Pearl)

- Approved change orders for State Street Signals Project for additional patching and paving beyond the project limits, and patching a damaged storm water pipe. Also, when this project was originally bid, it was significantly over the Federal allocation so the signals at Oak and Cherry streets were removed from the project. Since that time, the City has received additional Federal funding to do these two signals.

- Approved site investigation and environmental work at the Lancaster/Market Boy site at Vincennes & Market streets including removal of contaminated soil and fill in with clean.

- Approved a change order for the Reas Lane project due to some unforeseen problems with the soil that was causing issues with the road surface.

- Opened bid for the Griffin Recreation Center Improvements project and took under advisement. (mechanicals – HVAC, gym floor replacement, etc.).

- Opened bids for Loop Island Wetlands Trail Improvement project and took them under advisement. (trail stabilization; clearing; general clean-up and debris removal; steel beam & metal rail removal; rest node stabilization & natural log benches locations).

- Moser Tannery RFP

Mr. Coffey asked if there are any plans for the tannery because he feels that is going to cost too much to do.

Mr. Barksdale replied that redevelopment has sent out an RFP for the tannery.

Mr. Coffey stated that like so many buildings around here, it costs so much more to redo them.

Mr. Barksdale told Mr. Coffey that he is not arguing but that they did send out the RFP and it is about seven or eight weeks that they are giving contractors to prepare proposals so they will know in about a month and a half. He added that they may not get anything back.

Mr. Blair asked what incentives are in the RFP.

Mr. Barksdale stated that he is not exactly sure but he could get it to him.

Mr. Blair asked him to send it to all of them.

Dr. Knable asked him to get it to Mrs. Glotzbach and she can distribute it to all of the members.

APPROVAL OF CF-1 FORMS:

INTRODUCTION OF ORDINANCES:

READING

COMMUNICATIONS – PUBLIC: A-18-04 (One Southern Indiana)

COMMUNICATIONS-PETITIONER: A-18-04 (One Southern Indiana)

Mr. Matt Hall, Executive VP for One Southern Indiana, stated that he appreciates the council's careful consideration of appropriations for their organization. He introduced Mr. Paul Holba who is their Talent Development Director and Ms. Lisa Brooking who is their Chief Revenue Director. He passed out information on projects they are working on and reviewed that with the council. He then began to go over highlights that he wanted to point out in the information. He explained that page 2 is a look at the last 12-months and they have announced 5 new projects in New Albany that includes the Sazerac project, which he thanked the council for supporting along with the team from the city that helped make that project a reality. He stated that the 5 projects represent 257 new jobs to New Albany and 109 new jobs in existing businesses. He said that the payroll on those jobs is \$14.5M in new companies and \$3.1M in expansions in current companies and those do not include retained payrolls. He said that page 3 is a cumulative look at what they have done since July 2006 and page 4 shows that they have commitments for over 13,000 new jobs in Clark and Floyd counties with over 2,300 in New Albany. He moved on to page 5 and explained the annual payroll numbers and then

Dr. Knable asked how soon we would be able to have someone representing the city.

Mr. Hall replied as soon as the check clears the bank.

Mr. Caesar asked what qualifies someone to be on this committee.

Mr. Hall explained that those that are supporting their economic development efforts get a seat on the economic development council.

Mr. Caesar asked how many members a company can have.

Mr. Hall stated that for the city's contribution at \$30,000.00, you would get two seats.

Mr. Caesar asked if that would apply to anyone that gave \$30,000.00.

Mr. Hall replied yes.

Mr. Caesar asked if another company didn't give that much then they wouldn't get a seat.

Mr. Hall explained that you get a set for \$10,000.00 and higher.

Mr. Caesar asked Ms. Stein if this is something that the president appoints or if the council votes on the appointment.

Ms. Stein stated that she is not sure because she has not looked into it but she thinks previously the president has appointed people to these things.

Dr. Knable stated that according to bylaws of the city, the president shall make all committee appointments but he doesn't care if they discuss this one specifically on another night.

Mr. Blair stated that he did have a conversation with the mayor on this and he is in agreement with what the council is doing as far as switching this to a general membership.

Mr. Coffey stated that they came to the council about one year ago and we have seen the successes of this and he is very happy with the results.

Mr. Barksdale thanked Mr. Blair and Mr. Coffey for bringing it forward.

COMMUNICATIONS – PUBLIC: (2019 Budgets)

COMMUNICATIONS-PETITIONER: (2019 Budgets)

A-18-05 Ordinance to Fix the Non-Reverting Budgets Caesar 1&2
for the Year 2019

Mr. Caesar introduced A-18-05 and moved to approve the first and second readings, Mr. Phipps second, all voted in favor with the exception of Mr. Coffey who abstained.

Mr. Caesar stated that there is a lot of training that is actually required and is mandatory.

Mr. Gibson stated that there would be about \$736,000.00 in Riverboat, \$726,000.00 in Rainy day and just over \$400,000.00 in EDIT according to his projections.

Mr. Caesar stated that he wanted to be clear that is for the end of 2019.

Mr. Gibson replied yes.

A-18-07 Ordinance Setting Salaries for the Year 2019 for McLaughlin 1&2 Elected Officials

Mr. McLaughlin introduced A-18-07 and moved to approve the first and second readings, **Mr. Phipps** second,

Mr. Phipps withdrew his second

Mr. Coffey moved to amend the ordinance to reflect that the council will forgo the 2% raise on their salaries, **Mr. Blair** second, all voted in favor.

Mr. McLaughlin introduced A-18-07 as amended and moved to approve the first and second readings, **Mr. Phipps** second, all voted in favor.

Mr. Coffey stated that in the past years, the council has forgone the 2% raise and would like to request that they do that again. He said that he feels that shows people that they are doing what they do for the right reasons.

Mr. Barksdale stated that they did that last year too.

Mr. Blair stated that he thinks they have done that pretty consistently with the exception of election years. He said that he sees these positions as their opportunity to give back to the community and do good work.

Mr. Phipps stated that he does agree with that but would still like to raise it 7%-8% for the years they did forego raises in the 2020 budget for the next council coming on.

Mr. Blair stated that he understands what **Mr. Phipps** is saying but will probably disagree.

A-18-08 Ordinance Setting Salaries for the Year 2019 for McLaughlin 1&2 Non-Bargaining Unit Employees

Mr. McLaughlin introduced A-18-08 and moved to approve the first and second readings, **Mr. Barksdale** second, all voted in favor.

Mr. McLaughlin stated that this is basically for full-time and part-time employees that are non-union.

COMMUNICATIONS – PUBLIC: A-18-03 (Blessings)

COMMUNICATIONS-PETITIONER: A-18-03 (Blessings)

Mr. Phipps introduced A-18-03 and moved to approve the third reading, Mr. Barksdale second, all voted in favor. Bill A-18-03 becomes Ordinance A-18-11.

INTRODUCTION OF RESOLUTIONS:

BOARD APPOINTMENTS:

Dr. Knable stated that there was a Human Rights Commission Committee meeting and it was determined that the two council appointments to that commission expired on August 9th, 2018 so he is taking himself out of the mix and is keeping Ms. Calle Janson on the commission as well as Mr. Paul Kiger. He said that the mayor appointed Mr. Warren Nash and Mr. Cliff Staten so those four are going to meet soon. He explained that an advertisement was run in the paper for the fifth member and those applications are due by the 11th of this month and the commission will meet again on the 12th of this month to look through those and invite people to interview for that fifth position. He said that the second issue on that is that Mr. Phipps has been the liaison on the council to that commission when they would meet but they did not meet regularly. He said that his push on this is to get them to meet regularly and have a functioning body so he is going to serve as the liaison for their first meeting but thereafter, if anyone else is interested including Mr. Phipps, he is open to options.

Mr. Phipps stated that he would be interested in serving again but he just can't be there on September 12th because he has a commitment that evening.

Dr. Knable stated that he and Mr. Gibson had a discussion about those appointments being staggered in some way.

Mr. Gibson stated that the ordinance said that the terms were for three years and he will speak with the board and recommend to them that they recommend to the council that those appointments be staggered and maybe make the appointment date a little more concrete like January 1st. He added that if the appointments are staggered then you won't have the commission completely changing at the same time.

COMMUNICATIONS – PUBLIC (NON-AGENDA ITEMS):

Mr. Mark Cassidy asked if there is a way that one could get their hands on the information that One Southern Indiana passed out to the council to justify their money.

Mrs. Glotzbach stated that she has one for the record that she could copy for him.

Mr. Coffey gave him his copy and said he actually has another copy.

There being no further business before the board, the meeting adjourned at 8:15 p.m.

Al Knable, President

Vicki Glotzbach, City Clerk