

**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 MONDAY, NOVEMBER 5, 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 Chief Bailey, Police Officer Applegate, Mr. Thompson, Mr. Staten, Mr. Wood, Mr. Streips, Mr. Hall and Mrs. Glotzbach

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

MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. McLaughlin moved to approve the Regular Meeting Minutes for October 18, 2018, **Mr. Barksdale** second, all voted in favor.

COMMUNICATIONS – COUNCIL:

Dr. Knable reminded everyone that election day is tomorrow so if you haven't voted, get out and vote.

COMMUNICATIONS – MAYOR:

Mr. Hall stated that the mayor also wanted to remind everyone that tomorrow is election day and

Mr. Barksdale stated that Mayor's Prayer Breakfast is this Saturday at 8:30 a.m. and you can get

Mr. Caesar stated that this is the 50th year so it is a very special 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 the only thing he really wants to report is that they reviewed everyone that signed up for grants and a lot of needy people signed up so they will

REDEVELOPMENT – Mr. Barksdale

Mr. Barksdale reported that

APPROVAL OF CF-1 FORMS:

INTRODUCTION OF ORDINANCES:

READING

COMMUNICATIONS – PUBLIC: Z-18-04 (Green Valley Road PUDD)

Mr. Richard Schultze stated that he is present to speak on behalf of Ms. Opal Sorels who is his mother-in-law. He wanted intrusion of kids, intrusion of lack of sewer capacity and I strongly recommends that the development be closely monitored residents be reimbursed for this unwanted development. She recommends that the northern tier be one-story instead of two-story and feels there should be a wall built along the fence should be tall enough to block the view so if they are reduced to one-story that would be easier to do. Believe that intrusion of land should never be used as a road lastly that intrusion of land

Ms. Patty Reid, 2416 Green Valley Road, she pointed out on a map what they put in to show what the development would look like. She then pointed out the flood plane and the steep slope one of the things in the comprehensive plan was that we need to protect our steep slopes and flood plane areas. This area is joined at the hip with her property steep slope surrounded by flood plane and is an environmentally sensitive area. Because of indiscriminate development we have to be responsible when proposing new development because we don't have a lot to mess with when infill she understands but please don't overfill. She said that she has a petition that 144 people have signed

Dr. Knable asked her to give the petition to Mr. McLaughlin

Mr. Scott Reid, 2416 Green Valley Road, stated that what is proposed is really overdevelopment 25% more infill than what didn't change it to dense or mixed. He said that they kept it R-2 do it to what it is zoned for He said that it looks like the neighborhood in the comprehensive plan PUDDs should be the exception and not the rule. He said that they are zoned R-2 and he asks that it stays R-2. He said that he has to turn right to turn left now and this is going to add Overdevelopment has cost us a lot of flooding and

Mr. Fred Metzmeier, stated that the council has a rare opportunity to vote twice to ruin a neighborhood He passed around a newspaper from 2009 of a flooded house that is right next the board were rude and if they were elected officials, they would have a hard time getting re-elected.

Mrs. Rosalind Metzmeier, in they built their homes in the 1950s and Mr. Joe Grantz built several houses they love their neighborhood and they don't want to get the center of Bohanon Lane has nine homes on too much to be built there. Nearly 200 trees they logged behind the Salvation Army

Mr. Bruce Weddle, stated that he has lived their for 38 years he said that he respects that the Grantz can do something with their property don't change the zoning and it will take care of itself and the Grantzs can build homes. He said that it was said at the last meeting that this development will actually help total bottleneck and they have to turn right the planned soccer park with He said that Mr. Norwood said that if anyone was present to talk about flooding coming down to the creeks that we are not this area is the worst flooding spot in New Albany and we need to do something get the infrastructure in first He said that Mr. Wood

talked about letting traffic come out on N. Bohanon and S. Bohanon Lanes. He suggested not changing the zoning

COMMUNICATIONS-PETITIONER: Z-18-04 (Green Valley Road PUDD)

Mr. John Grantz, here for the Grantz brothers and they feel that with all of the changes that Mr. Thieneman has made asked for the plan to be approved. He said that they want something that the Grantz family can be proud of and they feel that the it is the right plan in the right spot.

Mr. John Kraft, Young, Lind, Endres & Kraft, stated that he is appearing for Mr. Thieneman. He said that this plan comes to the council with a favorable recommendation from the plan commission with a vote of Indiana Code five elements and those five elements deal with the comprehensive plan with a Planned Unit Development District allows for the city to monitor those it goes back to the plan commission for a secondary review 35 units that could be developed on

Mr. Jason Copperwaite, Paul Primavera & Associates, stated that the 5.57 acres frontage on Green Valley Road and Daisy Lane a,b and c two bedroom units and have single car garages. Those square footage are similar to Trinity Run on Daisy Lane. He pointed out on the map streets will be private with eleven additional parking spaces provided in the plan zero lot line lots He then went over the second sheet which are the building façades no sanitary sewers will drain towards pay for the EPA study to prove that the city has He then went over the traffic study and said that no one is saying that there is not a problem at the intersection of Green Valley Road Daisy Lane but the study indicates that this project will not next three sheets shows the evolution of the plan over time and reviewed it with the council these changes over time show that Mr. Thieneman is listening

Mr. Blair asked Mr. Copperwaite to go over the units

Mr. Copperwaite went over the map

Mr. Blair stated that there is a swimming pool at the Sarles house

Mr. Copperwaite stated that

Dr. Knable asked how many trees they have planned for planting.

Mr. Copperwaite stated that they were evergreen trees and they were there is a requirement in the

Dr. Knable asked what type of trees would be throughout the project.

Mr. Copperwaite stated that they would be

Mr. Nash asked if the tree line along the north on the property lane can be

Dr. Knable asked what the

Mr. Copperwaite stated that it takes Clarke-Dietz

Dr. Knable asked if the traffic study was done before the plan for the soccer field to go in at Green Valley Elementary School.

Mr. Copperwaite stated that the traffic study was done

Mr. Blair stated that he thinks that the soccer traffic would probably be heading towards Daisy Lane.

Dr. Knable stated that it will just really depend on the time of day because He then asked

**Z-18-04 Ordinance Amending the Code of Ordinances of Phipps 1&2
New Albany, Indiana, Title XV, Chapter 156,
(Thieneman Group, LLC requests a Preliminary
Planned Unit Development District (PUDD) to
permit single-family attached dwellings in the
R-2 Urban Residential District at 2406 & 2412
Green Valley Road and 115 East Daisy Lane)**

Mr. Phipps introduced Z-18-04 and moved to approve the first and second readings, Mr. Blair second,

Mr. Phipps stated that it was passed by the plan commission and he abstained and reserved his vote for the

Dr. Knable asked if

Mr. Phipps stated that the president did say that they had heard he would say that rude was not the best way to describe it

Dr. Knable asked if that meeting took place

Mr. Phipps stated that he voted against it on the first plan but loss of trees and wildlife in the absence of this PUDD a better option than what could be built by right. He said that he does know that there still not sold on the traffic situation and

Mr. Barksdale stated that he agrees with Mr. Phipps that the second go around, there have been the design is much better than before but there are still those other issues of the traffic and the water. He said that the price points look good but then he goes back to the comprehensive plan and it says

Mr. Phipps stated that he concurs but they have to go with what the law says now. He also agreed that the drainage and traffic

Mr. Coffey stated that there is another development that is being pushed for up Daisy Lane there are times that you do not want to go Daisy Lane or Green Valley Road we really need to slow down and take a look at it because it is really going to affect the quality of life of everyone that lives there.

Mr. Blair stated that he looks at New Albany as more of a bedroom community people have moved out to the county because this type of housing is not available in New Albany He thinks it is a very appropriate neighborhood development He disagrees with Summit Springs causing three sets of engineers will look at the drainage and storm water plans. He said that something will have to be done about traffic but this project alone is not going

Mr. Coffey stated that he has seen the engineering studies on drainage where they say there are no problems and there are problems.

Dr. Knable stated he was really proud of the way the council he said that there was a desire doesn't know if we need an updated traffic study since the soccer field

Mr. Phipps stated that the traffic study was published on February

Mr. Copperwaite stated that it was done

Mr. Phipps stated that

Mr. Aebersold stated that he looks at the traffic as the city's problem not the developer's problem because he has jumped through all kinds of hoops to He said that the city needs to work on this traffic

Mr. Nash asked

Mr. McLaughlin stated that this soccer field is basically high school and it seems that the traffic coming in and out of Prosser when it was out there was not

Mr. Coffey asked Mr. Aebersold if the traffic is the city's problem because they have allowed

Dr. Knable asked what the number is that can be built by right.

Mr. Caesar replied

COMMUNICATIONS – PUBLIC: Z-18-05 (Zoning Code)

COMMUNICATIONS-PETITIONER: Z-18-05 (Zoning Code)

Z-18-05	An Ordinance Concerning the Adoption of a Replacement Zoning Ordinance and Official Zoning Map for the City of New Albany and the Unincorporated Two-Mile Fringe Area (Scheduled for Vote on November 15th)	Phipps (Introduction Only)
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Mr. Phipps introduced Z-18-05.

Dr. Knable stated that the

Ms. Stein explained that she found two different firms to review the ordinance and give their opinion on it. She said that they both estimated that it would take them four to five weeks

Ms. Stein stated that they have and urban development both are involved with Indy

Mr. Coffey stated that the last we had an in-depth look at our zoning

Ms. Stein said that she told them she would like for them to review it and flag any issues.

Mr. Blair stated that they can ask them to

Mr. Caesar stated that if we have conflicting ordinances, he was them to be taken care of. He then stated that this review is going to take four to five weeks and we still have changes

Mr. Aebersold stated that we can let them get started and they will come up with things that they feel need to be eliminated, changed, etc. He added that we haven't done anything with this for a long time so let's

Dr. Knable stated that

Ms. Stein stated that they were

Mr. Blair stated that the way the the most restrictive prevails.

Mr. Blair moved to amend, proofread work with any other, Mr. Caesar second, all voted in favor.

Mr. Phipps

Mr. Nash

Mr. Blair stated that

Mr. Caesar asked about overlapping ordinances and

Ms. Stein

Mr. Wood stated that they have had a legal team reviewing this from the beginning of the process

Mr. Blair stated that he visualizes

Ms. Stein said she would just suggest that

COMMUNICATIONS – PUBLIC: A-18-09 (Tree Canopy)

COMMUNICATIONS – PETITIONER: A-18-09 (Tree Canopy)

**A-18-09 Ordinance for Appropriation of Funds for Barksdale 3
Tree Canopy Planting**

Mr. Barksdale introduced A-18-09 and moved to approve the third reading, Mr. Phipps second, all voted in favor. Bill A-18-09 becomes Ordinance A-18-17.

Mr. Barksdale stated that Mr. Streips is present if anyone has any questions.

Mr. Phipps asked him to send them a copy of the

Mr. Nash asked about the location on the possible trees on the

Mr. Streips explained that they walked

INTRODUCTION OF RESOLUTIONS:

Dr. Knable stated

Mr. Coffey moved to approve moving

COMMUNICATIONS – PUBLIC: R-18-07 (Confirmatory ERA)

COMMUNICATIONS – PETITIONER: R-18-07 (Confirmatory ERA)

R-18-07	A Confirmatory Resolution of the City of New Albany, Indiana for the Designation of an Economic Revitalization Area and for Real and Personal Property Tax Abatement	McLaughlin
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Mr. McLaughlin introduced R-18-07 and moved to approve, Mr. Blair second, all voted in favor.

Mr. Staten stated that it will come back in the spring for the voluntary annexation. He added that Mr. Dick Jones is

COMMUNICATIONS – PUBLIC: R-18-08 (Hate Crimes Law)

COMMUNICATIONS – PETITIONER: R-18-08 (Hate Crimes Law)

R-18-08	Resolution in Support of the Adoption of a Hate Crimes Law by the State of Indiana	Barksdale/ Phipps
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Mr. introduced R-18-08 and moved to approve, Mr. Phipps second, all voted in favor.

Mr. Coffey stated that he has noticed that

Mr. Phipps stated that

Dr. Knable stated that he wrote this past month because we are one state out of He is going to hand-deliver to the governor based upon religious preference

COMMUNICATIONS – PUBLIC: R-18-09 (Urban Enterprise Zone)

COMMUNICATIONS – PETITIONER: R-18-09 (Urban Enterprise Zone)

**R-18-09 A Resolution Renewing the Urban Enterprise Zone Barksdale
of the City of New Albany, Indiana for an Additional
Five (5) Years**

Mr. Barksdale introduced R-18-09 and moved to approve, Mr. Caesar second, all voted in favor.

Mr. Barksdale stated that Mr. Staten was present as well

Mr. Staten stated that the Urban Enterprise Zone is due to expire on December 31st of

Mr. Blair asked what kind of budget

Ms. Fischer stated that annual is about \$100,000.00.

Mr. Blair

Mr. Staten

Mrs. Fischer stated that it is also

Mr. Barksdale stated that one of our newest members is the Mansion on Main.

Dr. Knable stated that the council Ms. Ann Str Mr. Chris Lewis, Mr. Ian Hall

BOARD APPOINTMENTS:

COMMUNICATIONS – PUBLIC (NON-AGENDA ITEMS):

There being no further business before the board, the meeting adjourned at 9:10 p.m.

Al Knable, President

Vicki Glotzbach, City Clerk