

**THE COMMON COUNCIL OF THE CIVIL CITY OF NEW ALBANY, INDIANA,
WILL HOLD A REGULAR COUNCIL MEETING IN THE THIRD FLOOR
ASSEMBLY ROOM OF THE CITY/COUNTY BUILDING ON THURSDAY,
FEBRUARY 21, 2013 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.

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

ALSO PRESENT: Mayor Gahan, Stan Robison, David Duggins, Shane Gibson, Michael Hall, Chris Gardner, Mary Ann Prestigiacomo, Police Chief Knight, Fire Chief Juliot, Major Whitlow, Mickey Thompson, Scott Wood, John Rosenbarger, Carl Malysz and Vicki Glotzbach

MOMENT OF REFLECTION:

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Caesar moved to approve the Executive Session Meeting Minutes for January 31, 2013, Mr. Phipps second, all voted in favor.

Mr. Baird moved to approve the Work Session Meeting Minutes for January 31, 2013, Mr. Gonder second, all voted in favor.

Mr. Gonder moved to approve the Work Session Meeting Minutes for February 4, 2013, Mr. Phipps second, all voted in favor.

Mr. Phipps moved to approve the Regular Meeting Minutes for February 4, 2013, Mr. Coffey second, all voted in favor.

COMMUNICATIONS – PUBLIC:

Steve Sipes spoke in favor of the proposed bond issues for the parks and stated that he hopes that the council will vote in favor. He explained that upgrading the parks and those amenities will make the city more attractive. He stated that he thinks that it is a continuation of the growth that is happening in the area. He explained that their community invested in New Albany High School about 15 years ago and there was a big fight over those taxes but looking back he thinks they can agree that it was a good investment and paid huge dividends for the community. He stated that he received a flyer in his mail box about not wanting taxes to go up and he explained that these types of things always make it seem like taxes are bad. He explained that he always asks three questions about taxes, are they fair, are they effective, and is the money spent efficiently and he believes that the council members both past and present have tried to do that to the best of their ability. He stated that he doesn't like to pay taxes either but he does like the benefits that they provide. He explained that he supports the re-opening of the K&I bridge and stated that if there is anything he can do to help with that he would be glad to do so.

Mr. Coffey stated that it is not a new tax or a tax increase and it is the same mechanism that funded the YMCA.

Jason Fleckner stated that he does support the funding of these new centers as long as it does not threaten remaining green space. He suggested adding a sustainability component to the use of the funding for these projects as well as all future projects.

Jameson Bledsoe explained that when Mayor England proposed a \$10M bond issue to pay for paving he got up and spoke against it because it was an irresponsible thing to do to the taxpayers and would have cost over \$400,000.00. He explained that within 4 years this Council has spent up to \$4M on paving as a pay as you go plan and on that plan essentially saved that \$400,000.00. He stated that for some reason this is being proposed all at once and this strategy is costing them quite a bit of money and limiting options for future projects that may come up. He stated that the speed at which this is all being presented to the council and the public is very quick and that makes it hard for them to understand so it would be wise to table this resolution to give the public time to get a better understanding of the bond.

Irv Stumler spoke against the bond issue in the amount of \$19.6M. He stated that this is a lot of money for a city like New Albany and they do not know how much money they may need down the road to support things that they have traditionally gotten from Federal and State funding. He asked if there is a list of where the money is going to go or a budget as to why that much money is needed. He urged the council not to vote on this until there is a definite plan and a budget to go with it so that they will be fiscally responsible and if they pass this tonight they aren't doing their jobs.

Mr. Coffey asked Mr. Stumler if he supported the project when they came to the council wanting to put a \$12-20M dollars parking garage in and use it for collateral. He stated that the same TIF's are going to be funding the parks for everyone so it wouldn't make any sense to be supportive of the private developer but not this.

Mr. Stumler stated that he was to an extent because it was to be income producing.

Mr. Coffey stated that you don't spend \$20M tax dollars that is going to be on the hook for the next 20 years and think it is going to be income producing.

Mrs. Benedetti stated that when the Riverview project came in they had a least four public hearings so that everyone could be informed.

Roger Baylor stated that he isn't opposing the bond issue or the parks projects but he is disconcerted with the speed that this is traveling and this doesn't seem to be part of the long term plans for the city that he has heard about before. He explained that he has spent the last nine years hearing that there is no money and they always need more information and this flies in the face of that. He stated that he has heard a lot about quality of life and feels that a lot of what they have done to make the city a better place in the last few years has been based on some semblance to things that are available to everyone in the entire city and until he knows that there are plans to address things like bike lanes and walking paths along with these parks then he has a hard time getting behind it.

Vicki Denhart stated that she read in the paper where Mayor Gahan said that this project has been on the table for weeks and that he will vow not to raise taxes. She explained that he hasn't kept his campaign promises so how can they believe this statement. She explained that until last Friday none of the council members that she talked with or anyone at the Courier Journal were aware that they property taxes were being backed by this \$19.6M bond but the administration new from the get go. She stated that no one would lend that kind of money without a plan and when she spoke to Charlie Pride and the DLGF she was asked what the bone was going to be used for and how these projects

were going to be paid for and when she explained through TIF funds their reaction was “you have got to be kidding me.” She explained that they told her that EDIT funds are used for controlled projects and TIF projects are not so she believes the city has found a loophole in the system to stop the taxpayers from voting on this bond issue. She stated that they also explained that by doing a lease to lease this keeps the \$19.6M off the debt limit but they still owe it and if it was added to the city debt limit it would put New Albany over their limit and this is why they did it. She explained that she was told that these projects will not pay for themselves and their property taxes will go up.

Steve Price stated that his main concern is the amount of debt that this creates. He explained that they have a population of 37-38,000 people and if they do this project, counting sewers, drainage, and TIF if anyone knows approximately what that amount would be. He stated that they could never guarantee tax revenue to fulfill an amount that this could become. He explained that there he believes that there is never enough money in government but the bottom line is if they do this they will use property taxes as a cosign he has a problem with 9 people making that decision.

Sydney Ballard stated that this is a nice looking park but at \$19.6M dollars they should be looking at property they already have in the city. He explained that there are buildings with roofs coming off and shingles lying all over the ground and if they are trying to clean up New Albany why not use these locations to build on. He stated that they aren’t taking care of the buildings they already have so why build new ones.

Matt Oakley stated that a \$19.6M is moving too fast without much public comment and his biggest concern is that there is no concrete plan. He explained that he is in the business of borrowing money and making it back as a real estate investor and he has never gone to a lender and asked for money without a budget or a plan. He stated that it is very frustrating as a tax payer to not have any input on this project and asked if anyone has seen a plan for this.

Mr. Coffey stated that any time you are talking about a project this big the plans are always fluid and can deviate. He explained that there is a plan and he is sure there will be other chanced to have more detailed discussion on it with the public.

Mr. Oakley stated that his concern is not that they are spending money but that they are spending money without a plan.

Mr. Blair stated that they saw a plan and construction budgets at the Tuesday night work session and he is sure that the administration is going to present that again tonight.

COMMUNICATIONS – CITY OFFICIALS:

Mr. Coffey mentioned an email he received from Crystal Hoffman asking everyone to turn off their electricity for one hour on March 23rd at 8:30 p.m. during Earth Hour, and WWF’s annual campaign to raise awareness of the environmental challenges they all face. Mrs. Glotzbach read the email into the record, said email is on file with the City Clerk’s office.

Kathy Wilkerson stated that she worked with the Parks Department for 41 years and this is the first time other than the Y that there has been a new public venue that might be given to the citizens of New Albany. She explained that the reason this is important is because of all the young people in the community and they often fail to talk about them when debating or voting on projects like this. She stated that tonight there is one gym open in the city and that is the Griffin Street center and it is packed with kids because there is no other place for them to go other than the Y and many people can’t afford to go

there and she implored them to consider this when they vote tonight. She explained that the facilities are lacking and that is a fact and when she gets calls from people out of town wanting to move to New Albany that is one of the first questions she gets and it is very hard for her to answer these questions. She stated that there are many teens and young children are hanging out in the wrong places in the city and often get ran out of anywhere that they are and they need to give them as well as the senior citizens more opportunities and adequate facilities.

Mrs. Benedetti asked if she thought they should do all of this at once and float a \$19.6M dollar loan.

Ms. Wilkerson stated that they have to start somewhere because this community is greatly lacking.

Mr. McLaughlin asked since the public schools do not have sports at this point what happens with those gyms.

Ms. Wilkerson stated that they have made every effort to get into the schools and they cannot.

Roy Ballew stated that world economy is really not that stable and while there is no question that they should do something for the children he wonders why it can't be done in smaller steps. He explained that they have ball fields that they need to do cleanups on but it would be much cheaper to do that than to spend \$19.6M because there doesn't seem to be any sound feasibility to spend this all at one time. He stated that going to borrow money from the back should be the last resort and they should start by looking to see where they can save money and allocate to smaller projects.

Tom Graham spoke in favor of the proposed bond and stated that he thinks it would strongly benefit the youth of the community including those children who are at risk of missing out on a quality sports program. He stated that beyond the obvious physical benefits of this type of complex it has been clearly established that children involved in these types of activities have been proven more often to have higher GPA's and fewer discipline referrals at school, and higher graduation rates. He explained that he believes that this will further the attempt to revitalize the downtown area and include programs to entice people back into New Albany. He stated that to remain competitive they must reinvest in their infrastructure and remain a vital community in Southern Indiana.

COMMUNICATIONS – MAYOR:

Mayor Gahan spoke regarding R-13-01 and explained that that this has been on the drawing board for a while. He stated that they have the means without raising taxes to move forward with this they have a duty to reinvest in their neighborhoods. He explained that it is their responsibility to make sure the residents of New Albany have facilities available to promote both health and economic development and these projects do all of that and more. He presented slides of the site of the Hoosier Panel Factory and the old swimming pool and surrounding area and explained that these are places that have deteriorated and become locations that they avoid. He stated that the Redevelopment Commission has the means to do these projects without raising taxes or creating new taxes to promote health and fellowship in the community. He explained that the projects that they are discussing are amenities that they should already have and they are outstanding redevelopment projects that will return service to these blighted properties and help restore surrounding neighborhoods. He stated that he supports all of these projects and feels that they are important in keeping their community strong and competitive and asked for the support from the council to move forward.

Mr. Coffey stated that there are many houses in the Hoosier Panel area that are homes with kids and it will help those neighborhoods.

APPROVAL OF CF-1 FORMS:

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: READING

R-13-01	A Resolution of the Common Council of the City of New Albany, Indiana, Approving a Lease between the City of New Albany Redevelopment Authority and the City of New Albany Redevelopment Commission, and Addressing Matters Related Thereto	Blair
---------	---	-------

Mr. Blair introduced R-13-01 with an amendments to the first paragraph under **Item A to strike baseball fields and replace with sports complex and to Section 6 that was prepared by Mr. Lorch (said amendment is on file with the City Clerk’s Office) for approval, Mr. Coffey second, all voted in favor with the exception of Mrs. Benedetti, Ms. Baird and Mr. Zurschmiede who voted no.**

Mr. Blair stated that he thinks this resolution is a confirmation to move forward and to start with the bond issue and these projects are well overdue. He explained that it will help with neighborhood revitalization, provide programs for the community, and help with economic development. He stated that the intent of the amendment that he introduced is to obtain approval before construction but he isn’t trying to micromanage some of the smaller expenditures. He explained that he does expect there to be public information sessions and the opportunity to go out and inspect these locations and he believes that the financing is very solid.

Ms. Baird stated that she agreed with moving forward with smaller steps. She explained that she feels that we can certainly revitalize our parks with the money we have and has concerns that it would be after-the-face that the council would give approval. She stated that she doesn’t want to go in debt for such a large amount and they should move forward on a cash basis and do what they can every year and maybe in a few years they can do a larger project.

Mrs. Benedetti asked if the Parks Department would be able to fund what they want to do in Binford Park.

Mr. Duggins stated no and explained that the project that looked at for Binford Park is basically an improvement to the park to be used as soccer or football field but what they are funding out of this bond is relatively small. He stated that the budget was provided to them in the packet and the bulk of what they are spending is to fix drainage and irrigation as well as seeding. He stated that Storm Water usually focuses on areas in the community that have drainage issues and they are focusing on quality of life projects in this bond which is a perfect allocation of some of those dollars.

Mr. Zurschmiede stated that they don’t know what their parks budget for 2013 will be because they haven’t gotten it back yet.

Mr. Gonder stated that it was said that the bond is backed by property taxes to make the bond more palatable to the bond market asked if they were to forego the property tax backup what the bump up in interest rates would be.

Mr. Pitman stated probably at about 3% but deferred to Mr. Frierson.

Hershel Frierson stated that without the property tax backup there would be a significant increase in the interest rate and it may not even be sellable in the market

Mr. Blair asked if he has ever seen a bond without a property tax backup.

Mr. Frierson replied yes but it was more in the past because banks have tightened credit for TIF backed financing and the marketplace is looking for some type of backup.

Mr. Gonder referred to a magazine article on the YUM Center being a TIF funded project. He stated that the article goes on to say that the dilemma over the funding and possible draining of the TIF is all too common for Louisville where projects are railroaded through without fully examining their consequences. He asked what reassurance they have that this kind of situation is not going to befall them.

Mr. Duggins stated that they spoke about this at length at the work session and explained that they have used all of the TIF's as the first obligation but internally only using 5 and one is very small and they have 7. He explained that debt coverage rate shows all of them in there and property taxes remain constant and the backing of the property taxes is a saving to the city to be able to do this because they are using multi TIF's to be able to do this project. He stated that in banker's terms they bring in enough money to be adequately debt covered and all of that holds constant.

Mr. Frierson explained that when they go out to "borrow" the money they will wait until the project is complete, the design is done, and they go out for bid. He stated that they are not going to go out and borrowing \$19.6M.

Mr. Duggins explained that they said early on that that the largest cost so far is \$8.3M for the aquatic center and that is coming in significantly less and stated that they don't borrow the money until they know what the actual costs are.

Mrs. Benedetti asked what their bond rating is.

Mr. Frierson stated that the rate is on the TIF and probably between an A and AA category with the property tax backup.

Mrs. Benedetti asked if they did this in the manner that they are asking if that would restrict them from other bonding that they may foresee.

Tom Pitman explained that it could if they were doing a direct debt issuance but the reason they approach it as a lease financing is that it doesn't count against any debt limit.

Mr. Duggins stated that it is important to remember that the bond is based on the financial ability of the TIF's

Mr. Blair stated that the YUM Center is a lot different use of TIF's and financing. He explained that when they built they expected to attract new development and new revenue which didn't materialize. He stated that their TIF's are using property taxes from businesses that are already there so it is existing dollars that are already there and this is a huge difference from the YUM Center TIF's and you can compare the two.

Mrs. Benedetti asked what if something happened to the businesses that are there.

Mr. Coffey stated that the property is still there.

Mr. Duggins stated that the property taxes are still there and that is why it is a better way to finance.

Mr. Frierson when they put the financial packet together they made sure that they had enough comfort and coverage in the event of slippage they have additional room.

Mrs. Benedetti asked if a business have ever appealed and paid lower in their TIF's than what they were assessed at.

Mr. Duggins stated that a business can go back and have their business reassessed.

Mr. Frierson explained that everyone always talks about the ability to appeal their reassessment but they also have to realize that it can also go up as well as go down.

Mr. Duggins explained this has happened before but property taxes remain constant and it is something that they will monitor but they also need to remember that they aren't using all of the TIF's and the Redevelopment Commission monitors all of that. He stated that this is not affecting any cash balances on hand and in the first two years they don't even make the full bond payment.

Mr. Frierson explained that from a cash flow standpoint they aren't anticipating any increase in the revenue so as new businesses come into the TIF that is additional revenue dollars.

Mr. Pitman stated that they do not need to worry unless their TIF dollars drop by 60% and that is several doomsdays on top of each other.

Mr. Caesar stated that he looked through the numbers of the TIF districts and is okay with the money part of it but he did not really comprehend that they had that kind of revenue that was laying there not really being used. He explained that he knows that they would like to have the pool open by 2015 but he would like to hear the public comments and concerns on this. He stated that they looked at some things with the pool that could save them some money and he would like to discuss those options and the Bicknell Park deal is something that is a slam dunk for him and they should do that as soon as possible. He explained that the speed that all if this is going is very disconcerting and he hates to let go of this amount of money but he does appreciate the amendment proposed by Mr. Blair but he does want the public to weigh in on what they would like.

Mr. Duggins explained that these are big projects and Mr. Blair's amendment was welcome. He introduced Jarod Burt and Joe Wallace from TEG and explained that they have been working with them since last February to start discussions about the pool. He stated that they have not only been working with them but also the YMCA to see what the kids like and pools and needs have changed over the years. He explained that they also looked at what would differentiate them because the addition of things such as the lazy river will make their area more enticing for people to come to and it is also modern. He stated that they are counting on TEG to help make sure that the pool they design has good bids but also that it is what the people want and they will be doing meetings with the public to endure this.

Mrs. Benedetti stated that she doesn't understand why this was introduced as a resolution with one vote tonight before the meetings with the public because once this vote happens it is over.

Mr. Pitman stated that they have all been provided with a timeline and this goes back to the Redevelopment after the resolution has been passed.

Mr. Frierson explained that the TIF revenues are in the first instance the province of the Redevelopment Commission and they are the appointed board in charge of overseeing, planning, and recommending projects to be paid for from TIF and that has occurred. He stated that the statutes sets forth that it is this body that is required to hold the important formal public hearing. He explained that the council is viewed more as a double check to make sure that they don't think the Redevelopment Commission is abusing its discretion so this is not the principal body for approval. He explained that there is an approval process for the Council but the Indiana Legislature decided that their approval process shouldn't require a formal public hearing at all just that they Council has to weigh in favorably in order for the project to move forward. He stated that is very different from them being the body that holds the public hearing and that is tasked to the Redevelopment Commission and they will do that when the time comes but they don't want to move forward if they think that the Council isn't going to approve it.

Mr. Blair said that it boils down to do they want park facilities or not. He explained that they have already said this is going to come back to the Council for final approval and that they are going to have public hearings to get their input.

Mr. Zurschmiede asked about working with TEG since last February.

Mr. Duggins stated that is correct and they have also being meeting with the YMCA.

Mr. Zurschmiede asked if we have paid them anything.

Mr. Duggins stated that they have not and they have been doing these meetings in the hopes that they will move forward with this project.

Mr. Zurschmiede asked if it safe to say that this would reduce the amount that they could borrow for later projects.

Mr. Frierson replied yes.

Mr. Zurschmiede asked if the projects that were on the agenda from the last administration will be put on hold or axed because of this more specifically the Slate Run Road, McDonald Lane, and Mt. Tabor Road Improvement Projects.

Mr. Duggins stated that he knows these projects are important and they are still looking into them and they are not touching any cash on hand. He explained that is why they did not touch Park East or Grant Line Road so that they could have monies available internally for other projects.

Mr. Zurschmiede asked if the money that is going to be generated by the sports complexes figured into the repayment.

Mr. Frierson replied no.

Mr. Zurschmiede asked if they break even it doesn't affect the TIF dollars at all and what would happened if the cost exceeds the revenue.

Mr. Duggins stated that Mr. Frierson went through all of the projections and they are in their packets and he would be more than happy to go over that with him. He explained that they have been very conservative with TEG's help and they have been working with the YMCA to fine tune the small details so they are confident that they will not be in that position.

Mr. Zurschmiede stated that he is 100% behind making these types of improvements to the city but he is not for borrowing this type of money and especially not on this short of notice to consider. He asked if the city or any agent of the city has signed an agreement to purchase Hoosier Panel.

Mr. Duggins stated that they have not but they have an appraisal as well as an agreement of the purchase price if the project moves forward.

Mr. Zurschmiede asked if there is anything in the agreement referring to how any environmental hazards or material on that property is going to be handled.

Mr. Duggins stated that they have talked about that and there is a letter in their packet from Tuesday night's work session that has a letters from the state and an outside environmental firm reviewing all the environmental issues stated that that this is an appropriate project for the land.

Mr. Zurschmiede asked if there was any communication with Clarksville and Jeffersonville as far as how their pool revenues and expensive have worked out.

Mr. Duggins stated that they have talked to them but their main focus has been with the YMCA because they are a valued partner for this community and they know the community better than Clarksville and Jeffersonville.

Mr. Blair stated that he is concerned about Clarksville and Jeffersonville and he would like to review their profit and loss statements before they move forward.

Mr. Zurschmiede asked if anyone had an idea of what the total repayment over 20 years would be.

Mr. Frierson stated that the base estimate is \$24.4M and that is if they borrow the entire amount.

Mr. Zurschmiede asked if there is anything in the budget for maintenance

Mr. Duggins stated that this bond is for construction and operations will be handled separately.

Mr. Zurschmiede stated that maintenance is a huge concern for him and they saw photos earlier of a defunct pool that neither the city nor the county had the money to upkeep. He stated that he would like to delay the vote so that he can learn more and vote for it.

Mr. Coffey stated that he had real concerns on the way the financing was done on the YMCA and he was wrong. He explained that the YMCA came in and the buildings started fill up downtown and that in turn will start to fill up the neighborhoods. He stated that he doesn't understand why there would be a problem with them wanting to put the money back into the neighborhoods.

Mr. Zurschmiede stated that he thinks they are all for the parks but it is a matter of whether or not they have the money to do such a large project.

Mr. Coffey stated that he has found out more about this project than most in the past.

Ms. Baird stated that she is definitely for the parks but she thinks they can do something with what they already have instead of building new ones.

Mr. Zurschmiede stated that this shouldn't be a conversation about whether or not they want parks because they all do. He stated that it should be about whether or not they have the money and if they want to put property taxes on the line for it.

Mr. Coffey stated that they did it for the YMCA and it worked out so they should have no problem doing it for the citizens of the New Albany.

R-13-02	A Resolution Making a Preliminary Determination to issue County Economic Development Income Tax Revenue Bonds of the City of New Albany, Indiana	Phipps
---------	---	--------

Mr. Phipps introduced R-13-02 for approval, Mr. Coffey second

Mr. Coffey withdrew his second.

Resolution was sent to committee.

Mr. Phipps stated that this is the bond for paving.

Mr. Duggins explained that they were provided with a list of paving that has been determined as necessary by Jacobi, Toombs and Lanz and what the costs of those projects are. He stated that they have given them different terms for that total amount including a 5,7,10, 15, and 20 year bond issue based on a \$5M project fund.

Mr. Phipps stated that he would be more comfortable keeping it at 10 years or lower.

Mr. Blair stated that he can't even support 5 years and he would like this to go to a committee to try and work out a cash flow schedule to pay with their EDIT dollars and do it over a couple of years.

Mr. Coffey stated that the roads in Mr. Blair's area are nice but they aren't in other areas and it needs to be taken care of.

Mr. Blair stated that he does agree that the roads need to be addressed but they are in control of the money and they need to put a plan in place and then they make sure the plan works and if they are disciplined in following the progress that is their fault.

Mr. Zurschmiede stated that they have spent \$5M over the past 5-6 years on paving.

Mr. Thompson stated that we have identified \$8M worth of roads that need to be done. He explained that if they take away what they have done over those years they are still at \$4M worth of work. He stated that the estimate was done at 2008 prices and 2008 conditions of the road so four years later the roads are worse and the materials are higher. He explained that they are trying to get caught up so that LRS would be a maintenance tool for these roads.

Mr. Gonder asked about Bono Road and if it is in the plan.

Mr. Thompson stated that it should be but it could also be that at the time of the survey it might have been one of the 7-10 roads that weren't considered on the critical list but now five years later it needs to be reconsidered.

Mr. Gonder asked what type of warranty a paving company gives that they are doing the work properly.

Mr. Thompson explained that he can't speak to that project because he doesn't know what was asked of the contract but since they added into the contract that a base layer has to be patched and an inspector on site if they mill and uncover.

Mr. Zurschmiede stated that he agrees with Mr. Blair and would like to see this put into committee so that they can at least see that the state is going to do with their budget.

Mr. Gonder asked what the difference would be to say they commit to a five year program instead of going into bond areas.

Mr. Coffey stated that it never gets to certain areas in the city when it is done that way.

Mr. Gibson stated that he thinks that a committee might be a good idea. He explained that they are looking at the SRF obligation along with the sewer pledge to see if the finances of the sewer are in good enough shape to maybe use LRS to relieve them of this.

Mr. Coffey stated that they can't say they are going to dedicate X amount of dollars from EDIT because they constantly have people coming in asking for appropriations from that fund and then certain projects get put on the backburner and then they never get to them.

Mr. Blair stated that he agrees that they need to put a lot of money into the roads. He explained that they need to put a cash flow budget together so that they know what they have dedicated for paving and what they have left over. He stated that it will then be up to them to be disciplined to tell other people no when they ask for those funds because they are already committed.

Mr. Coffey asked how much he planned to put towards the roads this year.

Mr. Blair stated that he would comfortably say \$2M but this needs to go to a committee to look at and bring back a recommendation.

Mr. Coffey stated that he would pull his second as long as they can guarantee him that they will put this together.

Mr. Zurschmiede stated that he agrees with Mr. Coffey and this council has a history of appropriating the money and then it doesn't get spent and goes to some other project.

Mr. Gibson stated that they do have a short window so if they want to do it this way they have to keep it moving along.

Mr. McLaughlin appointed Mr. Coffey, Mr. Gonder, Mr. Phipps, and Mr. Caesar to the committee.

Mr. Coffey stated that we need to be looking at sidewalks as well.

Mr. Thompson apologized for the condition of the old Street Department building because he hasn't been able to spend enough time there getting it cleaned up. He explained that they will do something about the clean up on that property.

R-13-03 A Resolution in Support of Efforts to Gonder
Reopen K&I Bridge for Public Use

Mr. Gonder introduced R-13-03 for approval, Mrs. Benedetti second, all voted in favor.

Mr. Caesar asked if there is any action that they can take to move this forward.

Mr. Gonder stated that he thinks there should be something in place to be able to commandeer the bridge in the case of an emergency and right now they are just saying that they are standing behind the steps taken by the administration.

Mr. Wood presented minutes from a meeting that he attended last week with the Louisville Waterfront Development Corp and they touch on what they talked about and lists a series of next steps that will be taken. He explained that they will be reviewing minutes from the 1870 to mid 80's to find out when the City of New Albany granted the railroad the authority to use their right-of-way and what conditions were placed on the railroad at that time. He explained that he will be emailing them a 77 page report that compiles all of the state statutes relative to the K&I Bridge and they are committed to getting this thing open.

G-13-03 An Ordinance Updating the City of New Albany Gonder 1&2
Common Council Administrative Procedures

Mr. Gonder introduced Bill G-13-03 for first and second reading, Mr. Phipps second, all voted in favor.

Mr. Gonder stated that there are a few items in here that are inconsistent within the code and this is an attempt to iron those out.

G-13-01 An Ordinance Prohibiting the Placement of Phipps 3
Furniture and Appliances Outdoors

Mr. Phipps introduced Bill G-13-01 and moved for the third reading, Mr. Caesar second, all voted in favor. Bill No. G-13-01 becomes Ordinance G-13-03

Mr. Phipps read the amended versions into the record.

G-13-02 An Ordinance Prohibiting Roadside Collections Phipps 3
within the Public Roadways of the City of
New Albany

Mr. Phipps introduced Bill G-13-02 and moved for the third reading, Mr. Caesar second, all voted in favor with the exception of Mrs. Benedetti, Mr. Blair and Mr. Gonder. Bill No. G-13-02 becomes Ordinance G-13-04

Mr. Phipps stated that they did clean this one up a little bit and removed right-of-ways and explained that this wouldn't preclude any charity if they wanted to get permission to collect on public sidewalks. He read into recorded the added sections that include street fairs and festivals. He explained that this was not meant to penalize charities but was meant to address some safety issues.

Mr. Blair thanked Mr. Phipps for the newspaper articles on this issue.

Mr. Caesar stated that the Salvation Army in New Albany really does a lot for the city by taking care of kids and indigent people and he just wanted everyone to remember them and all the work that they do.

Mr. Phipps added that he feels the same way about the Crusade for Children.

Mr. Coffey stated that anyone that wants to collect should be 501C3 group.

Mr. Zurschmiede stated that this is a very proactive thing for them to address and he appreciates it.

BOARD APPOINTMENTS:

Mr. McLaughlin appointed Mr. Bill Schmidt to the Building Authority Board of Trustees.

MISCELLANEOUS ITEMS:

COMMUNICATIONS – PUBLIC (non-agenda items):

IN COMMITTEE:

G-12-12	An Ordinance Amending the <i>Code of New Albany</i> Title IX: General Regulations, Chapter 99: STREETS AND SIDEWALKS, to include Section 99.03: RIGHT- OF-WAY MANAGEMENT PROGRAM, as permitted under Indiana Code 8-1-2-101, (a) through (d), to provide for the safety of the traveling public in the rights-of-way of the City of New Albany, Indiana.	McLaughlin 3
---------	--	--------------

TABLED ORDINANCES:

G-12-24	Ordinance Requiring Filing of Documents with City Clerk	Baird 3
---------	--	---------

ADJOURN:

There being no further business before the board, the meeting adjourned at 9:50 p.m.

Pat McLaughlin, President

Vicki Glotzbach, City Clerk