

**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 MONDAY, MAY 5,
2014 AT 7:30 P.M.**

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

OTHERS PRESENT: Mr. Lorch, Mr. Thompson, Mr. Robison, Police Chief Knight, Major Whitlow, Colonel Pennell, Fire Chief Juliot, Mr. Brinkworth, Mr. Hall, Mr. Gibson, Mr. Wood and Ms. Milburn.

MOMENT OF REFLECTION:

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Phipps moved to approve the Regular Meeting Minutes for April 17, 2014, Mr. Zurschmiede second, all voted in favor.

Mr. Blair moved to approve the Work Session Meeting Minutes for April 17, 2014 as corrected, Mr. Phipps second, all voted in favor.

COMMUNICATIONS – PUBLIC:

COMMUNICATIONS – CITY OFFICIALS:

Mr. Coffey stated that that he wishes that they could have the ball field on Charlestown Road in the City but they have to move the process along so that they don't put them another year behind. He explained that he feels like the Plan Commission should have voted in favor with a contingency if they had a problem with the road and he would like for something to the Plan Commission to let them know they can make a motion like that.

Mrs. Benedetti stated that the delay was because it wasn't advertised correctly.

Mr. Zurschmiede stated that they have been having their regular Tuesday meetings regarding the maintenance code and with the upcoming elections Mr. Lorch will be out for the next meeting and since he is a key component in the meetings he would like to resume their regular meetings the Tuesday after the elections.

Mr. Gonder thanked Mr. Thompson for taking the tree down on Spring Street. He explained that he received a call from a gentleman that lives on Kent Drive but he didn't bring the information with him and stated that he will get with him on the specifics.

Mrs. Benedetti asked Mr. Gibson if he had a chance to scan the union contracts for the Council.

Mr. Gibson explained that he hadn't had a chance to do that but he would get it to them after the meeting.

Mrs. Benedetti asked if the numbers he gave them prior are the solid numbers.

Mr. Gibson stated that it will be in that ballpark.

Mr. Phipps stated that the two weather sirens that were installed are up and working and the volume problem with the one on Spring Street has been corrected.

Mr. Caesar stated that that tomorrow is Election Day and encouraged everyone to go out and vote

COMMUNICATIONS – MAYOR:

Michael Hall stated that there is a ton of construction going on around the City. He explained that last week the pool project was awarded and it should be getting started soon. He stated that the Hoosier Panel Project is moving forward and the Binford Park improvement have also began.

Mrs. Benedetti asked if he knows what they are doing at Binford Park

Mr. Blair explained that they are installing soccer fields

Mrs. Benedetti asked how many fields there would be.

Mr. Gibson stated that he thinks there will be 10.

Mr. Caesar stated that the Council expected updates on this as it was being done not that they let out the contract.

Mr. Gibson stated that the renditions that the Council saw are the ones that they are working from and nothing has changed. He explained that they are just giving them an update to let them know it has started. He stated that he will get another copy of the renderings if that would help.

Mr. Hall stated that the Reno Storm Water Project is still in progress in addition to the East Main Street and Grantline Project. He explained that they have released some of the summer entertainment items as well as the first month's lineup for the Concert Series in Bicentennial Park. He stated that they released the lineup for the outdoor stage at the Boomtown Ball and Festival which is the all day festival on Memorial Day weekend. He explained that they went door-to-door talking to the merchants and other businesses to let them know what is going on and they all seem to be excited.

Mr. Zurschmiede asked when the first concert in the park will be.

Mr. Hall explained that it will be on May 30th

Mr. Coffey stated that he wanted to mention that the cost of the Aquatic Center came in at or below what was projected and they will be getting a super system.

Mrs. Benedetti asked about the amendments and if they could implement them in the future.

Mr. Coffey explained that they were alternatives if he cost was too high but that didn't happen.

APPROVAL OF CF-1 FORMS:

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: READING

R-14-03 Resolution of the Common Council of the City of Gonder
New Albany Concerning the CDBG FY2014 One-Year

Action Plan

Mr. Gonder introduced R-14-03 and moved to approve, Mr. Phipps second, all voted in favor.

Mr. Caesar explained that this was passed at the last Redevelopment meeting.

Mr. Coffey stated that the Federal Government has been cutting money out of these programs left and right and this is quite a bit less that it was last year.

Mr. Gibson stated that the projects are listed out and what they are for with a description of the items that fall under each one and it is similar to what they have seen in the past.

G-14-03 An Ordinance Increasing the Standard Travel Allowance Benedetti 1&2
Reimbursement for the City of New Albany

Mrs. Benedetti introduced Bill No. G-14-03 for first and second reading, Mr. Zurschmiede second, all voted in favor with the exception of Mr. Coffey who abstained.

Mrs. Bennett stated that it was brought to her attention that the Federal Government raised their travel allowance to \$0.56 and in 2008 they adopted the state standards and she is introducing this to increase the current standard from \$.040 to \$0.44 to continue to follow the state standard.

Mr. Zurschmiede asked Mrs. Benedetti if she knew how many people are being reimbursed.

Mrs. Moeller stated that they do not have an average but it is for individuals that attend conferences and training seminars.

Mr. Zurschmiede asked if there are employees that are using their own vehicles for their daily work with the City and if they turn that in.

Mr. Gibson stated that he doesn't think there are any employees currently using their own vehicles.

Mr. Gonder asked if it wouldn't be better to just adopt the policy that they continually go by the state rate.

Mr. Coffey stated that he has a hard time understanding the need for this and unless it is a part of their daily jobs he doesn't think they should entertain this because it sends the wrong message to the public.

Mr. Gonder stated that he would like to know how many people this applies to.

Mr. Gibson stated that it isn't done on a regular basis and it is just used for anyone that travels out of town to an event or conference. He explained that

Mr. Blair stated that he thinks that they need some more information because he would assume this would require an additional appropriation and amend the budget.

Mr. Gibson stated that he doesn't know the numbers but he can't imagine that it would have a huge impact. He explained that they encourage the staff to take advantage of these seminars because they are very beneficial to see what other communities are doing. He stated that he can look into it and give them a ballpark number.

Mrs. Moeller stated that there are some seminars that they are required to attend and state statute also give them a right to turn in mileage for reimbursement.

Mr. Coffey state that the way they did years before the council just allotted so much for traveling expenses and maybe that is how they should do this now.

Mrs. Benedetti stated that is how it is done. She explained that the change was brought to her attention by Ms. Milburn who asked if she would like to introduce and ordinance regarding the change in state statute.

Mr. Milburn stated that she does the claims for the council and saw that change and brought it to Mrs. Benedetti's attention. She explained that it will not change their budgets at all.

Mrs. Benedetti stated that they have line items for travel and expenses in their budgets. **Ms. Milburn** stated that the amount is capped and when you get to that amount you don't go anywhere else.

Mr. Zurschmiede stated that this is for all City employees not just for the Council.

Mr. Coffey stated that he has never seen this in their budget and asked if anyone uses it.

Ms. Milburn explained that anytime anyone goes out of town they turn a claim in and it is taken out of travel expenses.

Mrs. Benedetti explained that it is in the budget under the line item for travel.

Mr. Coffey asked how it is determined who uses it.

Mr. Milburn stated that anyone of them can use it.

Mr. Coffey asked if it was first come first serve because he knows in the past that a few individuals have burned up the amount and he thinks the public should know if they are traveling on their dime.

Ms. Milburn stated that the Council has a good amount of money budgeted for this expense and in all the time she has been with the City the funds have never been depleted.

Mr. Blair stated that they have \$4,000.00 in that line item.

Mr. Gonder stated that he would like to see it read that they stay with whatever the state is.

Mr. Phipps agreed with Mr. Gonder

Mr. Blair stated that he thinks it should something they do with their annual budgets.

Mr. Gonder stated that the last time it changed was 6 years and increase \$.04 isn't much.

Mr. Zurschmiede stated that it wouldn't amount to a huge number.

Mrs. Benedetti stated that she would have it amended before the third reading.

Mr. Blair asked if it could be worded take effect in the next budget year so that it can be budgeted in every year.

A-14-03 Ordinance for Appropriation of EDIT/Riverboat Caesar 3
 Money for the Capital Equipment Needs and Paving

Mr. Caesar introduced Bill No. A-14-03 and moved for the third reading, Mr. Phipps second,

Mr. Phipps withdrew his second,

Mrs. Benedetti moved to amend the ordinance to read not to exceed 2.75% for five year fixed with an amortization not to exceed 7 years, Mr. Phipps second, all voted in favor.

Mr. Caesar introduced Bill No. 4-14-03 as amended, Mr. Phipps second, all voted in favor. Bill No. A-14-03 becomes ordinance A-14-10

Mr. Caesar stated that they will have enough money for this but it will make things very tight as they go through the year. He asked Mr. Gibson to give them the financing information.

Mr. Gibson explained that the rates that they will be able to get on 5 years is between 2.5%-3.2%, 7 years is approximately 3.2%-3.5%, and 10 years is 3.5%-4%. He stated that their anticipation is to have a non-prepayment penalty so that if they decide to pay extra to that they can.

Mr. Caesar asked if they are just talking about the truck.

Mr. Gibson replies yes and stated that the cost is \$1,085,000.00

Mr. Blair asked about fees.

Mr. Gibson stated that they are all very minimal. He explained that the approximate yearly payment on the five year option would be about \$214,000.00, \$160,000.00 for the seven year and \$120,000.00 for the ten year.

Mrs. Benedetti asked what he would recommend that they go with.

Mr. Gibson explained that the seven year looks fairly appealing, especially with the non-pre payment aspects and most of them the first payment doesn't kick in for 6 months and the payment isn't unreasonable.

There was a lengthy discussion about possible issues with other trucks in the fleet and if that could cause a problem for the budget if they need to replace anything else.

Mr. Zurschmiede asked about the warranty on the truck

Fire Chief Juliot stated that it is the leading standard in the industry and is 2 full year's bumper-to-bumper.

Mr. Gibson stated that the details on that are in the packets that they handed out.

Mr. Zurschmiede stated that he is more comfortable with the five year financing.

Mr. Blair asked if any of the quotes was a five year fixed rate but a seven year amortization.

Mr. Gibson stated that he asks for a little bit of flexibility and right now they are basically just asking if they can financing this so he has somewhere to start off.

Mrs. Benedetti stated that she thinks that they will be able to pay it off before the five years.

Mr. Gibson stated that if they do their budgeting right he thinks they will be able to as well.

Mr. Caesar stated that he wouldn't want to go any longer than 5 years.

Mr. Coffey asked how much they save if they pay in off in five as opposed to seven.

Mr. Blair stated that it would be approximately \$35,000.00

Mrs. Benedetti asked if they can reassess at the end of the year to see if they can put a lump sum back on that.

Mr. Gibson stated that they can.

Mr. Blair stated that he would like to see them go with a five year term at a fixed rate and year 6&7 at a variable rate. He explained that this will give them flexibility and lower the rate initially.

Mr. Caesar asked if they are okay with receiving soft figures or if they want to wait until the next meeting

Mr. Gibson explained that the ranges that he is giving them are the ranges that they received so those are the numbers.

Mr. Zurschmiede asked if the 2.5% for 5 years was a quote that they received from someone.

Mr. Gibson replied yes.

Mr. Zurschmiede stated that is the one they should go with because it will mean a huge saving.

Mr. Blair explained that what he is talking about is keeping the 2.5% but they are paying it off over 7 years but it becomes a variable rate after 5.

Mr. Coffey stated that they don't know what is going to happen so that is dangerous.

Mrs. Benedetti stated that they will still have the money in reserve

Mr. Coffey stated that they may but they also may not.

Mrs. Benedetti stated that they need to watch the numbers.

Mr. Caesar asked that if they do this will it change the dollar amount that they will be paying in interest.

Mr. Blair stated that it will still be 2.5%

Mr. Gibson stated that the actual number is 2.59%

Mr. Blair stated that he would go back to that lender and ask if they can extend it two additional years and let that be variable.

Mr. Caesar asked if the five year fix with a two year arm was okay with everyone.

Mr. Blair stated that is assuming they will do that because he doesn't have a quote for that.

Mr. Gibson stated that he is sure he can get it done.

Mr. Coffey stated that he would like to see if they can do that.

Mrs. Benedetti stated that if he can't get that then he will bring it back to them.

Mr. Gibson stated that he is seeking some kind of authority to move forward on this part of it and to go ahead and get moving on the contract because if those numbers go away they will have to wait 6 months. .

Mr. Caesar asked if they could get those numbers to the Council as soon as he gets them.

Mr. Gibson stated that he absolutely will.

Mr. Coffey stated that they want to give him the authority but what happens if and if the lending institution doesn't agree with it.

Mr. Gibson stated that all he needs right now is the authority to go back and negotiate and he needs the flexibility to be able to do that.

Mr. Coffey stated that they need something to fall back on.

Mr. Blair stated that he is okay with giving Mr. Gibson the flexibility to try and negotiate.

BOARD APPOINTMENTS:

MISCELLANEOUS ITEMS:

Mrs. Benedetti asked if the ordinance that was passed at the last meeting regarding the police cars had been signed yet because it was her understanding that it was an automatic veto if it wasn't signed by the following meeting.

Mr. Gibson stated that the ordinance needs to be amended because they changed it during the meeting and since it hasn't been presented to the Mayor it isn't a veto and Mr. Lorch will get them the amended version to be signed.

Mrs. Benedetti asked if they should be following these ordinances when they are amended to make sure their attorney makes the changes to present the new document to be signed.

Mr. Gibson stated that is correct but he will try to work with them on that as well.

COMMUNICATIONS – PUBLIC (non-agenda items):

IN COMMITTEE:

G-14-01 Ordinance Adopting the International Property Zurschmiede 1&2
Maintenance Code Standards for the City of
New Albany

TABLED ORDINANCES:

Z-14-03 Ordinance Amending the Code of Ordinances of Baird 3
New Albany, Indiana Title XV Chapter 156
Autumn Grove Subdivision, LLC

ADJOURN:

There being no further business before the board, the meeting adjourned at 8:38 p.m.

Pat McLaughlin, President

Mindy Milburn, Deputy City Clerk