

**Meeting Minutes
Board of Commissioners
2524 Corydon Pike Suite 104
New Albany IN 47150
November 4, 2024
6:00 P.M.**

Al Knable called the meeting to order and led the *Pledge of Allegiance*

Present: President, Al Knable; Vice President, John Schellenberger and Jason Sharp

Also Present: Attorney, Rick Fox; Sheriff, Steve Bush; Judge Carrie Stiller; Councilperson, Connie Moon and Chief Deputy Auditor, Gloria Jones

Al Knable led a moment of silence for prayer, meditation or reflection

Motion to add Item 1d approval of Temple and Temple Whistlestop parking lot quote and Items 5a and 5b under County Attorney, Rick Fox for Floyd County Resolution 2024-19 to purchase Mecalac excavator and attachments and under 5b approval of U.S. Bankcorp Finance documents for same. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

New Business:

1. Building and Development Director-Nick Creevy

a. 2233 Budd Road Annexation/Future Development on County Roads

Al Knable said he asked this item to be placed on the agenda. He asked Mr. Creevy to put a preemptive letter together to send to the City of New Albany Zoning officials. The letter is to let them know that the County has certain rights with regards to development and organization out there.

Nick Creevy said this is a development that they have heard a lot of concerns about from County Citizens. It is in the recognized fringe area of planning and zoning jurisdictions. It is the City's planning and Zoning jurisdiction, although it is currently County property there are voluntary annexation before the City. Budd Road and Powderhouse Lane are County roads for the majority of the area where this development will take place. They have prepared a letter that they will send with the Commissioners' approval to the City Planning Director, Mr. Scott Wood. The County would like to have approval prior to final approval of the development of any ingress and egress onto those roadways and that those would meet our County standards primarily being that lots would not have direct access to those roads but they would instead use a subdivision to connect to those roads along with some dedicated right of way along it's roads.

Al Knable said they will have to investigate what leverage the County will have if the City chooses to move forward. He said this is not normal protocol. Normally they would wait for a decision but since there has been so much concern from the Citizens they thought it best to get

ahead of it and let them know that the County will be taking an active role to the degree they can with this.

Dr. Travis Ross, 502 West Arrowhead Drive, New Albany, Indiana, brought the attention to the Commissioners the property at 2233 Budd Road. The property was purchased by developer, Dylan Fisher and DBWF Enterprise. In the last month, against the wishes of literally hundreds of petitioners and protestors. This property has been rezoned by the City of New Albany as medium density residential. They, along with legal representation believe it is well out of line with Indiana Statutes of development and growth and clearly violates the comprehensive plan for the City of New Albany in several areas. He said there are 8 driveways that would have to be directly connected to Budd Road area and 9 directly to a narrow blind curve on Powderhouse Lane. Both roads are very small. They believe the introduction of these driveways would be dangerous to the current and future residents. There are also two roads on the plat, one is into the narrow blind curve on Powderhouse Lane and the other is on to Budd Road. He said City Council has ignored its own comprehensive plan and State Statute to move forward with this dense rezoning and the citizens asked them to consider it light residential. Their requests have been ignored. Dr. Ross is representing 650 individuals that have signed a petition for this type of responsible development. They are asking that the County protect the current and future residents by not allowing any driveways onto the County Road and also ask that they work to ensure the developer brings the roadway out onto a safe area.

Al Knable complimented the group for being honest and organized and hope they get a fair shake and fair hearing.

Motion to approve the proposed letter. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

b. Bridge 51 Parcel 2 Access Agreement

Nick Creevy said the agreement is for the County to maintain access to and from the Koerber Fine Jewelry property during construction.

Motion to approve. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

c. Approval of Rumpke Garbage Service Quotes

Motion to approve. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

d. Approval of Temple & Temple Whistle Stop Parking Lot Quote

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

2. County Engineer-Horacio Urieta

a. Agreement to Terminate Contract Bridge 27

Horacio Urieta said the termination contract is with R.L. Vuxson regarding the repair of the foundation of Bridge 27. There were some items that they did not want to do and did not think necessary and did not feel confident in the work itself. He thinks this is the best way to stop and look for a major avenue to replace the entire bridge.

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

b. Bond Release for Legacy Spring Subdivision - Phase 2

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

3. FC-JRAC Recommendation for OPIOID Fund Awards-Judge Stiller

Judge, Carrie Stiller, spoke on behalf of Floyd County Justice Reinvestment Advisory Council, JRAC. In 2022 the Commissioners asked JRAC to make recommendations on the first \$800,000.00 of Opioid funding that they had received in the restricted and unrestricted funds. They set up a work group with Council Woman, Connie Moon, as the lead. Other members of the group were Daraius Randelia, Denise Beckwith, Charlotte Bass and Sergeant Kara Hodges. They formulated an application and a rubric for scoring mechanism. \$280,490.75 of the funds have been assigned for this purpose were proposed to the full JRAC. She said all Judges abstained from voting as well as anyone who was an interested party to someone that applied. The recipients are:

Brandon's House \$24,000.00

Breakaway \$91,000.00

Genesis House for Women \$19,220.0

Jacob's Well \$74,360.00

Kerith Family Recovery \$40,000.00

Open Door Youth \$31,910.76

Connie Moon said they will send out an email to the recipients after the Commissioner's approval.

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

4. Sheriff-Steve Bush

a. Requesting Available Space at Frank Denzinger Criminal Justice Building

Sheriff Bush gave a presentation on the history of the Frank Denzinger Criminal Justice Building. The New Albany Police Department will be moving out in January 2025. He would like the Sheriff Department to use the space for a training room, attorney-client rooms, possible zoom cases and move admin offices to that space.

John Schellenberger said it was mentioned to EMA there but has since decided it would not be a good move because of parking and space.

Jason Sharp said there are a lot of moving parts and would like to see how they play out before making a commitment.

Al Knable recommended to table. He would like whoever wins the election to have input and also discuss funding.

Motion to table to the second November meeting. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

5. County Attorney-Rick Fox

a. FCR 2024-19 Resolution to Purchase a Mecalac Excavator and Attachments

Motion to approve. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.

b. Approval U.S. Bankcorp Finance Documents

Rick Fox said this for the funding of Mecalac Excavator and attachments. There will be 20 payments of \$40,406.80 every six months beginning January 1, 2025 until July 1, 2034

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

6. Board & Committee Reports

John Schellenberger

- 10/21/24 - Attended the Full JRAC board meeting at noon
- 10/22/24 - Met with BluMine to review 2024 utilization.
 - Later that day, attended Joint Commissioner-County Council meeting.
- 10/24/24 - Attended the KIPDA meeting by zoom.
 - Later that evening, I attended the Highlander Fire District Meeting at the Lafayette Fire Station.
- 10/30/24 – Attended Teamsters contract meeting to discuss the Road Dept

Jason Sharp

- 10/15 and 10/20 – Collective bargaining Unit for the Road Department
- 10/22 – Joint Commissioner-County Council meeting

- Approval of the Commissioners Meeting Minutes for October 15, 2024

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

- Approval of Payroll and Claims

Motion to approve. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Today's Meetings:

Stormwater – 4:30 p.m.

Next Commissioners Meeting:

Monday, November 19, 2024 @ 6:00 p.m.

Comments:

Judge Carrie Stiller said, in regards to the jail expanding to the NAPD area, the jail count is up. They need an area for meeting for Clients and programs. It would be beneficial to the courts.

Joseph Moore, Georgetown, said the elected officials are hired by the citizens. He asked them to consider allowing the public input before voting on some items.

He thinks it's important that the public gets to ask questions, not just comments. Al Knable said when he was president of the City Council citizens would sign up to speak but would have to say which agenda item they want to speak on. He said there could be an issue that they aren't prepared to comment. The Commissioners have always made themselves available after the meetings for question or comments. The Commissioners said they would be open to allowing citizens to comment on agenda items before a vote.

Motion to adjourn. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.

Approved on November 19, 2024

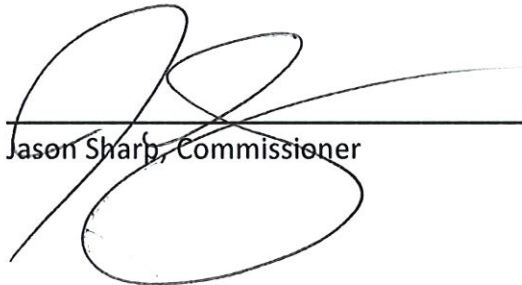
BOARD OF COMMISSIONERS



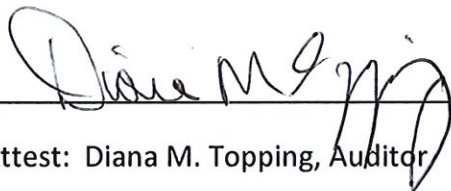
Al Knable, President



John Schellenberger, Vice President



Jason Sharp, Commissioner



Attest: Diana M. Topping, Auditor