**MEETING MINUTES**

**BOARD OF COMMISSIONERS**

**2524 CORYDON PIKE SUITE 104**

**NEW ALBANY IN 47150**

June 4, 2019

6:00 P.M.

**Commissioner Billy Stewart, President opened the meeting and led the Pledge of Allegiance.**

**Roll Call: Present-**Billy Stewart, John Schellenberger, Shawn Carruthers.

**Also present:** Rick Fox, Attorney; Scott Clark, Auditor, James Sinks, Assessor, Denise Konkle, Council President, Dale Bagshaw, Council member.

**Old Business:**

1. **Floyd County Director of Operations-Don Lopp**
   1. ROW Lawrence Banet Road-Plan was to acquire the property from the property owners. Several properties have been acquired. The gap property is in question. The gap is the grassy area between the roadway and the property lines. The question that needs to be answered is “who owns that grassy area?”

There is no action to be taken.

**New Business:**

1. **Honeywell Building Solutions-James Zollman**

Follow-up conservations with Don Lopp and his team concerning upgrades & long term operations. Asking permission to do a facilities study of Floyd Co Government bldgs.

***Motion to approve Honeywell to do a feasibility study at no charge. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

Billy stated to coordinate with Don Lopp. John asks how long it would take. Mr. Zollman stated it would take 60 to 90 days.

1. **John Kraft-Villages of Valley View**
   1. Rezoning of property directly across from Valley View Golf Course. 13.04 acres. Plan Commission gave the rezoning a favorable recommendation. The plan is to move from an RS rating to a RU rating. It would be a development of 55 patio homes.

***Motion to allow public input. Moved by John Schellenberger; seconded Shawn Carruthers. Motion passed unanimously.***

**PUBLIC:**

Christopher Scott - 3609 Lawrence Banet Rd. He stated he moved to the area for the country feel. Therefore he is not in favor of the development.

Michael Kelly - 3499 Lawrence Banet Rd. Mr. Kelly stated when he moved to the area the zoning was for 25 homes, then it changed to 39 homes and now it could be 55. The green space of Valley View Golf Course should not be considered because you can’t go walking through a golf course. Baby boomers are not downsizing as some newspapers are reporting. They don’t want to move.

Wanda Juliot - 3614 Lawrence Banet. Ms. Juliot has been a resident for 54 years. Her concern is traffic. One mile of Lawrence Banet Rd has 130 homes on it. When she moved here there were 4 homes. Lawrence Banet has not been widened since it was put in and is still a country road. When there is an accident on the Sherman Minton Bridge or Hwy 150 all the traffic comes through Lawrence Banet Rd. and it’s hard to get out of your own driveway. Her concern is also all the bars in the area that make it that much more dangerous.

Rodney Smith - 3951 Lawrence Banet Rd. Mr. Smith is concerned that the plan commission gave a positive recommendation. He doesn’t think it was as positive as people have let on because of the traffic situation.

Mrs. Comity - 3578 Lawrence Banet Rd. Her concern is the price of the housing. She doesn’t feel like there are jobs that pay the money to buy the houses.

Larry Payton - 3002 Fairway Dr. Mr. Payton’s concern is the sanitary sewers. There is not a place on the drawings that mention sanitary sewers. Where will the sewers connect? The ground in Floyd County is not worth diddly squat. It will not perk. Will other residents be allowed to connect?

Shawn Carruthers ask if Jeff Eastridge, President of the Floyd County Plan Commission would come and talk from a Plan Commission point of view. Mr. Carruthers would like to have a clarification on how the Plan Commission came to their decision. Mr. Eastridge stated the Plan Commission did not hear the plat proposal. They did see it but did not hear it. They only voted on the rezoning.

Justin Tackett with the Commissioner’s office answered several questions about the staff report that John Schellenberger was presented concerning previous zoning of the property in question.

Mr. John Kraft clarified the traffic study that Mr. Tackett spoke of. Mr. Kraft also spoke to the fact they are not asking for a subdivision they are asking for a rezoning. Mr. Kraft says there are several older citizens that have voiced the concern of wanting to down-size but do not want to leave the area. There are also several citizens that have stated they want to put their name in for one of the patio homes that will be built.

***Motion to deny the rezoning. Moved by John Schellenberger; seconded by Billy Stewart. Shawn Carruthers opposed. Motion passed 2-1.***

Ordinance only requires one vote to deny.

1. **Floyd County Stormwater Director-Chris Moore**
   1. Proclamation for 2019 Stormwater Awareness Week

***Motion to approve. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

1. **Floyd County Auditor-Scott Clark**
   1. Maximus Contract
   2. IDOC Contract amendment
   3. SRI Contract

***Motion to approve the Maximus & SRI contracts and the amendment to IDOC contract. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

1. **Floyd County Director of Operations-Don Lopp**
   1. Closing out Moser Knob Rd.-Jorge Lanz has a change order he passed along. It is a reduction of -$357,339.55. The road is open and being traveled. The only issue is the semi-truck seen driving there, which is not in line with the ordinance. Mr. Lanz is requesting approval of the change order.

***Motion to approve the change order. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* 1. Contract Stellar Communities-last meeting Commissioners approved the contract for professional services with Taylor, Siefert & Williams Design for the Star Communities Project. Need contract signed.

***Motion to allow President Billy Stewart to sign contract. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* 1. Paving Quote – tabled.
  2. Plat – Windsor Creek-table.
  3. Bicentennial Update - 25 families provided applications for luncheon at 4H fairgrounds. Saturday is movie in the park.
  4. Innovation Park Update - application has been submitted for rezoning and a 14 lot subdivision. A draft of a list of written commitment of uses in the office business zone that we are asking to be prohibited. Office business has a wide range of zones. It also includes these since it is an innovation technology campus that really would not fall into what we are looking for in terms of this product. It would be commercial auto sales, commercial recreation uses, uses listed under agricultural, uses in office business, residential uses, mini warehouses, specialty trade, trade shop and warehouse storage. Would like to get approval to submit that to the Plan Commission as a draft form of written commitments.

***Motion to approve. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* 1. Pitney Bowes-lease of a postage machine at Pineview. The cost is $28.44 monthly.

***Motion to approve contract for postage machine. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* 1. Request for bids for 808 West Street tax sale property. One bid was received. Is there anymore bids in the audience? No. One bid was opened and read. The bid was for $100.00.

***Motion to allow President Billy Stewart to sign outside the meeting. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

***Motion to take bid under advisement for $100.00 at 808 West St., Property ID# 22-05-03-401-167.000-008. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* 1. As part of the movie night, Mr. Lopp is asking that Norman Perkins Way be closed at 4:00 pm until midnight on Saturday allowing folks that park at the local church and also at the fire station to allow them to get across the street to the digital library for the movie and back to their vehicles.

***Motion to close Norman Perkins Way this Saturday night for movie night. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

1. **Approval of Solicitation permit from Southwestern Advantage Educational Resources-**

Applying for a permit to sale educational resources door to door. A representative was not present.

***Motion to table until next meeting. Moved by Billy Stewart; seconded by John Schellenberger. Motion passed unanimously.***

1. **Request for temporary street closure**. 100 meter portion of Wabash Avenue from noon to 9pm on Sunday July 7th, 2019. Annual family reunion they’ve been having for roughly 60 years.

***Motion to approve street closure. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

1. **Board & Committee Reports-**

**John Schellenberger** EMS Committee. Fitch and Associates has all the information needed now to do their study. John stated it would probably be 12 weeks from the 1st of June to have our first feedback on the study.

Mr. Schellenberger attended a meeting today at One Southern Indiana concerning the vision and goals for the RDA. They have identified projects for Project Leader, Project Partner and Project Sponsor. The four projects they are looking at for Project Leader is regional collaboration, regional broadband initiative, regional marketing and regional trail initiative.

**Shawn Carruthers-**KIPDA meeting about roads and bridges. Most in Kentucky. Spoke with TARC about bus lines helping to get people to job sites.

Mr. Carruthers attended a River Hills board meeting. Not much going on. Waiting for grants to go out. Worked on balancing the budget.

Mr. Carruthers also attended a Horseshoe Foundation meeting. There was a presentation from the riverfront project. Everything is on track for getting trails connected. It will be a state of the art park. Possibly world-renowned.

**Billy Stewart-**Mr. Stewartis the Commissioners’ representative on the negotiation committee with the Sheriff and Corrections.

Mr. Stewart is also on the Legacy Foundation. There is 8 million in the foundation. We are looking to draft guide lines for grants to different organizations with that money.

Mr. Stewart is on the subdivision committee. We are working on having our zoning ordinance to match up with our comprehensive plan.

Mr. Stewart stated we received an award from the West Floyd-East Harrison County Community Association. It is a “Heritage Award” that is awarded to different members of the public. This award was given to Floyd Co Government for what we do for Floyd County citizens. Mr. Stewart ask Suzanna to post the award.

* Approval of the May 21, 2019 Commissioners Meeting Minutes.

***Motion to approve May 21, 2019 Commissioners minutes. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***

* Approval of Payroll and Claims

***Motion to approve payroll and claims. Moved by Johns Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously***

**Today’s Meetings:**

4:30 P.M. Stormwater

5:30 P.M. Executive Session

**Next Commissioners Meeting:**

June 18, 2019 @ 6:00 p.m.

**PUBLIC INPUT**

**Jeff Eastridge** stated he is on the plan commission and they do their due diligence. He appreciates the fact that all can agree to disagree. He thanked the Commissioners for doing what they do.

**Wanda Juliot** states she appreciates all the Commissioners do for the County.

**George Mouser**, 6411 Phillip Schmidt Rd, wants to thank the board for their vote on the rezoning tonight. He states he feels it was a ruse to get more intense development on that land. He feels many times people are listened to but not abided by.

Mr. Mouser ask what the resolution to the fees from the IRS is. Mr. Stewart states a representative from the state told him there was not malicious intent or anything criminal so therefore no action will be taken.

**Michael Kelly** thanked the Commissioners for allowing the public to speak. He is glad he is in America and he is glad he gets to speak.

**Dale Mann** ask “Doesn’t it feel good to do the right thing?” Mr. Stewart stated he does the right thing every day. Mr. Mann stated you don’t always do what I think is right and chuckled.

**James Sinks** stated the traffic on Lawrence Banet is horrible and he also feels they made the right decision.

**Dale Bagshaw** encouraged everyone to attend the 4H fair starting Wednesday and ending Saturday.

***Motion to adjourn. Moved by John Schellenberger; seconded by Shawn Carruthers. Motion passed unanimously.***