

## AGENDA

**A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, APRIL 5, 2016 AT 10:00 A.M.**

### CALL TO ORDER:

### PLEDGE OF ALLEGIANCE:

### NEW BUSINESS:

1. Mohammad Nouri re: Curb cut at 108 Daisy Lane 502-292-7705
2. Vectren re: Cut request for 1629 E. Market St. (13321095) – street cut
3. IN-AWC re: Street Cuts for 224 Green Street (replace service)

### COMMUNICATIONS – PUBLIC:

### OLD BUSINESS:

### TABLED ITEMS:

### COMMUNICATIONS - CITY OFFICIALS:

1. Warren Nash re: M. Fine and Sons Building

### APPOINTMENTS:

### BIDS:

### CLAIMS:

### APPROVAL OF MINUTES:

Regular Meeting Minutes for March 29, 2016

### ADJOURN:

**A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WAS HELD IN THE THIRD FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, MARCH 29, 2016 AT 10:00 A.M.**

**PRESENT:** Warren V. Nash, president and Cheryl Cotner-Bailey, member. Mickey Thompson, member, was not present.

**OTHERS PRESENT:** Assistant Police Chief Fudge, Fire Chief Juliot, Fire Marshal Koehler, David Hall, Brandon Sailings, Chris Gardner, Bryan Slade, Alicia Meredith, Courtney Lewis, Jessica Campbell, Matthew Nash, Larry Summers, Sandy Boofter, Krisjans Streips and Vicki Glotzbach

**CALL TO ORDER:**

**Mr. Nash called the meeting to order at 10:00 a.m.**

**PLEDGE OF ALLEGIANCE:**

**NEW BUSINESS:**

**1. Margaret Lawrence re: Outdoor seating at Feast Restaurant**

**Ms. Casey Cull** stated that they are seeking permission to put a couple of tables out in front of their business. She said that the area is 11 X 14 and presented a drawing and pictures of what they would like to do. She also said they will leave three feet of sidewalk space and could bring it back another foot if they need to make more room.

**Mr. Nash** stated that this board's concern is always with ADA requirements.

**Mr. Thompson** stated that the requirement is 42 inches.

**Mr. Summers** stated that 42 inches is what we typically go by but he prefers 48 inches. He explained that his biggest concern is that there is enough room between where it will be roped off and the tree well.

**Ms. Cull** said that they could move it back.

**Mr. Thompson** moved to approve providing they leave enough room for ADA compliance, **Mrs. Cotner-Bailey** second, motion carries.

**2. Matthew Nash re: Request for "No Parking" sign on Mary Lee Drive near the intersection at Old Ford Road**

**Councilman Matthew Nash** stated that he represents the 5<sup>th</sup> District and was called by a resident on Mary Lee Drive because occasionally cars park on the pavement between the last driveway and the stop sign at Old Ford Road and it creates a dangerous intersection. He presented pictures for the board to review.

**Mr. Thompson** stated that he would like to put a sign on the existing stop sign that is there that says no parking on the street.

**Mr. Thompson** moved to approve the installation of a no parking on the street sign on the stop sign at Old Ford Road and Mary Lee Drive, **Mrs. Cotner-Bailey** second, motion carries.

**3. IN-AWC re: Street Cut permits for Culbertson & 9<sup>th</sup> (replace hydrant), 519 E. Spring Street (retire service), 501 East Spring Street (retire service), 509 East Spring Street (retire service), 401 East Spring Street (retire service), 411 East Spring Street (retire service), 430 East Elm Street (retire service)**

**Mr. Thompson** stated that these are in conjunction with the Breakwater Project.

**Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.**

**4. Derek Misch with Dan Christiani re: Traffic control plan for IN-AWC Ashley Court Project and traffic control plan for Breakwater Project**

**Mr. Derek Misch** passed out the plans for the projects and reviewed them with the board.

**Mr. Nash** asked if the Ashley Court closure was from March 30<sup>th</sup> until April 1<sup>st</sup>.

**Mr. Misch** replied that it is just those two days because they have to pour the concrete cap back across the street and it is supposed to rain on Thursday so they will asphalt on Friday.

**Mr. Nash** asked how the Ashley Court people will be able to get in and out.

**Mr. Misch** explained that they can get in off Green Valley Road and Farrington Drive because the work is actually going to be over to the side but they just wanted to close the intersection to no thru traffic. He then stated that they are going to start the water line installation on the Breakwater Project next week and explained that they will need to close the right lane on Elm Street at E. Fifth Street and E. Fifth Street. He said that they will also need a street cut.

**Mr. Nash** asked if the residents will still have access.

**Mr. Misch** replied yes.

**Mr. Thompson moved to approve both closures and the street cut, Mrs. Cotner-Bailey second, motion carries.**

**5. Tim Daniel with Lithocraft re: Closing alley behind 1502 Beeler Street**

**Mr. Tim Daniel** stated that they have a piece of equipment coming in on April 4<sup>th</sup> and the machine has to go 25 ft. in the air to the third floor of the building and they would like to close the alley which would affect three homes. He said that he left notes at their residences as well as knocked on doors to let them know about the closure. He said that he thinks it should be done on Monday and Tuesday but may run over into Wednesday.

**Mr. Thompson** asked if it will just be during the day.

**Mr. Daniel** stated that he thinks said that it will be done during the day and there shouldn't be any trucks there overnight. He explained that Padgett is bringing in 75,000 lb. lift and he doesn't know if they will leave it parked in the alley or take it back. He added that even if they leave it in the alley overnight, they should be able to move it out of the way.

**Mr. Nash** asked if he made personal contact with the residences affected.

**Mr. Daniel** stated that he made personal contact with one of the three but he left a note with his business card at their doors. He said that he will try to make contact with them again between now and Monday.

**Mr. Thompson moved to approve the closure for April 4<sup>th</sup>, 5<sup>th</sup> and 6<sup>th</sup>, Mrs. Cotner-Bailey second, motion carries.**

**6. Dale Seelye re: Installing driveway at 2026 Mary Lee Drive**

**Mr. Dale Seelye** presented pictures of the area for the proposed driveway for the board to review. He explained that it will be 114 ft. and he has a contractor that is going to do it.

**Mr. Thompson** asked if it was going to be concrete.

**Mr. Seelye** replied no and stated that it would be black top. He also stated that he is going to install leach lines to drain water into the road because he has standing water in his yard.

**Mr. Thompson** stated that there is no street cut involved.

**Mr. Nash** stated that since he is not getting a curb cut, this board doesn't need to approve anything.

**COMMUNICATIONS – PUBLIC:**

**Mr. Randy Gibson** stated that he would like for the board to check into a stop sign on Cherokee Drive close to Wahoo Drive and possibly consider a speed bump or something else instead. He explained that he was pulled over for running the stop sign because he didn't see it. He said that the officer told him that they have quite a few complaints in that area.

**Mr. Thompson** stated that Wahoo Drive is offset and the stop sign lines up with the other side of Wahoo Drive not the far side.

**Mr. Gibson** stated that the stop sign is not on the actual corner of Wahoo Drive, it's on the dead end that's a cul-de-sac.

**Mr. Thompson** stated that is Wahoo Drive as well and the reason the stop sign is there is so that the people on Wahoo Drive can get out.

**Mr. Nash** asked if the stop sign needs to be moved.

**Mr. Thompson** stated that he doesn't think so.

**Mr. Nash** stated that there have been many complaints on Cherokee Drive for speeding.

**Ms. Chrystal Goebel** stated that she opened a retail business at the Underground Station and is seeking approval to install a hanging panel sign on the exterior of the building outside of her suite. She presented drawings for the board to review and stated that Bottom Sign Company is making the sign and they made the Underground Station sign as well.

**Mr. Summers** asked if it will hang over Bank Street.

**Ms. Goebel** stated that it is a corner bracket and she doesn't know how much it hangs over the sidewalk. She added that it will basically protrude 36 inches from the corner of the building.

**Mr. Summers** asked how far the vertical clearance is over the sidewalk.

**Ms. Goebel** stated that she doesn't know but they can go as high as they need to.

**Mr. Summers** stated that he doesn't have a problem with it as long as it is above 80 inches of the sidewalk.

**Ms. Goebel** stated that they also have their certificate of appropriateness.

**Mr. Thompson** moved to approve the sign request for The Olivet, Mrs. Cotner-Bailey second, motion carries.

**Mr. Joe Kraft** stated that he is a member of Holy Family Catholic Church and he also has a property on Coyle Drive and one on Ellen Court. He explained that there is a lot of foot traffic from the swimming pool in that area and some of the sidewalks need to be repaired. He said that Holy Family is replacing the sidewalks that go from their back parking lot to their property line and they wanted to see about getting the rest of the sidewalks repaired. He stated that Holy Family is starting their work next week on their portion and presented drawings for the board to review. He said that the red sections are what the city would be responsible for. He said that he just wanted to make the board aware of the sidewalks that need to be repaired and wanted to see if anyone could take a look at them.

**Mr. Nash** stated that the city would look into it.

**Mr. Nash** asked who their contractor is.

**Mr. Kraft** stated Custom Concrete is their contractor and he would email all of the information.

**OLD BUSINESS:**

**1. INAWC re: 214 W. 9<sup>th</sup> Street (street cut), 216/218 W. 9<sup>th</sup> Street (street cut), 220 W. 9<sup>th</sup> Street (street cut), 222 W. 9<sup>th</sup> Street (street cut), 224 W. 9<sup>th</sup> Street (street cut)**

**Mr. Thompson** stated that it was a recently paved street and they cut five holes in it to retire service. He added that it wasn't a main break and he is working with the water company to resolve the matter. He said that it could be taken off of the agenda and he will bring it back to the board when it is resolved.

**Mr. Nash** asked if they have done the cuts yet.

**Mr. Thompson** replied yes and stated that is the problem.

**2. Thorntons re: Curb cuts at Coyle Drive and State Street**

**Mr. John Pacyga** was present with a request to go from four curb cuts to three. He added that this project is adjacent to Coyle Drive and they are providing sidewalk down Coyle Drive.

**Mr. Thompson** asked if one curb cut on Coyle Drive is being eliminated.

**Mr. Pacyga** replied yes.

**Mr. Nash** asked if they are tearing down the building that is there now and replacing it.

**Mr. Pacyga** replied yes and stated that they are going to do it in a sequenced fashion so that the entire site is not closed down at one time. He added that the new building will set back farther and will allow better turning for cars coming in and out and eventually there will be a new gas canopy there as well.

**Mrs. Cotner-Bailey** moved to approve, **Mr. Thompson** second, motion carries.

**3. AT&T re: Street cut on East 5<sup>th</sup> Street**

**Mr. Thompson** stated that it was an emergency repair and the work has been done.

**Mr. Thompson** moved to approve, **Mrs. Cotner-Bailey** second, motion carries.

**TABLED ITEMS:**

**COMMUNICATIONS - CITY OFFICIALS:**

**1. Vicki Glotzbach re: Parking issues on Cherry Street**

**Mrs. Glotzbach** stated that her office has received numerous phone calls from residents on Cherry Street regarding parking issues. She explained that they sometimes park a little on the sidewalk but they do this to keep their cars from being hit. She said that they keep getting tickets for parking like that but they don't want their vehicles to be damaged.

**Mr. Nash** asked what block of Cherry Street.

**Mrs. Cotner-Bailey** stated that it is probably the stretch from West Street to State Street.

**Mr. Nash** asked that the traffic division look into this.

**Assistant Police Chief Fudge** stated that they will look into it.

## **2. Joe Ham re: Update on pipe repair on I-64**

**Mr. Ham** explained that he talked with the state and they have located a 12 inch pump in Columbus and are in the process of trying to move it down here. He said between his department and the state, they have been pumping with two 6 inch pumps throughout the night trying to get ahead of it but the water is still continuing to rise. He said that in the process of shoring up to make it safe enough, the belief is that they possibly may have hit the remainder of the pipe that was open restricting it further. He also said that there is some flow coming out but it is rather restricted and at this point they will continue to pump to try to get ahead of the rain that is coming and will pump throughout the rain event. He added that the state is working hard to get their contractor in there quickly enough but they are not close enough to allow them to safely access the pipe. He said that he asked when they may have everything opened up and working and they are looking at two to three weeks but they are looking at two to three days before they can just get to a point where they can access where they can at least rip the end of the pipe up to get more relief.

## **3. John Rosenbarger re: Update on Greenway Project**

**Mr. Rosenbarger** explained that the board sign and approved the plans for the last section of the Greenway Project back in December which begins where the old one left off at the extension of E. 8<sup>th</sup> Street and goes to 18<sup>th</sup> Street. He stated that it turns into a pure walking path at Silver Creek and Clarksville is going to build a bridge for the rest of the Greenway to connect up to Clarksville and Jeffersonville. He said that the project is going to have a limited road access and remain quite narrow and adds a 12 ft. multi-use path. He also said that one deviation from the current model is that the path will be up against the floodwall beginning at E. 10<sup>th</sup> Street. He explained that there is a doorway there that people walk through and they wanted to keep the roadway where it is located now to minimize impact into the Ohio River side. He added that if you put the roadway up to the floodwall, it would be two steps away from that doorway for moving cars. He said that there are some trees that are being cleared now in advance of the May letting because they are required to be removed before April 1<sup>st</sup> because of the endangered species of the Indiana bat. He explained that they don't want trees to remain as nesting places for the Indiana bat that could kill offspring. He then said that project letting is this May and the project is scheduled to take about a year and a half. He said it is 80% federal money and 20% local and completion date is as much as a year and a half off.

**Mr. Nash** asked how many trees we are talking about.

**Mr. Rosenbarger** stated that the total is 109 more or less. He then stated that there is a replacement portion of the project and he will revisit that because it was more than they first thought.

**Mr. Summers** stated that we hired an environmental engineering firm to come out and determine the correct number of trees and they identified each of the bat trees along the corridor.

**Mr. Nash** asked where the bats would go.

**Mr. Rosenbarger** stated that they will find new roosting places and there is a wide array of places that they can nest.

**Mr. Nash** asked if this has gone to the tree board.

**Mr. Streips** stated that it hasn't gone before them officially.

**Mr. Rosenbarger** stated that he spoke with the arborist and he doesn't typically want to review this type of project to get in the way of DNR requirements.

**Mr. Streips** stated that it will be reported to the tree board but the overall project was approved years ago. He also stated that they will look through the replanting plan and make sure that is in order.

**Mr. Nash** asked what the formula is for replanting.

**Mr. Streips** stated that he is not sure what DNR's requirements are.

**Mr. Rosenbarger** stated that the Mr. Greg Mills said that it is up to three to one.

**Mr. Nash** asked if someone is inventorying what is being cut.

**Mr. Rosenbarger** replied yes and stated that they were individually marked.

**Mr. Nash** asked where they are.

**Mr. Rosenbarger** stated that they are from E. 8<sup>th</sup> Street all the way to E. 18<sup>th</sup> Street.

**Mr. Nash** asked if there is any concern about erosion.

**Mr. Rosenbarger** stated there is always concern for erosion and that is built into the plan.

**Mr. Nash** asked if it would be open to vehicular traffic.

**Mr. Rosenbarger** replied yes and stated that generally the whole street is between 16 and 18 ft. wide and there are a couple of pull off places to calm traffic.

**Mr. Nash** asked Mr. Summers if he was okay with it.

**Mr. Summers** stated that we were initially expecting a lower number of trees but after the environmental folks went out and identified them, it was a little higher than expected.

**Mr. Nash** stated that he was a little surprised that all of that could be done without anyone approving it or being informed.

**Mr. Rosenbarger** stated that they should have come to the board sooner but they got caught up in the deadline of use it or lose it.

**Mr. Nash** asked about all of the cutting of trees behind State Street Baptist Church.

**Mr. Streips** stated that is private property and it is permitted in anticipation of development.

**Mr. Nash** asked if they are allowed to cut on steep slopes like that.

**Mr. Streips** said that he would have to review that.

**Mr. Nash** asked Mr. Summers if he was aware of the all of the cutting.

**Mr. Summers** replied that he was aware of the actual cutting and he knows that they were required to stop once they disturbed the actual ground and install erosion control measures.

#### **4. Warren Nash re: New Albany High School Boys' Basketball Team**

**Mr. Nash** complimented the New Albany High School Boys' Basketball Team for winning the State Championship. He said that Mayor Gahan has proclaimed next week as New Albany Bulldog Week. He also said that we need to be thinking about new signs coming into the city honoring that team and showing them our appreciation for all the publicity they have gotten for our city. He added that he went to the celebration on Sunday evening and we certainly have some fine young men representing our city and we should be very proud.

#### **APPOINTMENTS:**

#### **BIDS:**

#### **CLAIMS:**

**APPROVAL OF MINUTES:**

**Mrs. Cotner-Bailey moved to approve the Regular Meeting Minutes for March 22, 2016, Mr. Thompson second, motion carries.**

**ADJOURN:**

There being no further business before the board, the meeting adjourned at 10:55 a.m.

\_\_\_\_\_  
Warren Nash, President

\_\_\_\_\_  
Vicki Glotzbach, City Clerk







MAXIMO SITE VISIT / SEWER LOCATE FORM

Operations Center (Write in) Clarksville

Street Address 1629 E. Market St. City/Town New Albany

MAXIMO "Parent" Work Order Number 13321095

MAXIMO "Child" Work Order Number 13321755

New  Renew  Retire  Resize  Relocate  Other  Estimate only

1.  <sup>Y</sup>  <sup>N</sup> Sewer lateral locate is needed. If not, explain why. \_\_\_\_\_

2.  <sup>Y</sup>  <sup>N</sup> Site is ready for service installation. If not, check below WHY the site is not ready and place job in review with an explanation in SYCLO.

House has not been started  Building materials are blocking route

Lot is not at final grade  Other (Write in) \_\_\_\_\_

3.  <sup>Y</sup>  <sup>N</sup> Site is marked in white for locates or locates have been requested and will be ready in two working days.

Locate Number \_\_\_\_\_ Time Called \_\_\_\_\_

Start Date \_\_\_\_\_ Expiration Date \_\_\_\_\_

4.  <sup>Y</sup>  <sup>N</sup> Permits needed prior to the planned work accordance with state, county, or municipal requirements. Specify which permits are needed. (Write in)

Street cut permit - New Albany

5.  <sup>Y</sup>  <sup>N</sup> Necessary material is in truck stock. If not what is needed (Write in) \_\_\_\_\_

6. Estimated scheduled start date (Write in) 4-4-16

7. Other information needed to complete this work:

Special crew or equipment (Write in) \_\_\_\_\_

Other (Write in) \_\_\_\_\_ Welder

Completed by Jeff Higdon Date 4-28-16

Return this completed form with the Crew Sheet to the Operations Assistant and Scheduler no later than the next business day.

APPLICATION FOR STREET CUTTING PERMIT  
CITY OF NEW ALBANY

Accounting: J/H

Date: 3/30/2016

TO: Director of Street Department

FROM: Indiana-American Water Company

2423 Middle Road

Jeffersonville, IN 47130

We respectfully request permission to cut into a public right of way according to the provision of City Code at the following location:

(describe location & dimensions of cut)

224 Green St.  
replace service and set

5.5 x 6

Date work will commence: 3/21/2016

Date work will be completed: 3/21/2016

By acceptance of this permit, the applicant agrees to hold the City harmless from any damage to third parties as a result of the street excavation.

Indiana American Water  
Applicant

Lindsay Parente  
By

\_\_\_\_\_

A permit to cut a street in accordance with the above application is hereby issued, subject to the following conditions:

### Criteria for Evaluation

The following criteria are designed to guide states, Federal agencies, and the Secretary of the Interior in evaluating entries for the National Register.

The quality of significance in American history, architecture, archaeology, and culture is present in districts, sites, buildings, structures, and objects that possess integrity of location, design, setting, material, workmanship, feeling, and association, and:

- A. that are associated with events that have made a significant contribution to the broad patterns of our history; or
- B. that are associated with the lives of persons significant in our past; or
- C. that embody the distinctive characteristics of a type, period, or method of construction, or that represent a significant and distinguishable entity whose components may lack individual distinction; or
- D. that they yielded or may be likely to yield information important in prehistory or history.

Ordinarily, cemeteries, birthplaces, or graves of historical figures, properties owned by religious institutions or used for religious purposes, structures that have been moved from their original locations, reconstructed historic buildings, properties primarily commemorative in nature, and properties that have achieved significance within the last 50 years shall not be considered for the National Register. Such properties will qualify if they are integral parts of districts that meet the criteria, or if they fall within the following categories:

- A. a religious property deriving primary significance from architectural or artistic distinction or historical importance; or
- B. a building or structure removed from its original location but which is the surviving structure most importantly associated with a historic person or event; or
- C. a birthplace or grave of a historic figure of outstanding importance, if there is no other appropriate site or building directly associated with his productive life; or
- D. a cemetery that derives its primary significance from graves of persons of transcendent importance, from age, from distinctive design features, or from association with historic events; or
- E. a reconstructed building when accurately executed in a suitable environment and presented in a dignified manner as part of a restoration master plan, and when no other building or structure with the same association has survived; or
- F. a property primarily commemorative in intent if design, age, tradition, or symbolic value has invested it with its own historical significance; or
- G. a property achieving significance within the past 50 years, if it is of exceptional importance.


Owners of private properties nominated to the National Register must be given an opportunity to concur with or object to listing, in accord with the National Historic Preservation Act Amendments of 1980, and federal regulations 36 CFR Part 60. If the owner of an individual private property or the majority of private property owners within a district object, the property will not be listed.

If the property is approved by the City of New Albany Historic Preservation Commission and the Indiana Historic Review Board but cannot be listed because of owner objection, the State Historic Preservation Officer is required to submit the nomination to the Keeper of the National Register for a decision on eligibility for the Register. If the property is then determined eligible but not formally listed, federal agencies will still be required to allow the State Historic Preservation Officer and the federal Advisory Council on Historic Preservation an opportunity to comment on federal projects that may affect the property.

Unless objections are received within thirty (30) days, the property will be listed in the Indiana Register of Historic Sites and Structures, independently of the Review Board's decision on nomination to the National Register. If objections are received, a hearing on the nomination to the State Register will be held by the Indiana Historic Preservation Review Board which will make a recommendation regarding the listing. The final decision regarding any State Register nomination shall be made by the Indiana State Historic Preservation Review Board.

Copies of the nominations and more information on the federal tax credit or National Register programs may be obtained by contacting Laura Renwick at 812/284-4534 or by writing to the New Albany Historic Preservation Commission, c/o Indiana Landmarks, 115 West Chestnut Street, Jeffersonville, IN 47130.

Sincerely,

  
Laura Renwick, Administrator  
New Albany Historic Preservation Commission