

**Meeting Minutes**  
**Board of Commissioners**  
**2524 Corydon Pike Suite 104**  
**New Albany IN 47150**  
**September 3, 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 and Auditor, Diana Topping

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

**New Business:**

**1. County Attorney-Rick Fox-**

- a. FCR 2024-14 Approving Proposed Lease of New County Government Center Petition Approving Form

Brad Bingham of Barnes and Thornburg joined virtually to explain the process of obtaining the New County Government Center. The resolution establishes a nonprofit Building Corporation that would take on the debt from the purchase of the Chase property and then lease the building to the County. The next step is for the County Council to approve a resolution to approve the deal. If approved by Council, the Commissioners will have a public meeting and final vote to accept the Lease. The members of the Building Corporation Board are Todd Rosenbaum, Bill White and Tom Jones.

**Motion to approve Floyd County Resolution 2024-14. Moved by John Schellenberger.**

**Seconded by Jason Sharp. Motion passed unanimously.**

- b. Lease Agreement
- c. FCO 2024-23 Revised Door-to-Door Solicitation Ordinance

Attorney, Rick Fox, stated modifications were made to a previously passed ordinance. Changes were made in the terms of jurisdiction of solicitation, deleted a redundant penalty. An identification card fee was added. Added harassing conduct and defined harassing conduct as a reason to revoke license. Added that a report from a complaint would not be provided if the complainant requested that their complaint not be provided to the company that was doing the solicitation.

Al Knable stated this comes from requests from property owners who instigated pushing this forward. It's a nice example of property owners speaking up and getting things done.

Rick Fox said the ordinance will become effective after the two-week publication period.

**Motion to approve, with unanimous consent, Floyd County Ordinance 2024-23, an ordinance governing commercial door to door solicitation in Floyd County, Indiana. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.**

- d. FCO 2024-24 Procedure to Replace an Appointed Fire Protection District Trustee

Rick Fox read the Ordinance into record. The Commissioners may replace an appointed trustee of the New Albany Township Fire Protection District, the Georgetown Township Fire Protection District or the Highlander Fire Protection District at their discretion, only upon a unanimous vote of the Floyd County Commissioners.

**Motion to approve, with unanimous consent, Floyd County Ordinance 2024-24 Procedure to Replace an Appointed Fire Protection District Trustee. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.**

## **2. County Engineer-Horacio Urieta**

### **a. Change Order Altawood & Buffalo Trail Subdivision**

Horacio Urieta said the change order is for \$29,000.00.

**Motion to approve change order Altawood and Buffalo Trail. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.**

### **b. Change Order #1 - Road Paving Project 2023 - Community Crossing - Second Round**

Horacio Urieta said the change order is for an increase of approximately \$62,000.00.

**Motion to approve Change order #1-Road Paving Project 2023-Community Crossing-Second Round. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.**

## **3. Director of Building and Development-Nick Creevy**

### **a. Safe Streets for All - Safety Committee**

Nick Creevy stated this was part of a grant the we are co-applicants on with KIPDA. It's a planning grant for Safe Streets. The Committee consist of County Sheriff, County EMA Director, County Engineer, Highlander Fire, Georgetown Fire, New Albany Township Fire, School Corporation Representative and Representatives from Georgetown and Greenville. The first meeting was August 26.

### **b. FCO 2024-22 Map Amendments to Floyd County Zoning Ordinance-Tunnel Hill**

Nick Creevy stated the Floyd County Planning Commission provided a favorable recommendation on August 12 for the rezoning of two parcels off Tunnel Hill Road from Residential Urban to General Commercial.

**Motion to approve, with unanimous consent, FCO 2024-22 Map Amendments to Floyd County Zoning Ordinance-Tunnel Hill. Moved by Jason Sharp. Seconded by John Schellenberger. Motion passed unanimously.**

### **c. Project Update for the Charlestown Road Trail**

Nick Creevy said there was a pre-construction meeting on August 29. It will be underway shortly. Flagging will start September 10. Excavation is expected to start about 2 weeks thereafter. Expected timeline for completion is end of Spring 2025. The construction is funded 100% from INDOT. The County is funding 10% for inspection.

### **d. Brookline Trail Extension – Jensen Park**

Nick Creevy said the contract is with All Terrain Paving in the amount of \$21,860.00. It will be paid through Caesar Foundation money.

**Motion to approve All Terrain Paving Construction for Brookline Trail Extension. Moved by John Schellenberger. Seconded by Jason Sharp. Motion passed unanimously.**

e. Novaparke Labs AE –Contract

Nick Creevy said the contract is for Novaparke labs architecture and engineering with Tower Pinkster for IUS lab build out at Novaparke. The amount is \$44,000.00

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

**4. Thieneman Group-Don Thieneman**

a. Plan of Action Building Inspector discussion

Mr. Thieneman was not present.

Nick Creevy said they have an inspector out for about 3 months for an emergency medical situation. The Building Commissioner has been doing double duty for plan reviews and inspections. They have reached out to neighboring jurisdictions to see if they could use some of their inspectors. Commissioner Sharp reached out to Jeffersonville's Commissioner. He is willing to assist but there is an issue with insurance that is a concern.

Rick Fox said they could hire him as an independent contractor, pay him more, buy the insurance and ask that we be named an additional insured on the policy or speaking to Glenn Smith and adding him to our policy.

**5. FCR 2024-12 2025 Holiday Schedule**

John Schellenberger stated since there are no elections next year there will be additional days for Independence Day and the day after Christmas.

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

**6. FCR 2024-13 2025 Commissioner Meeting Dates**

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

**7. Appointment to Highlander Fire Board Mike Zeller**

Al Knable said three people interviewed for the position. John Schellenberger said there were three nominees, two were retired firefighters. One is experienced in the mining industry and his skill sets were primarily safety. Mike Zeller is retired from the Louisville Fire Department. The third applicant, Executive Assistant Chief, Katherine Clemmer he thinks is suburb for this position. She is an active firefight from Louisville with over 22 years' experience as a professional firefighter as Apparatus operator, Company Commander, Battalion Chief, Medical Officer and now Executive Assistant Chief. Highlander has 50 firefighters and EMS personnel, 10 are female. The current board is all male. 20% of the workforce are female and adding Assistant Chief Clemmer would provide diversity to the 9-member Board of Trustees. The other

two members could be considered down the road if another vacancy is available. He said her resume is stellar. He thinks they need to show the taxpayers and voters of this County that they need diversity. She is a very qualified candidate.

Jason Sharp asked if any of the female firefighter and EMS personnel work in Officer or Command level positions. He thinks she had a great resume and could be a great Chief candidate.

Al Knable stated all three individuals are very qualified. He thinks Mr. Zeller is the most qualified at this moment in time. The other two applicants said they would like to stay active in the applicant pool if another position becomes available.

**Motion to approve the appointment of Mike Zeller to the Highlander Fire Board. Moved by Jason Sharp. Seconded by Al Knable. Motion passed 2-1. John Schellenberger opposed.**

- Trick or Treat Hours will be Thursday, October 31st, from 6:00 PM to 8:00 PM
- Approval of the Commissioners Meeting Minutes for August 6, 2024 and Special Meeting August 12, 2024

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

- Approval of Payroll and Claims for August 20, 2024 and September 3, 2024

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

**Next Commissioners Meeting:**

Tuesday, September 17, 2024 @ 6:00 p.m.

**Public:**

Tim Harbison, asked if he was correct that from this night forward, when they appoint someone to any of the three fire boards it is an unanimous vote? Al Knable said, referring to FCO 2024-24, it has to be unanimous consent to remove someone from the fire boards.

Dale Mann, Georgetown, asked if the solicitation policy include politicians. Rick Fox said politicians are excluded. He asked about the rezoning on Tunnel Hill Road. Jason Sharp said General Commercial take multifamily residential off the table.

**Board and Committee Reports**

**John Schellenberger**

- Tuesday, August 20 – attended the Redevelopment Commission meeting.
  - attended the LEPC meeting held in the EOC
  - attended a meeting to negotiate a contract with Teamsters representing the Public Works Department
- Thursday, August 22 – attended a three-hour KIPDA Board of Directors meeting via Zoom
  - attended the 50<sup>th</sup> Anniversary dinner for River Hill at Huber Winery

- Monday, August 26 – attended the Innovation Expo 2024 at IU. There were speakers from Purdue University regarding innovations and technology related to EV batteries and solar lighting
- Tuesday, August 27 - attended a joint workshop with Commissioners and County Council
- Tuesday, September 3 - attended Stormwater meeting
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#### **Jason Sharp**

- August 12 – attended New Albany Township Fire Board meeting
  - attended Board of Zoning Appeals meeting. He addressed the importance of utilizing subject matter experts when deciphering national standards best practices.
  - attended Planning Commission meeting where they discussed a change to zoning map which was approved at this meeting. They also discussed a well head overlay protection district for Edwardsville Water Corporation
- August 15 – EMS Task Force heard a presentation from Putnam County EMS. They discussed how Putnam County has changed the face of EMS and how they are pioneering the way they bill for those services. It's a model he would like to see used in Floyd County. There will be a presentation at the next EMS Task Force meeting.
- August 19 – attended an event held by Congresswoman Erin Houchin. He enjoyed meeting Congressman Morgan Latrell and his brother Marcus.
- August 20 - he and Mr. Schellenberger took part in the Teamsters negotiations
- August 27 – attended Joint Commissioner and County Council meeting
- August 29 – met with Tery Herthel, the acting Chief at Highlander Fire to discuss the future of EMS in Floyd County.
  - Met with Matt Smith, Board President to have the same discussion.

#### **Al Knable**

- August 12 - attended BZA meeting
- August 13 – attended Ribbon cutting for Ernstberger Orthodontics
- August 14 – attended Caesars Foundation meeting
- August 15 -Envoy Owners Rep call
- August 17 - Scribner House Daughters of American Revolution had a program for the anniversary of women's suffrage
- August 20 – went to City Hall to represent some of the folks out in the fringe area of Budd Road concerning annexation for a development
- August 22 – met with Parks Department Steering Committee meeting
- August 27 – Joint Commissioner and County Council meeting
- August 30 – met with developers and Strand to get INDOT reports on the Highlander Point Highway 150 master plan


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

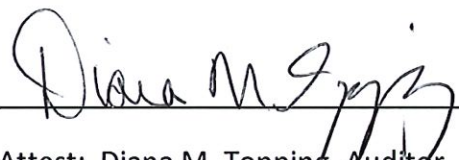
Approved on September 17, 2024

**BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
Al Knable, President

  
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John Schellenberger, Vice President

  
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Jason Sharp, Commissioner

  
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Attest: Diana M. Topping, Auditor