

June 20, 2017

#### **CALL TO ORDER:**

Mayor Spalding called to order the New Albany City Council Meeting of June 20, 2017 at 6:30 p.m. at the New Albany Village Hall, 99 West Main Street, New Albany, Ohio. Staff attending were City Manager Joseph Stefanov, Administrative Services Director Adrienne Joly, Law Director Mitch Banchefsky, City Planner Stephen Mayer, Police Chief Greg Jones, Community Development Director Jennifer Chrysler, Public Service Director Mark Nemec, City Engineer Ed Ferris, Engineer Mike Barker, Public Information Officer Scott McAfee, and Clerk of Council Jennifer Mason.

Mayor Spalding led the assemblage in the Pledge of Allegiance.

### **ROLL CALL:**

The following Mayor/Council Members answered Roll Call:

Mayor Sloan Spalding	Ρ
CM Colleen Briscoe	Ρ
CM Marlene Brisk	Ρ
CM Michael Durik	Ρ
CM Chip Fellows	Ρ
CM Glyde Marsh	Ρ
CM Matt Shull	Р

#### **ACTION ON MINUTES:**

Mayor Spalding asked if council had reviewed the June 6, 2017 meeting minutes and if they had any proposed additions or corrections. Clerk Mason told council that, since distributing the drafts, she had corrected two typos and made one word replacement, none of which had a substantive impact. Mayor Spalding moved to adopt the June 6, 2017 minutes as amended by Clerk Mason. Council Member Shull seconded and council voted with seven yes votes to approve the regular meeting minutes.

### ADDITIONS OR CORRECTIONS TO THE AGENDA:

NONE.

### **HEARING OF VISITORS:**

Craig Srba, 6837 E. Walnut Street, Westerville, OH 43081, addressed council. He asked how a developer, under oath, could make a commitment that was accepted and approved in the Final Development Plan for Green Harbor Data Center on September 19, 2016, and then change the wording in that approved commitment in the Final Development Plan for Canine Companions. Mr. Srba handed out copies of the Planning Commission (PC) Meeting Minutes from September 19, 2016 and the Planning Commission Staff Report dated June 19, 2017. He drew council's attention to pages 3 and 5 of the 2016 PC minutes wherein he highlighted the developer's commitment to extend Souder Road 120 days after the start of the first development; and page 5 of the Final Development Plan wherein he highlighted sections pertaining to the



June 20, 2017

extension of Sounder Road and the Memorandum of Understanding with the New Albany Company. Mr. Srba told council that he believed the original commitment to start construction of the Souder Road extension in 2016 took precedence over the modified language in the Canine Companions Final Development Plan and asked that the approval conditions for the Canine Companion Plan be corrected.

Mayor Spalding acknowledged Mr. Srba's attendance at the PC meeting the night before. He stated that the city attorney was researching Mr. Srba's issue. Mayor Spalding solicited staff comment. Mr. Srba stated that staff comments at the PC meeting did not satisfy him and Tom Rubey, Development Director for The New Albany Company, wasn't present at the PC Meeting to answer questions. Mayor Spalding inquired about Mr. Srba's desire to have a road extended to the back of his property line and recalled that, at the PC meeting, Mr. Srba cited connectivity issues. Mayor Spalding asked Mr. Srba if it was the city's responsibility to determine the appropriate time, direction, and path for a roadway. Ms. Srba answered that the city had some latitude, but his issue was that the road extension was put into the Sounder subarea rezoning language and specified "any" development. Mr. Srba described existing development in the subareas. Mayor Spalding stated that his assumption was that the city sought commitment from the developer to forward its goal of having a roadway connection when it was needed, such that the roadway would increase connectivity and make the subareas marketable. Many factors went into where a road should go and when it should be constructed. Mr. Srba stated that he was asking for clarification on the issue; and, if the zoning commitment was made in September of 2016, it would take precedence over the change later on. Mayor Spalding and Mr. Srba briefly discussed the public input process, the Rocky Fork Blacklick Accord, and the city's Strategic Plan.

Community Development Director Jennifer Chrysler contributed that she didn't believe the city was far off from beginning the Souder extension alignment. She told council that staff appreciated the work of the PC and the input from the residents such that they could memorialize commitments and, as time progressed, have those commitments in writing to address future needs. She stated that The New Albany Company approached the city, brought up its obligation, and asked the city how to proceed. The city had not had a chance, amongst its other projects, to study the road extension alignment. The city did not want to install a road just for the sake of the commitment only to have to take it back out again. The design was anticipated this year and the city would work with the developer to meet the commitment. The city did not have the resources to do the planning of the Souder extension at the time Green Harbor was started and did not want to hold up Green Harbor's construction in order to plan a road. Director Chrysler and Mr. Srba discussed the city's expectations in 2016, the city's current plans for engineering and installation of a Souder Road extension, and other capital projects the city was working on. Mr. Srba asked for the reason the city granted an easement in anticipation of the Souder Road extension and Director Chrysler answered that the city favored connections where possible and that right-of-way allowed the city greater flexibility to build roads. Connectivity dispersed traffic throughout the community and reduced clogging of arterial roads. However, the city had learned lessons about constructing roads too early and having to make corrections to make a more meaningful connection. Not all easements turned into road connections. Mr. Srba noted that the "east-west connector" was eliminated. Director Chrysler agreed that that road was in the Strategic Plan.



June 20, 2017

a guiding document, but the Souder extension was incorporated into a Memorandum of Understanding. She reiterated that the city wanted to build the right road in the right location.

Mayor Spalding asked Director Chrysler to follow up with Mr. Srba in a couple of weeks with some additional information. The law director could use the time to review the documents. Community Development Director Jennifer Chrysler agreed and stated that, although she was not at the Planning Commission meeting, she understood the PC wanted follow-up as well. Mr. Srba confirmed that the email address listed on his Speaker Card was the best way to communicate with him.

Law Director Mitch Banchefsky added that this issue first came to his attention at the PC meeting the prior night. Since then, he had received a copy of the executed agreement which he had not had sufficient time to review. There was an additional document he needed to review. He would report back to council.

### **BOARDS AND COMMISSIONS:**

PLANNING COMMISSION: Mayor Spalding reported that about 18 members of the public attended the PC meeting. Dairy Queen's Final Development Plan modification to realign their drive-thru was approved with a few recommendations. A variance request from a home in Ealy Crossing seeking to change the zoning text regarding garage doors was not approved. The PC asked the architect to come up with a different proposal. The Final Development Plan for the 55 & Older community called Nottingham Trace was approved with some conditions. The PC reviewed the Final Development Plan for Canine Companions for Independence. Mayor Spalding passed around the Canine Companions plans and renderings to council.

PARKS AND TRAILS ADVISORY BOARD: No meeting.

ACHITECHTURAL REVIEW BOARD: Council Member Shull reported the application for a Certificate of Appropriateness and Waiver for the structure at 121 Miller Ave was approved with numerous conditions. He passed around the plans to council.

BOARD OF ZONING APPEALS: No meeting.

BOARD OF CONSTRUCTION APPEALS: No meeting.

CEMETARY RESTORATION ADVISORY BOARD: Clerk of Council Jennifer Mason reported that the CRAB would meet Friday, June 23<sup>rd</sup>.

ECONOMIC DEVELOPMENT COMMISSION: No meeting.

PUBLIC RECORDS COMMISSION: Mayor Spalding reported that the PRC met, re-elected officers, set the next meeting date, approved some record retention schedules, and approved a request for destruction in accordance with destruction schedules.



June 20, 2017

### **CORRESPONDENCE AND COMMUNICATION:**

NONE.

### SECOND READING AND PUBLIC HEARING OF ORDINANCES: ORDINANCE O-08-2017

Mayor Spalding read by title AN ORDINANCE TO ADOPT A TAX BUDGET FOR THE CITY OF NEW ALBANY, OHIO FOR FISCAL YEAR 2018.

City Manager Joseph Stefanov told council that this legislation was required annually by Franklin County based on their interpretation of the Ohio Revised Code. The tax budget demonstrated the need for the inside millage that was available to the city and generally provided a very conservative estimate of the city's revenue and expenditures. The tax budget contained rougher numbers than the city's actual budget which was created in the fourth quarter of the year when the city had more precise numbers to estimate revenues and expenditures. The city's actual budget proposal would be proposed in late fall or early winter and would be balanced.

Council Member Shull asked and City Manager Joseph Stefanov confirmed that the city typically showed revenue under expenses in the tax budget. Council Member Marsh explained that this procedure was a carry-over from thirty years ago. The municipalities all submitted tax budgets that qualified them for inside millage. The tax budget was not related to the city's actual budget. He expressed that the procedure should be discarded, but the county legislature wouldn't do it. He suggested that Council Member Shull sit in on a Franklin County tax budget meeting. City Manager Stefanov confirmed that Licking and Delaware Counties had done away with the process.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Briscoe moved to adopt the ordinance. Council Member Marsh seconded and council voted with seven yes votes to approve Ordinance O-08-2017.

#### **ORDINANCE 0-09-2017**

Mayor Spalding read by title AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF NEW ALBANY BY AMENDING THE ZONING MAP TO REZONE 310.15 +/- ACRES OF LAND GENERALLY LOCATED TO THE SOUTH OF AND ADJACENT TO DUBLIN-GRANVIILE ROAD, EAST OF BABBITT ROAD, AND TO THE WEST OF BEECH ROAD FOR THE AREA KNOWN AS "WINDING HOLLOW ZONING DISTRICT" FROM ITS CURRENT ZONING OF "L-OCD" LIMITED OFFICE CAMPUS DISTRICT TO "L-GE" LIMITED GENERAL EMPLOYMENT AS REQUESTED BY THE CITY OF NEW ALBANY.

City Planner Stephen Mayer explained that this represented a 310 acre rezoning on the site previously known as the Winding Hollow Golf Course and some additional acreage in Licking County. The area was initially annexed and rezoned in 2015 as Limited Office Campus District (L-OCD). The city was sponsoring the rezoning to Limited General Employment (L-GE) for Jobs Ohio certification. L-GE still permitted office and data centers like L-OCD, but also permitted warehouse and distribution, research and production, and conditional uses like manufacturing



June 20, 2017

and production. These L-GE uses existed in the majority of the city's business park in Licking County. The rezoning of the Winding Hollow district would allow for greater opportunities to attract corporate headquarters and technology parks. The zoning text called for pavement setbacks along Babbitt Road to be extended to 100 feet. This matched the setbacks on Jug, Harrison, and Mink Roads where there was residential zoning across the street. Mounding was also required. Setbacks were smaller, but consistent, on Dublin-Granville Road and facing State Route 161 where there were no other commercial or residential uses. Tree preservation commitments remained or were enlarged in places from the prior zoning text. The Rocky Fork Blacklick Accord had reviewed and made a positive recommendation. The zoning also matched recommendations in the city's Strategic Plan.

Council Member Marsh asked and Community Development Director Jennifer Chrysler answered that the city went through the Jobs Ohio site certificate process last year and the Winding Hollow site was rejected because its L-OCD zoning uses were considered too restrictive. L-OCD and L-GE were both commercial zonings and there may have been some confusion on resident's part about the rezoning as a result. As examples, Abercrombie & Fitch and PharmaForce were both zoned L-GE.

Michael Sergakis approached council and asked if the allowed height of the buildings changed, as mounding wouldn't make much of an impact on a 65 foot building. Mr. Sergakis had also observed an increase in traffic on State Routes 62 and 161 which were both jammed up in the morning and afternoons. He asked if the state planned to widen those roads. Mayor Spalding noted that the landscaping and screening change called for additional buffering because of the residential commitments the city wanted to make. Mayor Spalding stated the city was very much in favor of working with the state to widen State Route 161 to Beech Road or further. He agreed that road improvements would be needed along the Beech Road corridor if a large corporate user moved in. Mr. Sergakis asked and Council Member Briscoe answered that road improvements generally happened simultaneously with development. Mr. Sergakis stated he would be in the area long after Abercrombie was gone. He did not understand the reasoning behind getting more people out to that area and bringing in a whole new faction of people, which the factories were doing. He asked if the citizens wanted or needed more commerce in the area. He stated the developers were the only ones making money. He thanked council and took his seat.

Community Development Director Jennifer Chrysler stated, as clarification, that the height of the buildings did not change between the current L-OCD zoning and the proposed L-GE zoning. A greater setback allowed for more landscaping and enhanced mounding.

Mayor Spalding opened the Public Hearing to additional comments from the public. Hearing no further comments or questions, he closed the Public Hearing.

Council Member Shull moved to adopt the ordinance. Council Member Brisk seconded and council voted with seven yes votes to approve Ordinance O-09-2017.

# INTRODUCTION AND FIRST READING OF ORDINANCES: NONE.



June 20, 2017

### READING AND PUBLIC HEARING OF RESOLUTIONS

#### **RESOLUTION R-24-2017**

Mayor Spalding read by title A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO APPROVE AND SIGN AGREEMENTS WITH PJP HOLDINGS, LLC RELATED TO INCENTIVES AVAILABLE FOR PROJECT DEVELOPMENT IN THE OAK GROVE II COMMUNITY REINVESTMENT AREA.

Community Development Director Jennifer Chrysler told council that this resolution authorized the city manager to enter into a Community Reinvestment Area (CRA) agreement with PJP Investments, also known as Axiom Plastics. Axiom Plastics was a New Albany contract manufacturer which specialized in the bottles for many beauty care products that were manufactured in the city's Beauty Park. Axiom Plastics constructed their first facility in 2011, had grown and expended successfully since then, and now occupied 259,000 square feet. They had invested \$40.4 million and benchmarked 360 new jobs in the community, exceeding payroll and job creation benchmarks for every expansion. They also participated in community events, activities, and completed their community participation statement as part of their tax abatement agreement. The proposed CRA was for a forth expansion on Innovation Campus Way West. The expansion included 100,000 square feet of additional production facilities with an estimated investment of \$5.1 million. The company would commit to create 30 additional jobs campus-wide with an annual payroll of at least \$1 million dollars. Ven Bhindwallan, the Controller and CFO of Axiom Plastics, and also a New Albany resident, was present to answer specific questions about the company. Mayor Spalding congratulated the company for doing so well that further expansion was needed.

Mayor Spalding opened the Public Hearing.

Mike Sergakis asked what types of jobs would be created by the expansion, whether the employees would have doctoral degrees or master's degrees.

(Clerk's note: Mr. Bindwallan was not near a microphone and many of his words were inaudible on the recording. I have partly relied on handwritten notes.) Mr. Bhindwallan answered that there would be office, engineering, and plant workers. There were technology jobs, not just manufacturing jobs. He mentioned recruiting from community colleges and mechanically-inclined engineers.

Mayor Spalding solicited further public comment. Hearing no further comments or questions from the public, Mayor Spalding closed the Public Hearing.

Council Member Fellows moved to adopt the resolution. Council Member Durik seconded and council voted with seven yes votes to approve Resolution R-24-2017.

#### **RESOLUTION R-25-2017**

Mayor Spalding read by title A RESOLUTION TO REJECT THE BIDS FOR THE HARLEM ROAD AT DUBLIN GRANVILLE ROAD TRAFFIC SIGNAL PROJECT.



June 20, 2017

Engineer Mike Barker told council that the original bid for the Harlem Road traffic signal took place on April 5, 2017, with an engineer's estimate of \$180,000. Two bids were received at \$200,782 at \$210,000, both of which exceeded the threshold of 10% off the engineer's estimate. The difference allowed the city to rebid the project which staff would do with council's approval.

Council Member Briscoe asked and Engineer Barker answered that staff believed the estimates came in high because the project encompassed several types of work, the signal work and the road work. The bidders would have had to subcontract and some costs were out of their control. In Resolution R-26-2017, staff was proposing to bid the Harlem Road project along with another project to attract more aggressive bids and save money. Council Member Shull asked and Engineer Barker replied that the incremental quantities would go up with a combined project bid and the city anticipated better unit prices.

Council Member Shull asked if the Harlem Road project would be a priority when combined with the other project. Engineer Barker explained that portions of the Fodor Road project would come before the Harlem Road project due to the school schedule. Once the project had been awarded, stocking the materials took the longest. It was staff's expectation that both projects would be started in 2017 and finish in early 2018. Council Member Shull asked and Engineer Barker confirmed that the leisure trail connector/crosswalk on Harlem Road was planned as part of the rebid. ADA upgrades would also be included in the Harlem Road project intersection.

Council Member Marsh asked Police Chief Greg Jones if there had been problems at the Harlem Road/ Dublin Granville Road intersection. Police Chief Jones confirmed that there had been accidents and, based on the nature of those accidents, felt that the intersection would be safer with a traffic light.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Fellows moved to adopt the resolution. Council Member Shull seconded and council voted with seven yes votes to approve Resolution R-25-2017.

#### **RESOLUTION R-26-2017**

Mayor Spalding read by title A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ADVERTISE, BID, AWARD AND EXECUTE CONTRACTS RELATED TO THE CONSTRUCTION OF TRAFFIC SIGNALS AND RELATED IMPROVEMENTS AT TWO INTERSECTIONS WITHIN THE CITY OF NEW ALBANY.

Engineer Mike Barker stated this resolution would authorize the city to bid, award, and execute contracts for the Harlem Road project and the Fodor Road project. He explained that the current the pedestrian crossing and leisure trail configuration of the Fodor Road and school drive intersection were irregular. Staff's intent was to address pedestrian safety as about 250 students cross that street during peak school hours. Plans included mast arms, traffic signals, and pedestrian buttons on both sides of Fodor. The school was receptive and appreciative of this project. The Harlem Road project had not changed since council authorized its bid in April. The engineer's



June 20, 2017

estimate of the two, combined projects was \$475,000. Funding for the projects was approved by council and identified in the city's 2017 fiscal year budget.

Council Member Durik asked and Engineer Mike Barker replied that the engineer's estimate for the Fodor Road project was considerably higher than the Harlem Road project, and that staff anticipated a more competitive unit price by bidding them together. Council and staff discussed the timing of the signal pattern and how it would be programmed to handle peak traffic and crossing pedestrians.

Council Member Brisk asked if there was any benefit to including another bid for the traffic signal on State Route 62 by Marburn. Engineer Barker answered that the project that Council Member Brisk referenced was currently being designed and was big enough in scope to stand on its own. He didn't expect that a third project would change unit pricing much. Engineer Barker added that staff wanted to move the existing projects forward soon, and the non-compliant bids on the Harlem Road project resulted in the opportunity to add it on to the Fodor bid. City Manager Joseph Stefanov asked and Engineer Mike Barker answered that it would take approximately four to six weeks to design the traffic signal slated for State Route 62.

Mayor Spalding asked and Engineer Mike Barker answered that the Fodor Road project could begin relatively soon as a contractor had already been secured for related underground, pavement, curb ramps, and other curbing work. There would be lead time in the delivery of the mast arms and other materials. Staff's hope was to get all of the foundation work in place prior to the start of the school year so as to be less disruptive once school started.

Council Member Durik asked and Engineer Barker stated that the city had been working with the school to minimize disruption. Mayor Spalding noted that earlier bidding allowed for more flexibility for the contractor and often better pricing, however, there needed to be a balance between the timing of the project and the cost. Council discussed how the signal would impact the planned Rose Run corridor development. Council Member Marsh asked and City Manager Stefanov stated that including the Fodor Road traffic signal project in the Rose Run corridor development project would delay its installation a year. Council discussed area signage.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Shull moved to adopt the resolution. Council Member Briscoe seconded and council voted with seven yes votes to approve Resolution R-26-2017.

#### **RESOLUTION R-27-2017**

Mayor Spalding read by title A RESOLUTION TO APPROVE A FEE IN LIEU OF LEISURE TRAIL CONSTRUCTION AT 5220 HARLEM ROAD AS REQUESTED BY STEVE MAPLE.

City Planner Stephen Mayer stated that city code required that a sidewalk or leisure trail be installed along the street frontage for the subject property, and the city's Master Plan identified that area as having leisure trail.



June 20, 2017

Currently, there was no leisure trail or sidewalk in the area. Council had previously approved four other fees in lieu of leisure trails on that section of Harlem Road. Potential trail locations had been discussed by council, staff, and residents. The city was looking at possible trail connections on Harlem. Fees in lieu were historically calculated by averaging the cost of leisure trail throughout the city, accounting for the stone and asphalt, and came out to \$23.22 per linear foot. The subject property had 155 feet of frontage which totaled \$3,599.10. The property owner had a scheduling conflict and could not attend the meeting, but City Planner Mayer would answer council's questions.

Council Member Briscoe asked and City Planner Mayer confirmed that, if a trail was installed on the subject property at this time, it would not connect to anything. Council Member Shull asked and City Manager Joseph Stefanov answered that leisure trail options and right-of-way were still being discussed with residents. Council and staff went over possible trail locations and pedestrian bridges on that section of Harlem Road.

Mayor Spalding opened the Public Hearing. Hearing no comments or questions from the public, he closed the Public Hearing.

Council Member Durik moved to adopt the resolution. Council Member Briscoe seconded and council voted with seven yes votes to approve Resolution R-27-2017.

### **STANDING COMMITTEE REPORTS:**

- A. Finance Committee: No report.
- B. Safety Committee: No report.
- C. Public Utilities: No report.
- D. Service and Public Facilities Committee: No report.
- E. Planning and Economic Development Committee: No report.
- F. Administration Committee: No report.
- G. Grants and Non-Profit Funding: No report.

#### **REPORTS OF REPRESENTATIVES:**

A. Council Representative to MORPC: City Manager Joseph Stefanov reported that applications for Transportation Review Advisory Council (TRAC) approved funding would be accepted from July 1-July 30. Funding for TRAC grants typically happened five years out. City Manager Stefanov was looking at city road projects that may qualify. Also, MORPC debuted a new web page for top infrastructure projects, called "Competitive Advantage Projects," at MORPC.org/cap.



June 20, 2017

- B. Council Representative to Joint Parks and Recreation: No meeting.
- C. Council Representative to New Albany Plain Local Schools: No report.
- D. Council Representative to Plain Township: Council Member Marsh stated that the Township Trustees met, but did not discuss anything that impacted the city.

### **REPORTS OF CITY OFFICIALS:**

- A. Mayor: Mayor Spalding told council that he, Council Member Shull, and Council Member Briscoe attended the KDC, Inc. kick-off event for Safe+Sound week. He presented a proclamation on behalf of the city. Council members took a tour of the facility and were impressed by KDC's production processes.
- B. Clerk of Council: Clerk of Council Jennifer Mason reported that the Mayor's Court payout for May was \$11,696.50. She reminded council about July 4<sup>th</sup> parade preparations and about the rescheduled council meeting on July 5<sup>th</sup> starting at 6:30 p.m. Clerk Mason polled council about a capital projects meeting date and told council that she would send out an email to determine a day everyone could attend. She followed up with council about programming their new voicemail accounts.
- C. Finance Director: City Manager Joseph Stefanov reported that he had emailed the city's monthly financial report. City Manager Stefanov told council that revenues were tracking on target and expenses were below the monthly average.
- D. City Manager: City Manager Joseph Stefanov reported that the Smart Communities consultant was visiting the city the next day. Administrative Services Director Adrienne Joly spoke about projecting the visions for New Albany into the future and determining infrastructure was needed now to take advantage of new technologies as they came on board. CityFi was a consulting firm which also worked with the City of Columbus and the Columbus Partnership on the Smart Cities Grant. CityFi would lead staff through a workshop, the result of which would hopefully be the start of a Smart City plan or process for New Albany. Goals included helping city government run in the time of big data, identifying infrastructure needs and unique assets, and taking on new technology in a meaningful way. Mayor Spalding requested that CityFi help to identify a peer city to New Albany. Mayor Spalding further asked for a report or overview of the workshop at a council meeting or retreat.

City Manager Stefanov further reported that there was a Central Ohio Mayors and Managers Association (COMMA) meeting regarding the Senate Bill 331 lawsuit and recent decision that Friday. COMMA was taking a proactive approach to working with the telecom companies to come up with an alternative that made the latest technologies available to residents and business in a way that was



June 20, 2017

complimentary to the community. The meeting was set to gather feedback from the member communities.

City Manager Stefanov stated that he'd received the final paperwork from the city auditors. He was not able to officially disclose the results until they were approved by the State Auditor, however, it was a good audit. He would have more information in three to four weeks once the state signed off.

E. City Attorney: Law Director Mitch Banchefsky reported that the Senate Bill 331 decision would be appealed by the State Attorney General's Office. He further reported that he had reviewed a Court of Claims decision regarding public records wherein the Master Commissioner heard case regarding a council retreat. The decision was instructive of issues related to public meetings and Law Director Banchefsky would share that decision with council.

#### **OTHER BUSINESS:**

<u>Cemetery Restoration</u> – council postponed this discussion until after the upcoming Cemetery Restoration Advisory Board meeting.

<u>New Albany East Community Authority Member Appointment</u>: Clerk Mason reported th3.6at she continued to work with council's nominee and provide clarifications to his employer. She hoped to have the nominee's consent by the next council meeting.

#### POLL FOR PUBLIC COMMENT:

NONE.

#### POLL FOR COUNCIL COMMENT:

NONE.

#### **EXECUTIVE SESSION:**

Mayor Spalding noted that the executive sessions had been withdrawn.

#### **ADJOURNMENT:**

With no further comments and all scheduled matters attended to, Mayor Spalding moved and Council Member Briscoe seconded to adjourn the June 20, 2017 Regular Council meeting at 8:15 p.m.

ATTEST:

Jennifer H. Mason, Clerk of Council

Sloan Spalding, Mayor

July 5, 2017