

**TOWN OF FERDINAND**  
**REGULAR MEETING**

**April 12, 2016**

The Ferdinand Town Council met for their regular meeting at 7:30 PM on Tuesday, April 12, 2016 in the Town Hall. Present were President, Ken Sicard, Debbie Johnson and Ron Weyer Council members, Clerk Treasurer, Beverly Schulthise, and Town Attorney, Bill Shaneyfelt. Minutes of the March 8<sup>th</sup> & March 21<sup>st</sup> meetings were approved on motion by Debbie and seconded by Ken. Minutes approved with 3-yes, 0-no. Braylin Brosmer, Blake McCain, Owen Ebert and Gabby Hoffman, students from Forest Park High school were also present to observe the meeting.

Brian Seffernick, Assistant Chief gave the March police report in absence of Chief Froman. The police reserves have completed 40 hour pre basic and working on 160 hour field training. Chief Froman completed Police Chief Class at the Academy. Eric Hopkin is in his 4<sup>th</sup> week at the Police Academy.

Dan Lindauer, Fire Chief, reported 9 runs in March, two of which were fires and 7 first responder runs. The new firemen have completed Firefighter I and II.

Henry Haake was absent. The Northside emergency siren is fixed. PSC can't move their lines off the poles on East 5<sup>th</sup> Street between Alabama and Delaware until Frontier moves their lines off the poles. This has delayed the curbing work that needs to be done until later.

Tom Lueken, Property Manager, said spring clean-up was going to be completed by Thursday. He has changed out no parking signs that are faded. He is planning a patching process for utility cuts on the streets. In May he should have the specs ready for bidding on streets.

Roger Schaefer, Wastewater Superintendant, asked for permission to attend IRWA spring Conference in Columbus, IN for April 18<sup>th</sup> & 19<sup>th</sup>. The cost is \$119.00 each for registration. Ryan, Steve, and Roger will attend. Motion made by Ron and seconded by Debbie to pay for registration, transportation and meals for IRWA conference. Motion carried 3-yes, 0-no. IDEM inspected our wastewater plant and found 14 violations. A letter dated April 5<sup>th</sup> was written from IDEM to the Ferdinand wastewater plant explaining these violations and time frame of 30 days to respond to this letter. We have excessive solids in the plant, but we were also written up for biosolids site violation. Roger explained why we were in violation. Illegal dumping into our sewer system occurred four times between August and September 2015 causing the treatment plant to be upset. An outside hauler had dumped hazardous waste into a manhole near I-64. It has been hard to treat this waste and it has become very expensive purchasing chemicals to solve the problems. There is an ongoing criminal investigation with several agencies involved, namely, IDEM, EPA, IDNR, Local Prosecuting Attorney and Police. The State lab is helping Roger find a solution to the problems at the plant. It has been too wet to haul the sludge for land application.

Mike Steffe said Rosenvolk group had attended the Park Board meeting to show a map of the area they will be using in 18<sup>th</sup> street park. There were concerns with traffic, electrical, proof of insurance, and the amount

Town will charge for use of the park. Rosenvolk will occur in October. Girl Scout Cadet Troop #19 had presented the Park Board with a dog park plan for 18<sup>th</sup> Street park. They plan to get donations and do a survey to gauge the interest of a dog park. Owners would purchase an annual pass for access to the park via a key pad. Park Board is interested in going forward with a walking trail around Old Town Lake. They would like to enter into an agreement with Strand & Asso. to do the engineering. The Park Board is looking at a grant from IDNR for \$200,000. The trail would cost an estimated \$400,000 so the Park would have to match the grant with \$200,000. The trail would be a mile long. This is a two fiscal year project. Money for project will come from park budget over several years. Debbie made a motion and Ron seconded to support trail project. Motion carried 3-yes, 0-no. The plan needs to be submitted by June 1<sup>st</sup> and Town will be notified in September if awarded. The 5<sup>th</sup> street park shelterhouse is about finished and should be open mid-May.

Bids were opened at 8:15 PM for the 2000 Crown Vic and 1987 GMC Sierra truck. The following is a list of bids for 2000 Crown Vic: Jason Dean-\$1000, Ramon Prechettl-\$802, Thomas Berg-\$995, and Roger Quante-\$803. The following is list of bids for 1987 GMC Sierra: Keith Taylor-\$3051, Keith Harrod-\$1009.99, Herman Epple-\$1510, Jeremy Cobb-\$650, Brett Giesler-\$701, Jeff Ebert-\$5150, Kevin Olinger-\$2500, David Leighty-no bid, Jason Dean-\$2250, Jeff Tempel-\$1250, Jarrod Rasche-\$1400, Dean Quante-\$803, Thomas Berg-\$1550, and John Schnieders-\$1552. Motion to accept bid of Jason Dean on Crown Vic and Jeff Ebert for 1987 GMC truck was made by Ron and seconded by Debbie. Motion carried 3-yes, 0-no.

Chris James, Town Manager, said the Leadership Academy started April 1<sup>st</sup>. Twelve people have signed up and the next class is April 27. There were 200 tickets sold for the Waydown Wanderers concert at the Legion. This was a fundraiser for the Folk Festival. We will receive \$5000 from the Dubois County community Foundation and Nextera will contribute \$3500 for Folk Festival. The next fundraiser will be a singer-songwriter competition and applications are being taken now. Chris is still working on the E-notify system. Ron made a motion and Debbie seconded for Chris to attend 2016 Municipal Managers training at Nashville, IN on May 11<sup>th</sup> & 12<sup>th</sup>. The registration is \$150 and Chris will stay two nights at a motel which will cost \$238.00. Motion carried 3-yes, 0-no.

Ordinance 2016-6, an ordinance adopting amendments to the text of the zoning ordinance of the Town of Ferdinand, IN was adopted on motion by Debbie and seconded by Ron. Motion carried 3-yes, 0-no. at the meeting presented. This updates our ordinance to comply with Telecommunications Act of 1996.

Kelley Schwoeppe and Dean Hart were present from Masterbrand to discuss Tax abatement resolution 14-1C and 14-2C. According to Bill, Masterbrand is in compliance and exceeded all conditions with Resolution 14-1C. Debbie made motion to approve and sign compliance with statement of benefits form. Ron seconded and motion carried 3-yes, 0-no. Masterbrand is not in compliance with Resolution 14-2C however, they asked if the tax abatement could be postponed for one year. In the meantime they won't get the tax abatement benefit. Ron made a motion to agree with postponing tax abatement for one year and Debbie seconded. Motion carried 3-yes, 0-no.

Knu LLC (Lazy Boy division of Best Home Furnishings) is seeking a change in zoning classification from Residential and agricultural to B1 on property they plan on purchasing. Steve Wahl from Best Home Furnishings explained that they would like to build a new showroom and offices which would be 15,000-25,000 square feet for Lazy Boy product. Ordinance 2016-7, an ordinance rezoning certain lands within the jurisdictional area of the Town of Ferdinand was passed at meeting introduced on motion by Debbie and seconded by Ron. Motion carried 3-yes, 0-no. The Town owns some of the property. Knu LLC paid for two appraisals and the average of the appraisal for the property was \$2,250. The property consists of .847 acres and .115 acres. Debbie made a motion and Ron seconded that the Town intends to sell the property owned by the Town of Ferdinand to Knu LLC and schedule a hearing on May 10<sup>th</sup> at 8:00 PM. Motion carried 3-yes, 0-no.

We are waiting for environmental approval from RD engineer so no commitment as yet from RD for loan. Money may not be available for awhile and will have to wait till next year to start construction. IDEM will need to be notified of the delay.

The property acquisition with the Sisters of St. Benedict of three acres has not been worked on for awhile. The utility Pole Attachment agreement with Frontier was approved for signing. The contract will run starting January 1, 2016 for an annual fee of \$3140 which is 314 poles at \$10.00 a pole. Bev and Ken are to sign contract on motion by Ron and seconded by Debbie. Motion carried 3-yes, 0-no.

Ordinance 2016-08, an ordinance establishing Town of Ferdinand Policy on materiality and materiality thresholds in compliance with Indiana State examiner directive 2015-6 dated November 18, 2015 was adopted at meeting introduced on motion by Debbie and seconded by Ron. Motion carried 3-yes, 0-no. This addresses erroneous or irregular material variances, losses, shortages, or thefts of political subdivision funds or property. Ordinance 2016-9 was tabled. Ordinance 2016-10, ordinance adopting policies concerning Title VI of the 1964 Civil Rights Act and designating a Title VI coordinator and establishing Title VI grievance procedures was adopted at meeting introduced on motion by Ron and seconded by Debbie. Motion carried 3-yes, 0-no. Manager, Chris James is the Title VI coordinator.

Beth McManaway was present to discuss GAB clean sweep day which is May 21<sup>st</sup> from 7 AM-12 PM. She asked for use of trash truck. Ten teams will plan to go out and pick up trash and for their effort each group will receive \$300.00. Ron made a motion and Debbie seconded to approve use of trash truck. Motion carried 3-yes, 0-no. Debbie made a motion and Ron seconded to approve route of Ferdinand Elementary 5k on May 6<sup>th</sup> starting at 6 PM at Ferdinand Elementary. Motion carried 3-yes, 0-no.

The GIS Data Exchange agreement between Town of Ferdinand and Dubois County was approved and for Ken to sign on motion by Debbie and seconded by Ron. Motion carried 3-yes, 0-no. Ron made motion and Debbie seconded for Bev to attend Indiana League of Municipal Clerk-Treasurers conference in Michigan City, IN on June 5-9<sup>th</sup>, 2016. The cost for registration is \$400 and there will be hotel fees and transportation costs also which were approved. The compliance statement for Benet Hall, L.P. for their tax abatement resolution 14-01 is in compliance and therefore approved on motion by Debbie and seconded by Ron. Motion carried, 3-

yes, 0-no. The contract with H.J. Umbaugh for them to report continuing disclosure services for the outstanding Sewer Bonds was approved by Debbie and seconded by Ron. Motion carried 3-yes, 0-no. There will be an IACT Roundtable at Haubstadt, IN on Monday, April 25<sup>th</sup>. Motion was made by Ron and seconded by Debbie to pay registration for each Council member and Town Manager to go. Motion carried 3-yes, 0-no. The cost would be \$100 which is \$25.00 each.

Claims in the amount of \$372,395.89 and \$341,799.66 were approved to pay on motion by Ron and seconded by Debbie. Motion carried 3-yes, 0-no.

As there was no further business to discuss, Ron made a motion to adjourn and Debbie seconded. Motion carried 3-Yes 0-No. Meeting adjourned at 9:55 p.m.

Next regular meeting is May 10, 2016 at 7:30 p.m. The meeting of Economic Development Commission will meet on May 10, 2016 at 6:00 PM. The Park Board will meet on Wednesday, May 4, 2016 at 4:30 PM. Wednesday, April 27, 2016 will be Plan Commission meeting at 7:00 PM.

ATTEST:

FERDINAND TOWN COUNCIL

Beverly H. Schulchise  
Clerk-Treasurer

Ken Seard  
Ron W. V.  
Debra Jensen