The regular council meeting was called to order by Loretta Smart at 6:00 p.m. on September 19, 2006.

Silent roll call: Loretta Smart, Steve Brown, Joe Thomas, Ron Sullins, and John Ludy.

Others representing the town were:
Mary K. Parsons, IAMC/CMC-Clerk-Treasurer
Chris Snyder-Town Superintendent
Kurt Bachman-Town Attorney
Ed Johnson-Town Marshall
Steve Gard –Water Superintendent
Jim Humbarger-Sewer Superintendent
Martha Hagerty-Judge
Teri Steele-IAMC/CMC-Administrative Clerk

Others attending were: Jim Measel with WLKI radio station, Yvonne Schroeder with the Herald Republican, Scott Martin with Allied Waste, John Callaway with First Call Towing, Steve Carter with Umbaugh and Associates, Kay Clark and Linda Porter, Fremont residents.

John Ludy moved to approve the minutes, second by Ron Sullins, all in favor.

Steve Brown moved to approve the claims and payroll, second by Joe Thomas, all in favor.

Ron Sullins moved to approve comp time, after questioning Chris being exempt or non-exempt from comp time, second by Steve Brown, all in favor.

John Ludy moved to purchase one taser gun in the amount of $1,952.69, second by Ron Sullins, all in favor.

Ron Sullins moved to refer the Taser Policy to the Personnel Policy Committee, with the addition of our attorney, second by Joe Thomas, all in favor.

Chris gave an update on the By-Pass. Progress is being made on the right-of -way acquisition. The appraiser will be here tomorrow for a meeting.

Town Attorney, Kurt R Bachman, and Steve Carter, were also present at the meeting.

The Town Attorney next stated that Beers Mallers Backs & Salin, LLP, attorneys of Fort Wayne and LaGrange, Indiana, employed by the Town as bond counsel, had prepared a form of bond ordinance for consideration by the Town Council in the matter of the financing of the construction of the additions and improvements to the sewage works of the Town which amended and restated Ordinance 2004-15. Kurt Bachman then stated that it would now be in order for the Council to consider said ordinance and introduced an Amended and Restated Ordinance No. 2004-1, entitled “An Amended and Restated

Ordinance concerning the issuance and sale of Sewage Works Revenue Bonds for the purpose of procuring funds to construct and install certain sewage infrastructure improvements and upgrades and to pay the incidental expenses necessary to be incurred in connection therewith and on account of the issuance of the bonds therefor, including the issuance of notes in anticipation of bonds." Council Member Ron Sullins moved that said Ordinance be placed on first reading and that the same be read by title at this time. The motion was seconded by Council Member Joe Thomas and on call of the roll was carried by the following vote:

Ayes	Nays
5	0

The proposed form of Ordinance was then read by title after which Council Member Ron Sullins moved that said Ordinance be passed upon its first reading. This motion was seconded by Council Member Joe Thomas and on call of roll was carried by the following vote:

Ayes	Nays
5	0

Council Member Steve Brown then moved to waive the requirement for the second reading. Council Member Ron Sullins seconded the motion and on call of the roll the motion was carried by a unanimous vote.

The Town Attorney informed the Town Council that the passage of the Ordinance and the construction of the proposed improvements therein needed to be published as required by statute and presented to the Council a proposed Notice of Determination to Construct and Finance Additions and Improvements to the Town of Fremont Sewage Works and the Adoption and Purport of the Ordinance Authorizing Same. Council Member John Ludy then moved that the notice as presented be given and published as required by statute by the Town Clerk. Council Member Ron Sullins seconded the motion and on call of the roll the motion was carried by the following vote:

Ayes	Nays
5	0

Steve Carter dispersed pass outs of the schedule for the Sewage Bond Project to the Council. After informing the Council of the results, consensus was to increase the sewer rates by 17.7%.

Ron Sullins moved for Kurt to draft a new rate ordinance as Steve Carter presented tonight, second by Steve Brown, all in favor. The draft of the new rate ordinance will be presented at the next meeting.

The Board members of the Steuben Lake Regional Waste District have approved the agreement, and the billing change will commence on October 15, 2006.

Steve Brown moved to approve the agreement with Steuben Lake Regional Waste District, and authorize Loretta to the sign the agreement, second by Joe Thomas.

Kathy Parsons spoke on behalf of Lon Keyes who was absent. An agreement with Earth Plan Associates for the initial long range written plan for the New Town Park is in place.

Kathy stated that Greg Griffiths is progressing on the web site for the Town.

John Ludy moved to award the Trash contract to Allied Waste, contingent on Kurt checking all the legal issues, second by Ron Sullins, all in favor.

Joe Thomas moved to approve the 2007 Budget as advertised, second by John Ludy, 4 ayes, Ron Sullins abstained.

Ron Sullins moved to accept the utility bill credits, second by Joe Thomas, all in favor.

John Ludy moved to approve Ordinance 2006-19, an ordinance relating to the maintenance of noxious weeds and rank vegetation within the town limits with the change of wording from affect to effect, second by Joe Thomas, all in favor.

John Ludy moved to waive the second reading, second by Joe Thomas, all in favor.

Ron Sullins moved to authorize Loretta to sign the Mutual Aid Agreement with Steuben County Emergency Management Agency, second by Steve Brown, all in favor.

Steve Brown moved to approve the Clerk-Treasurer and staff to attend the ILMCT district meeting and class October 18th & 19th, second by John Ludy, all in favor.

Joe Thomas moved to approve purchasing a printer from Mid-City in the amount of $989.00 for the clerk's office, second by John Ludy, all in favor.

Ron Sullins moved to approve Resolution 2006-06, a resolution supporting Hometown Matters, second by John Ludy, all in favor.

John Ludy moved to approve that the Town attorney prepare an ordinance to become part of the FEMA floodplain, second by Ron Sullins, all in favor.

John Ludy moved to proceed with discussion with Cardinal regarding the purchase of the cul-de-sac from the Town if Cardinal IG is willing to pay for all the extra costs, second by Ron Sullins, all in favor. Chris will have a report at the next council meeting.

Steve Brown moved to approve Ordinance 2006-18, an ordinance reducing the LRS (Roads and Streets) budget for the year 2006 for the Town of Fremont, second by Joe Thomas, all in favor.

Steve Brown moved to waive the second reading of Ordinance 2006-18, second by John Ludy, all in favor.

John Callaway from First Call Towing expressed his concern with Fremont not using the wrecker rotation system. Kurt stated that this was not the forum to discuss this issue. It was suggested that Chris, Ed and Mr. Callaway meet and discuss the issue at a later date.

REPORTS

Court submitted-nothing to add.

Police submitted-nothing to add.

Street submitted-nothing to add. John Ludy thanked Danny and Jeff for helping finish the tree inventory for the Town.

Sewer submitted-Jim stated that Delmar has advised him of retiring in April, if not sooner. He would like to start taking applications for Delmar's position and hire someone in January. John Ludy moved to advertise for the position, second by Joe Thomas, all in favor. Jim asked to purchase a used end loader to be used by the street, water and wastewater departments. All three departments will split the cost. John Ludy moved to start looking for a used end loader, second by Steve Brown, all in favor.

Water submitted-nothing to add.

Town Superintendent submitted-Chris added Farmers State Bank has contacted him on purchasing the property on the corner of Albion and Pleasant Street. The street lights are up at Willow Prairie, but are not hooked up yet. The fencing is complete at the Skate Park and Dexter Axle has been billed for their portion. The distribution company wanting to purchase property from Eaton Creek Golf Course did not work out. Auto Form manufacturing expansion is moving ahead. There is a company that has made an offer at the old Corvette Building. Chris asked to pay for the Town's cost of the sidewalk at Kathy McHenry's. Ron Sullins moved to approve paying the town's cost of the sidewalk, second by Joe Thomas, all in favor.

Fremont Fire Department submitted-absent

Fremont Park Board submitted-absent.

OTHER GENERAL MATTERS

Ron Sullins moved to approve the Fire contract with Clear Lake Township, second by John Ludy, all in favor.

Steve Brown moved to approve the connection for Conway Trucking, second by Joe Thomas, all in favor.

A short discussion was held on the storm shelter. A Knox Box was purchased to allow Fire Department personnel to access the building when there are storms. Next month there will be a discussion on rules for the storm shelter.

Ron Sullins presented several items for Council discussion. Discussion followed.

John Ludy moved to adjourn, second by Joe Thomas, all in favor. Meeting adjourned at 9:25 p.m.

_____
Loretta Smart

_____
Steve Brown

_____
Ron Sullins

_____
Joe Thomas

Attest:

_____
John N. Ludy

_____
Mary K. Parsons, IAMC/CMC
Clerk-Treasurer