

July 28, 2009

**The special meeting was called to order by President Loretta Smart.**

**Silent roll call:** Loretta Smart Steve Brown, John Ludy, Joe Thomas, and Kay Clark, present.

**Others representing the Town were:**

Mary K. Parsons, IAMC/CMC/CPFA, Clerk-Treasurer	Chris Snyder, Town Manager
Kurt Bachman, Town Attorney	Martha Hagerty, Judge
Teri Steele, Administrative Clerk	

**Others attending were:** Jim Shilander with the Herald Republican, Lindsay Adams with WLKI, Andy Dodzik with DLZ, Nick Lantz, B. Saltzgaber, A. Saltzgaber, M. Risinger, K. Miller, T. Bolton, E. Robinson, Kaye Dennis, Michael Meeks, Tina Meeks, Nate Landis, Laurie Freed, Tammi Alura (Bone), Ron Sullins, all Fremont Residents, Linda Everett, Tim Bertsey, and Steve Bruns.

**Claims:** Councilmember Steve Brown moved to approve claims, second by Councilmember John Ludy, all in favor.

**Award Street Bids:** Councilmember Joe Thomas moved to award the Street bids to API Construction in the amount of \$149,426 .00, second by Councilmember Kay Clark, all in favor. Andy asked that the Council sign the Award bids and contract.

**Sewer Line Project:** Councilmember John Ludy moved to approve DLZ to pursue getting soil bore tests for the Sewer line project, second by Councilmember Kay Clark, all in favor.

**Ordinance 2009-01 an ordinance establishing a Downtown Revitalization Donation Fund:**

Councilmember Joe Thomas moved to approve Ordinance 2009-01 as presented, second by Councilmember Steve Brown, all in favor. Councilmember Kay Clark moved to waive the second reading of Ordinance 2009-01, second by Councilmember John Ludy, all in favor.

**Ordinance 2009-02 establishing a LOIT fund:** Councilmember Joe Thomas moved to approve Ordinance 2009-02 as presented, second by Councilmember Steve Brown, all in favor. Councilmember Kay Clark moved to waive the second reading of Ordinance 2009-02, second by Councilmember John Ludy, all in favor.

**Discussion on Noise:** A discussion was held on noise at Dexter Axle. Town Superintendent Chris Snyder presented several options to consider to control the noise factor, they include J.O. Mory to relocate the unit from the east side to the west side for \$29,139.00, or Noise screens. Dexter Axle felt that moving the unit would be best. Councilmember John Ludy asked if we should take a look at the Noise Ordinance in place. Attorney Bachman suggested that the Plan Commission have a chance to review

**Statement on Marshal Ed Johnson:** Attorney Kurt Bachman spoke on behalf of the Council that Marshal Ed Johnson was still employed with the Town of Fremont at this time and still on the payroll though not participating in working. We hope to have the differences resolved soon. Marshal Johnson has filed an unemployment claim and Attorney Bachman would like a motion to authorize President Loretta Smart to sign the form requesting information and to allow Beers, Mallers, Bachs and Salin, to respond

to the claim. Councilmember Joe Thomas moved to approve President Loretta Smart to sign the information request form and for Attorney Kurt Bachman to assist the Clerk-Treasurer and Town Manager with the Marshal Ed Johnson claim, second by Councilmember Kay Clark, all in favor. Citizens did make a request for additional information and Attorney Bachman explained that there was a difference between a Public hearing and a public meeting and tonight we were having a Public meeting and would not be accepting comment on the subject.

**Other Business:** Councilmember John Ludy moved for the Town to take part in the 2010 Census, second by Councilmember Steve Brown, all in favor.

Motion was made to adjourn by Councilmember John Ludy, second by Councilmember Steve Brown, all in favor. Meeting adjourned at 6:15 p.m.

Approved:

August 18, 2009

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Loretta Smart, Council President

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Steve Brown, Vice President

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Joe Thomas, Council Member

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John N. Ludy, Council Member

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Kay Clark, Council Member

Attest:

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Mary K. "Kathy Parsons, IAMC/CMC/CPFA

Clerk-Treasurer

