

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone: (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Regular Meeting January 3, 1989

A regular meeting of the Morristown City Council was called to order on Tuesday, January 3, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, clerk. Lorraine Schwartz, treasurer, was absent.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to accept the minutes of the regular meeting held December 5, 1988, and of the special meetings held December 20 and 29, 1988, as printed.

Jerry Pineur, Rice County Commissioner, was present and recommended that the council appoint the Rice County Sanitation Officer as health official for the city to make it easier to investigate and prosecute unhealthy living conditions. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to let The Rice County Sanitation Officer take care of the sanitation needs of the City.

A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to accept the treasurer's report which showed a balance of \$675.14 in the General Account, \$20.78 in the Energy Grant Account, \$196.45 in the Sanitary Sewer Account, \$41.86 in the General Obligations Funding Bonds of 1980 Account and \$224.37 in the Morristown Fire Department Account.

A letter from Charles Schmit, Rice County Engineer, to Jerry Pineur concerning the proposed bridge replacement was discussed. Mr. Schmidt requested that the Council notify the County as soon as possible as to the status of the Morristown Feed Mill. Discussion was held in regard to purchasing the Feed Mill and modifying the Mill to eliminate all right-of-way problems so that the bridge can be built on the proposed alignment. A motion was made by Jeff Wenker, seconded by Loren Dahle and carried to pass Resolution 1989-1 authorizing approval of the purchase agreement.

Resolution 1989-1

Whereas, Jim Heavens holds title to the Morristown Feed Mill; and,
Whereas, the City of Morristown proposes to purchase the Morristown Feed Mill and property for community development purposes; and,
Whereas, Jim Heavens has offered the property for sale at \$30,000.00, the appraised value, with contingencies as identified in Exhibit A.

Now, Therefore, Be it resolved that the City Council of Morristown authorizes the Mayor of Morristown to enter into a purchase agreement with Jim Heavens to purchase the Morristown Feed Mill for a \$30,000.00 purchase price.

Adopted January 3, 1989.

Councilmembers voted as follows: Jim Buscho, Loren Dahle, Jack O'Rourke, and

Jeffrey Wenker, yes. Linda Hruska abstained from voting. Virginia Schmidtke was instructed to respond to the letter from Charles Schmit assuring him that the city will make modifications to the Feed Mill as proposed.

A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to hold a public hearing on Monday, January 30, 1989, at 7:00 p.m. to address reasons for and against improvements to the water system including installation of a new well, storage tank and water main extensions.

The police report for December was submitted by John Blackmer and placed on file. Discussion was held regarding a ride along program for 5th and 6th grade students. John was instructed to contact Jim Warnemunde to see if the students would be covered by the city's insurance. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to accept the report as printed.

The Fire Department report for December was received and placed on file. Virginia Schmidtke reported that the reimbursement expense for the firemen and rescue squad is \$5,772 for 1988.

Arnie Schlinger presented the following bids for tractor chains: Wholesale Tire and Wheel of Minnesota, \$290.00; Farm and Home Supply, \$325.00; and Matejcek's, \$425.00. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to purchase tire chains from Wholesale Tire and Wheel for \$290.

Discussion was held in regard to purchasing a self-contained hydraulic sander from Matejcek's for spot sanding. Cost of the sander is \$350.00 and cost of the quick hitch and coupler is \$339.00. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to authorize Jack O'Rourke and Arnie Schlinger to spend up to \$700 for a sand spreader and quick hitch.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to pay the printed claims and accounts totaling \$4,762.16 from the General Fund, \$61.86 from the Water Fund, \$55.04 from the Sanitary Sewer Operations Fund, \$2,718.75 from the General Obligations Fund and \$5,784.92 from the Morristown Fire Department Fund.

Marvin Hermel was present and requested that the council survey the alley in Donaldson's Addition because he believes that a tree removed from the alley was actually removed from his property. Jack O'Rourke volunteered to look into the matter.

Laverne Moldenhaur was present and suggested that the council work with the American Legion to sponsor a public meeting on waste management. Loren Dahle volunteered to work with Laverne on the idea.

Laverne Moldenhaur stated that the American Legion members are discussing an addition to the Legion clubroom and asked if the Council objected to the idea since this may mean less rentals at the Community Hall. No action was taken.

Discussion was held concerning a petition received at the meeting held December 5, 1988, from Steve Felix, Jim Hachfeld, Roger Schulz and Timothy Tieg requesting a watermain extension between 415 and 425 West Franklin Street. A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to get an estimate from Short, Elliot and Hendrickson and Bolten and Menk to do a feasibility report and cost estimate.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to approve the committee appointments as presented by Mayor O'Rourke. They are as follows:

Acting Mayor	Loren Dahle
City Clerk	Virginia Schmidtke
City Treasurer	Lorraine Schwartz
City Attorney	Gary Peterson
Official Depository	State Bank of Morristown
Public Health	Rice County Sanitation Officer
Streets and Parks	Jeffrey Wenker
Animal Control	Linda Hruska
Community Education	Linda Hruska
Community Hall	Linda Hruska
Water and Sewer	Jim Buscho
Solid Waste Management	Loren Dahle
Weeds	Loren Dahle
Fire	Jack O'Rourke
Police	Jack O'Rourke

Discussion was held in regard to purchasing a new cover for the sewer plant.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to approve the following salary increases effective January 1, 1989.

Scott Forcelle	\$8.35 per hour
Jack Blackmer	\$7.25 per hour
Part-time Police	\$7.25 per hour
Lorraine Schwartz	\$45 per month

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pay Mike Hopman and Troy Shafer \$10 per day when they work at the sewer plant.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to send a notice with the water and sewer statements informing property owners that the Council will enforce Section 4 of Ordinance 132 which requires that all snow and ice be removed from sidewalks within 24 hours after a snowfall.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to pay the registration fee of \$250 for Jeff Wenker to attend a seminar on reducing radon in structures to be held at the University of Minnesota on January 24, 25 and 26.

Virginia Schmidtke reported that Harvey Anderson, Principal at Morristown Public School, requested a key for the Community Hall so that they could use the Hall during emergencies such as a bomb threat at the School. It was decided to deny the request.

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MORRISTOWN CITY COUNCIL MINUTES Special Meeting January 18, 1989

A special meeting of the Morristown City Council was called to order on Wednesday, January 18, 1989, at 12:00 noon at the Cedar Shake Restaurant by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Linda Hruska and Jeffrey Wenker. Councilmembers Loren Dahle was absent. Also present were Virginia Schmidtke, clerk and Steven Mattson, Vice President of Juran and Moody, Inc.

The purpose of the meeting was to authorize the issuance of, and awarding the sale of, \$150,000.00 General Obligation Refunding Bonds of 1989 of the City.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pass the following resolution:

Resolution 1989-2

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF \$150,000 GENERAL OBLIGATION REFUNDING BONDS OF 1989

WHEREAS, the City of Morristown, Minnesota (the "City") owns and operates a sanitary sewer system as a revenue producing utility; and

WHEREAS, except for the General Obligation Sewer Revenue Bonds, dated January 1, 1971, (the "Prior Bonds"), there are no outstanding obligations of the City the principal and interest of which constitute a prior lien upon the net revenues of said system; and

WHEREAS, the City Council has heretofore determined and declared that it is necessary and expedient to issue \$150,000 General Obligation Refunding Bonds of 1989 of the City, pursuant to Minnesota Statutes, Chapter 475 and Minnesota Statutes, Section 444.075, to refund on the date of delivery of the Bonds the City's outstanding installments of

EXTRACT OF MINUTES OF A MEETING OF THE
CITY COUNCIL OF THE CITY OF
MORRISTOWN, MINNESOTA

HELD: January 18, 1989

Pursuant to due call and notice thereof, a special meeting of the City Council of the City of Morristown, Rice County, Minnesota, was duly called and held at the City Hall in said City on Wednesday, the 18th day of January, 1989, at 12:00 o'clock Noon, for the purpose of authorizing the issuance of, and awarding the sale of, \$150,000 General Obligation Refunding Bonds of 1989 of the City.

The following members were present: Mayor O'Rourke, Councilmembers Buscho, Hruska, and Wenker;

and the following were absent: Councilmember Dahle.

Member Buscho introduced the following resolution and moved its adoption:

NO. 1989-2
RESOLUTION PROVIDING FOR THE
ISSUANCE AND SALE OF
\$150,000 GENERAL OBLIGATION REFUNDING
BONDS OF 1989

WHEREAS, the City of Morristown, Minnesota (the "City") owns and operates a sanitary sewer system as a revenue producing utility; and

WHEREAS, except for the General Obligation Sewer Revenue Bonds, dated January 1, 1971 (the "Prior Bonds"), there are no outstanding obligations of the City the principal and interest of which constitute a prior lien upon the net revenues of said system; and

WHEREAS, the City Council has heretofore determined and declared that it is necessary and expedient to issue \$150,000 General Obligation Refunding Bonds of 1989 of the City, pursuant to Minnesota Statutes, Chapter 475 and Minnesota Statutes, Section 444.075, to refund on the date of delivery of the Bonds the City's outstanding installments of

principal on the Prior Bonds, maturing in the years 1990 to 2000, both inclusive, of which \$189,000 still remains outstanding (hereinafter referred to as the "Refunded Bonds"); and

WHEREAS, no other obligations have been sold pursuant to a private sale within the last twelve (12) calendar months of the date hereof which when combined with this issue would exceed the \$1,200,000 limitation on negotiated sales as required by Minnesota Statutes, Section 475.60, Subdivision 2(2); and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Morristown, Minnesota, as follows:

1. Acceptance of Offer. The offer of Juran & Moody, Inc. (the "Purchaser"), to purchase \$150,000 General Obligation Refunding Bonds of 1989 of the City (hereinafter referred to as the "Bonds", or individually as a "Bond"), in accordance with the terms and at the rates of interest hereinafter set forth, and to pay therefor the sum of \$147,060, plus interest accrued to settlement, is hereby accepted.

2. Title; Original Issue Date; Denominations; Maturities. The Bonds shall be titled "General Obligation Refunding Bonds of 1989", shall be dated February 1, 1989, as the date of original issue and shall be issued forthwith on or after such date as fully registered bonds. The Bonds shall be numbered from R-1 upward in the denomination of \$5,000 each or in any integral multiple thereof of a single maturity. The Bonds shall mature on December 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1989	\$10,000	1994-1997	\$20,000
1990-1993	15,000		

All dates are inclusive.

3. Purpose. The Bonds (together with other available funds, if any, appropriated in paragraph 15 hereof) shall provide funds to refund on the date of delivery of the Bonds the Refunded Bonds. It is hereby found, determined and declared that such a refunding is pursuant to Minnesota

Statutes, Section 475.67 and shall result in a reduction of debt service cost to the City.

4. Interest. The Bonds shall bear interest payable semiannually on June 1 and December 1 of each year (each, an "Interest Payment Date"), commencing December 1, 1989, calculated on the basis of a 360-day year of twelve 30-day months, at the respective rates per annum set forth opposite the maturity years as follows:

<u>Maturity</u> <u>Year</u>	<u>Interest</u> <u>Rate</u>	<u>Maturity</u> <u>Year</u>	<u>Interest</u> <u>Rate</u>
1989	6.90%	1994	7.30%
1990	7.00	1995	7.35
1991	7.20	1996	7.40
1992	7.25	1997	7.40
1993	7.30		

5. Redemption. All Bonds maturing in the years 1996 and 1997 shall be subject to redemption and prepayment at the option of the City on December 1, 1995, and on any Interest Payment Date thereafter at a price of par plus accrued interest, plus a premium of one-half of one percent (0.50%) of par per Bond called. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, those Bonds remaining unpaid which have the latest maturity date shall be prepaid first; and if only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Published notice of redemption shall in each case be given in accordance with law, and mailed notice of redemption shall be given to the paying agent and to each affected registered holder of the Bonds.

To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar prior to giving notice of redemption shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers so assigned to such Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds to be redeemed. The

Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of each such Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the City or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the City and Bond Registrar duly executed by the holder thereof or his, her or its attorney duly authorized in writing) and the City shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the holder of such Bond, without service charge, a new Bond or Bonds of the same series having the same stated maturity and interest rate and of any authorized denomination or denominations, as requested by such holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

6. Bond Registrar. American National Bank and Trust Company, in St. Paul, Minnesota, is appointed to act as bond registrar and transfer agent with respect to the Bonds (the "Bond Registrar"), and shall do so unless and until a successor Bond Registrar is duly appointed, all pursuant to any contract the City and Bond Registrar shall execute which is consistent herewith. The Bond Registrar shall also serve as paying agent unless and until a successor paying agent is duly appointed. Principal and interest on the Bonds shall be paid to the registered holders (or record holders) of the Bonds in the manner set forth in the form of Bond and paragraph 13 of this resolution.

7. Form of Bond. The Bonds, together with the Bond Registrar's Certificate of Authentication, the form of Assignment and the registration information thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MINNESOTA
RICE COUNTY
CITY OF MORRISTOWN

R- _____

\$ _____

GENERAL OBLIGATION
REFUNDING BOND OF 1989

INTEREST
RATE

MATURITY
DATE

DATE OF
ORIGINAL ISSUE

FEBRUARY 1, 1989

REGISTERED OWNER: _____

PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL PERSONS BY THESE PRESENTS that the City of Morristown, Rice County, Minnesota (the "Issuer"), certifies that it is indebted and for value received promises to pay to the registered owner specified above, or registered assigns, in the manner hereinafter set forth, the principal amount specified above, on the maturity date specified above, unless called for earlier redemption, and to pay interest thereon semiannually on June 1 and December 1 of each year (each, an "Interest Payment Date"), commencing December 1, 1989, at the rate per annum specified above (calculated on the basis of a 360-day year of twelve 30-day months) until the principal sum is paid or has been provided for. This Bond will bear interest from the most recent Interest Payment Date to which interest has been paid or, if no interest has been paid, from the date of original issue hereof. The principal of and premium, if any, on this Bond are payable upon presentation and surrender hereof at the principal office of American National Bank and Trust Company, in St. Paul, Minnesota (the "Bond Registrar"), acting as paying agent, or any successor paying agent duly appointed by the Issuer. Interest on this Bond will be paid on each Interest Payment Date by check or draft mailed to the person in whose name this Bond is registered (the "Holder" or "Bondholder") on the registration books of the Issuer maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth day of the calendar month next preceding such Interest Payment Date (the "Regular Record Date"). Any interest not so timely paid shall cease to be payable to the

person who is the Holder hereof as of the Regular Record Date, and shall be payable to the person who is the Holder hereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given to Bondholders not less than ten days prior to the Special Record Date. The principal of and premium, if any, and interest on this Bond are payable in lawful money of the United States of America.

REFERENCE IS HEREBY MADE TO THE FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE HEREOF, WHICH PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF SET FORTH HERE.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to happen and to be performed, precedent to and in the issuance of this Bond, have been done, have happened and have been performed, in regular and due form, time and manner as required by law; that the Issuer has covenanted and agreed with the Holders of the Bonds that it will impose and collect charges for the service, use and availability of its sanitary sewer system at the times and in amounts necessary to produce net revenues adequate to pay all principal and interest when due on the Bonds; and that the Issuer will levy a direct, annual, irrepealable ad valorem tax upon all of the taxable property of the Issuer, without limitation as to rate or amount, for the years and in amounts sufficient to pay the principal and interest on the Bonds of this issue as they respectively become due, if the net revenues from the sanitary sewer system and any other revenues irrevocable appropriated to the Debt Service Account are insufficient therefor; and that this Bond, together with all other debts of the Issuer outstanding on the date of original issue hereof and the date of its issuance and delivery to the original purchaser, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the City of Morristown, Rice County, Minnesota, by its City Council has caused this Bond to be executed on its behalf by the facsimile signatures of its Mayor and its Clerk, the corporate seal of the Issuer having been intentionally omitted as permitted by law.

Date of Registration:

Registrable by: AMERICAN NATIONAL
BANK AND TRUST
COMPANY

Payable at: AMERICAN NATIONAL
BANK AND TRUST
COMPANY

BOND REGISTRAR'S
CERTIFICATE OF
AUTHENTICATION

This Bond is one of the
Bonds described in the
Resolution mentioned
within.

CITY OF MORRISTOWN
RICE COUNTY, MINNESOTA

/s/ Facsimile
Mayor

AMERICAN NATIONAL BANK
AND TRUST COMPANY
St. Paul, Minnesota
Bond Registrar

/s/ Facsimile
Clerk

By _____
Authorized Signature

ON REVERSE OF BOND

Redemption. All Bonds of this issue maturing in the years 1996 and 1997 are subject to redemption and prepayment at the option of the Issuer on December 1, 1995, and on any Interest Payment Date thereafter at a price of par plus accrued interest, plus a premium of one-half of one percent (0.50%) of par per Bond called. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, those Bonds remaining unpaid which have the latest maturity date shall be prepaid first; and if only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Published notice of redemption shall in each case be given in accordance with law, and mailed notice of redemption shall be given to the paying agent and to each affected Holder of the Bonds.

Selection of Bonds for Redemption; Partial Redemption. To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers assigned to the Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds to be redeemed. The Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of such Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the Issuer or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the Issuer and Bond Registrar duly executed by the Holder thereof or his, her or its attorney duly authorized in writing) and the Issuer shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the Holder of such Bond, without service charge, a new Bond or Bonds of the same series having the same stated maturity and interest rate and of any authorized denomination or denominations, as requested by such Holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

Issuance; Purpose; General Obligation. This Bond is one of an issue in the total principal amount of \$150,000, all of like date of original issue and tenor, except as to number, maturity, interest rate, denomination and redemption privilege, which Bond has been issued pursuant to and in full conformity with the Constitution and laws of the State of Minnesota and pursuant to a resolution adopted by the City Council on January 18, 1989 (the "Resolution"), for the purpose of providing money, together with other available funds, to refund on the date of delivery of the Bonds the Issuer's outstanding General Obligation Sewer Revenue Bond, dated January 1, 1971. This Bond is payable out of the Debt Service Account of the General Obligation Refunding Bonds of 1989 Fund of the Issuer. This Bond constitutes a general obligation of the Issuer, and to provide moneys for the prompt and full payment of its principal, premium, if any, and interest when the same become due, the full faith and credit and taxing powers of the Issuer have been and are hereby irrevocably pledged.

Denominations; Exchange; Resolution. The Bonds are issuable solely as fully registered bonds in the denominations of \$5,000 and integral multiples thereof of a single maturity and are exchangeable for fully registered Bonds of other authorized denominations in equal aggregate principal amounts at the principal office of the Bond Registrar, but only in the manner and subject to the limitations provided in the Resolution. Reference is hereby made to the Resolution for a description of the rights and duties of the Bond Registrar. Copies of the Resolution are on file in the principal office of the Bond Registrar.

Transfer. This Bond is transferable by the Holder in person or by his, her or its attorney duly authorized in writing at the principal office of the Bond Registrar upon presentation and surrender hereof to the Bond Registrar, all subject to the terms and conditions provided in the Resolution and to reasonable regulations of the Issuer contained in any agreement with the Bond Registrar. Thereupon the Issuer shall execute and the Bond Registrar shall authenticate and deliver, in exchange for this Bond, one or more new fully registered Bonds in the name of the transferee (but not registered in blank or to "bearer" or similar designation), of an authorized denomination or denominations, in aggregate principal amount equal to the principal amount of this Bond, of the same maturity and bearing interest at the same rate.

Fees upon Transfer or Loss. The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of this Bond and any legal or unusual costs regarding transfers and lost Bonds.

Treatment of Registered Owners. The Issuer and Bond Registrar may treat the person in whose name this Bond is registered as the owner hereof for the purpose of receiving payment as herein provided (except as otherwise provided on the reverse side hereof with respect to the Record Date) and for all other purposes, whether or not this Bond shall be overdue, and neither the Issuer nor the Bond Registrar shall be affected by notice to the contrary.

Authentication. This Bond shall not be valid or become obligatory for any purpose or be entitled to any security unless the Certificate of Authentication hereon shall have been executed by the Bond Registrar.

Qualified Tax-Exempt Obligations. The Bonds have been designated by the Issuer as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the Bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

Signature(s) must be guaranteed by a national bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges.

The Bond Registrar will not effect transfer of this Bond unless the information concerning the transferee requested below is provided.

Name and Address: _____

(Include information for all joint owners if the Bond is held by joint account.)

8. Execution; Temporary Bonds. The Bonds shall be executed on behalf of the City by the signatures of its Mayor and Clerk and be sealed with the seal of the City; provided, however, that the seal of the City may be a printed facsimile; and provided further that both of such signatures may be printed facsimiles and the corporate seal may be omitted on the Bonds as permitted by law. In the event of disability or resignation or other absence of either such officer, the Bonds may be signed by the manual or facsimile signature of that officer who may act on behalf of such absent or disabled officer. In case either such officer whose signature or facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of the Bonds, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until delivery. The City may elect to deliver, in lieu of printed definitive bonds, one or more typewritten temporary bonds in substantially the form set forth above, with such changes as may be necessary to reflect more than one maturity in a single temporary bond. The temporary bonds may be executed with photocopied facsimile signatures of the Mayor and Clerk. Such temporary bonds shall, upon the printing of the definitive bonds and the execution thereof, be exchanged therefor and cancelled.

9. Authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this resolution unless a Certificate of Authentication on such Bond, substantially in the form hereinabove set forth, shall have been duly executed by an authorized representative of the Bond Registrar. Certificates of Authentication on different Bonds need not be signed by the same person. The Bond Registrar shall authenticate the signatures of officers of the City on each Bond by execution of the Certificate of Authentication on the Bond and by inserting as the date of registration in the space provided the date on which the Bond is authenticated, except that for purposes of delivering the original Bonds to the Purchaser, the Bond Registrar shall insert as a date of registration the date of original issue, which date is February 1, 1989. The Certificate of Authentication so executed on each Bond shall be conclusive evidence that it has been authenticated and delivered under this resolution.

10. Registration; Transfer; Exchange. The City will cause to be kept at the principal office of the Bond Registrar a bond register in which, subject to such reasonable regulations as the Bond Registrar may prescribe, the Bond

() Registrar shall provide for the registration of Bonds and the registration of transfers of Bonds entitled to be registered or transferred as herein provided.

Upon surrender for transfer of any Bond at the principal office of the Bond Registrar, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration (as provided in paragraph 9) of, and deliver, in the name of the designated transferee or transferees, one or more new Bonds of any authorized denomination or denominations of a like aggregate principal amount, having the same stated maturity and interest rate, as requested by the transferor; provided, however, that no Bond may be registered in blank or in the name of "bearer" or similar designation.

At the option of the holder, Bonds may be exchanged for Bonds of any authorized denomination or denominations of a like aggregate principal amount and stated maturity, upon surrender of the Bonds to be exchanged at the principal office of the Bond Registrar. Whenever any Bonds are so surrendered for exchange, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration of, and deliver the Bonds which the holder making the exchange is entitled to receive.

All Bonds surrendered upon any exchange or transfer provided for in this resolution shall be promptly cancelled by the Bond Registrar and thereafter disposed of as directed by the City.

All Bonds delivered in exchange for or upon transfer of Bonds shall be valid general obligations of the City evidencing the same debt, and entitled to the same benefits under this resolution, as the Bonds surrendered for such exchange or transfer.

Every Bond presented or surrendered for transfer or exchange shall be duly endorsed or be accompanied by a written instrument of transfer, in form satisfactory to the Bond Registrar, duly executed by the holder thereof or his, her or its attorney duly authorized in writing.

The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of any Bond and any legal or unusual costs regarding transfers and lost Bonds.

()
Transfers shall also be subject to reasonable regulations of the City contained in any agreement with the Bond Registrar, including regulations which permit the Bond Registrar to close its transfer books between record dates and payment dates. The Clerk is hereby authorized to negotiate and execute the terms of said agreement.

11. Rights Upon Transfer or Exchange. Each Bond delivered upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

12. Interest Payment; Record Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered (the "Holder") on the registration books of the City maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth (15th) day of the calendar month next preceding such Interest Payment Date (the "Regular Record Date"). Any such interest not so timely paid shall cease to be payable to the person who is the Holder thereof as of the Regular Record Date, and shall be payable to the person who is the Holder thereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given by the Bond Registrar to the Holders not less than ten (10) days prior to the Special Record Date.

13. Treatment of Registered Owner. The City and Bond Registrar may treat the person in whose name any Bond is registered as the owner of such Bond for the purpose of receiving payment of principal of and premium, if any, and interest (subject to the payment provisions in paragraph 12 above) on, such Bond and for all other purposes whatsoever whether or not such Bond shall be overdue, and neither the City nor the Bond Registrar shall be affected by notice to the contrary.

14. Delivery; Application of Proceeds. The Bonds when so prepared and executed shall be delivered by the Treasurer to the Purchaser upon receipt of the purchase price, and the Purchaser shall not be obliged to see to the proper application thereof.

15. Fund and Accounts.

(i) \$ 143,860.00 of the proceeds of the Bonds shall be deposited in the Sewer Bond Sinking Fund heretofore created for the Prior Bonds, which amounts, together with all other funds held therein are sufficient to refund the same on the date of delivery of the Bonds.

(ii) There is hereby created a special fund to be designated the "General Obligation Refunding Bonds of 1989 Fund" (the "Fund") to be administered and maintained by the Treasurer as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the City. The Fund shall be maintained in the manner herein specified until all of the Bonds and the interest thereon have been fully paid. There shall be maintained in the Fund two (2) separate accounts to be designated the "Payment Account", and the "Debt Service Account". There shall be deposited in the Payment Account the remaining proceeds of the Bonds (except accrued interest) from which Account the costs of issuing the Bonds shall be paid. There are hereby irrevocably appropriated and pledged to, and there shall be credited to the Debt Service Account: (a) all accrued interest received upon delivery of the Bonds; (b) net revenues of the sanitary sewer system not otherwise pledged to the payment of other obligations of the Issuer, in an amount, together with other funds which may herein or hereafter from time to time be irrevocably appropriated to said account sufficient to meet the requirements of Minnesota Statutes, Section 475.61 for the payment of the principal and interest of this issue; (c) any collections of all taxes which may hereafter be levied in the event that the net revenues of the sanitary sewer system herein pledged to the payment of the principal and interest on the Bonds are insufficient therefore; (d) all funds remaining in the Payment Account after all costs of issuing the Bonds have been paid; (e) all funds remaining in the Sewer Bond Sinking Fund and all uncollected sums pledged to the payment of the Bonds after the payment of the Refunded Bonds; (f) all investment earnings on funds held in the Debt Service Account; and (g) any and all other moneys which are properly available and are appropriated by the governing body of the City to the Debt Service Account;

No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments acquire higher yielding investments, except (1) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued and (2)

()
in addition to the above in an amount not greater than the lesser of five percent (5%) of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Fund (or any other City account which will be used to pay principal or interest to become due on the bonds payable therefrom) in excess of amounts which under then-applicable federal arbitrage regulations may be invested without regard to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by said arbitrage regulations on such investments after taking into account any applicable "temporary periods" or "minor portion" made available under the federal arbitrage regulations. Money in the Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the federal Internal Revenue Code of 1986, as amended (the "Code").

16. Excess Net Revenues. Net revenues in excess of those required for the foregoing may be used for any proper purpose.

17. Sufficiency of Net Revenues. It is hereby found, determined and declared that the net revenues of the sanitary sewer system are sufficient in amount to pay when due the principal of and interest on the Bonds herein authorized and a sum at least five percent (5%) in excess thereof, and the net revenues of the sanitary sewer system are hereby pledged for the payment of the Bonds and shall be applied for that purpose, but solely to the extent required to meet the principal and interest requirements of the Bonds as the same become due. Nothing contained herein shall be deemed to preclude the City from making further pledges and appropriations of the net revenues of the sanitary sewer system for the payment of other or additional obligations of the City, provided that it has first been determined by the City Council that the estimated net revenues of the sanitary sewer system will be sufficient in addition to all other sources for the payment of the Bonds herein authorized and such additional obligations and any such pledge and appropriation of the net revenues may be made superior or subordinate to, or on a parity with the pledge and appropriation herein.

18. Covenant to Maintain Rates and Charges. In accordance with Minnesota Statutes, Section 444.075, the City hereby covenants and agrees with the holders of the Bonds that

it will impose and collect charges for the service, use, availability and connection to the sanitary sewer system at the times and in the amounts required to produce net revenues adequate to pay all principal and interest when due on the Bonds.

19. General Obligation Pledge. For the prompt and full payment of the principal and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the City shall be and are hereby irrevocably pledged. If the net revenues of the sanitary sewer system appropriated and pledged to the payment of principal and interest on the Bonds, together with other funds irrevocably appropriated to the Debt Service Account herein established, shall at any time be insufficient to pay such principal and interest when due, the City covenants and agrees to levy, without limitation as to rate or amount an ad valorem tax upon all taxable property in the City sufficient to pay such principal and interest as it becomes due. If the balance in the Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency shall be promptly paid out of any other funds of the City which are available for such purpose, and such other funds may be reimbursed with or without interest from the Debt Service Account when a sufficient balance is available therein.

20. Refunded Bonds; Security. Until retirement of the Refunded Bonds, all provisions theretofore made for the security thereof shall be observed by the City and all of its officers and agents.

21. Certificate of Registration. The Clerk is hereby directed to file a certified copy of this resolution with the County Auditor of Rice County, Minnesota, together with such other information as he or she shall require, and to obtain the Auditor's certificate that the Bonds have been entered in the Auditor's Bond Register.

22. Records and Certificates. The officers of the City are hereby authorized and directed to prepare and furnish to the Purchaser, and to the attorneys approving the legality of the issuance of the Bonds, certified copies of all proceedings and records of the City relating to the Bonds and to the financial condition and affairs of the City, and such other affidavits, certificates and information as are required to show the facts relating to the legality and marketability of the Bonds as the same appear from the books and records

under their custody and control or as otherwise known to them, and all such certified copies, certificates and affidavits, including any heretofore furnished, shall be deemed representations of the City as to the facts recited therein.

23. Negative Covenant as to Use of Proceeds and Project. The City hereby covenants not to use the proceeds of the Bonds or to use the project in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Section 103 and 141 through 150 of the Code.

24. Tax-Exempt Status of the Bonds; Rebate. The City shall comply with requirements necessary under the Code to establish and maintain the exclusion from gross income under Section 103 of the Code of the interest on the Bonds, including without limitation (1) requirements relating to temporary periods for investments, (2) limitations on amounts invested at a yield greater than the yield on the Bonds, and (3) the rebate of excess investment earnings to the United States if the Bonds (together with other obligations reasonably expected to be issued and outstanding at one time in this calendar year) exceed the small-issuer exception amount of \$5,000,000.

For purposes of qualifying for the exception to the federal arbitrage rebate requirements for governmental units issuing \$5,000,000 or less of bonds, the City hereby finds, determines and declares that (1) the Bonds are issued by a governmental unit with general taxing powers, (2) no Bond is a private activity bond, (3) ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the City (or of a governmental unit the jurisdiction of which is entirely within the jurisdiction of the City), and (4) the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the City (and all subordinate entities thereof, and all entities treated as one issuer with the City) during the calendar year in which the Bonds are issued and outstanding at one time is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(C) of the Code.

Furthermore:

(i) there shall not be taken into account for purposes of said \$5,000,000 limit any bond issued to refund (other than to advance refund) any bond to the extent the amount of the refunding bond does not exceed the outstanding amount of the refunded bond;

(ii) the aggregate face amount of the Bonds does not exceed \$5,000,000;

(iii) the Refunded Bonds were treated as meeting rebate requirements by reason of the exception for governmental units issuing \$5,000,000 or less of bonds; and the Refunded Bonds were issued prior to August 8, 1986, and

(a) the Refunded Bonds were issued by a governmental unit with general taxing powers,

(b) no bond was an industrial development bond (as described in Section 103(b)(2) of the federal Internal Revenue Code of 1954, as amended, but without regard to subparagraph (B) of Section 103(b)(3)) or a private loan bond (as defined in Section 103(o)(2)(A) of such Code, but without regard to any exception from such definition other than Section 103(o)(2)(c)), and

(c) the aggregate face amount of all tax-exempt bonds (other than bonds described in the immediately preceding clause of this sentence) issued by such unit during the calendar year in which such issue was issued did not exceed \$5,000,000;

(iv) the average maturity of the Bonds does not exceed the average maturity of the Refunded Bonds; and

(v) no Bond has a maturity date which is later than the date which is thirty (30) years after the date the Refunded Bonds (or the temporary bonds which the Refunded Bonds themselves refunded) were issued.

25. Designation of Qualified Tax-Exempt Obligations. In order to qualify the Bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code, the City hereby makes the following factual statements and representations:

(a) the Bonds are issued after August 7, 1986;

(b) the Bonds are not "private activity bonds" as defined in Section 141 of the Code;

(c) the City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code;

(d) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, treating qualified 501(c)(3) bonds as not being private activity bonds) which will be issued by the City (and all entities subordinate to, or treated as one issuer with, the City) during this calendar year 1989 will not exceed \$10,000,000;

(e) not more than \$10,000,000 of obligations issued by the City during this calendar year 1989 have been designated for purposes of Section 265(b)(3) of the Code; and

(f) the aggregate face amount of the Bonds does not exceed \$10,000,000.

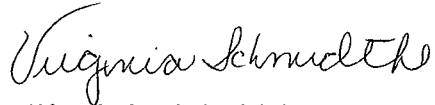
The City shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this paragraph.

26. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

27. Headings. Headings in this resolution are included for convenience of reference only and are not a part hereof, and shall not limit or define the meaning of any provision hereof.

The councilmembers present voted in favor of the motion.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 1:00 p.m.



Virginia Schmidtke
City Clerk



The motion for the adoption of the foregoing resolution was duly seconded by member Wenker and, after a full discussion thereof and upon vote being taken thereon, the following voted in favor thereof:

all present;

and the following voted against the same:


none.

Whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA
COUNTY OF RICE
CITY OF MORRISTOWN

I, the undersigned, being the duly qualified and acting Clerk of the City of Morristown, Minnesota, DO HEREBY CERTIFY that I have compared the attached and foregoing extract of minutes with the original thereof on file in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the City Council of said City, duly called and held on the date therein indicated, insofar as such minutes relate to authorizing the issuance of, and awarding the sale of, \$150,000 General Obligation Refunding Bonds of 1989 of said City.

WITNESS my hand and the seal of said City this 18th day of January, 1989.


Virginia Schmolthe
Clerk

(SEAL)

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Special Meeting January 23, 1989

A special meeting of the Morristown City Council was called to order on Monday, January 23, 1989, at 9:00 a.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, city clerk. The purpose of the meeting was to discuss investment of idle funds of the city.

Discussion was held in regard to investing approximately \$246,000.00 of General, Sewer, Fire Department, Water and General Obligation Fund monies. Rates for three, six, nine and twelve months investments were received from Juran and Moody, Dean Jones and Company and the State Bank of Morristown. The rates were as follows:

	<u>1 year</u>	<u>6 months</u>	<u>3 months</u>	<u>Money Market Checking</u>
State Bank of Morristown	8.2%	8.2%	8.2%	5.25%
Dean Jones	9%	9%	8.9%	8.9%
Juran and Moody	9.25%	9.25%		

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to invest \$50,000 for three months, \$100,000 for six months, and \$50,000 for nine months at the State Bank of Morristown at 8.2% interest.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to open a money market account at Dean Jones Co.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried unanimously to pass the Resolution 1989-3.

Resolution 1989-3

Whereas, at the present time, the City Council maintains five separate checking accounts; and,

Whereas, maintaining one account would simplify control of the funds and would make the bookkeeping system easier to understand,

Be It Therefore Resolved by the City Council of Morristown to combine the five checking accounts into one account to be called the General Account.

Adopted January 23, 1989.

All councilmembers voted yes.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pass Resolution 1989-4

Resolution 1989-4

Whereas, the council has resolved to maintain one checking account; and,


Whereas, the council desires to establish funds within the General Account to help insure that certain receipts set aside for specific purposes will be used for the purposes intended,

Be It Therefore Resolved by the City Council of Morristown to establish the following funds: General Fund, Fire Department Fund, Water Fund, Sanitary Sewer Operations Fund, Sanitary Sewer Debt fund, General Obligations Funding Bonds of 1980 Fund, Energy Grant Fund and Morristown Fire Relief Fund.

Adopted January 23, 1989.

All councilmembers voted yes.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to adjourn. The meeting adjourned at 11:30 a.m.


Virginia Schmidtke
City Clerk

City of Morristown

Box 362
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MORRISTOWN CITY COUNCIL MINUTES Public Hearing January 30, 1989

A public hearing of the Morristown City Council was called to order on Monday, January 30, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle, Linda Hruska, and Jeff Wenker. Councilmember Jim Buscho was absent. Also present were Virginia Schmidtke, clerk, Dick Grabko, Rice County Housing and Redevelopment staff member and 12 residents of the city. (See attached list).

This hearing was pursuant to a motion of the City Council passed on January 3, 1989, setting this date for a hearing concerning installation of a new well, storage tank and watermain extensions.

Dick Grabko summarized the activities connected with the Small Cities Development Grant. He specifically addressed the plans concerning water well activities. He explained that the purpose of the meeting was to address reasons for or against the city's proposed water system improvements.

It was discussed to install a new well, build a pumphouse and storage tank, do watermain extensions, replace valve gates and install new ones, purchase and install approximately five new fire hydrants, loop several dead end lines and purchase a site for the new storage tank.

Dick explained that the city would be financially responsible for the first \$210,000.00 cost of the project. He presented two financial options. The first option for a well only would increase the water and sewer rates by \$42 per household per year and the second option which includes a well, storage tank and watermain extensions would increase the rates \$57.60 per household per year.

All persons present at the hearing were given an opportunity to speak on the issue and all questions were answered.

At the conclusion of the hearing the council took the matter under advisement.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to ajourn. The meeting adjourned at 8:25 p.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Regular Meeting February 6, 1989

A regular meeting of the Morristown City Council was called to order on Monday, February 6, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were James Buscho, Loren Dahle, Linda Hruska, and Jeffrey Wenker. Also present were Virginia Schmidtke, clerk and Lorraine Schwartz, treasurer.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to approve the minutes of the regular meeting held January 3, and of the special meetings held January 18 and 23, and of the public hearing held January 30, 1989, as printed.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$6,588.27 in the Checking Account and \$257,206.93 in the Savings Account.

Dick Grabko was present and reported on the following grant activities:
Feed Mill Acquisition: A purchase agreement has been executed with Jim Heavens and the closing date has been set for February 28, 1989. A meeting will be held with Jim Black on February 14 to discuss leasing the Mill to Nerstrand Agri-Center.

Well Installation: A public hearing was held January 30, 1989. The Council received direction to complete the entire scope of the water system needs identified in the City's water study.

Bridge Construction: With the acquisition of the Feed Mill, the County Engineer was notified and plans, design and specification work were initiated.

Medical Clinic: Has been on hold pending change in the hospital administrator. Darrel Hopman will be contacted concerning proceeding with clinic determination.

Park Development: Final contracts have been received and a planning will be scheduled to prioritize improvements.

Single Family Housing Rehabilitation: Eleven single family houses have been approved for rehabilitation and one house has been completed.

Rental Rehabilitation: Two rental rehabilitation projects have been received.

Commercial Rehabilitation: Fourteen business have submitted applications for assistance and have received Task Force approval to proceed.

Dick Grabko resented a bid of \$2,900 from Advantage Marketing Group to conduct a FmHA subsidized market study of the City for the purpose of determining need for a proposed subsidized elderly and/or family apartment complex. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to hire Advantage Marketing Group to prepare a market study and to pay the fee with the option of passing the cost on to the developer.

Don Nordmeier presented the names of the 1989 Fire Department officers as elected by the firemen at their annual meeting. They are Fire Chief, Don Nordmeier, Assistant Fire Chief, Ernest Nordmeier, Second Assistant Fire Chief, John Schlie, Training Officer, Steve Nordmeier and Secretary, Leon Gregor. Don also recommended that Reuben Krause be appointed Fire Marshall and that Dave Green be appointed Emergency Preparedness Director. A motion was made by Linda Hruska, seconded by Jeff Wenker and carried unanimously to accept the firemen's recommendation for fire department officers for 1989. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to appoint Reuben Krause as Fire Marshall. A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to appoint Dave Green Emergency Preparedness Director.

A letter from Employee Benefit Administration Company suggesting that cities clarify whether payments made to their volunteer fire fighters are intended to be "wages" or "expense reimbursement" was discussed. If the payments are considered to be "wages" the workers compensation benefit rate may be based on the salary of a full-time fire fighter, or on the volunteer's earning from regular employment. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously that the annual payment to firemen be considered "expense reimbursement."

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to allow Jack O'Rourke, Jim Buscho and Arnold Schlinger to spend up to \$3,000 for maintenance tools.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to allow Loren Dahle and Virginia Schmidtke to spend up to \$1,000 to purchase a new typewriter.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to pay the printed claims and accounts totaling \$7,067.36 from the General Fund, \$318.86 from the Water Fund, \$1,906.54 from the Sanitary Sewer Operations Fund, \$1,927.86 from the Morristown Fire Department Fund and \$100 from the General Obligations Funding Bonds of 1980 Fund.

Steve Felix was present to discuss a petition he submitted for water main extension. It was discussed to include the extension in the water well/storage tank and main extension application.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to grant a 45¢ per month garbage service fee increase to Archambault Bros. Disposal as requested with the increase to be effective February 1, 1989. Jim Buscho, Linda Hurksa, Jack O'Rourke and Jeffrey Wenker voted yes, Loren Dahle voted no.

Vic Verdev was present and submitted a list of storm shelters for use by the residents of Riverview Mobil Home Park in severe weather. Minnesota Statutes 327.20 requires that the storm shelters or a plan of evacuation be approved by the City by March 1, 1989. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to table the discussion until the next special council meeting or until minimum standards for storm shelters is received.

Virginia Schmidtke presented a Title Opinion of the Morristown Feed and Grain Mill which was done by Gary Peterson, city attorney. He determined that the title was clear. A copy of the letter is on file with the city clerk.

A letter from Harvey Anderson, Principal of Morristown High School asking whether the city would like to contribute to the Dollars for Scholars Fund. No action was taken.

A letter from the Minnesota Department of Health encouraging councilmembers to contact state legislators concerning alternate funding for water supply monitoring was placed on file.

A letter from the League of Minnesota Cities concerning workers compensation coverage to elected officials was presented. The League recommended that the city pass an ordinance stating whether elected officials should be covered. The letter also included an offer from T.C. Field and Company to provide short-term disability and accidental death benefits to the council members. No action was taken.

A letter from the Waterville Area Chamber of Commerce inviting the council to meeting on February 11 to discuss legislative plans for grants and monies for small cities was read.

Jack Blackmer presented the police report for January. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to purchase copies of the new motor vehicle and criminal laws. Cost of the books is \$62.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to pass Resolution 1989-5.

Resolution 1989-5

BE IT RESOLVED that the City of Morristown enter into an agreement with the State of Minnesota, Department of Public Safety for the purpose of receiving from the State of Minnesota, Department of Public Safety, preliminary breath test instruments on a loan basis for use by law enforcement officers to assist in the detection of motorists who may in violation of Minnesota Statutes Section 169.121, or local ordinance in conformity therewith.

BE IT FURTHER RESOLVED that the Mayor and Clerk be and they hereby are authorized to execute such agreement.

Passed this 6th day of February, 1989.

All councilmembers voted yes on the question.

A letter was received from Nerstrand Agri-Center stating that as of February 24, they will no longer be operating from that facility.

Arnie Schlinger presented to plans for watermain extensions, new hydrants, valves, and locations for a new well and storage tank. After discussion, a motion was made by Jeff Wenker, seconded by Jim Buscho and carried to

Ed Zitzman, Zoning Administrator, reported that Zoning Certificates were issued to Ed Schmidkte and Steve Felix.

Virginia Schmidtke reported that Richard Sammon has made application to take the test to become a certified building inspector and that he will take the test the next time it is given. A motion was made by Jeff Wenker, seconded by Linda Hruska to request that the Rice County Building Inspector do our building inspections until Richard becomes certified.

It was brought to the attention of the Council that the State Bank began making improvements of two apartments in the bank building before applying for a zoning certificate. The Zoning Ordinance was reviewed and a lengthy discussion was held concerning when zoning certificates are needed and what action to take when violations occur. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried to send a letter to the State Bank of Morristown notifying them that they must get a zoning permit for changing the nature of the building by remodeling the second floor into apartments and to waive the penalty. Jim Buscho, Linda Hruska, Jack O'Rourke and Jeff Wenker voted yes, Loren Dahle voted no.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to send Malcom Davis a letter informing him that his zoning permit expired in September, 1988, and that he needs to apply to the Zoning Administrator to extend the permit.

Charles Singer, salesman of Permaglas Aquastore storage tank systems was present and provided information on Aquastore tanks for water storage. Cost for a 142,000 gallon tank is approximately 57 cents per gallon.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to approve a request from Sharon Krenik to change her day care center license from C-1 to C-3.

Discussion was held concerning whether to purchase a lawnmower or to contract with a lawnmowing service as was done last year. It was decided to look into purchasing a mower. Loren Dahle volunteered to work on specifications and get some prices.


Discussion was held concerning a request from Brian Schulz to grade or apply additional gravel to 2nd Street Southwest in Meschke South Haven Addition. Jeff Wenker volunteered to look into the matter.

Virginia Schmidtke appointed that the annual dog vaccination and licensing clinic will be held on April 8th beginning at 1:00 p.m.

A letter was presented from Tim Truwe, Supervising Adjuster for GAB Business Services denying claims from Dean Peterson which were presented as a result of slipping on an icy section of sidewalk. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to send a letter to Ellen Ellefson notifying her to remove the snow and ice from the sidewalk in front of the Answer-Pub and Grub.

meet with the city engineers on Thursday, February 9, 1989, at 9:00 a.m.
to discuss the proposed plans.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously
to adjourn.


Virginia Schmidtke
City Clerk



City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Meeting Continued From February 6, 1989 February 9, 1989

A meeting of the Morristown City Council was called to order on Thursday, February 6, 1989, at 9:00 a.m. by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present were Virginia Schmidtke, city clerk, Kurt Mayer and Wilber Liebenow from Short, Elliott and Hendrickson and Dick Grabko, Rice County Housing and Rehabilitation.

Two plans for a water improvement project were reviewed and discussed. Both plans include a new well and pump house, storage tank, watermain extension, hydrants and valves. Mr. Mayer and Mr. Liebenow were asked to review the plans and submit a proposed plan, cost estimates and a contract for engineering services for discussion at the council meeting to be held March 6.

A letter listing the storm shelters to be used by the residents in River View Mobil Home Court from Vic Verdev and presented for approval at the February 6, 1989, council meeting was discussed. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to send a copy of Mr. Verdev's plan to the Department of Health along with a letter from the Council stating that the Council will not approve the plans unless the shelters are first approved by the Department of Health.

Virginia Schmidtke distributed copies of the 1988 Financial Statement for discussion at the next council meeting.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pay the registration fee, lodging and mileage for Arnie Schlinger to attend a wastewater training seminar sponsored by Minnesota Pollution Control.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to adjourn. The meeting adjourned at 11:25 a.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown


Box 362
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MORRISTOWN CITY COUNCIL MINUTES Special Meeting February 14, 1989

A special meeting of the Morristown City Council was called to order on Tuesday, February 14, 1989, at 8:30 a.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeff Wenker. Also present was Virginia Schmidtke, clerk.

A letter was presented from Martin Hoelsing, Assistant District Director of Farmers Home Administration, stating that the district office was informed by their Finance Office that the amount submitted under the Discount Purchase Program was incorrect and that an additional \$4,501.67 is still owed to Farmers Home Administration. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pay the additional \$4,501.67 to Farmers Home Administration.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to adjourn. The meeting adjourned at 8:45 a.m.


Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Regular Meeting March 6, 1989

A regular meeting of the Morristown City Council was called to order on Monday, March 6, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle, Linda Hruska and Jeffrey Wenker. Councilmember Jim Buscho was absent. Also present were Virginia Schmidtke, clerk and Lorraine Schwartz, treasurer.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to approve the minutes of the Regular Meeting held February 6, 1989, and of the Special Meetings held February 9 and 14, 1989.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to accept the treasurer's report which showed a balance of \$1,195.36 in the Checking Account and \$249,037.82 in the Investment Account.

Dick Grabko was present and reported on the following grant activities:
Feed Mill Acquisition: The Mill was acquired on March 1, 1989, and is now in possession of the City. A new tenant is being sought. The Mill's long term use is being assessed.

Well Installation: The City Council is to review cost estimates and finance plans at their March 6, 1989, meeting.

Bridge Construction: The plans and specifications are being developed. The engineering firm has been seen on the site performing survey functions.

Medical Clinic: The Hospital Administrator will be met with to determine project feasibility.

Park Development: Land Acquisition offers are in process. The Council needs to prioritize activities. The engineering firm has been selected and surveys need to be performed.

FmHa Family Housing: The market survey firm is in the process of performing the study.

Single Family Housing Rehabilitation: Fourteen households have been approved to start rehabilitation and one has been completed with funds of \$128,383.10 being committed.

Rental Rehabilitation: Seven units have been approved with funds committed of \$53,062.18.

Commercial Rehabilitation: Eleven buildings have been received preliminary approval for rehabilitation and three have received final approval.

The Fire Department report for March was received and placed on file.

Discussion was held concerning a request from Arnie Schlinger to apply for membership to the American Water Works Association. Cost of the membership is \$120 per year. A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to refer the request to the water commissioner and to discuss it at the next council meeting.

Arnie Schlinger presented prices for used street sweepers he received from Boyum Equipment Company. The prices ranged from \$4,500 to 14,500. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to table the matter until the next meeting or until the street commissioner can get more information on the sweepers.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried unanimously to pay the claims and accounts totaling \$7,063.68 from the General Fund, \$642.03 from the Water Fund, \$649.79 from the Sanitary Sewer Operations Fund, \$367.00 from the Sanitary Sewer Debt Fund and \$337.80 from the Morristown Fire Department Fund.

Gerald Kokoschke was present and issued a complaint concerning the discourteous treatment he felt he received from Arnie Schlinger and Mike Pudwill before and after his dog was found missing, picked up and brought to the Faribault dog pound. A lengthy discussion was held concerning the current procedures that are followed when a dog is apprehended. Linda Hruska volunteered to review the policy and recommended changes for discussion at the next council meeting.

Laverne Moldenhauer, Commander of the American Legion, presented the city with an American Flag and a Minnesota State Flag along with the poles and stands to be used in the Council Chambers. A motion as made by Jack O'Rourke, seconded by Jeff Wenker and carried unanimously to send a thank you letter to the American Legion for the flags.

A letter from Gary Peterson, City Attorney, regarding the shelter/evacuation plans for Riverview Mobil Home Park was discussed. Mr. Peterson advised that the Council accept the plan, take the position that the City lacks the expertise to either approve or disapprove th proposed plan, and forward the proposed plan to the Department of Health for filing. A motion was made by Jeff Wenker, seconded by Linda Hruska to follow the attorney's recommendation.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to approve the 1988 financial statement as submitted by Virginia Schmidtke.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to table discussion regarding adoption and implementation of the State Building Code until the next council meeting.

Virginia Schmidtke reported that energy audits were completed on all of the city owned buildings and presented copy of the reports to the council. Loren Dahle was appointed to study the reports and recommend conservation measures that can be made to the buildings.

Steve Nordmeier was present and requested funds for advertising Dam Days which will be held June 2, 3, and 4. A motion was made by Jeff Wenker, seconded

by Linda Hruska and carried unanimously to allow the Dam Days Committee to spend up to \$1,500 for advertising Dam Days.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried unanimously to allow the After Prom Committee free rental of the Community Hall for the after prom party as requested by the committee.

Discussion was held concerning what to do about those people who are in violation of the Nuisance Ordinance because they have not kept their sidewalks free of ice and snow. It was discussed to enforce the ordinance by issuing a written notice to the property owner to remove the snow and ice. Jeff Wenker volunteered to take care of the matter.

Jeff Wenker volunteered to contact Howard Timm and have him grade the snow to the middle of the road.

Wilber Liebenow, Engineer from Short-Elliott-Hendrickson, Inc., was present to discuss the proposed water project. He explained the scope of the project which includes a 250 gallon per minute well, pump and pumphouse; a 20 x 80' standpipe; valves, hydrants and 7,300 linear feet of watermain; replacement of 10 existing gate valves and replacement of 20 existing lead house services. He also explained the project financing which includes \$572,000 for construction, \$83,000 for engineering and \$25,000 for easements, existing watertower demolition and soil borings for a total project cost of \$680,000. The project would be financed with a Farmers Home Administration grant of \$350,000 and a Farmers Home Administration 6.58% 30 year loan of \$330,000. He also presented a schedule of the activities which begins with council approval of the project in March and with construction beginning in August. Dick Grabko explained the FmHa funding methodology and discussed the need for another public hearing. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to have a public hearing on Monday, March 20, 1989, at 7:00 p.m.

Jack O'Rourke reported that he received a request to rent the Feed Mill warehouse for storage. The request was discussed but no action was taken. Loren Dahle was instructed to look into the cost of insurance and look into ideas for using the mill.

A motion was made by accept the Fire Chief's recommendation to appoint Dave Green as Emergency Management Director for the city.

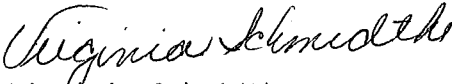
John Blackmer presented the police report for February. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to approve the report as presented.

Virginia Schmidtke reported that the Board of Review meeting will be held on Tuesday, April 18, 1989, at 7:30 p.m.

Jim David was present and asked the council to consider extending the water main to his house when the main is extended west on Franklin Street even though his house is not within the city limits. The council agreed to study the request.

Jack O'Rourke requested permission to eliminate the position of police captain and to review certain policies and procedures within the police department. A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to authorize Jack to look into restructuring the police department and present a plan at the next council meeting.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried to adjourn. The meeting adjourned at 10:10 p.m.


Virginia Schmidtke
City Clerk



City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Special Meeting March 13, 1989

A special meeting of the Morristown City Council was called to order on Monday, March 13, 1989, at 7:00 p.m. in the Council Room by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeff Wenker. In the absence of Virginia Schmidtke, clerk, Loren Dahle recorded the minutes.


A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to pay John Schlie \$75.16 for repair supplies for the pumper and rescue truck.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to purchase a 3 H.P. air compressor for \$349.95 and a 16 speed floor type drill press for \$209.95.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to purchase a 1966 Elgin street sweeper for \$9,000.00.

The engineering services as proposed by Short-Elliott-Hendrickson, Inc., were discussed.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 9:52 p.m.



Loren a. Dahle

Loren Dahle
Acting Recorder

City of Morristown


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MORRISTOWN CITY COUNCIL MINUTES Special Meeting March 16, 1989

A special meeting of the Morristown City Council was called to order on Thursday, March 16, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Present were councilmembers Jim Buscho, Loren Dahle, Linda Hruska, and Jeff Wenker. Also present were Virginia Schmidtke, clerk, Martin Hoelsing, assistant district supervisor for Farmers Home Administration and Dick Grabko, Rice County HRA staff member.

Dick Grabko reviewed the scope of the water project. Mr. Hoelsing reviewed the proposed project and the engineering contract. He reported that engineering fees will be from 12% to 15% of the total project cost with fees being as high as 20%. He also presented a schedule of legal fees which will be approximately \$8,500 for a \$680,000 project. Mr. Hoelsing also reviewed the financing which will be a Farmers Home Administration 55% grant/45% loan.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to adjourn. The meeting adjourned at 8:20 p.m.


Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

Box 362
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MORRISTOWN CITY COUNCIL MINUTES Public Hearing March 20, 1989

A Public Hearing of the Morristown City Council was called to order on Monday, March 20, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hurska and Jeff Wenker. Also present were Virginia Schmidtke, clerk, Dick Grabko, Rice County HRA staff member and seven residents of the city. (See attached list).

This hearing was pursuant to a motion of the City Council passed on March 6, 1989, setting this date for a hearing to solicit comments for or against a proposed water project improvements.

Dick Grabko presented the Farmers Home Administration formula for funding the project. Using several funding factors, FmHA has determined that the City needs to finance the first \$210,000 of the cost of the project plus 25% of the additional costs. FmHA will provide up to 75% of the costs after \$210,000.

Mr. Grabko presented three options for funding the project and the water/sewer rate increases which would be needed to repay the loan. The options are as follows:

Option 1

Well only - \$147,800 FmHA loan - \$3.50 /month water and sewer bill increase.

Option 2

Well/Storage/Watermain - \$248,000 FmHA Loan plus a \$114,300 FmHA grant - \$5.85/month water and sewer bill increase.

Option 3

Well, pump, pumphouse, standpipe, watermain extensions, replacement of gate valves and lead services - \$327,500 FmHA loan plus a \$352,500 FmHA grant - \$7.75/month water and sewer bill increase.

Jim Buscho described the proposed project to those in attendance and all persons present were given an opportunity to speak on the issue and all questions were answered.

At the conclusion of the hearing the council took the matter under advisement.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried to adjourn.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

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COUNCIL MINUTES April 3, 1989 Regular Meeting

A regular meeting of the Morristown City Council was called to order on Monday, April 3, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were James Buscho, Loren Dahle and Linda Hruska. Absent was Jeffrey Wenker. Also present was Virginia Schmidtke, clerk.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to approve the minutes of the council meetings held March 6, 13, 16 and 20, 1989.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$3,098.63 in the checking account and \$235,262.82 in the savings account.

Ed Zitzman, Zoning Administrator, reported that, in March, Zoning Certificates were issued to Roland Rutz, Diane O'Hara, Francis Rutz and Jack O'Rourke.

Dick Grabko presented the grant activities report for March. There were no changes from last month. Dick presented the additional documents required by Farmers Home Administration. It was decided to have the Engineer assist with preparation of the operating budget and to act on the Resolution at the next council meeting.

A summary of the subsidized housing study of the City prepared by Advantage Marketing Group was reviewed and discussed. The report showed there is a definite shortage of subsidized housing for both elderly and families with the greatest need in the area of family subsidized housing. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to publish a public notice soliciting proposals for the purchase and development of the Meschke Addition.

Dick Grabko reported that he has met with all the property owners whose land will be acquired for park activities. The Tom Taylor Company was contracted to perform the surveys which will be done towards the end of April. Cost of the survey is \$1,200 to \$1,500 half of which will be paid by the city and half by the LAWCON grant. A motion was made by Jim Buscho, seconded by Linda Hruska and carried to authorize Dick Grabko to proceed with the property surveys. Jim Buscho, Loren Dahle and Jack O'Rourke voted yes. Linda Hruska abstained from voting.

Dick Grabko reported that the Minnesota Historical Society will meet with the council after April 5, 1989, to discuss proposed uses for the Feed Mill.

John Blackmer presented the police report for March. Discussion was held concerning extra man power for Dam Days. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to accept the report as presented.

A letter from John Blackmer terminating all his police activities effective April 4, 1989, at 1:00 a.m. was discussed. It was decided not to accept the resignation at this time but instead, to have Jack O'Rourke meet with the police officers on April 16, to discuss police problems.

The Fire Department report for March was presented and placed on file.

Discussion was held in regard to purchasing a water tapper. Cost of a new tapper is \$1,900 - \$2,300. No action was taken.

Linda Hruska presented a policy regarding impounding of dogs. A copy of the policy is on file.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to pay the printed claims and accounts totaling \$18,991.43 from the General Fund, \$277.81 from the Water Fund, \$934.06 from the Sanitary Sewer Fund, \$50.00 from the Energy Grant Fund and \$472.65 from the Morristown Fire Department Fund.

Discussion was held concerning what residents can do with their branches and leaves since they are not able to burn them and because the garbage hauler will not take them. Loren Dahle reviewed Minnesota Rules section 7005 and recommended that persons apply for a burning permit to the Minnesota Pollution Control Agency.

Bernard Vollbrecht commented on the amount of gravel and salt that was dumped on the boulevards when removing snow and ice from the storm sewer grates.

The engineering agreement with Short Elliott and Hendrickson for improvements to the water system was discussed. A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to send a letter to Short Elliott and Hendrickson stating that the council understands the Agreement for Engineering Services states that the scope of the project will not exceed \$680,000, the engineering services will not exceed \$83,000 or 12.25% of the project, that items listed in Section D of the contract will not exceed \$10,000 and that any cost above \$21,000 for 40 working days for inspection be paid by the contractors and that if the council interprets the contract correctly to authorize the Mayor and Clerk to execute the agreement.

Rick Vollbrecht was present to discuss the method of repayment of the FmHA loan. It was explained that the loan would be repaid by increasing the water bills \$7.75 per month. He suggested that the benefiting property owners be assessed part of the costs. No action was taken.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to join the American Water Works Association and pay the dues of \$125 per year.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to send a letter to Grounds Control thanking them for the fine job they did last year and informing them that the City would not need their services this year.

The following bids were received for a 1989 zero turn radius lawn mower: Co-Op Implement - \$5,300, Minnesota Maintenance - \$4,999, Matejcek's - \$4,923 and Nordmeier Bros. Chevrolet - \$4,675. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to accept the bids of Co-Op Implement and Nordmeier Bros. Chevrolet subject to approval at the time of demonstration and to award the bid at the outcome of the demonstration.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to accept a bid from Howard Timm for street maintenance and snow removal from April 15, 1989 - April 14, 1990.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to allow the Dam Days Committee to close certain streets during Dam Days June 2, 3 and 4 and to use designated streets for the parade June 2, 1989, as per map submitted by the Morristown Jaycees.

A motion

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to grant the Morristown Area Jaycees a three day non-intoxicating liquor license to sell 3.2 beer June 2, 3 and 4 as per application on file. Loren Dahle, Linda Hruska and Jack O'Rourke voted yes. Jim Buscho voted no.

Virginia Schmidtke reported that it is necessary to form a Complete Count Committee to take the 1990 Census. It was decided to advertise on Cable Television Channel 7 for members.

Discussion was held concerning whether the council needs to pass an ordinance or resolution to enforce the State Building Code. It was decided to have Gary Peterson, city attorney, review the requirements.

Virginia Schmidtke was instructed to contact Steve Kallestad to get some prices for an answering machine.

Discussion was held concerning a request to Jack O'Rourke from Paul Sanderson to install curb and gutter in front of his property. No action was taken.

A motion

A motion was made by Jim Buscho, seconded by Loren Dahle and carried to adjourn. The meeting adjourned at 11:30 p.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
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MORRISTOWN CITY COUNCIL MINUTES Board of Review and Special Meeting April 18, 1989

The Board of Review meeting was called to order on Tuesday, April 18, 1989, at 7:30 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hurska and Jeffrey Wenker. Also present were Virginia Schmidtke, clerk and Roger Storey, Rice County Assessor.

The purpose of the meeting was to review and correct the assessment value of the city of the year 1989. No property owners appeared.

A motion was made Jim Buscho, seconded by Loren Dahle and carried to adjourn. The meeting adjourned at 8:45 p.m.


Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

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MORRISTOWN CITY COUNCIL Regular Meeting May 1, 1989

A regular meeting of the Morristown City Council was called to order on Monday, May 1, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were James Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present were Virginia Schmidtke, clerk and Lorraine Schwartz, treasurer.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to approve the minutes of the regular meeting held April 3, and of the Board of Review meeting held April 18, 1989.

A motion was made by Loren Dahle, seconded by Jeffrey Wenker and carried unanimously to accept the treasurer's report which showed a balance of \$1,544.32 in the checking account and \$224,848.26 in the savings account.

Edwin Zitzman reported that he issued zoning certificates to Francis Rutz, Jack O'Rourke, Stan Merritt, John Glynn, Jerome Knish, William Lust and Norma Bohn. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to accept the Zoning Administrator's report as given.

Dick Grabko presented a proposal from Granneman-Harn Partnership to purchase Lots 1, 2 and 3, Block 2, Meschke South Haven Addition for \$7,000. They also proposed to blacktop the streets abutting the lots at an estimated cost of \$8,000. The estimated total cost of the project will be \$380,000 and will consist of two buildings. One building will contain 4 - 3 bedroom units and the other building will contain 7 - 2 bedroom and 1 - 1 bedroom unit. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to refer the proposal to the Zoning Board.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pass Resolution 1989-6 authorizing the mayor and clerk to file an application with Farmers Home Administration.

Resolution 1989-6

WHEREAS, under the terms of Public Law 128, Eighty-seventh Congress, and the Rural Development Act of 1972, Public Law 92-419, both of which now are incorporated in 7 U.S.C. 1926, the United States of America has authorized the making of loans to associations and public agencies to provide for the conservation, development, use, and control of water, and installation or improvement of waste disposal facilities and essential community facilities serving rural residents:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORRISTOWN, RICE COUNTY, MINNESOTA,

1. That Mayor Jack O'Rourke and City Clerk Virginia Schmidtke be, and they hereby are authorized to execute and file an application on behalf of the City with the Farmers Home Administration, United States Department

of Agriculture, for a loan to aid in financing the construction of a Water Improvement Project.

2. That Virginia Schmidtke, City Clerk, be and she is authorized hereby and directed to furnish such information and documents as the Farmers Home Administration may request in connection with the application which is herein authorized to be filed.

Adopted May 1, 1989.

All councilmembers voted yes.

John Blackmer presented the police report for April, 1989. A copy of the report is on file with the clerk. Items discussed at the meeting were:

6. Request for permission to spend up to \$150 for a 35 mm camera.

7. Request permission to hire additional special officers for Dam Days, estimated cost to be \$700 - \$750.

8. A proposed curfew ordinance was submitted for council consideration. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unaimously to approve items one - six and that John Blackmer get two prices for a camera for the next council meeting.

Don Nordmeier presented the Fire Department report for April. A copy is on file with the clerk. He reported that the Department received a grant of \$1,500 from the Department of Natural Resources to purchase fire equipment. A motion was made by Jim Buscho, seconded by Loren Dahle and carried to accept the report as presented.

Discussion was held in regard to hiring extra maintenance help for the summer months. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unaimously to retain Troy Shafer and Mike Hopman and to offer them \$5.00 per hour.

Discussion was held in regard to purchasing a tapping machine. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unaimously to purchase a tapping machine with the cost not to exceed \$2,300.

A motion was made by Loren Dahle, seconded by Linda Hruska to pay the printed claims totaling \$4,260.87 from the General Fund, \$135.57 from the Water Fund, \$1,073.27 from the Sanitary Sewer Operations Fund \$2,077.44 from the Sanitary Sewer Debt Fund and late claims totaling \$1,772.95 with the exception of part of the Northern States Power bill which should be sent to Nerstrand AgriCenter.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unaimously to pay Reuben Krause \$5.00 per hour for 10.5 hours help cleaning streets.

Brian Schulz was present to discuss the potholes and general poor condition of west 2nd Street in Meschke South Haven Addition. Jeff Wenker stated that he would get prices to raise the grade and fill the holes and look into installing a tile to the creek.

Discussion was held concernig requests to clean up the debris and mow the city owned lots in Meschke South Haven Addition. It was decided to look into having the lots cleared and seeded.

Virginia Schmidtke reported that Richard Sammon has taken the certified building inspectors test and is waiting for the results and that Gary Peterson, city attorney, is looking into the whether the council needs to adopt and ordinance to implement the State Building Code.

Loren Dahle reported that at 6:30 p.m., May 1, Coop Implement from New Richland and Nordmeier Bros. demonstrated their lawnmowers at the city park. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to purchase a mower from Nordmeier Bros. Chevrolet if Don could get a mower that was comparable in size and price to the mower of Coop Implement. Jeff Wenker, Linda Hruska, Jim Buscho, and Jack O'Rourke voted yes. Loren Dahle voted no.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to purchase a Panasonic telephone answering machine from Cannon Valley Telecom for \$177.27.

A motion was made by Loren Dahle, seconded by Jeff Wenker and carried to grant a one day temporary on-sale liquor license to the American Legion Post 149 for Sunday, June 4, 1989, as per application and to charge them the same fee as last year. Jeff Wenker, Linda Hruska, Loren Dahle and Jack O'Rourke voted yes. Jim Buscho voted no.

Discussion was held concerning a complaint of accumulation of appliances, automobile parts, weeds, and trash on the property of Lowell Ackerman. A motion was made by Loren Dahle, seconded by Linda Hruska to refer the complaint to the Rice County Health Officer.

Discussion was held in regard to selling the HH-60 street sweeper. A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously to sell the sweeper and to advertise it in the Construction Bulletin and the Minnesota League of Cities magazine. It was decided not to accept a bid of less than \$3,000.

Discussion was held concerning a water line break in the Hopman Market building and whether or not to bill Darrel for the water. Arnie Schlinger estimated that approximately 45,500 gallons of water per day over the average was pumped from March 13 until March 22 when the break was found. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to have the city attorney clarify the question as to whether a person receiving water, whether it is metered or not, is responsible for the cost of the water.

Discussion was held concerning selling the brown police uniforms. It was decided to table the discussion until John Blackmer has inventoried the clothing.

A sample curfew ordinance presented by John Blackmer was reviewed and discussed. A motion was made by Jack O'Rourke, seconded by Jim Buscho and carried unanimously to pass a curfew ordinance upon the city attorney's approval.

A question concerning whether to license bicycles was tabled until the next regular council meeting.

Jim Buscho voiced a concern of people allowing their dogs to run loose in the city park. Linda Hruska volunteered to look into the matter.

Jim Buscho reported that something is causing the blacktop to break away on the street near Don Gills. It was decided to have Larry Dahle dig out the area and fill it with crushed rock.

A motion was made by Jim Buscho, seconded by Jeff Wenker to allow Arnie Schlinger to attend a one-day safety and loss prevention workshop and to pay the registration fee and his mileage.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 10:00 p.m.


Virginia Schmidtke
City Clerk

City of Morristown

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MORRISTOWN CITY COUNCIL MINUTES Special Meeting May 17, 1989

A special meeting of the Morristown City Council was called to order on Wednesday, May 17, 1989, at 7:05 p.m. by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle, Linda Hruska and Jeffrey Wenker. Councilmember Jim Buscho was absent. In the absence of Virginia Schmidtke, clerk, the minutes were recorded by Linda Hruska.

The purpose of the meeting was to take a tour of the city to identify areas that need to be cleared of debris, discuss Dam Day activities and make a list of jobs that can be done by the summer maintenance workers.

Approximately 20 areas were found to be in need of repair or cleanup. A list of the areas is on file with the clerk.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried to adjourn. The meeting adjourned at 9:25 p.m.

Linda Hruska
Secretary ProTem

City of Morristown

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MORRISTOWN, MINNESOTA 55052
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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting June 5, 1989

A regular meeting of the Morristown City Council was called to order on Monday, June 5, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, clerk. Absent were Loren Dahle, Councilmember and Lorraine Schwartz, treasurer.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to approve the minutes of the regular meeting held May 1, 1989, and of the special meeting held May 17, 1989, as printed.

A motion was made by Jeffrey Wenker, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$2,475.33 in the checking account and \$214,348.26 in the savings account.

Virginia Schmidtke presented an update on the current status of the Small Cities Development Program activities. They are as follows:
Feed Mill A meeting has been scheduled on Tuesday, June 13, 1989, at 3:00 p.m. with representatives from the Minnesota Historical Society, the engineering staff from Bonestroo, Rosene, Anderlick and Associates, the HRA staff, members of the Morristown History Club and the City Council to discuss options for the Mill.

Well Installation: All documents have been sent to St. Paul for approval. Martin Hoelsing from the District Farmers Home Office anticipates that final approval will be made toward the middle of June.

FmHA Family Housing: G and H Development submitted an application to the Zoning Board for 12 units of family housing.

Park Development: Surveys have been completed and purchase negotiations will begin the week of June 5, 1989.

Single Family Housing, Rental and Commercial Rehabilitation: See attachments.

Jack O'Rourke informed the council that there were no police activities to report in May and that there were no major incidents during Dam Days. Linda Hruska stated that she will provide a list of dog owners who have not purchased dog license to the police department.

The Fire Department report for May, 1989, was submitted and placed on file.

It was discussed to have Arnie Schlinger spray the dandelions in the park.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to pay the printed claims totaling \$4,403.50 from the General Fund, \$132.24

(from the Water Fund, \$483.56 from the Sanitary Sewer Operations Fund, \$477.24 from the Morristown Fire Department Fund and \$2,036.99 of late claims.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried to pay Jim Busho \$12 per hour for work done at the sewer plant. Jeff Wenker, Linda Hruska and Jack O'Rourke voted yes. Jim Buscho abstained from voting.

A motion was made by Jack O'Rourke, seconded by Linda Hruska and carried unanimously to pay Michael Wenker \$5.00 per hour for five hours work to open a storm sewer line.

It was discussed to clear and maintain the city owned lots in Meschke South Haven Addition. Virginia Schmidtke was instructed to send a letter to Rick Vollbrecht and Patrick Wolf requesting them to remove items they have on those lots.

It was decided to meet with Gary Peterson, city attorney, to review a proposed curfew ordinance and building code ordinance and to discuss the snowbird ordinance, the loss of several thousand gallons of water due to a water line break in the Hopman Market building and the proposed water improvement project.

The Council discussed ^{properties} they inspected on May 17th that have an accumulation of refuse, automobiles or automobile parts, household appliances, weeds or other debris which they believe to be in violation of Ordinance 132. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to send letters to Lowell Ackerman, Charles Rutz, Rice County Highway Department, Gladys Kisor, Donald Marsh, Darrel Hopman, John Muldoon, Cot Schmidtke, and Mark Morris notifying them to abate the nuisances to comply with Ordinance 132.

George Slinkard reported on a meeting of the Zoning Board. He informed the council that the Zoning Board reviewed an application from G and H Development to build 12 units of family housing in Meschke South Haven Addition. The Board gave preliminary approval to the concept but not the site. They suggested to Mr. Harn and Mr. Granneman to contact Darrel Hopman in regard to property he has available.

Discussion was held concerning a fence Peter Siebel has erected without first obtaining a zoning certificate. Ed Zitzman was instructed to contact Pete about the matter.

A lengthy discussion was held concerning a request from Gene Meschke for \$2,000 to finish the dugouts and improvements at the baseball field. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to give \$1,000 toward expenses and to send a letter to the members of the Morristown Baseball Association notifying them that in the future, all improvements at the baseball field must be authorized by the council prior to construction and that no expenditures of public monies will be made without prior approval.

(A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to grant Harlan Melchert an on-sale and an off-sale liquor license for the year July 1, 1989 - June 30, 1990, as per application. Jeff Wenker, Linda Hruska and Jack O'Rourke voted yes. Jim Buscho voted no.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to grant the American Legion Roy Leider Post 149 a club liquor license for the year July 1, 1989 - June 30, 1990 as per application. Jeff Wenker, Linda Hruska and Jack O'Rourke voted yes. Jim Buscho voted no.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to grant the Morristown Jaycees a 3.2 on-sale beer license to sell 3.2 beer at Rutz Softball Field as per application on file for the year July 1, 1989 - June 30, 1990. Jeff Wenker, Linda Hruska, and Jack O'Rourke voted yes. Jim Buscho voted no.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to grant a set-up license to the Morristown Commercial Club for the year July 1, 1989 - June 30, 1990 as per application on file. Jeff Wenker, Linda Hruska and Jack O'Rourke voted yes. Jim Buscho voted no.

No renewal application was received from the Morristown Baseball Association for a 3.2 on-sale beer license. It was decided to write the association notifying them that their license expires June 30, 1989.

It was discussed to advertise for bids for garbage service. It was decided to discuss the subject further at the next council meeting.

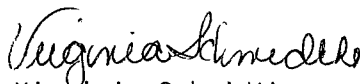
Virginia Schmidtke reminded the council of a meeting with the Minnesota State Historical Society to discuss the feed mill on June 13, 1989, at 3:00 p.m.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to grant permission to Linda Hruska and Virginia Schmidtke to attend the LMC legislative wrapup session June 29 and to pay the registration fee of \$20 per person.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously to grant vacation leave to Virginia Schmidtke, June 19 - 23 as requested.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to advertise for sale three grain bins with augers and motors, a truck shelter roof and one grain bin west of the feed mill and to establish a feed mill fund with the monies received from the sale of the items.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 8:45 p.m.


Virginia Schmidtke
City Clerk

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MORRISTOWN CITY COUNCIL MINUTES Special Meeting June 21, 1989

A special meeting of the Morristown City Council was called to order on Wednesday, June 21, 1989, in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle, Linda Hruska and Jeffrey Wenker. Absent were Jim Buscho, councilmember and Virginia Schmidtke, clerk. Also present was Gary Peterson, city attorney.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to pass Resolution 1989-7 to amend Section 10 of Ordinance 132.

Resolution 1989-7

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORRISTOWN to amend Section 10, "Abatement" of the Nuisance Ordinance number 132 to reduce the notice period from 10 days to not less than three days.

All councilmembers present voted yes.

The council was informed that a notice of abatement of nuisances was delivered to Lowell Ackermann on June 13, 1989. It was decided to prosecute if the notice is not complied with by the time prescribed.

Discussion was held to amend the snowbird ordinance to say that the owner of a vehicle is responsible if that vehicle is parked on the streets after a snowfall.

Discussion was held in regard to repairing and maintaining sidewalks. It was determined that it is the responsibility of the property owner to maintain the sidewalks and that the city may serve notices to homeowners to repair or install sidewalks. The cost may be assessed to the property owner.

Open burning was discussed.

A proposed curfew ordinance was discussed. It was decided that juveniles under 15 must be off the streets by 10:30 p.m. and that juveniles 15, 16, and 17 years old be off the streets by 12:00 midnight. It was also decided to word the ordinance to put the burden of proof on the juvenile rather than the police.

Discussion was held in regard to bicycles being ridden carelessly on the city streets. Gary Peterson will advise the police department regarding the laws pertaining to this matter.

Discussion was held in regard to developers elevating the lots in Meschke South Haven Addition. It was discussed that if landscaping is going to continue to create a backup of water on the public streets, that enforcement will be needed.

Discussion was held concerning possible conflicts of interest in extending the water and sewer mains. Ordinance 113 was reviewed and discussed concerning payment of main extensions. It was decided to contact Dick Grabco to see if Section 5, Subdivision 3 could be changed from assessing the property owner for the mains to charging an increased hookup fee.

It was decided to send an abatement notice to Ellen Ellefson, owner of the corner bar, to abate nuisances on her property.

A motion as made by Jack O'Rourke, seconded by Loren Dahle and carried to adjourn.

Linda Hruska
Secretary protem

City of Morristown

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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting July 3, 1989

A regular meeting of the Morristown City Council was called to order on Monday, July 3, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle and Linda Hruska. Also present was Virginia Schmidtke, clerk. Absent were Councilmembers Jim Buscho and Jeffrey Wenker and Treasurer Lorraine Schwartz.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to approve the minutes of the regular meeting held June 6, 1989, and the special meeting held June 21, 1989.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to accept the treasurers report which showed a balance of \$1,382.47 in the checking account and \$226,162.66 in the savings account.

Ed Zitzman reported that zoning certificates were issued to Glen Kodak and Rick Miller in June. Loren Dahle reported that two fences were built without zoning certificates. It was decided to refer the matter to the Zoning Board for investigation. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to accept the Zoning Board report.

Virginia Schmidtke reported that the surveys have been completed on all of the proposed acquisition site for park development. Purchase agreements have been made with Edna Morshing, Carl Klinder and Ernest Sutter. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to authorize the mayor and clerk to execute purchase contracts with the above mentioned people.

Virginia Schmidtke reported that the HRA staff will meet with Emma Schroeder and her representatives on June 30, 1989, to negotiate the sale of her property.

Gerald Hruska was present and requested \$8,000 for his property in the park. The city's offer is \$5,700 or 7 cents per square foot. Discussion was held concerning the request and the matter was tabled until the next meeting. Linda Hruska abstained from any discussion because of conflict of interest.

John Blackmer reported on the following police matters:

Handicapped Parking Sign: It was suggested by John Blackmer that the handicap sign north of the Community Hall either be moved to a space south of the Hall or be removed from its present location until it has been determined which parking space is intended to be used for handicapped parking. A motion

was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to move the handicapped sign and designate a space south of the Community Hall for handicapped parking.

Community Hall: John requested that the council direct Arnie Schlinger to made and place "No Dancing Without Shoes" signs in the Community Hall.

Dogs: John Reported that 22 dog owners who had not yet purchased their 1989 dog tags have either received a ticket or obtained a license.

Don GeGroot and Neil Wadecamper were present to discuss the tickets they received for not having dog tags. They requested that the tickets be revoked as they did not know dog tags were required. After a lengthy dicussion it was determined that notices to purchase a dog license were sent to each dog owner who had previously purchased a license. The notice was also sent with the water and sewer statements, posted in three public places, placed on cable television Channel 7, and announced on KDHL radio.

Lowell Ackerman Nusiance Abatement: John Blackmer reported that although Lowell Ackerman was served written notice to abate the nusiance from his property, very little progress has been made. A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to direct John Blackmer to proceed with the next step to enforce Ordinance 132 in regard to the Ackerman complaint.

A complaint was made concerning loud music and noise from children playing at 209 1st Street N.E. John Blackmer agreed to look into the matter.

There was no fire department report for June.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to pay the printed claims and accounts totaling \$3,329.69 from the General Fund, \$264.04 from the Water Fund, \$847.03 from the Sanitary Sewer Operations Fund and \$89.08 from the Morristown Fire Department Fund. A claim from Dahle Construction Co. for \$200 was excluded until more information is received.

A request from Feed-Rite Controls to bill the city yearly instead of monthly for testing influent and effluent samples was denied.

Steve Felix was present to discuss the status of the well project. Virginia Schmidtke reported that the application has been approved by Farmer's Home Administration at both the District and State level.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to grant the Morristown Baseball Association a non-intoxication on sale liquor license for the year July 1, 1989 - June 30, 1990.

Loren Dahle requested that councilmembers view the trees in Meschke South Haven Addition so that a decision as to whether or not they should be removed can be made at the next meeting.

A decision whether to bill Darrel Hopman for the loss of several thousand gallons of water due to a water line break in the Hopman Market building was tabled until the next regular council meeting.

There was no information from the city attorney concerning the curfew or the snowbird ordinance.

The probation period for Arnold Schlinger was tabled until the next council meeting.

Discussion was held in regard to asking the police officers to log possible ordinance violations while they are on routine patrol and report their findings to the city council or the clerk.


Discussion was held concerning whether or sendalist of noxious weeds or information on them to property owners so they know what to look for. It was decided not to do so.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to authorize Dick Grabko to proceed with hiring someone to do soil borings and topographical surveys for the parking lots in the city park.

The council discussed at length whether to develop the feed mill into an interpretive center or an operational mill. No action was taken.

A motion was made by Linda Hruska, seconded by Jack O'Rourke and carried unanimously to sell the four bins and truck shelter at the feed mill and to open the bids on August 7, 1989, at 8:30 p.m. It was decided to require a check in the amount of ten percent of the bid.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to ajourn the meeting until Monday, July 10, 1989, at 7:00 p.m. The meeting adjourned at 9:10 p.m.


Virginia Schmidtke
City Clerk

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MORRISTOWN CITY COUNCIL MINUTES Meeting Continued from July 3, 1989 July 10, 1989

A meeting of the Morristown City Council continued from July 3, 1989, was called to order on Monday, July 10, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Present were Councilmembers Jim Buscho, Loren Dahle, Linda Hurska and Jeffrey Wenker. Also present were Virginia Schmidtke, clerk and Dick Grabko, Rice County HRA staff.

George Slinkard, Zoning Board Chairman, was present and reported that the Zoning Board heard a request from Larry Harn and Dale Grauneman to amend the Zoning map by rezoning a strip of land, 120' by 500', located south of Lots 16, 17 and 18, Block 19 and all of Block 18, Adams and Allen's Addition from agricultural to residential and also a request from them for a conditional use permit to build an eight unit elderly and a seven unit townhouse on the above described site. He stated that a public hearing on the requests will be held on July 24, 1989, at 6:30 p.m.

Dick Grabko updated the councilmembers on the current status of the land acquisitions for the city park. Negotiations with Edna Morsching, Carl Klinder and Ernest Sutter have been completed.

Dick Grabko reported Emma Schroeder wishes to trade the east 56.87 feet of the south 60 feet of Lot 3 and the east 25 feet of the south 60 feet of Lot 4, Block 4, Original Town currently owned by the city for an equal portion of her property located north of the feed mill. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to authorize Dick Grabko to have it surveyed to see how much land is involved.

Dick Grabko reported that Gerald Hruska is requesting \$8,000 for his property in the park development area. He explained that the HRA has offered \$3,800 plus \$1,900 as part of a complete taking. The \$1,900 has been authorized from block grant funds but the funds cannot be utilized if the City offers any amount in excess of the \$5,700. Based on the HRA staff's recommendation, it was decided that \$5,700 be the final offer. Linda Hruska accepted the \$5,700 on behalf of her and her husband. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to authorize the mayor and clerk to execute the purchase agreement for \$5,700. Linda Hruska abstained from discussion and voting on the question.

It was discussed and decided to remove the dead trees in Meschke South Haven Addition. Loren Dahle will find someone do so.

Dick Grabko reported that although the application for improvements to the water system has been approved by Farmers Home Administration, the FmHa funds for this year have been committed. The city will be eligible for funding during the fiscal year which begins October 1, 1989.

Steve Felix was present to discuss watermain extension to his property at 425 Franklin Street West. He requested that the main be extended as soon as possible. Virginia Schmidtke explained that the city can extend the main using monies from the water fund and then be reimbursed by FmHa when their next fiscal year funds are obligated. But first, the council must decide who is paying for what part of the water system and what method of payment will be used.

Discussion was held in regard to reinvesting a \$100,000 Certificate of Deposit which matures July 23, 1989. Interest rates ranging from 8.5% to 8.15% for three months were presented. Virginia Schmidtke was instructed to invest the monies at the State Bank of Morristown if their interest rate is highest or comparable to the others.

Discussion was held concerning whether to develop the feed mill into an interpretive center or an operational mill. Loren Dahle reported on the operation of the LeCenter historical saw mill. Dick Grabko mentioned that a proposal from a historical architectural designer will be submitted at the August meeting. A motion was made by Loren Dahle, seconded by Jim Buscho and carried to make the mill into a historical interpretive center with it to be operational only if an organization is willing to sponsor it.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to set aside \$400 from the cable franchise fees to make a video of the feed mill operation. Loren Dahle will contact Richard Thomas to do the filming. Cost is \$150 per hour for a 45 minute script plus 10 copies.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to pay the printed claims totaling \$1,498.01 from the General Fund, \$7.98 from the Sanitary Sewer Operations Fund and \$372 from the Morristown Fire Department Fund.

Virginia Schmidtke informed the council that on July 24, 1989, a hearing will be held to consider whether or not to abate the nuisance on Lowell Ackerman's property at 204 Franklin Street West.

The probation period for Arnold Schlinger who was hired November 21, 1988, ended and discussion was held concerning the quality of his work and his work habits. No action was taken.

Jim Buscho announced that he has requested Waldor Pump to look at the sludge removal pump at the Sewer Plant.

Discussion was held concerning streets blacktopped by Vic Verdev in the Riverview Mobil Home Park and whether they had been installed according to plans and specifications approved by the city. The matter was tabled until the next meeting.

Jim Buscho suggested that the council order Motor Vehicle Records on every city driver including part time and full time employees and volunteer firemen.

A motion was made by Jeff Wenker, seconded by Linda Hruska and carried to adjourn. The meeting adjourned at 8:50 p.m.

Virginia Schmidtke
Virginia Schmidtke
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MORRISTOWN CITY COUNCIL MINUTES Special Meeting July 24, 1989

A special meeting of the Morristown City Council was called to order on Monday, July 24, 1989, at 7:30 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, clerk. Absent was Councilmember Jim Buscho.

George Slinkard, Zoning Board Chairman, was present and reported two hearings held at 6:30 p.m. to hear reasons for and against a request by Larry Harn and Dale Granneman for rezoning land north of the Fire Hall and Baseball Field from "A" Agricultural District to "R-1" Residential District and also a request by Mr. Harn and Mr. Granneman to hear reasons for and against a conditional use permit to build an eight unit elderly apartment and a seven unit townhouse on the same parcel of land. The hearing was attended by 10 persons who spoke on the issue. The Zoning Board recommended that the requests be approved. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to rezone the land "R-1" Residential District as requested. A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to grant a conditional use to Mr. Harn and Mr. Granneman as requested.

A hearing was held at 7:45 p.m. to consider whether or not to abate the nuisance on Lowell Ackerman's property at 204 Franklin Street West. Neither Mr. Ackerman nor his counsel appeared at the hearing. John Blackmer was present and informed the council that Mr. Ackerman pled not guilty and that it is the city attorney's recommendation to not abate the nuisance until after the court hearing. A motion was made by Loren Dahle and Linda Hruska and carried unanimously to follow the attorney's recommendation.

Jack O'Rourke stated that he had received several calls from people who received nuisance violation letters asking what items need to be abated. He presented a request from Don Kisor to pile the tires on his property along the north side of his garage and cover them with a tarp. No action was taken.

Discussion was held in concerning a fence built by Richard Randall without a permit. The matter will be referred to the Zoning Administrator.

The council discussed at length the problem of children riding bikes in the streets and whether or not to adopt a bicycle ordinance or require bicycles to be licensed. The matter was referred to the police department.

Don Marsh was present to discuss the nuisance violation letter he received and the items that need to be abated.

Bob Fitzsimons and Jon Krueger, Rice County Health and Environmental officers, were present. They requested a written policy stating what the council wants the County to handle regarding septic tank inspections, houses that are health hazards and pollution in rivers. They will develop a policy for council review.

Linda Hurska reported that a cat that scratched a child is being held for 10 days to see if it has rabies. Discussion was held concerning whether to adopt a cat ordinance. No action was taken.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to adjourn. The meeting adjourned at 9:15 p.m.

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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting August 7, 1989

A regular meeting of the Morristown City Council was called to order on Monday, August 7, 1989, at 7:00 p.m in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle and Linda Hruska. Also present was Virginia Schmidtke, clerk. Absent were Jeffrey Wenker, councilmember and Lorraine Schwartz, treasurer.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to approve the minutes of the regular meeting held July 3, 1989, and the special meetings held July 10 and 24, 1989, as printed.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$1,362.03 in the checking account and \$253,896.61 in the savings account.

Ed Zitzman, Zoning Administrator, reported that he issued one zoning certificate during July which was to Ronald Schorn. Ed was reminded to inspect fences built by Richard Randahl and Pete Siebel without first obtaining a zoning certificate. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to accept the Zoning Administrator's report for July.

Jack Blackmer presented the police report for July. Items discussed in the report were:

1. Discussion was held in regard to purchasing snowmobile route signs. Jack Blackmer was asked to look into the number of signs needed and the cost and bring his findings to the next council meeting.
2. Jack reported on the status of the letters issued to five people concerning nuisance ordinance violations. One person cleaned up his property, three are in the process and one hasn't done anything. A lengthy discussion was held concerning a request from Gladys Kisor as to whether she can bury brush, tires and debris in a gravel pit on her property and whether the city wants to use the pit for street sweepings. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to have Loren Dahle and Jack Blackmer inspect the properties and if they are showing continued effort to remove the debris remind the owners to finish the cleanup, and if not, to issue them a citation.
3. A request that the council consider adopting two new ordinances, 1 banning ATVs and 1 banning ^{the use} of BB guns and air rifles was discussed. No action was taken concerning the ordinance banning ATVs. An ordinance regulating the discharge of firearms and other weapons was adopted in 1981. No action was necessary.
4. Curfew Ordinance - Virginia Schmidtke reported that the curfew ordinance is being drafted by Gary Peterson, city attorney.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to accept the Fire Department report as presented.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to pay the printed claims and accounts totaling \$10,111.10 from the General Fund, \$716.87 from the Water Fund, \$1,350.76 from the Sanitary Sewer Operations Fund, \$432.35 from the Morristown Fire Department Fund and \$100 from the General Obligations Funding Bonds of 1980 Account.

Wilbur Liebenow and Jim Ulberg, engineers for the proposed water project, were present to update the council on the project. Mr. Liebenow pointed out that a section of the proposed main from the existing water main at 417 West Franklin to the city limits can be installed now, be paid for with city water fund monies and later be reimbursed from Farmers Home Administration when monies become available in October. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously authorize Short Elliott and Hendrickson, Inc. to prepare plans and specifications to extend the water main from the existing water main on Franklin Street west to the city limits.

Mr. Liebenow recommended that the council obtain permission from the property owner on which the watertower and well is proposed to be built to take soil borings so the the Department of Health can determine if the site is suitable. A motion was made by Jack O'Rourke, seconded by Jim Buscho and carried unanimously to authorize Loren Dahle to obtain permission from Bill Olson to do the soil borings as recommended.

At 8:00 p.m., in accordance with advertised notice, bids were called for the sale of a city owned loader mounted pick-up sweeper with gutter broom and hydraulic drive. No bids were received.

A letter from Bob Fitzsimmons was discussed concerning a letter from the City requesting Rice County's assistance in handling enviromental problems. Before Rice County can provide assistance the following issues need to be addressed:

1. What specific areas the City would like the County to help enforce,
2. The procedure to be followed when getting a report of a violation and
3. Whether the County will provide enforcement of the public health codes or whether it will be a joint effort between the city and county. The discussion was tabled until the next meeting.

A letter from Chuck Whiting, Janesville City Administrator, was received informing the council that the cluster cities of Cleveland, Waseca, Elysian, Morristown, Janesville, Madison Lake, LeCenter and Waterville was accepted by the Minnesota Project for a project development. He suggested that a steering committee be appointed to meet with the cluster cities to discuss the issues that concern each town. Mayor O'Rourke appointed Jim Warnemunde, Jim Hermel and Loren Dahle to the committee.

George Slinkard was present and requested that a sewer line easment in the Northwest corner of his porperty be amended to read: the North 20 feet of the West 70 feet instead of the North 50 feet of the West 150 feet. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to amend the easement as requested

Discussion was held concerning what the tapping fee should be for the American Legion to make three or four small taps and feed them into one larger line. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to charge \$100 for the first tap and \$50 for each additional tap.

Jim Buscho reported that he made provisions with Waldor Pump and Repair Company to repair the check valve in the lift station at the sewer plant. Approximate cost is \$1,500.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to sell the Green Machine weed eater. Virginia Schmidtke is to advertise it on cable television, Channel 7, and through posted notices.

At 8:30 p.m., as per advertised notice, bids for the sale of three Butler-Bulk-O-Matic bins, one Souix bin and one truck shelter were opened and tabulated. The bids were as follows:

Bin 1. Dr. R. G. Molnau - \$350, DuWayne Ernste - \$200, Glenn Borchert - \$310.

Bin 2. Dr. R. G. Molnau - \$150, Glenn Borchert - \$150, DuWayne Ernste - \$100.

Bin 3. Dr. R. G. Molnau - \$350, DuWayne Ernste - \$200.

Souix Brain Bin. Armin Dahle - \$110.

Truck Shelter. Keith Velzke - \$25, Armin Dahle - \$15.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to sell the Souix bin to Armin Dahle as per bid of \$110. Loren Dahle abstained from voting.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried to sell the truck shelter to Keith Velzke as per bid of \$25. Loren Dahle abstained from voting.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to sell Bin 1 to Dr. R. G. Molnau as per bid of \$350. Loren Dahle abstained from voting.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to sell Bin 2 to Dr. R. G. Molnau as per bid of \$150. Loren Dahle abstained from voting.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried to sell Bin 3 to Dr. R. G. Molnau as per bid of \$350. Loren Dahle abstained from voting.

Dick Grabco reported on the status of the grant activities.

Morristown Feed Mill - A proposal of \$16,088 was received from Thomas Zahn to research the history of the mill, provide a historic structures report, formulate interpretive themes and options and develop a construction and bid package. Application will be amde to the Minnesota Historical Society's Grant in Aids Program for funds to cover the cost of the consultant. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to enter into a consultant agreement with Thomas Zahn upon contingent of historical grant award.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously authorizing the Mayor to sign the application to the Minnesota Historical Society Grant to Aid Program. A letter was presented from the Morristown History Club pledging their support for the application by pledging their memebership's resources in terms of time spent in assisting the consultant and pledging their financial resources to the maximum extent possible.

Park Improvement - A letter was received from Gary Peterson, city attorney, recommending that the abstracts be recontinued for purposes of title examination rather than to examine existing public records. Cost to combine the abstracts is approximately \$1,200. A motion was made by Jim Buscho, seconded by Linda Hruska and carried to combine the five abstracts into one. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously close on the purchase of the properties on August 14, 1989.

Dick Grabko recommended that the council proceed with the rip/rapping of the river within the city park and extension of the bicycle path from the Sakatah State Trail to the city park. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to authorize Jeff Wenker, Arnie Schlinger and Dick Grabko to prepare plans and specifications for both of the projects.

Single Family Rehabilitation - To date, just over \$187,600 have been expended of the proposed \$364,000 activity costs.

Rental Rehabilitation Program - Seven rental units have received improvements.

Commercial Rehabilitation - Fifteen projects have received preapplication approval with three of these projects having received final approval.

Housing Project - The Rice County HRA staff will assist Dale Granneman and Larry Harn with surveys to determine the feasibility of building two apartment buildings.

A letter from Employee Benefit Administration Co. was received making the council aware of potential costs if the city employs minor employees.

An estimate of 55¢ per square foot was received to blacktop and repair city streets. The areas to be blacktopped or repaired and the approximate costs are the alley in Block 24, \$2,900.00; the driveway to the sanitary sewer plant, \$3000 and twenty-one areas in the streets, \$3,600. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to authorize Jeff Wenker and Arnie Schlinger to prepare specifications and advertise for bids.

Discussion was held concerning whether the roads in the mobil home park were blacktopped according to specifications and city ordinance. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to invite Vic Verdev to the next council meeting to discuss concerns such as type of materials used width of road, grade, etc.

Discussion was held concerning an inquiry by Ron Melchert as to whos responsibility it is to remove a dying tree from the city boulevard. It was determined that it is the property owner's responsibility.

It was decided to send letters to the Morristown Cemetary Association, Morristown History Club, Morristown Baseball Association and the Morristown Jaycees inviting them to the next council meeting to discuss budget needs for 1990.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to adjourn. The meeting adjourned at 9:45 p.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
Phone (507) 685-2302

MORRISTOWN CITY COUNCIL MINUTES Regular Meeting September 5, 1989

A regular meeting of the Morristown City Council was called to order on Tuesday, September 5, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Loren Dahle and Linda Hruska. Also present was Virginia Schmidtke, clerk. Absent were Jim Buscho and Jeffrey Wenker, councilmembers and Lorraine Schwartz, treasurer.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to approve the minutes of the regular meeting held August 7, 1989, as printed.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$9,144.69 in the checking account and \$231,922.25 in the savings account.

Edwin Zitzman, zoning administrator, reported that he issued the following zoning permits during August. Mike Vaubel to build a garage, Darrel Haag to build a fence, Victor DeGroot to build a canopy over the gas pumps at the Morris Mart and to Don DeGroot to move in an entryway to his mobil home. Discussion was held concerning fences built by Richard Randahl and Pete Siebel without first obtaining a zoning certificate. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to refer the matter to the Zoning Board for determination as to whether the fences are in compliance with the Zoning Ordinance.

Dick Grabco was present to report on the following grant activities.

Morristown Feed Mill Dick Grabco presented the council with a copy of an application to the Minnesota Historical Society's Grant in Aid Program to initiate planning efforts to determine the eventual disposition of the Morristown Feed Mill.

Bridge Construction Mr. Grabco provided the council with copies of an application to replace Bridge 3264 on County Road 44. The proposed improvement involves the removal of the bridge and placement of a new bridge at approximately the same location. The proposed bridge will be a 140-foot, three-span concrete structure with a roadway width of 44 feet. An eight-foot sidewalk will be constructed on the south side of the bridge.

Schroeder Land Acquisition Dick Grabco reported that Emma Schroeder rejected a proposal from the council to trade Parcel A on the attached map which is owned by the city for all of the land North and East of the Morristown Feed Mill owned by Mrs. Schroeder. Mrs. Schroeder proposed to trade Parcel A for equal footage North and East of the Feed Mill. No action was taken by the council.

Single Family, Rental and Commercial Rehabilitation There is no change in the report from information received at the August 7, 1989, meeting.

Councilmember Jeffrey Wenker arrived at this point in the meeting.

Loren Dahle reported that the Morristown History Club is a member of the statewide Celebrate Minnesota 1990 communities. He reported that the Morristown History Club applied for, but did not receive, a grant to purchase entrance to the city signs, renovate the Community Hall and funds to present a historical pageant during Dam Days 1990. He stated that they may still be funded if more money is appropriated by the State Legislature. Loren recommended that the council order Celebrate Minnesota 1990 signs to advertise and promote the City and the Minnesota 1990 celebration. A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to order three signs totaling \$212.50.

Jim Eulberg, Project Engineer for the Franklin Street water extension project presented plans and specifications for the installation of a watermain from the existing main west to the city limits. Discussion was held concerning whether to install ductile or plastic tile. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to install ductile because of the ground conditions in the area.

A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to request a construction easement from Darrel Hopman so that the watermain can be installed on the south side of Franklin Street and if the easement cannot be obtained, to direct the city engineer to revise the plans to install the watermain in the street right-of-way.

A motion was made by Jeff Wenker, seconded by Loren Dahle and carried unanimously to pass Resolution 1989-8 approving plans and specifications and providing for Advertisement for Bids.

Resolution 1989-8

WHEREAS, pursuant to motion passed by the Council August 7, 1989, ordering Short-Elliott-Hendrickson to prepare plans and specifications for construction of a watermain extension in Franklin Street West, and

WHEREAS, these plans and specifications were presented to the council for approval September 5, 1989,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MORRISTOWN, that the plans and specifications as filed are hereby approved and ordered to be undertaken and completed and,

BE IT FURTHER RESOLVED, to authorize Short-Elliott-Hendrickson to advertise for bids to be received until 9:00 a.m., Friday, September 29, 1989.

All councilmembers present voted yes on the question.

Jack Blackmer presented the police report for August. A copy of the report is on file with the city clerk.

Discussion was held concerning the problem of children who are not obeying the bicycle safety rules. Suggestions were made to confiscate bicycles after riders have been warned about riding carelessly and to lower the speed limits on the streets. Jack Blackmer was instructed to contact the city attorney to see if bikes could be confiscated and the matter was tabled until the next meeting.

A question was raised concerning the percentage of time patrolmen spend on patrol versus the time spent on administrative duties. Jack Blackmer reported that approximately 85% of their time is spent patrolling.

Jack Blackmer informed the council that 50 arrows and 24 No Snowmobiling signs are needed. He was instructed to get prices for the next meeting.

Councilmember Jeffrey Wenker left at this point in the meeting.

Arnold Schlinger requested permission to attend a water and a wastewater seminar to be held in October. A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to grant him permission to attend the seminars as requested.

Discussion was held in regard to replacing the four 3/4 inch water meters in an apartment building owned by Curt Braun with one larger meter. Arnold Schlinger was instructed to discuss the matter with Curt Braun.

Arnold Schlinger reported that costs were not available for tonight's meeting for a sewer plant cover nor for a portable pump.

Arnold Schlinger reported that Waldor Pump and Repair Company will be ^{here} tomorrow, September 6, to repair a lift station valve.

Vic Verdev was present to discuss the roads he installed in the Mobil Home Court. He provided the council with a copy of the mix design specification sheet submitted to the Department of Transportation by Bituminous Material Incorporated, Faribault. A copy of the specifications are on file with the city clerk.

Vic Verdev requested that the council install a 5 ton per axle weight sign on Verdev Drive. Arnold Schlinger was instructed to install a sign as requested.

Loren Dahle inquired as to why the lot identification sign is no longer at the entrance of the park. Mr. Verdev stated that the sign is broke and will be replaced.

Steve Kallestad, President of the Morristown History Club, was present and stated that the club had no specific 1990 budget requests at this time.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to pay the printed claims totaling \$10,501.44 from the General Fund, \$153.42 from the Water Fund, \$637.31 from the Sanitary Sewer Operations Fund and \$531.68 from the Morristown Fire Department Fund.

Discussion was held in regard to amending Section 4, Subdivision 2 of the Water Ordinance to say that when a connection requires installation of a service line from the main to the property line, the applicant for a permit shall pay to the city an amount not less than the cost of making the necessary connections, taps, and installation of pipe and appurtenances to provide service to the property and the necessary street repairs plus a \$100 hookup fee.

It was also discussed to amend Section 5, Subdivision 2, of the Water Ordinance by inserting that where it is necessary to extend water mains beyond the limits of existing mains, the cost shall be paid by city funds in platted areas and the cost shall be assessed in unplatted areas to the property owners. It was the general consensus of those present to approve the changes in the Water Ordinance subject to the city attorney's opinion concerning legality. Formal decision will be made at a later meeting.

As per advertised notice, bids were accepted for sale of the Green Machine weed eater. One bid was received. A motion was made by Jack O'Rourke, seconded by Loren Dahle and carried to sell the Green Machine to Arnold Schlinger as per bid of \$8.00.

A motion was made by Jack O'Rourke, seconded by Linda Hruska and carried unanimously to require purchase orders signed by department heads for purchases more than \$50. A written notice is to be sent to all city employees.

A motion was made by Jack O'Rourke, seconded by Linda Hruska and carried unanimously to accept a proposal from Melchior Tree Service to remove two trees on the city owned property in Meschke South Haven Addition for \$250.

Discussion was held concerning a request from Brian Schult to reslope 2nd Street in Meschke South Haven Addition. Jeff Wenker was authorized to have Howard Timm do what needs to be done.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to purchase a tool box for the tapping machine as per bid of \$219.99.

As per advertised notice, bids were received for the furnishing of work and materials for repair of various city streets and paving of a city alley and the Sanitary Sewer driveway. Two bids were received. They are as follows:

	M and W Blacktopping	Bituminous Materials Inc.
Alley in Block 24	\$2,900.00	\$3,135.00
Sewer Plant Driveway	\$1,600.00	\$2,250.00
Patch work areas	\$3,600.00	\$3,090.00

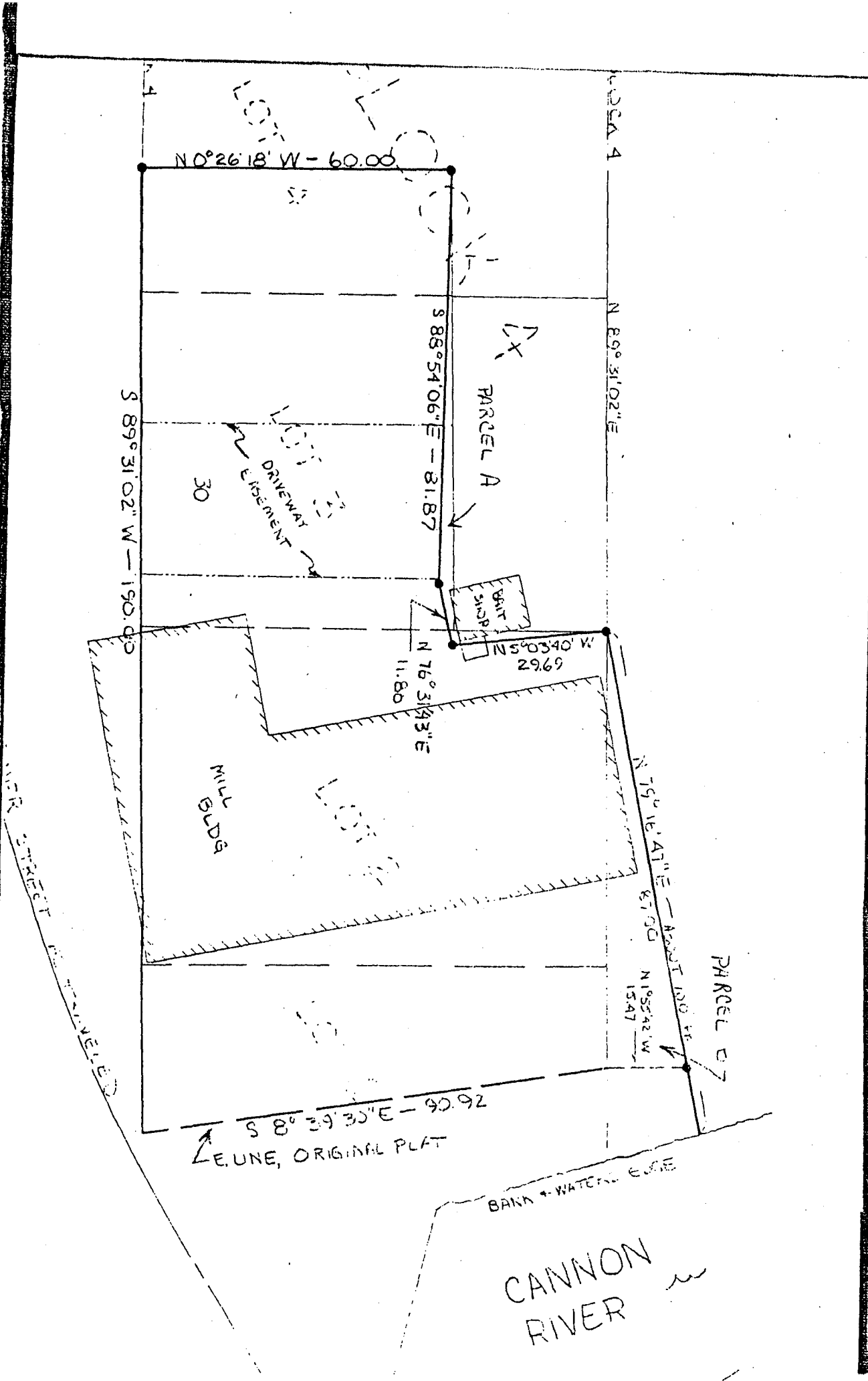
It was decided to study the bids and award them at a continued meeting to be held September 11, 1989, at 7:00 p.m.

Discussion of the 1990 budget and the garbage service contract was tabled until the meeting to be held September 11, 1989.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to approve an application for a one day off site gambling permit for the Morrystown Fire Relief Association.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to adjourn. The meeting adjourned at 10:25 p.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk



City of Morristown

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MORRISTOWN CITY COUNCIL MINUTES Meeting Continued from September 5, 1989 September 11, 1989

A meeting of the Morristown City Council continued from September 5, 1989, was called to order on Monday, September 11, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, and Linda Hruska. Councilmember Jeffrey Wenker. Also present was Virginia Schmidtke, clerk.

Discussion was held in regard to purchasing a portable pump for the sanitary sewer plant. Two bids were received, a bid of \$3,078 for a Gorman-Rupp Model 14 1/2-K-321P from Road Machinery and Supplies Company and a bid of \$2,595 for a Marlow Model 4CH23 from Van Bergan and Markson, Inc. A motion was made by Jim Buscho, seconded by Linda Hruska to purchase the Gorman-Rupp pump from Road Machinery and Supplies Company since the low bid did not include electric starter or hoses.

Dick Grabco was present and reported on a meeting he had with Emma Schroeder and her children and they will not trade Parcel A (as per attached map with the September 5, 1989, minutes) for all of the land North and East of the Morristown Feed Mill. A motion was made by Loren Dahle, seconded by Jim Buscho to instruct the city attorney to develop the abstract for the other four parcels excluding the Schroeder property.

Dick Grabco reviewed the four parcels acquired by the city as part of the LAWCON Grant. They are Parcel A, Edna Morching, donated to the city; Parcel C, Carl Klinder, purchased for \$500 which represents a minimum acquisition cost; Parcel D, Gerald Hruska, purchased for \$5,700; and Parcel E, Ernest Sutter, purchased for \$1,800.

Discussion was held in regard to requesting bids for garbage service. The current contract was reviewed as were bid specifications prepared by the clerk. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to put the garbage contract out for bids and to open the bids on October 2, 1989, at 8:00 p.m.

A motion was made by Loren Dahle, seconded by Linda Hruska and carried unanimously to pass Resolution 1989-9 adopting Ordinance 133.

Resolution 1989-9

BE IT RESOLVED BY THE CITY COUNCIL OF MORRISTOWN to adopt Ordinance 133 entitled a Curfew for Minors.

Adopted September 11, 1989.

All councilmembers voted yes on the question.

Discussion was held in regard to adding a fourth signature to the signature card at the bank so that three of four persons can sign checks if someone

is ill. A motion was made by Jim Buscho, seconded by Linda Hruska and carried to add the Assistant Mayor's name to the signature card at the State Bank of Morristown. Jim Buscho, Linda Hruska and Jack O'Rourke voted yes. Loren Dahle abstained from voting.

The bids from M and W Blacktopping and Bituminous Materials for repair of various street and paving of a city alley and the Sanitary Sewer driveway which were received at the September 11, 1989, meeting were discussed. A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously to accept the bid from M and W Blacktopping for repair work and paving the alley in Block 24. It was decided not to pave the Sewer Plant driveway this year.

A motion was made by Linda Hruska, seconded by Loren Dahle and carried unanimously to adjourn the meeting and to have a special budget meeting on Tuesday, September 26, 1989, at 8:00 p.m.


Virginia Schmidtke
City Clerk



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MORRISTOWN CITY COUNCIL MINUTES September 29, 1989


A meeting of the Morristown City Council was called to order on Friday, September 29, 1989, at 9:00 a.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Linda Hruska and Jeffrey Wenker. Councilmember Loren Dahle was absent. Also present were Virginia Schmidtke, clerk, Jim Eulberg, city engineer and Larry Dahle.

At 9:00 a.m., as per advertised notice, bids for the construction of a watermain extension on West Franklin Street were received, opened and tabulated. It was determined that two bids were received. They are as follows:

Chard Tiling and Excavating	\$34,187.00
Dahle Enterprises	\$34,594.00

No action was taken.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to adjourn. The meeting adjourned at 9:30 a.m.


Virginia Schmidtke
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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting October 2, 1989

A regular meeting of the Morristown City Council was called to order on Monday, October 2, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, clerk. Lorraine Schwartz, treasurer was absent.

A motion was made by Jim Buscho, seconded by Jeffrey Wenker and carried unanimously to approve the minutes of the regular meeting held September 5th and continued September 11th and of minutes of the special meeting held September 29, 1989.

A motion was made by Jeffrey Wenker, seconded by Linda Hruska and carried unanimously to accept the treasurer's report which showed a balance of \$1,346.06 in the Checking account and \$233,225.15 in the savings account. Lawrence Churchill reported that someone in the Mobil Home Court is building a fence without first having obtained a zoning certificate. A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously to have the police investigate the complaint and enforce the Zoning Ordinance if necessary. It was decided to have the Police Department investigate fences built by Richard Randahl and Pete Seibel without obtaining a zoning certificate.

Discussion was held in regard to a complaint that Vic Verdev is dumping solid waste on a site in the Mobil Home Court. It was decided to contact Bob Fitzsimons regarding whether it is legal to bury solid waste on the site.

Loren Dahle recommended that the Zoning Board members rotate duties on a yearly basis. The suggestion will be discussed at the organizational meeting in January.

The Fire Department report for September was received and placed on file. Discussion was held concerning who is responsible for payment of expenses incurred during a training fire burn. It was thought that the expense is shared by the fire departments involved and reimbursed by the State.

Lonnie Dahle was present and submitted a claim of \$200 for leveling the dirt from dredging the river and for removing a stump. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to pay the printed and late claims totaling \$2,882.04 from the General Fund, \$377.04 from the Water Fund, \$4,896.34 from the Sanitary Sewer Operations Fund and \$117.22 from the Morristown Fire Department Fund and to include the claim from Lonnie Dahle.

The council discussed a recommendation from Gary Peterson, city attorney, to amend Section 4, Subdivision 3 of the Water Ordinance, Ordinance 113, to read "When a connection requires installation of a service line from the main to the property line, the applicant for a permit shall pay to the city an amount not less than the cost of making the necessary connections, taps and installation of pipe and appurtenances to provide service to the property and necessary street and to amend Section 5, Subdivision 2 to read "Where it is necessary to extend water mains beyond the limits of existing mains, in platted areas the cost shall be paid for by the City. In unplatted areas the cost shall be assessed to the person or persons whose immediate benefit such extension is made on the basis of frontage. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to adopt Resolution 1989-10.

Resolution 1989-10

BE IT RESOLVED BY THE CITY COUNCIL OF MORRISTOWN to amend Section 4, Subdivision 3 and Section 5, Subdivision 2 of Ordinance 113 as per Gary Peterson's recommendation.

All councilmembers voted yes on the question.

Tony Becker, St Olaf College professor, was present to brief the council on the Blandin Recycling Program. Through the cooperation of Rice County officials and the local hauler, house-to-house voluntary recycling will be offered to 125 households in Morristown starting the first week in November and continuing through April, 1990. There will be no cost to the City or to the participating households during this period. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to allow the Blandin Recycling Project to be implemented within the City as requested.

Doug Jost, Energy Consultant, reviewed a Commercial Energy Report for the Community Hall on which he performed an energy audit. The report provided recommendations to make the Community Hall more energy efficient. A copy of the report is on file with the city clerk.

Discussion was held concerning a request from the Rice County Highway Department to change a 3-way stop at the intersection of 2nd Street S.E. and Washington Street to either a 2-way or 4-way. A motion was made by Jim Buscho, seconded by Jeffrey Wenker and carried unanimously to change the 3-way stop to a 4-way stop.

At 8:00 p.m., as per advertised notice, bids were received, opened and tabulated for garbage service from October 2, 1989, through October 1, 1990. It was determined that four bids were received and are as follows:

Residential Households

Voegele Sanitation	\$11 per month
Bauer Disposal Service	\$10.93 per month
City and Lakes Disposal Inc.	\$6.00 per month
Archambault Bros. Disposal	\$4.50 per month Oct. - Dec., 1989 and \$6.66 per month January through September, 1990

<u>Dumpster Rates Per Month:</u>	<u>1 1/2 cubic yard</u>	<u>2 cubic yard</u>	<u>6 cubic yard</u>
City and Lakes Disposal	\$25	\$33	\$99
Bauer Disposal Service	\$35	\$40	\$80
Archambault Bros. Disposal	\$15	\$25	\$50
Voegele Sanitation	\$22	\$24	no rate included

It was decided to table awarding of the bid until October 16, 1989.

Arnie Schlinger presented two bids for a steel building for the Sewage Treatment plant. A bid of \$48,000 from Mosier Construction Inc. for materials and labor to build a 52' x 52' 10' Star building was presented along with a bid of \$33,570 from Casey and Groesbeck for a 52' x 52' all steel Ceco building. Discussion was tabled until the special meeting to be held Monday, October 16, 1989, at 7:30 p.m.

Dick Grabko was present to update the council on the following grant activities:
The Single Family Rehabilitation Program: The Rice County SCDP Program indicates that just over \$101,000 of the budget amount of \$105,000 has been expended. The 1988 Morristown SCDP Program report indicated twenty-one homes receiving housing assistance which represents 60 percent of the goal having been met.

Rental Rehabilitation Program: Seven rental units have received improvements.

Commercial Rehabilitation Program: Sixteen projects have received preapplication approval and four of these projects have received final approval.

Dick Grabko informed the Council that bids for rip/rapping and bike trail extension can be acquired. Jeff Wenker was appointed to prepare plans and specifications and secure bids.

Discussion was held regarding options available to alleviate deteriorating conditions of The Answer-Pub and Grub owned by Ellen Ellefson. Virginia Schmidtke and Dick Grabko were instructed to send Mrs. Ellefson a letter informing her that she must repair the exterior of the building and informing her that children have been riding their bicycles down her stairway and jumping from her roof to other buildings.

A motion was made by Jim Buscho, seconded by Jeffrey Wenker and carried unanimously to allow Arnie Schlinger to attend a water seminar and to pay the registration fee and his expenses.

Discussion was held in regard to sending someone to the Department of Public Safety Energy Conference to be held October 25 - 27 in Alexandria. It was decided that if someone is interested in attending the conference to pay their registration fee and expenses.

Jim Eulberg, project engineer for the Franklin Street watermain extension project, was present. He provided the Council with a copy of the tabulated bids which were received September 29, 1989, from Chard Tiling and Dahle Enterprises. He recommended that the bid be awarded to Chard Tiling. After a lengthy discussion a motion was made by Jeff Wenker, seconded by Jim Buscho and carried to pass Resolution 1989-11.

Resolution 1989-11

WHEREAS, pursuant to advertised notice for bids for the construction of a watermain in Franklin Street West, bids were received, opened and tabulated according to law on September 29, 1989, and the engineers have recommended the low bid of Chard Tiling, and it appears to be the best interest of the City of Morristown that said bid be accepted and a contract be entered into,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MORRISTOWN, that the Chard Tiling bid of \$34,187.00 be accepted and the engineers are hereby authorized to prepare a contract which the Mayor and Clerk are hereby authorized and directed to execute on behalf of the City of Morristown.

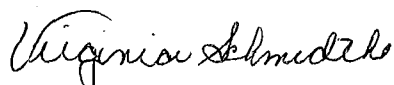
Adopted this 2nd day of October, 1989. Councilmembers voted as follows: Jack O'Rourke, yes, Jim Buscho, yes, Linda Hruska, yes and Jeffrey Wenker, yes. Loren Dahle voted no.

A motion was made by Linda Hurska, seconded by Jeffrey Wenker and carried unanimously to order the engineer to prepare Change Order 1 to delete items 11, 12 and 17 from the bid specification which includes using crushed gravel instead of crushed limestone and to wait to pave the road until spring.

Virginia Schmidtke reported that the comment period regarding the Rice County Comprehensive Water Management ends October 17, 1989. There were no comments for or against the plan.

Jim Eulberg was asked to secure information for a shelter for the sanitary sewer plant.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to adjourn the meeting to October 16, 1989, at 7:30 p.m.



Virginia Schmidtke
City Clerk

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MORRISTOWN CITY COUNCIL MINUTES Special Meeting October 3, 1989

A special meeting of the Morristown City Council was called to order on Tuesday, October 3, 1989, at 7:30 p.m. by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeffrey Wenker. Also present was Virginia Schmidtke, clerk.

The purpose the of the meeting was to discuss the 1990 budget.

The 1990 budget was discussed. A motion was made by Jim Buscho, seconded by Linda Hruska and carried to pass Resolution 1989-12 approving the 1989 tax levy collectible in 1990.

Resolution 1989-12

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORRISTOWN, MINNESOTA, that the following sums of money be levied for the current year, collectible in 1990, upon the taxable property in said City of Morristown for the following purposes:

General Fund	\$77,000.00
Sanitary Sewer Bond Sinking Fund	5,000.00
1980 Street Bond Sinking Fund	13,000.00
TOTAL	<u>\$95,000.00</u>

The City Clerk is hereby instructed to transmit a certified copy of this resolution to the County Auditor of Rice County, Minnesota. Adopted this 3rd day of October, 1989.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unaimously to instruct the police officers to turn in all the unused and/or discontinued equipment and clothing and also to submit an inventory list of equipment and clothing each officer currently has in his possession.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to pay a claim of \$1,302.28 from Short Elliott and Hendrickson for plans and specifications for the Franklin Avenue watermain extension.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to adjourn. The meeting adjourned at 10:15 p.m.

Virginia Schmidtke
Virginia Schmidtke
City Clerk

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MORRISTOWN CITY COUNCIL MINUTES Meeting Continued from October 2, 1989 October 16, 1989

A meeting of the Morristown City Council continued from October 2, 1989, was called to order on Monday, October 16, 1989, at 7:30 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were James Buscho, Loren Dahle and Jeffrey Wenker. Linda Hruska arrived at 7:40 p.m. Also present were Virginia Schmidtke, clerk and Jim Eulberg and Wilber Liebenow, engineers.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to contract with Archambault Bros. Disposal for garbage service with the contract to be from October 1, 1989 through September 30, 1990. Keith and Randy Archambault were present and proposed to pick up the recyclable material from the remaining households not being picked up under the Blandin Recycling Program at no cost to the city if the city council will request the additional containers from the County. Loren Dahle volunteered to contact Bob Fitzsimons to discuss the proposal.

Jim Eulberg reported that the Farmers Home Administration engineers are reviewing the Franklin Street watermain extension contract between the City of Morristown and Chard Tiling and that the contract will be executed as soon as approval is received from Farmers Home.

Virginia Schmidtke reported that Farmers Home Administration has not received funding for 1990 and that Martin Hasing will schedule a meeting with the council as soon as Congress appropriates the funding.

Discussion was held with the city engineers concerning design specifications to build a pumphouse and water storage tank. Jim Eulberg was instructed to prepare the plans and specifications as discussed and present the plans at the next council meeting.

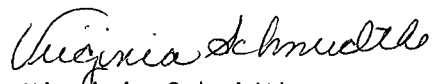
Loren Dahle was authorized to negotiate with Bill Olson for the sale of two and one-half acres of land to be used as the site on which to build the pumphouse and water storage tank.

Discussion was held in regard to building a cover for the Sanitary Sewer Plant. Wilber Liebenow presented information fiberglass dome. He volunteered to get a price for the next council meeting.

The Council reviewed the title opinions prepared by Gary Peterson, city attorney, on the properties of Gerald and Linda Hruska, Carl and Kathrine Klinder, Edna Morsching and Ernest and Peggy Sutter. Virginia Schmidtke announced that the closings will be during the week of October 16.

Discussion was held in regard to installing a fence between the property Edna Morsching donated to the city and her property as per terms of the agreement when she donated a parcel of property to the city. Jim Buscho volunteered to work with Arnie Schlinger to get prices for a fence.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to adjourn. The meeting adjourned at 9:00 p.m.


Virginia Schmidtke
City Clerk

City of Morristown

Box 362
MORRISTOWN, MINNESOTA 55052
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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting November 6, 1989

A regular meeting of the Morristown City Council was called to order on Monday, November 6, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle, Linda Hruska and Jeff Wenker. Also present was Virginia Schmidtke, clerk. Absent was Lorraine Schwartz, treasurer.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to approve the minutes of the regular meeting held October 2, and the special meetings held October 3 and 16, 1989, as printed.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to accept the treasurer's report which showed a balance of \$1,851.44 in the Checking Account and \$412,542.54 in the Savings Account.

Edwin Zitzman reported that Zoning Certificates were issued to the following: Mike Wenker to build an entryway, Gerald Wenker to extend his garage and expand his shop area, Jim Hermel to build an addition to an existing building, Loren Dahle to build a storage shed and to Jack O'Rourke to build an entryway.

Jeff Wenker presented a bid from Timm's Trucking of \$16,600 and a bid from Dahle Construction Co of \$12,324.40 for materials and labor to riprap the riverbank in the park. Jeff reported that it will be necessary to purchase a filter blanket and that it will be additional cost of between \$1,125 and \$2,250. A motion was made by Linda Hruska, seconded by Jim Buscho and carried unanimously to award the bid to riprap the river to Dahle Construction Company.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to purchase the better filter blanket.

Discussion was held concerning whether to construct a bicycle path from the Sakatah State Trail to the park now or wait until later. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to wait with the bicycle path until Spring.

The Fire Department report for October was presented and placed on file. The report showed that two rural and one city rescue calls were made.

Jim Buscho presented a bid of \$367 from Caron Fencing to install a chain length fence on the property line between Edna Morsching and city owned property. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to accept the bid as presented.

Discussion was held in regard to installing signs stating that no dumping shall be allowed without permission from the city council on the recently acquired park property. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried to install the signs. Councilmembers Buscho, Hruksa, Wenker and O'Rourke voted yes. Loren Dahle abstained from voting.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to pay the printed claims totaling \$5,553.74 from the General Fund, \$707.24 from the Water Fund, \$1,646.18 from the Sanitary Sewer Fund, \$216.89 from the Morristown Fire Department Fund and \$264 from the Genery Grant Fund. A claim of \$3,100.79 from Short, Elliott and Hendrickson was excluded until clarification is received.

Virginia Schmidtke informed the council that in 1990, the state of Minnesota will shift Local Government Aid monies in the amount of \$5,142 from the city to the school district. Discussion was held concerning whether to decrease the 1990 budget by \$5,142 or to increase the property tax. The property tax would increase 5.7% over the proposed 1990 tax levy. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to pass Resolution 1989-13 approving the 1989 Tax Levy, collectible in 1990.

Resolution 1989-13

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORRISTOWN, COUNTY OF RICE, MINNESOTA, that the following sums of money be levied for the current year, collectible in 1990, upon the taxable property in the City of Morristown, for the following purposes:

General Fund	\$ 82,142.00
Sanitary Sewer Debt Fund	5,000.00
General Obligation Debt Fund	13,000.00
TOTAL	<u>\$100,142.00</u>

The city clerk is hereby instructed to transmit a certified copy of this resolution to the county auditor of Rice County, Minnesota.

Adopted by the city council on November 6, 1989. All councilmembers voted yes to the question.

Loren Dahle reported that he met with Don Olson in regard to purchasing a portion of his property on which to install a new well, well house and storage tank. No definite price was discussed but an amount of \$2,200 was discussed several months ago. Mr. Olson will contact Loren later regarding a firm price. Loren also mentioned the he and Jim Buscho had measured the property.

Bob Fitzsimons was present to discuss the Morristown Recycling Project. He stated that the Blandin Recycling Program, which was explained to the council on October 2, 1989, will pay for 125 household to participate in the recycling program and that Archambault Bros. Disposal will pick up the cost for the remaining households. This arrangement will continue for six months. After six months, a \$2.00 per month fee will be added to the utility bills to help pay for curbside collection and the recycling center.

Discussion was held concerning whether or not it is lawful to bury fill on a persons own property. It was the opinion of Mr. Fritzimons that it is alright to do so if it is clean fill.

Virginia Schmidtke submitted a foundation investigation report from Braun Engineering. The investigation evaluated subsurface soils and groundwater levels to provide information for foundations support for the proposed stand-pipe reservoir. A copy of the report containing the complete analysis and recommendation is on file with the city clerk.

A letter from Dirk Peterson, Area Fisheries Supervisor for the Minnesota Department of Natural Resources, was received concerning modification of the Morristown Dam. The proposed changes include changes in the dam to make it safer to operate and replacement of the catwalk. He recommended that the catwalk be replaced with a DNR designed fishing pier and stated that the Section of Fisheries is willing to purchase and install a pier on top of the dam that would double as a catwalk if the City of Morristown would be the project sponsor. The responsibilities of sponsorship include submitting a C.O.R.E. application, assuming liability for the structure and performing necessary structure maintenance. A motion was made by Loren Dahle, seconded by Jim Buscho and carried to be the project sponsor for the proposed project.

Virginia Schmidtke announced that a Cannon River Watershed Meeting will be held on Wednesday, November 8, 1989, at 7:00 p.m. at the Northfield Public Library. The purpose of the meeting is to explore the development of a proposal to fund a project to enhance water quality in the Cannon River watershed.

A letter from Rice County Public Health Nursing Service was received notifying the council that a public hearing on the proposed Comprehensive Water Management Plan will be held on Tuesday, November 14, 1989, at 7:30 p.m. in the Commissioners' Room in the Courthouse.

A copy of the League of Minnesota Cities' 1990 Proposed Legislative Policies and Priorities was presented and placed on file.

Virginia Schmidtke presented a brochure outlining the Land Use Planning Workshops for 1990.

Loren Dahle informed the council that Jim Heavens will sell the weigh buggy, sewing machine and platform scale at the Feed Mill for \$600. A motion was made by Jim Buscho, seconded by Linda Hruska and carried unanimously to purchase the equipment at the Feed Mill from Jim Heavens for \$600.00.

Scott Forcelle was present and the following police activities were discussed:

1. Scott reported that the snowmobile route will be the same as previous years and that he will order the necessary arrow and stop signs.
2. Scott stated that he will attend an assembly at school to discuss the curfew ordinance, snowmobile route and bicycle rules and regulations.
3. Scott reported that he attended a safety patrol installation program held at the school. He expressed concern that there is no supervision for the school patrol and that there are streets not being patrolled. Scott offered to work with the school and American Legion on the patrol program.

A letter was received from John Blackmer terminating his position with the Morristown Police Department as of November 1, 1989. A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to accept his resignation effective November 1, 1989.

Scott Forcelle was instructed to contact the owners of three abandon cars, one at 25 Washington Street East and two on the empty lot North of the Fire Hall.

A motion was made by Jack O'Rourke, seconded by Linda Hruska and carried to authorize Jim Buscho to purchase a battery charger and to spend up to \$150 for it. The motion carried unanimously.

Loren Dahle announced that a task force consisting of eleven residents of the city has been formed to evaluate the needs of the city. He stated that a member of the Minnesota Project is scheduled to speak to the group and although there will be no charge to meet with the task force, he requests that he be reimbursed for his lodging which will be approximately \$40. No formal action was taken.

Jim Buscho reported that the tent previously used to cover the sanitary sewer plant during the winter can no longer be repaired. He stated that he ordered a new vinyl cover for \$3,600. A motion was made by Jeff Wenker, seconded by Linda Hruska and carried unanimously to approve the purchase of the new cover.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 9:05 p. m.

Virginia Schmidtke
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City Clerk

City of Morristown

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MORRISTOWN CITY COUNCIL MINUTES Special Meeting November 22, 1989

A special meeting of the Morristown City Council was called to order on Wednesday, November 22, 1989, at 4:45 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle and Linda Hruska. Councilmember Jeffrey Wenker arrived at 5:30 p.m. Also present was Virginia Schmidtke, clerk.

The purpose of the meeting was to discuss the installation of the watermain in Franklin Street S.W.

A lengthy discussion was held in regard to deviations from the specifications as they were written and approved. The major concerns are as follows:

1. The welded copper jumper connections were not recoated with protective coatings as required in 257.2, 2.01 of the specifications.
2. In certain locations where the watermain was in direct conflict with the storm sewer, the watermain was constructed over the sewer instead of under it.
3. The council expressed concern that the main and services are not at their proper depth, especially at the west end of Franklin Street.
4. Although the specifications require that concrete be placed between the fittings and the trench wall, there is no concrete at all, only a 4" x 4" board.
5. Franklin Street was open cut instead of jacked under for service installation.
6. Page 257.12, Section 4.05 required that corporation stops be measured as a unit complete with saddle. No saddles were used, the main was just tapped.

It was discussed by the council that it was their understanding that all change orders were to be made in writing before the change was made.

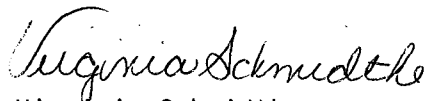
It was decided to request an As Built Plan before any payment is made to Short, Elliott and Hendrickson.

It was discussed to ask the engineer to address the following questions:

1. Why weren't the specifications followed as printed?
2. Who initiated the change orders and why wasn't written and signed documentations received before the changes were made?
3. Who has the responsibility of compensation for the changes made since it is the council's opinion that some of the change orders resulted in substantial savings to the contractor.

A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to send a letter to the City Engineer with carbon copys to be sent to Martin Hoelsing, Assistant Director of Farmers Home Administration; Wilber Liebenow and Kurtis Mayer of Short, Elliott and Hendrickson; Chard Tiling; the Minnesota Department of Health; and Gary Peterson, city attorney listing the concerns expressed by the council in regard to deviations from the specifications for the Franklin Street Watermain Project.

A motion was made by Jim Bushco, seconded by Linda Hruska and carried to adjourn. The meeting adjourned at 6:00 p.m.


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MORRISTOWN CITY COUNCIL MINUTES Regular Meeting December 4, 1989

A regular meeting of the Morristown City Council was called to order on Monday, December 4, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle and Jeff Wenker. Also present was Virginia Schmidtke, clerk. Councilmember Linda Hruska was absent.

A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to approve the minutes of the regular meeting held November 6, 1989 and of the special meeting held November 22, 1989, as printed.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to approve the treasurer's report which showed a balance of \$8,050.68 in the Checking Account and \$186,342.54 in the Savings Account.

Ed Zitman, Zoning Administrator, reported that no Zoning Permits were issued in November.

Jim Buscho inquired as to whether a Zoning Certificate was issued to someone in the Mobil Home Park to build a fence. It was determined that no such certificate was issued. It was decided to have the Police Department look into the matter.

Don Nordmeier, Fire Chief, was present to clarify the hourly reimbursement paid to the firemen which was raised to \$7.00 per hour per man. The previous rate was \$5.00 for the first hour and \$4.00 for each hour thereafter. It was determined that the intent of the council was to raise the fee to a straight \$7.00 per hour.

A motion was made by Jack O'Rourke, seconded by Loren Dahle and carried unanimously to raise the firemen's retirement from \$375 to \$425 per year.

A quote from Waldor Pump of \$3,523.70 for parts and \$1,148.00 for labor to upgrade the lift station at the sewer plant was received. A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to get competitive prices for the next council meeting.

Scott Forcelle was present and reported on the following police activities.

1. The snowmobile signs have been ordered and will be installed soon.
2. Rice County will participate in the DARE Program.
3. Scott talked to Richard Randahl and Pete Seibel in regard to installing a fence without permits.
4. Scott presented that council with an inventory list of all the new blue uniforms and recently purchased equipment. He also presented a list of all the brown uniforms. It was decided to discuss what to do with the brown uniforms at the next council meeting.

5. Scott requested permission to purchase a pair of binoculars. He presented a price of \$49.95 from Ahlman's Gun Shop and \$69.95 from Pat's Gun Shop. A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to purchase the binoculars from Pat's Gun Shop.

Wilber Liebenow and Kurt Mayer from Short, Elliott and Hendrickson were present to discuss problems associated with installation of the watermain in West Franklin Street. The concerns were outlined in a letter to Short, Elliott and Hendrickson dated November 27, 1989. A letter of reponse was received from Jim Eulberg on December 2, 1989. LeRoy Chard was present and gave the council a letter responding to the same concerns. Mr. Chard reported that on Saturday, December 2, 1989, he redug and coated the jumper connections which were not recoated with protective coatings and that he replaced a 4" x 4" with concrete blocking between the fitting and trench wall. Larry Dahle was present and reported that a section of the watermain and a service line is less than seven feet deep and is not covered by insulation. Mr. Liebenow assured the council that if this statement is true, either the contactor or the engineering firm will rectify the problem. It was suggested by Jack O'Rourke to send a letter to Short, Elliott and Hendrickson outlining procedures to be followed during the next construction phase. Items to be addressed are to designate a representative to act on behalf of the council, to establish a dollar limit on change orders and to assure that change orders be made in writing prior to the change being made.

A letter was received from the Minnesota Historical Society informing the council that a grant of \$2,899 was awarded to the city to prepare a historical structure report for the Morristown Feed Mill. A motion was made by Jack O'Rourke, seconded by Jim Buscho and carried unaimously to appoint Loren Dahle as representative of the council to work with the History Club and the HRA to coordinate the history grant activities.

Dick Grabko was present to discuss the following grant activities.

1. Dick reported that the Housing Redevelopment Authority received repayment from a resident who received a grant/loan from the Morristown Small Cities Development Program. It was recommended by the Morristown Task Force to establish a Revolving Loan Account for future funds that may be received under the repayment agreement. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to establish a Revolving Loan Account as recommended.
2. Well Installation: The well installation project has proceeded with funding having been approved. The watermain extension in Franklin Street has been completed.
3. Bridge Construction: The bridge construction application has been submitted by the county engineer and is in the application review process by the Minnesota Department of Transportation.
4. Park Development: The LAWCON park development monthly activities included the acquisition of four properties and rip rapping of the river has began.
5. Housing Rehab: One project has been approved for the month, with four projects in progress. To date 25 projects have been approved, 20 completed and 5 are in progress.

6. Rental Rehab: Seven of the 15 units have been completed or 46 percent of the project goals have been met to date.
7. Commercial Rehab: Activity for the month of November indicated that two projects were closed, four energy audits were performed and six meetings had been scheduled with downtown business owners.
8. FmHA Family Housing Project: An application has been submitted by Larry Harn and Dale Granneman and is in the FmHa review process.
9. Energy Program: Activities completed for the month indicate that four residential and four commercial audits were performed in November. To date, 50 residential audits and four commercial audits have been performed.

Dick Grabko shared with the Council the problem concerning the Boonestro, Rosene and Anderlik firm regarding billings received for services performed to date for downtown improvement and park improvement. The Morristown Task Force recommends that the council seek the opinion of Gary Peterson, City Attorney regarding the billing concerns. A motion was made by Jim Buscho, seconded by Jeff Wenker and carried unanimously to seek an opinion from Gary Peterson as requested.

Discussion was held in regard to conflicts of interest by members of the Morristown Task Force in approving Commercial Rehab applications. It was decided to designate the Rice County Housing and Redevelopment Authority staff to review applications instead of the Morristown Task Force.

A motion was made by Loren Dahle, seconded by Jeff Wenker and carried unanimously to pay the printed claims totaling \$12,870.79 from the General Fund, \$384.72 from the Water Fund, \$1,378.10 from the Sanitary Sewer Operations Fund, \$675.00 from the Morristown Energy Grant Fund, \$1,934.80 from the Morristown Fire Department Fund and two late claims—a claim of \$536.00 from Timm's Trucking and a claim of \$184.00 from AES Sandblasting.

Payment for claims totaling \$4,281.83 from Short, Elliott and Hendrickson was tabled until they can be reviewed by the city attorney.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried to pay Payment Request Number One from Chard Tiling Company totaling \$20,842.24

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to subscribe to the Small Town Institute magazine for \$30 per year.

A motion was made by Loren Dahle, seconded by Jim Buscho and carried unanimously to pay Glen Kodack \$5.00 per hour for helping to put up the Christmas lights.

Loren Dahle reported that he will meet with Don Olson after the Christmas holidays to discuss acquisition of the property for installation of the water well and storage tank. A motion was made by Jeff Wenker, seconded by Jim Buscho and carried unanimously to have Loren Dahle proceed with the acquisition.

A Gambling License Renewal Application was received from the American Legion Post 149. The application was placed on file with no action taken.

Virginia Schmidtke reported that a Town Hall Meeting will be held at the Faribault Junior High School on Thursday, December 7, 1989, to discuss the future of Rice County.

It was discussed to schedule a meeting with Martin Hoelsing, Farmers Home Administration representative, either December 12 or 14 to review the costs of the water improvement project and to review the application stage.

Loren Dahle stated that a Minnesota Projects meeting will be held in the Council Chambers on December 5, 1989.

A motion was made Loren Dahle, seconded by Jim Buscho and carried unanimously to adjourn. The meeting adjourned at 9:45 p.m.

Virginia Schmidtke
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Morristown City Council Minutes Special Meeting December 12, 1989

A special meeting of the Morristown City Council was called to order on Tuesday, December 12, 1989, in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Buscho, Loren Dahle and Linda Hruska. Also present were Virginia Schmidtke, city clerk and Martin Hoelsing, Farmers Home Administration Assistant Director. Also present was Jeff Wenker.

The purpose of the meeting was to discuss the items needed for the Farmers Home Administration Application - Stage II and the Obligation - Stage III.

Mr. Hoelsing reviewed the project costs. He explained that the funding would include a grant of \$360,000 plus a 30 year loan of \$360,000 with an interest rate of six percent.

Mr. Hoelsing stated that the council will need interm financing and suggested that the council employ a bond council company.

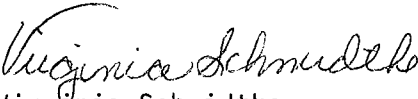
Mr. Hoelsing also stated that Farmers Home Administration requires that a certified audit be performed each year of all city funds.

Forms to be prepared by the city engineer, city attorney and the city clerk were distributed and discussed.

A motion was made by Jim Buscho, seconded by Jeffrey Wenker and carried unanimously to pay a claim from Dahle Construction Company in the amount of \$5,663 as partial payment to rip rap the river bank in the park. It was discussed to send a letter to the Short, Elliott and Hendrickson outlining procedures to be followed during the next construction phase.

A motion was made by Linda Hruska, seconded by Jim Buscho, and carried unanimously to have a special council meeting on Thursday, December 28, 1989, to close the books and discuss unfinished business.

A motion was made by Linda Hruska, seconded by Jeff Wenker and carried unanimously to adjourn. The meeting adjourned at 9:05 p.m.


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MORRISTOWN CITY COUNCIL MINUTES December 28, 1989 Special Meeting

A special meeting of the Morristown City Council was called to order on Thursday, December 28, 1989, at 7:00 p.m. in the Council Chambers by Mayor Jack O'Rourke. Councilmembers present were Jim Bukscho and Loren Dahle. Councilmember Linda Hruska arrived at 7:45 p.m. Councilmember Jeffrey Wenker was absent. Also present was Virginia Schmidtke, clerk.

The purpose of the meeting was to close the financial books for the year ending December 31, 1989 and to discuss unfinished business.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to pay the printed claims totaling \$1,501.82 from the General Fund, \$19.00 from the Water Fund, \$3,983.21 from the Sanitary Sewer Fund and \$165.60 from the Morristown Fire Department Fund.

A motion was made by Jim Buscho, seconded by Loren Dahle and carried unanimously to authorize the clerk to pay the final payment of \$1,598.21 to Chard Tile and Excavating after Change Order 3 is received which deletes the boulevard restoration.


It was discussed not to pay claims from Short, Elliott and Hendrickson until a final bill is received.

A motion was made by Jim Bushco, seconded by Loren Dahle and carried unanimously to approve Arnold Schlinger as a full time employee.

Discussion was held in regard to establishing guidelines to be followed by the Rice County Department of Environmental Services while assisting with health and environmental problems.

A motion was made by Jim Buscho, seconded by Linda Hruska and carried to appoint Charles Krenik to be city treasurer effective January 1, 1990.

A motion was made by Linda Hruska, seconded by Jim Buscho and carried to adjourn. The meeting adjourned at 8:35 p.m.


Virginia Schmidtke
City Clerk