

MINUTES OF THE REGULAR MEETING  
OF THE ADRIAN CITY COUNCIL HELD  
IN THE COUNCIL CHAMBERS OF CITY  
HALL MONDAY, SEPTEMBER 26, 2011

**CALL TO ORDER:** The Regular Meeting was called to order by Mayor Faber at 7:00 P.M.

**ROLL CALL:** Roll call indicated the following present:

Mayor/Councilmember's: John Faber, Don Shorter, Denny Kruger, Ron Lonneman

Absent: Robert Wiese

Dept. Heads: Admin/Clerk-Treasurer Bruce A. Heitkamp, Utilities Superintendent Terry Miller

Absent: Police Chief Shawn Langseth

City Staff: Deputy Clerk/Administrator Rita Boltjes

Guests: Nobles County Review Reporter Kristine Kern, ElderCare of Minnesota Regional Representative Dorothy Baker, Adrian Country Living Nursing Home Administrator Margie Jewell, ElderCare of Minnesota Owner/President Jim Birchem

**ADRIAN CARE CENTER SALE:** Birchem requested time to speak about the October 1, 2011 sale of the nursing home and clinic portions of Adrian's care center. Birchem wanted to thank the City Council for their support throughout the sale and process. Birchem explained the legislative and/or State outlook towards health and human services was not good. Some Medicare funding will recognize up to 11% cuts for nursing homes and other human services agency. Birchem stated that this evidence just proves that Adrian Care Center will have more challenges ahead. The City Council returned positive sentiments to Birchem and wished him well in the future. Faber closed the discussion by offering the City's assistance when it is needed and deemed appropriate. After the discussion, Birchem and Faber signed the initial: Sale Agreement, Reciprocal Easement Agreement, and the Option to Purchase Real Property. Kern was there to document the event for the 9-28-11 Nobles County Review.

**CONSENT AGENDA:** Motion by Kruger, second by Shorter, motion carried to approve the following consent agenda items. RCV 4-yes, 0-no

**FINANCES; Accounts Payable/Pledge Securities:** The above motion carried to approve all the financial data provided. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ADRIAN THAT THE FOLLOWING BILLS ARE DUE AND PAYABLE AND THAT THE MAYOR AND ADMINISTRATOR/CLERK-TREAS. ARE HEREBY AUTHORIZED TO MAKE PAYMENT FOR SAME AND BE IT FURTHER RESOLVED THAT THE FUNDS ARE SUFFICIENTLY PROTECTED BY FDIC AND PLEDGE SECURITIES: Total Expenditures: \$88,157.08 (Res #758 AP Bk 7)

**Fire Relief Assn Investments:** Merrill Lynch 8/31/11

**PERMITS/LICENSES:** The previous motion, which carried to approve finances and minutes, also approves the permit/licenses, as submitted, contingent upon the Utilities Superintendent, Police Chief, and ADA Inspector Boltjes' approval, as necessary, and submission of all pertinent information and documents, as required: Zoning, Moving, Outdoor Dance, Request for Use City Street/Property

**RESOLUTION #450-2011; Sale of Excess Property (Former Fodness Property to Argonne Post #32):**

Motion by Lonneman, second by Kruger, motion carried to recognize parcel 21-0027-000 (known as the Fodness Property) as excess property with no municipal need and to continue the sale of this parcel to American Legion Argonne Post #32; as stated and acted upon at the August 22, 2011 Regular City Council Meeting. RCV 4-yes, 0-no

**RESOLUTION #451-2011; Support of Local Needs through a 2012 Small Cities Grant:** Motion by Shorter, second by Lonneman, motion carried to support the submittal of an application to the Small Cities Development Program, in cooperation with the City of Rushmore, to provide funding to address these critical community needs. RCV 4-yes, 0-no

**2012 LAND SPREAD AGREEMENT:** Discussion commenced regarding the 2012 Land Spread Agreement. After discussion, consensus was to request a new Land Spread Agreement with Dale and Gayle Buss. However, the Council wanted an agreement that would offer ½ of the service fee to be issued after January 1, 2012 and half issued on October 15, 2012. Consensus was to use May 15, 2012 as a first-pay date in 2013.

**STREET DEPARTMENT; Resident Damages within the Street and/or Boulevard:** Lonneman moved, second by Shorter, motion carried to support staff's decision to not pay damages to residents who leave small property buried in the snow on the street and/or within City boulevards. City crews have dealt with issues where private property was left in the street and/or boulevard and was damaged. The motion carried to notify residents to remove their property from the boundaries of the street and/or out of the boulevard and to not pay these residents for accidental damages (flower pots, mail boxes, etc). RCV 4-yes, 0-no

**Removal of the Hwy 91 & C.S.A.H. 35 Stop Light:** Miller notified the Council of the removal of the stop light on the intersection of Hwy 91 and C.S.A.H 35. The stop light will be removed at the request of the State Highway Department. In the absence of the stop light, the State Highway Department has agreed to install LED lights in the C.S.A.H. 35 stop signs. The lights, along with the speed bumps, should alert vehicles of their need to stop at the intersection.

**ADJOURNMENT:** With no further business appearing, Shorter moved, second by Kruger, motion carried to adjourn the Regular Meeting at 8:02 P.M. RCV 4-yes, 0-no