

CITY OF GILBERT
MINUTES OF REGULAR COUNCIL MEETING
TUESDAY, NOVEMBER 9, 2011
COUNCIL CHAMBERS

Mayor Bellerud called the meeting to order at 6:30 p.m.

Present: Mayor Bellerud, Councilors Garrity, Gentile, Nemanick and Omersa.

Absent: None

Staff Present: City Attorney Lindsay, Police Chief Skelton (6:38 p.m.), Public Works Operations Director Lautigar, City Clerk Darrow and Administrative Secretary Devich.

Mayor Bellerud led the audience in the recitation of the Pledge of Allegiance.

Motion by Omersa second by Nemanick to approve the following addition to the agenda:

1. Approve Payment No. Two for \$3,300.00 to Nelson Roofing for the Community Center Reroofing project.

All approved.

Motion by Garrity second by Omersa to approve minutes of Special Council Meeting of October 11, 2011 and Regular Council Meeting of October 25, 2011. All approved.

Motion by Nemanick second by Omersa to approve minutes of Eveleth-Gilbert Joint Powers Trail Board Meeting of October 20, 2011 and City of Gilbert Comprehensive Plan Meeting of September 28, 2011. All approved.

Tom Hafdahl stated he is present to discuss his request that is item number ten on the Council Agenda. Mayor Bellerud agreed to move the item up for discussion now. Hafdahl stated he submitted an appeal to the League of Minnesota Cities Insurance Trust as directed to by the Council at a previous meeting and again was denied by LMCIT any reimbursement for costs incurred due to the City water main break. Mayor Bellerud explained LMCIT denied the claim because the City is not legally liable for the damage. Hafdahl disagreed and requested the City Council to accept responsibility for lack of insurance coverage noting in May of 2009 the City Clerk was directed by the Council to get better insurance for events similar to the water line break on Circle Drive. City Clerk Darrow stated the City has not been informed that it is underinsured while he has been the `Clerk. Hafdahl explained he is only requesting reimbursement on the automobile deductibles and the garage floor because his insurance did not cover the cost to replace the cement foundation. Further discussion followed.

Motion by Garrity second by Gentile to deny the reimbursement requests from Tom Hafdahl because the City is not legally liable for the damage caused by the water main break on Circle Drive. All approved.

Councilor Gentile noted he would be meeting with Mayor Bellerud to discuss the City Clerk's contract for review at the next Council Meeting.

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Motion by Omersa second by Nemanick to accept a St. Louis County ATV grant for purchase of a new ATV for the Police Department and in return the City will donate the Police 2002 Honda ATV to the St. Louis County Rescue Squad. All approved.

Motion by Garrity second by Omersa to authorize donation of the Police forfeited mini-van to the Boundary Waters Task Force. All approved.

Police Chief Skelton explained there is an animal problem in Gilbert with people not licensing their pets and animals running at large. Skelton stated the City has already exceeded the animal control cost for the current contract with Contented Critters so every animal brought in will cost additional money. Skelton noted if everyone with pets in Gilbert would purchase a pet license as required by the Animal Control Ordinance, that would cover the cost for animal control.

Public Works Operations Director Lautigar updated the Council on various projects noting the City Crew is working on getting the hockey arena ready for winter use.

Motion by Gentile second by Garrity to approve payment of bills and payroll subject to audit by Mayor and Clerk (check no. 10966-11018). All approved.

City Clerk Darrow explained East Mesabi Sanitation is proposing a 2.5% increase for each per year of a three-year contract and noted the previous contract was a 3% increase each year.

Motion by Gentile second by Omersa to accept the East Mesabi Sanitation three-year contract effective January 1, 2012 to December 31, 2015 at rate increase of 2.5% each year. All approved.

Motion by Omersa second by Nemanick to approve Final Payment Estimate No. 13 for \$29,737.55 to Magney Construction, Inc. for the Wastewater Treatment Improvements project. All approved.

City Clerk Darrow stated the trial with Fayal Township concluded today. Both attorneys have until December 5, 2011 to update findings and the Judge has 90 days from then to give his statement. Darrow noted the City would continue to work on options with Fayal.

Clerk Darrow proposed putting together a short video of the 2012 budget as well as the impact of the proposed Homestead Tax Exclusion for airing on public television.

Motion by Gentile second by Omersa to allow the City Clerk to do a short video on the 2012 Budget for public television and to publish a brief article on the Homestead Tax Exclusion in the Gilbert Herald. All approved.

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Clerk Darrow noted the Maintenance II position was posted internally and will now be posted externally in the local newspapers, on the Gilbert website and the League of Minnesota Cities job link.

Clerk Darrow stated the water plant is currently being heated with fuel oil and it's very expensive. Darrow explained the Council will be presented with alternative heating options at the next Regular Council Meeting.

Motion by Garrity second by Nemanick to approve Terah Rinerson to attend the MPCA Wastewater Treatment Technology Seminar on December 6-8, 2011 in St. Paul. All approved.

Motion by Garrity second by Nemanick to approve Payment No. Two for \$3,300.00 to Nelson Roofing for the Community Center Reroofing project. All approved.

Motion by Nemanick second by Gentile to adjourn the meeting at 7:18 p.m. All approved.

Mayor

ATTEST:

City Clerk

The aforementioned is a summary of the action items from this meeting. To listen to the full transcript of this meeting, please contact City staff at 218.748.2232.