

**CITY OF GILBERT
MINUTES OF REGULAR COUNCIL MEETING
TUESDAY, MARCH 12, 2013
COUNCIL CHAMBERS**

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

Present: Mayor Skenzich, Councilors Kutsi, Nemanick, Schutte and Skalko.

Absent: None

Staff Present: City Attorney Brunfelt, City Engineer Jamnick, Police Chief Techar, Public Works Operations Director Lautigar, Library Director Miller and Administrative Secretary Devich.

Mayor Skenzich led the audience in the Pledge of Allegiance to the Flag.

Motion by Kutsi second by Schutte to approve the minutes of the Regular Council Meeting of February 26, 2013. All approved.

Mayor Skenzich opened the meeting for public input.

Laurel Roering stated she would like to comment on information she read in the newspaper article on the City Clerk resigning noting she does not approve of the separation agreement the City has made with her to continue paying her salary and health care coverage for six months and questioned why the City Attorney did not recommend against such an agreement. Roering stated she believes the previous Council made a mistake by hiring a firm for \$18,000 to help them hire a City Clerk and hopes the current council will not waste the tax payers money the same way noting she'd rather have the minutes of the council meetings back in the Gilbert Herald. Roering also commented that this City Council hire a people person for a City Clerk and take into consideration all employees at all times.

City Attorney Mitch Brunfelt responded to the criticism from the citizen stating she has been misinformed because the City Attorney does not make decisions for the City and he was not a decision maker on City Clerk's separation agreement process. Brunfelt stated he advised the Mayor and Council and noted the separation agreement is a typical package for a managing employee. Mayor Skenzich agreed the City Attorney advises the Council but is not a decision maker.

Judy Kramarich stated she is saddened by the recent actions taken, how it is perceived and why two people have now left their positions with the City of Gilbert because they have endured an unsupportive attitude.

Motion by Nemanick second by Schutte to approve charitable gambling license application for Care Partners Inc. at Yo'r Mudders, 102 Broadway Street North, Gilbert for raffle drawing on April 6, 2013. All approved.

Motion by Skalko second by Skenzich to approve contract with Donovan Goblirsch to manage sale of property for the City of Gilbert at a \$900 commission fee per parcel sold. All approved.

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Mayor Skenzich announced the bids on the items up for auction and the winning bids. Following are a list of the items and the winning bids:

1. Sanyo VHR 5206 VCR to Dan Jenner for \$10.00
2. Sony SLV-N71 VHS Recorder/VCR to John Hewett for \$11.00
3. Sony SLV-N71 VHS Recorder/VCR to Dan Jenner for \$10.00
4. Voyageur Desktop Computer – Intel Core 2 Duo 2.2 HGz; 1 GB Ram; Windows 7 Enterprise SP1 32-bit; 75 GB Hard Drive to Erik Jordahl for \$10.00
5. Voyageur Desktop Computer – Intel Core 2 Duo 2.2 GHz; 1 GB Ram; Windows 7 Enterprise SP1 32-bit; 75 GB Hard Drive to Kathy Olson for \$20.00
6. Byte Speed Desktop Computer – Intel Core 2 Duo 2.53 GHz; 2 GB Ram; Windows 7 Enterprise SP1 32-bit; 75 GB Hard Drive to Mary Kay Riendeau for \$100.00
7. Gateway Desktop Computer – Intel Core 2 Duo 2.13 GHz; 2GB Ram; Windows XP Pro SP3; 75 GB Hard Drive to James M. Hall for \$35.00
8. Super Scope EC-7 Microphone to John Hewett for \$7.00
9. Super Scope EC-7 Microphone to Erik Jordahl for \$5.00
10. AOC LCD Flat Panel 919SW-1 Monitor to John Hewett for \$17.00
11. No Name LCD Flat Panel 17” 7V71 Monitor to Erik Jordahl for \$15.00

Motion by Kutsi second by Schutte to accept the bids received for a total of \$240.00. All approved.

Councilor Skalko noted the City of Gilbert was accepted into the East Range Cable Access Channel 2 TV System and the annual cost to stream internet will be \$400.00.

Lengthy discussion followed regarding removal of the shack at the Sparta ice rink. City Attorney Brunfelt state he would work with Public Works Operations Director Lautigar regarding a release document for volunteers that will be participating in demolishing the ice shack. Mayor Skenzich noted the demolition must be hauled away as it can not be burned.

Councilor Kutsi extended his appreciation to Police Chief Techar, Water and Light Clerk Olsen and Administrative Secretary Devich for taking on extra duties.

Councilor Schutte requested Lautigar contact MNDOT regarding patching the holes on Broadway.

Motion by Schutte second by Skalko to approve Partial Payment Estimate No. 4 for the Alaska Avenue/DeCare Site Improvements project for \$17,024.00 to Mesabi Bituminous as recommended by the City Engineer.

City Engineer Jamnick stated he has been working with Steve Peterson who has been working with AT&T regarding the water tower and the welding spots that burnt and rusted in the tower. Peterson has worked with AT&T and they have agreed to pay to repair the inside of the water tower because of the damage done from the welding. Jamnick recommended the City move forward with authorizing AT&T to move forward with their

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additional work at the water tower based on the agreement they have made with the City to repair the inside of the water tower.

Mayor Skenzich vacated the chair and made a motion to allow AT&T to install the additional equipment on the water tower without use of welding. Following a second by Skalko the motion passed unanimously.

Motion by Kutsi second by Schutte to approve Chief Techar to attend MN Chiefs of Police Executive Training April 22-25, 2013 at cost of \$400.00. All approved.

Lautigar updated the Council on projects noting Aqua Power will be coming in to clean the accelerator and they will clean the back wash tank at the same time. Lautigar noted the Safety Committee recommended what equipment should be bought and requested the Council's approval.

Motion by Nemanick second by Skalko to purchase the recommended safety equipment for total cost of \$8,338.83. All approved.

Lautigar stated he would like to start the hiring process for summer employees by getting the ad in the paper.

Motion by Skalko second by Skenzich to authorize advertising for summer employees in the local newspaper. All approved.

Lautigar announced Jack Bradach was recently at the MN Rural Water Convention and Gilbert's water placed runner up in the taste test contest.

Library Director Miller updated the Council on library events noting the silent auction and movie night. Miller announced the Library will be hiring a Audio/Visual Circulation Specialist hopefully by the end of the month.

Donovan Goblirsch stated he has been a Realtor for more than 35 years and is excited about marketing the lots in Gilbert.

Motion by Kutsi second by Skenzich to approve separation agreement and accept the resignation of Clerk/Treasurer effective March 11, 2013. Motion carried 3-2 with Kutsi, Skalko and Skenzich voting in favor; Nemanick and Schutte voting against.

Nemanick stated he finds it pathetically amusing that the City is accepting another resignation noting two people have now decided to leave Gilbert even though they encouraged an attitude of positive change.

Schutte stated it is important for Gilbert to grow as a community and we need to remember that whoever we have we need to support them and change.

Brunfelt stated in the absence of a City Clerk the Council should designate someone to sign all checks and in most cities it is not the person who prepares the checks.

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Mayor Skenzich vacated the chair and made a motion to designate Water and Light Clerk Mary Olsen to sign in place of the City Clerk until the Interim City Clerk starts. Following a second by Kutsi the motion passed unanimously.

Motion by Schutte second by Skenzich to authorize Water and Light Clerk Mary Olsen to sign the signature card at the Gilbert Bank giving her authorization until the Interim City Clerk starts. All approved.

Motion by Schutte second by Skenzich to approve payment of bills and payroll subject to audit by Mayor and Clerk. All approved.

Motion by Kutsi second by Skalko to adjourn the meeting at 7:15 p.m. All approved.

Mayor

ATTEST:

City Clerk