

CITY OF GILBERT
MINUTES OF REGULAR COUNCIL MEETING
TUESDAY, MARCH 13, 2018
COUNCIL CHAMBERS

Mayor Milos called the meeting to order at 6:32 p.m.

Present: Mayor Milos, Councilors Pontinen, Bol, Robich and Ouke.

Staff Present: City Attorney Lindsay, City Engineer Jammick, Police Chief Techar, Public Works Operations Director Lautigar and City Clerk/Treasurer Sakrison.

Staff Absent with notice: Library Director Dabbas

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

Motion by Robich, second by Pontinen to add Julie Olson's variance to the agenda and to approve the agenda as amended. Motion Carried Unanimously (MCU).

Councilor Pontinen wants it noted in the public input section of the City Council Meeting Minutes of February 27, 2018 that the statement stating that horses are allowed in the unplatted section is Julie Olson's opinion, it is not fact. Also, the statement that there are currently horses in that area is incorrect. The horses are a half of a mile away.

Motion by Bol, second by Pontinen to approve the minutes of February 27, 2018 Regular City Council Meeting Minutes with the above amended statements. MCU

Public Input: None.

Staff Reports:

- Police Chief Techar: Agenda.
- Public Works Operations Director Lautigar:
 - The rear end on one of the dump trucks blew, it cost approximately \$3,000 to repair.
 - Lautigar and Councilor Ouke plan to meet with Brad Bennett regarding an electrical issue.
 - Ryan Capelle submitted a Short Term Facility Studies Grant and would like a Work Session put together.
 - Getting water from Eveleth would require some changes to the plant and the pipes. The Minnesota Department of Health would be involved.

Motion by Pontinen, second by Ouke to set a Work Session at 5:00 p.m. on March 27, 2018. MCU

- Library Director Dabbas: Absent with notice.
- City Clerk/Treasurer Sakrison: Agenda.
- Liaison Reports:
 - Mayor Milos, potential new businesses interested in Gilbert. IRRRB has demolition funds available. Potential to demolish the Community Center/Library building, build a new library building with a food shelf attached.

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- Option to have the Food Shelf move into the lower level of the Community Center/Library building.
- Chris Ismil, IRRR, no point in moving forward if not supported by the City Council.
- Need to determine maintenance costs of the Community Center/Library building.
- Potential Medical Arts Building.

Mayor, Council, Boards & Commissions Reports:

- City Councilors: Agenda.
- City Attorney Lindsay: No formal report.
- City Engineer Jamnick:
 - Moving forward on the Equalization Basin Project.
 - I&I Plan submitted to the MPCA. Requested placement on the Project Priority List.
 - IRRRB submit pre application for the Wastewater Treatment Plant.
- Acknowledge Minutes
 1. Gilbert Public Library Board Meeting February 5, 2018
 2. Gilbert Planning & Zoning Commission Meeting February 5, 2018

Motion by Pontinen, second by Robich to approved the minutes of the Gilbert Public Library Board Meeting from February 5, 2018 and the Gilbert Planning & Zoning Commission Meeting from February 5, 2018.
MCU

Old Business:

Update Nuisance Ordinance: Mayor Milos and Chief Techar have met once on the Nuisance Ordinance. Encouraged to drop off suggestions for the Nuisance Ordinance at City Hall or contact the Mayor or City Councilors directly. Nothing new to report.

AEOA Purchase of Property: Nothing new to report.

Ordinance 92.06/Second Reading Ordinance 2018-01: Second reading of the Ordinance 92.06.

Motion by Pontinen, second by Ouke to approve Ordinance 92.06. Aye: Milos, Pontinen, Ouke and Robich
Nay: Bol

Ore-Be-Gone Recreational Proposal: Remove Ore-Be-Gone Recreation Proposal from the agenda due to lack of action by John Shega. The City has a proposal for the Bonding Bill for the Recreational Development of Ore-Be-Gone.

CDL Drug Testing: No emails received.

City Economic Development Administrator: Proposed contract distributed. The City of Gilbert is looking for the Economic Development Administrator to be a point of contact for several projects and to be the Planning and Zoning Administrator. This position is a budgeted item.

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Motion by Robich, second by Pontinen to proceed with the corrected contract, contingent on a background check to James Paulsen. MCU

New Business:

Project 15-191 Pay Estimate No. 5: Partial pay estimate number 5 in the amount of \$46,394.20 for the Wastewater Equalization Basin Project.

Motion by Ouke, second by Pontinen to approve pay estimate #5 to George Bougalis & Sons in the amount of \$46,394.20. MCU

Offer to Purchase RE: Mike Sailor has made an offer to purchase Lot 3, Block 4 in the Kansas Plat for \$4,000. Discussion about potential use.

Motion by Robich, second by Bol to table offer to purchase RE.

Interim Lime Lagoon Management Plan for MPCA: City Council action is being requested to authorize JPJ Engineering and Stantec to work on an Interim Lime Lagoon Management Plan for the MPCA.

Lautigar reviewed the issue, the Stipulation Agreement with the MPCA needs an interim plan in place. John Thomas would like to amend the Stipulation Agreement.

JPJ Engineering, 10-15 hours, \$1,500.

Fayal does not want the water pumped into the lift station. Need to meet with Fayal to discuss.

Discussion about lime.

Motion by Bol, second by Robich to authorize JPJ Engineering to develop an Interim Waste Lime Pond Management Plan. MCU

MBR School May 2-4, 2018: Ovivo is willing to cover the cost of airfare and hotel for one person from Gilbert to attend the Workshop. The expense to the city would be wages, meals and local transportation. Tom Dye, Stantec, this training is in Texas, Operators from around the country lead this hands on training. Dye recommends having an Operator attend the Workshop.

Councilor Pontinen concerned that the training is too far in advance. Response, Ovivo does not hold this training every year.

Discussion about which Operator to send to the training.

Motion by Bol, second by Ouke to approve sending an employee to Texas to attend Ovivo MBR Training Workshop May 2-4, 2018. MCU

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SLC Validation of Condemnation for Demolition: St. Louis County Land and Minerals Department is seeking the City Council's validation that the list of structures can be demolished due to their deteriorated and blighted condition. SLC needs a response of condemnation for demolition. Lautigar went through the building on Broadway, the building is beyond repair due to large holes in the roof and health hazard of extensive mold.

Motion by Bol, second by Ouke to approve properties of 14 N Broadway, 7609 Hwy 97, 7502 Sparta Circle Dr. and 75 10 Sparta Circle Dr. validation of condemnation for demolition. MCU

Police Chief Techar Request to Attend Training: 2018 Minnesota Chief's of Police Association Executive Training in Duluth, MN April 22-25, 2018. Registration cost is \$440.00. Requests lodging due to the training itinerary.

Motion by Pontinen, second by Robich to approve Techar to attend MN Chief's of Police Association Executive Training Institute in Duluth April 22-25, 2018. MCU

Recognition of Employee Completion of Probation: Katelyn Bennett has completed her six month probationary time. Sakrison recommended that she become a "regular employee" as defined in the AFSCME Contract in Article 2. Mayor Milos would like to see more than a recommendation, she would like a performance evaluation.

Motion by Robich, second by Pontinen to approve Katelyn Bennett as a "regular employee" as defined in the AFSCME Contract conditional on receiving her performance evaluation. MCU

Investigation Expense: Mayor Milos requested City Council approval for an investigation expense and to hire a third party to conduct an investigation per the recommendation from the League of Minnesota Cities. The investigator will be a League of Minnesota Cities recommendation. Attorney Lindsay, safe to authorize \$2,500.

Motion by Robich, second by Pontinen to approve hiring a third party investigator for \$2,500. MCU

City Liability and Worker's Comp Insurance: Insurance discussion. The City of Gilbert carries insurance through the League of Minnesota Cities Insurance Trust. The Property/Casualty coverage is per calendar year, current policy period is 1/1/2018-1/1/2019 (2017 premium \$75,474.00), the Workers' Compensation policy period is 6/11/2017-6/11/2018 and is currently up for renewal (2017 premium \$92,169), the Eveleth-Gilbert Joint Powers Trail Board carries Volunteer Accident Insurance 2/1/2018-2/1/2019 \$200 premium and Liability and Excess Liability Insurance 3/23/2017-3/23/2018 premium \$4,545, renewed in 2018 per Chair Robert Garrity.

Miscellaneous: Nothing to report.

Julie Olson Variance: By giving notice Gilbert can extend the 60 day period by an additional 60 days. Planning & Zoning issue 60 days if no action. Per State Statute, can request an extension due to City not have a Zoning Administrator. By giving notice the City can extend that period by an additional 60 days.

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Councilor Pontinen asked if the Economic Development Administrator will be the Zoning Administrator, the response was yes.

Councilor Bol questioned a petition created by Julie Olson.

Personnel issues created need for extension of time.

Attorney Lindsay suggested that the City provide written notice to Julie Olson regarding the extension.

Motion by Ouke, second by Pontinen to approve Attorney Lindsay of the City of Gilbert to correspond intent to extend 60 days through Julie Olsen's Attorney. MCU

Motion by Robich, second by Ouke to approve the payment of bills and payroll. MCU

Motion by Robich, second by Bol to adjourn at 8:19 p.m. MCU


Debra Sakrison, City Clerk/Treasurer

ATTEST:


D. Elizabeth Milos, Mayor