

**CITY OF GILBERT**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**TUESDAY, MAY 22, 2018**  
**COUNCIL CHAMBERS**

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

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

Absent: Councilor Bol absent with notice.

Staff Present: City Attorney Lindsay, City Engineer Jamnick, Public Works Operations Director Lautigar, Lieutenant Tom Smith, Librarian Greiner, Economic Development Administrator Paulsen, and City Clerk/Treasurer Sakrison.

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

Motion by Pontinen, second by Ouke to approve the agenda as submitted with two additions, quote new turnout gear for the fire fighters and to hire a new fire fighter. Correction of 5/8/18 action Jason Callen not Nick Callen for summer seasonal employment. Motion Carried Unanimously (MCU).

Motion by Ouke, second by Pontinen to approve the City Council Closed Session Meeting Minutes May 8, 2018, the City Council Special Meeting Minutes May 8, 2018 and the Regular City Council Meeting Minutes May 8, 2018. MCU

**Public Input:** Fire Chief Marc Kwiatkowski is looking for approval to hire a new firefighter, Andrew Carlon.

Motion by Pontinen, second by Ouke to approve hiring a new firefighter Andrew Carlon. MCU

Quote Fire Safety USA, eight (8) sets of turnout gear \$14,200. Thank you to the Gulbranson Family.

**Staff Reports:**

- Police Lieutenant Tom Smith: Agenda.
- Public Works Operations Director Lautigar:
  - Phone conference with John Thomas, MPCA minor tweaks to the Stipulation Agreement.
- Librarian Greiner:
  - Librarian Greiner is the children and youth specialist at the Gilbert Library.
  - Summer reading programs starting, reading programs for all ages including adults. June 1, 2018 sign up. Encouraged to pick up calendars.
  - Summer programming
    - 1:00 p.m. Fun Day Mondays – reading around the world this year.
    - Story Time Tuesdays.
    - Juggler coming.
    - Magician coming.
    - Northern Lights Music Programming, highlight services provided.
- Economic Development Administrator Paulsen:
  - Reviewed the Campground wireless project, unable to make connection to the Water Treatment Plant. The internet is not working correctly at the Campground. Significant

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investment and the project is not working. Project City Hall, Campground, reservoir and Water Treatment Plant.

- May 22, 2018 email from Campground internet is disconnecting and extremely slow.
- DSC & CW Technology thought they had solved the problems.
- Lots of traffic on the frequencies trying to use.
- Paulsen will work with CW Technology to expand the Wi-Fi hot spot at the Campground, it will cost \$7,105. Annual license fee of \$420.
- Land Use Building Permit new construction in the 1<sup>st</sup> addition to Ore-Be-Gone.
- Campground Managers Rautanens: Absent with notice.
- City Clerk/Treasurer Sakrison: Agenda.
- Liaison Reports: Agenda.

**Mayor, Council, Boards & Commissions Reports:**

- City Councilors: Agenda.
- City Attorney Lindsay:
  - Contact with Bougalis, would like the retainage paid out. \$1,500 to make corrections to curb work, wants the retainage paid prior to reconstructing the curb.
- City Engineer Jamnick:
  - Start Equalization Basin restoration May 23, 2018, would like it wrapped up by June 10, 2018.
  - The MPCA needs to do a prefill inspection and then the water balance test will run for 14 days.
- Acknowledge Minutes

1. EFGSD Jt. Powers Recreation Board April 11, 2018

Motion by Robich, second by Ouke to approve EFGSD Jt. Powers Recreation Board Meeting Minutes April 11, 2018. MCU

**Old Business:**

Update Nuisance Ordinance: Can be processed through an administrative process or through a criminal process. Vehicle in yard has to have current registration or else it's a blight issue.

AEOA Purchase of Property:

Julie Olson Variance: The Planning and Zoning commission denied Julie Olson's variance.

Motion by Pontinen, second by Ouke to deny Julie Olson's variance for parcel **060-0055-00200**. MCU

Offer to Purchase RE: Discussion. Sailer offer to purchase. Sailer provided written notice to build a house and a garage, the house is to be built first. Authorize counter offer with things the city wants e.g. timeframe. Contingency completion within two years, directed to prepare counter proposal.

Motion by Pontinen, second by Robich directing Economic Development Administrator Paulsen to prepare an addendum to purchase agreement with a timeframe. MCU

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Ore-Be-Gone Project on Bonding Bill: Wasn't on the short list, will try again next year.

Point of Sale Sanitary Sewer Inspection Ordinance: Paulsen, one more staff meeting to review to make sure it's ready for City Council review.

Resolution 2019-09 Accepting Resignation of Councilor Bol: City Clerk/Treasurer Sakrison's understanding is that Councilor Bol will continue to serve until a replacement is found. Mayor Milos encouraged citizens to apply for City Council.

**New Business:**

Stantec Contract for Contract Administration: Tabled.

MN TH 37 Scope of Work Due June 1, 2018: MN Dot requesting scope of work for city improvements by June 1, 2018.

Mayor Milos had a lengthy conversation with Ken Slama issues – only replacing some of the sidewalks. MN Dot concerned about the city infrastructure projects, afraid expanded scope of works wants a meeting to define construction scope. Currently it is a 3" mill and overlay project.

Resolution 2018-11 Affirming Membership in NE MN Municipal Power Agency: The municipalities that purchase power from MN Power formed an Agency back in 1978 that was recorded with the state of Minnesota in 1979. The group would like to get more active as the Agency and are, therefore, asking their governing bodies to pass resolutions affirming their city's membership in the Agency.

Motion by Robich, second by Pontinen to table Resolution 2018-11. MCU

Illegal Structure at 506 South Broadway: Illegal structure at 506 S Broadway, a "lean-to" was constructed with no permit. Affected neighbor attended Planning and Zoning meeting on May 7, 2018 and inquired as to the status of the issue.

Next door owner said she has been fighting this for 17 years. Eaves on the lean-to are over the neighbor's property line.

MN Wastewater Operators Association 42<sup>nd</sup> Annual Conference: Continuing education for Wastewater Operator Terah Rinerson. Rinerson is requesting authorization to attend the Minnesota Wastewater Operator Association conference in Grand Rapids MN July 24-27, 2018. This is an opportunity to earn 16 of the 32 hours she needs. She will drive back and forth so there will not be any lodging costs. Registration is \$275.00.

Motion by Ouke, second by Pontinen to approve continuing wastewater education for Terah Rinerson. MCU

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Re-advertise for Summer Seasonal Positions: One of the applicants that was approved can work for two weeks before starting a different job for a higher hourly wage, therefore, that will result in there being only one summer seasonal employee.

Can Gilbert hire summer seasonal employees younger than 18 years old? Public Works Operations Director Lautigar will look into age requirements. (Employees younger than 18 have driving and equipment operation restrictions.)

Motion by Pontinen, second by Ouke to authorize re-advertising for seasonal summer employees. MCU

Inquiry Regarding Street Sweeping: A local city has inquired what the city of Gilbert would charge to sweep their streets. Public Works Operations Director Lautigar recommends \$100/hour for the sweeper with an operator including fuel. The other community would not take priority before all of Gilbert's streets and alleys are swept. Estimating one to two eight hour days to complete street sweeping.

Motion by Pontinen, second by Robich to approve sweeping for McKinley for \$100/hour, with an operator and fuel. MCU

Re-order Garbage Bags: The city needs to order garbage bags. Medium bags (tall kitchen bags equivalent to 14 gallon bags) are needed. The quote from Range Paper is for bags 24" x 32", 10 bags per roll, 20 rolls per case, minimum order is 640 cases for a price of \$35.75/case. Minimum order would be \$22,880. Lead time is 16 weeks, freight is prepaid.

Mayor Milos, feedback, people are not happy with the current garbage system in Gilbert. Councilor Pontinen, the current system is the most economical.

Motion by Pontinen, second by Robich for discussion.

Discussion. Size of bags. What other companies supply bags? Would be beneficial to look into other local companies for additional quotes. Clerk/Treasurer Sakrison, this is the first time buying bags since approximately 2011 or 2012. The city will discontinue the smallest bags once they run out.

Pontinen withdrew motion.

Motion by Robich, second by Pontinen to table pending additional quotes. MCU

1<sup>st</sup> Responder Hire: Pete Makowski is requesting the City Council authorize the hiring of William Olson as a Gilbert 1<sup>st</sup> Responder. Olson has passed the background check.

Motion by Ouke, second by Robich to approve hiring William Olson as a Gilbert 1<sup>st</sup> Responder. MCU

Gilbert Fire Relief Temporary On-Sale Liquor License: Gilbert Fire Relief Association application and permit for a 1 day temporary on-sale liquor license for July 3, 2018. The Gilbert Fire Relief Association does not hold a regular liquor license so they need to make an application to the Minnesota Department of Public Safety for a temporary on-sale liquor license.

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Motion by Robich, second by Pontinen to approve Gilbert Fire Relief temporary on-sale liquor license for July 3, 2018. MCU

Conduct Liquor Sales Outside Bar Premises: Per Minnesota Statute 340 A 404(d).410(d) the city can grant permission for the bar owners to conduct liquor sales outside their premises. Permit applications have been sent to the local liquor license holders.

Motion by Ouke, second by Pontinen to approve conducting liquor sales outside bar premises as follows: June 30 & July 3, 2018 Devco, Inc. dba Devo's Sand Bar and Liimatta Pershern LLC dba The Dugout; June 30, July 3 & 4, 2018 JLT Enterprises dba The Downtown Bar; July 3, 2018 Nick's Bar Inc. dba Nick's, Range Restaurant Inc. dba The Whistling Bird, Teri Lynn Gordon dba Gladiator Bar and Louis Belanger dba The Alibi and July 3 & 4, 2018 Mudder's LLC dba YO'R Mudders Place. MCU

Insurance Recommendation from Agent John Shega: Insurance Agent John Shega is recommending that the city remove the fireworks exclusion for vicarious liability reasons. Discussion.

Motion by Robich, second by Pontinen to table insurance recommendation from Agent John Shega. MCU

Miscellaneous:

Motion by Pontinen, second by Robich to approve payments of bills and payroll. MCU

Motion by Robich, second by Ouke to adjourn at 8:30 p.m. MCU

  
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Debra Sakrison, City Clerk/Treasurer

ATTEST:

  
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D. Elizabeth Milos, Mayor