

CITY OF GILBERT
MINUTES OF REGULAR COUNCIL MEETING
TUESDAY, JUNE 26, 2018
COUNCIL CHAMBERS

Mayor Milos called the meeting to order at 6:38 p.m.

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

Absent: N/A.

Staff Present: City Engineer Jannick, Police Chief Techar, Public Works Operations Director Lautigar, Economic Development Administrator Paulsen and Administrative Assistant/Utility Billing Clerk Bennett.

Absent: City Campground Managers John and Barb Rautanen.

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

Motion by Robich, second by Pulles to approve the agenda as submitted with the addition of appointing an Interim City Clerk/Treasurer. Motion Carried Unanimously (MCU).

Motion by Ouke, second by Robich to approve June 12, 2018 Regular City Council Meeting Minutes. MCU

Public Input: Darin Boese questioned why cliff jumping was shut down. Unique to Gilbert. Historically packed beaches. Missing out on development opportunity. Questioned reopening cliff jumping. Has spoken with cliff jumpers, in the area to spend money. Stated the area was previously inspected. Questioned why cliff jumping closed.

Discussion.

Mayor Milos stated that this Council did not vote to close cliff jumping.

Police Chief Techar, issues with liability. Caused additional narcotics arrests and fights. Talk of development and reopening to a private developer.

Mayor Milos, questioned why a private developer can offer cliff jumping and the City of Gilbert cannot. Understands criminal issues. Having adults present may stop some of the criminal activity. Mentioned there is cliff jumping in the City of Bemidji that is City owned and ran, will look this into further. Cliff jumping is an asset.

Councilor Pontinen, disagrees with cliff jumping. Many issues related, underage drinking, nudity and thefts. Created many problems. Not bringing business to town.

Mayor Milos, discriminating view, not everyone that was cliff jumping was participating in illegal activity.

Police Chief Techar, the Gilbert Police Department has issued approximately 18 citations recently. There was an Officer stationed at the cliffs for four weeks following a previous incident.

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Boese questioned if the private developer plans to develop the cliff jumping area. Mayor Milos responded no, not at this time.

Councilor Ouke, bad idea with lawsuits. Liability falls to the City.

Mayor Milos questioned why other municipalities offer cliff jumping.

Police Chief Techar, historically created a lot of issues including theft, narcotics and prostitution issues. 47 thefts. Individuals would steal keys at the cliff, hit the panic buttons and steal items out of vehicles. Some thefts were in excess of \$2,000. Would require extra enforcement.

Mayor Milos, issue with private development and having one person to solely benefit in develop all of Lake Ore Be Gone. Will look into further and find out how other municipalities allow cliff jumping, what insurance they carry and report back to the Council. Worth looking into.

Staff Reports:

- Police Chief Techar: Agenda.
- Public Works Operations Director Lautigar:
 - Sewer Plant Construction Meeting moved to June 29, 2018 at 10:00 am.
 - Sewer Plant construction has started a few weeks ago, progress is being made.
 - Discussed meeting with Michael Kalnbach from MN DOT. Mayor Milos and Councilor Pontinen could do the walk through on Thursday June 28, 2018. Hoping to get a better scope of the project, the City's responsibility and cost of the project.
- Library Director Dabbas:
 - Summer reading is going very well. 150 people signed up. Five weeks left of reading and prizes.
 - Sand art.
 - African bracelets.
 - Kids Events are Mondays at 1:00 pm. Reminder to please sign up for activities ahead of time to ensure the library has supplies.
 - July 6, 2018 at 11:00 am Northern Lights Music Festival Concert.
 - July 10, 2018 at 4:30 pm Sean Emery will be Juggling.
 - July 19, 2018 at 10:30 am The City Mouse and The Country Mouse: The Mouseical.
 - July 23, 2018 Beans at 1:00 pm Beans on Toast.
 - July 30, 2018 at 1:00 pm Summer Reading Picnic to celebrate participants.
- Economic Development Administrator Paulsen:
 - Upgraded system will be installed tomorrow, June 27, 2018 for the campground WI-FI.
- Liaison Reports: Agenda.

Mayor, Council, Boards & Commissions Reports:

- City Councilors: Agenda.

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- City Attorney Lindsay: Absent with notice.
- City Engineer Jammick:
 - EQ Basin, pumped everything, all went well.
 - Contractor set the barrels last week, crane was in there and it was firm enough to drive around without sinking.
 - MPCA will do an inspection prior to prefill.
 - MPCA can do the inspection July 9, 2018. After that, the pond is prefilled and after that is accepted it can be put online.

Councilor Pontinen questioned if they would need to start over due to the rain. City Engineer Jammick responded, they account for the rain, the rain fills the barrels. Monitored daily. Would not need to start over after rainfall.

- City Engineer Jammick was asked to provide numbers on RPR hours for the Waste Treatment Facility, brought Stantec budget for RPR. Spread over three year period of time, for 2018 budgeted 1,240 hours, for 2019 budgeted 1,680 hours and for 2020 budgeted 700 hours of PRP time. 3,600 hours of RPR time budgeted into the project. Bill on an hourly basis. Won't bill for unused hours.

Discussion. Councilor Pontinen questioned the contractor for 2,000 hours, who would be doing the other 1,600 hours? City Engineer Jammick responded unsure where 2,000 came from, spread over a three year period of time.

- Acknowledge Minutes
 1. Planning & Zoning Public Hearing May 14, 2018

Motion by Robich, second by Pulles to acknowledge the Planning & Zoning Meeting Minutes of May 14, 2018. MCU

Councilor Pontinen questioned if there was a June Planning & Zoning Meeting. Economic Development Administrator responded the June Planning & Zoning Meeting Minutes will be approved by the Planning Commission on July 2, 2018.

Old Business:

Update Nuisance Ordinance: Mayor Milos, issues with several properties in Gilbert. Multiple houses that have 3-6 cars in their yards without registration. Wants to move forward. Needs to amend the ordinance and try to wrap everything up. Will connect with Attorney Lindsay to move forward.

Police Chief Techar can enforce blight this summer under the old ordinance. Mayor Milos, prosecution costs involved, doesn't want the tax payers having to pay for others blight issues. Doesn't want to incur additional costs.

AEOA Purchase of Property: Nothing new to report.

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Point of Sale Sanitary Sewer Inspection Ordinance: Economic Development Administrator Paulsen, draft of an ordinance. POS Sanitary Inspection form complete. How would the City Council like to proceed? Working Session? Form a committee? At a point to move forward. Mayor Milos and Councilor Pontinen volunteered. Wants to look at an I&I plan and schedule.

Councilor Pontinen, present to the City Council and have two readings. Change at the first reading if needed. Economic Development Administrator Paulsen suggested Council meeting input before the presentation.

MN TH 37 Scope of Work Due June 1, 2018: Meeting with Mike Kalnbach.

Illegal Structure of 506 South Broadway: Attorney Lindsay is working on a resolution. Should be available at the next City Council Meeting.

Re-order Garbage Bags: Councilor Ouke did go to Range Paper, Range Paper was not able to negotiate the price of the garbage bags. Mayor Milos pointed out that a \$6,400 difference is significant.

Discussion. Councilor Pulles, gave Range Paper a chance to negotiate, suggests going with the cheaper option. Councilor Pontinen, this expense comes out of the garbage fund.

Motion by Pulles, second by Ouke to purchase City of Gilbert garbage bags from WasteZero at a cost of \$17,600. MCU

Insurance Recommendation from Agent John Shega: Mayor Milos, conversation with Attorney Lindsay, the 3rd of July Committee is its own entity. Being their own entity, the City does not dictate how they run their committee or spend their money. By insuring the fireworks the City is taking on additional responsibility. Attorney Lindsay recommends not insuring the fireworks.

Motion by Pulles, second by Robich to formally decline firework insurance recommendation from Agent John Shega from Aspire Insurance Agency. MCU

Recycling Center: Haven't looked into other spots. Will cost approximately \$3,000. Will post signs. Will move in mid-July. Safety concerns.

Discussion. Solid clay. Councilor Pontinen is not in favor of that building, could get a bin that accepts cardboard from the County. Has talked to the County. Same size as the blue bins. Mayor Milos questioned if it's feasible to dump more regularly. Public Works Operations Director Lautigar will looking into dumping more frequently. Councilor Ouke, breaking down the boxes makes the process easier. Concerns brought up about the amount of cardboard and individuals piling the cardboard next to the building. Option to try with the bins first. Will be able to cut costs if bins are used instead of building of cardboard building receptacle. Councilor Pontinen volunteered to follow up.

Motion by Ouke, second by Pulles to approve spending \$1,000 to move the Recycling Center. MCU

Discussion. Expenses will come out of the recycling fund.

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New Business:

McKinley Water Agreement: Mayor Milos, the agreement was never officially recorded. Should have an answer by the Next City Council Meeting.

Approve VFW 4456 Permit to Conduct Outside Liquor Sales July 3, 2018: Mayor Milos questioned if this has been filed with the state. Response, unknown. Economic Development Administrator Paulsen will look into the permit to see if it was filed.

Motion by Robich, second by Pontinen to accept the VFW permit to conduct outside liquor sales on July 3, 2018. MCU

Re-Schedule August 14 City Council Meeting due to Primary Election: State Primary Election Day, polls must be open from 7:00 am – 8:00 pm. All local primary elections must take place on the same day as the state primary election. This applies to all cities and school districts.

Motion by Pulles, second by Ouke to reschedule the Regular City Council Meeting to Thursday August 16, 2018 due to the Primary Election being held on Tuesday August 14, 2018. MCU

Purchase 2018 Polaris Sportsman 570 ATV: Police Chief Techar, it will be closer to \$400 for a brand new ATV. Has put a request into the County to cover the shortfall. If unable to find additional funds within the budget, requesting shortfall to be covered by the Drug Forfeiture Fund.

Discussion. The Gilbert Police Department has five ATVs. The first ATV purchased was purchased by the Gilbert Police Department. The four other ATVs have been covered by grants through the DNR. Explained ATV usage. Accidents down in the OHV Park. Able to get grants due to the OHV Park.

Motion by Ouke, second by Robich to approve purchase of 2018 Polaris Sportsman 570 ATV. MCU

Accept Resignation of Shirley Vertachnik: City Council action is requested to accept Shirley Vertachnik's resignation effective July 30, 2018 and to authorize Police Chief Techar permission to hire a replacement Administrative Assistant for the Police department.

Motion by Pulles, second by Ouke to accept Shirley Vertachnik's resignation effective July 30, 2018 and to authorize Police Chief Techar permission to hire a replacement Administrative Assistant, Michelle Johnson for the Police Department. MCU

Quotation for Blades for Scrapers: Received a quote from Pit and Quarry supplies, used on the dump truck.

Motion by Pontinen, second by Robich to approve \$1,245 for purchase of blades for the scrapers on the dump truck. MCU

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Discussion. The blades for the scrapers were changed in approximately 2010. All blades for this purchase will go to one truck.

Quote for NAS Work: System used by the Gilbert Police Department to run the body cameras. Back up. Footage retention depends on the case. \$35 monthly fee is described as a backup and has been questioned. Under the impression the \$35 fee will not be needed.

Motion by Ouke, second by Pulles to approve quote for NAS work for the Gilbert Police Department for a total of \$1,419.00. MCU

Acknowledge Financial Statements for 1 Quarter 2018:

Motion by Pontinen, second by Pulles to acknowledge financial statements for first quarter of 2018. MCU

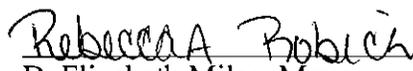
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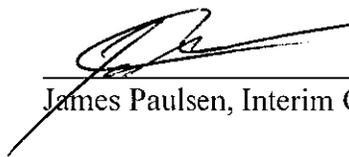
Appoint Interim Clerk: City of Gilbert, Minnesota Code of Ordinances, City Charter Sec. 6.02 City Clerk-Treasurer states, in part, the Council may designate some properly qualified person to perform the duties of Clerk-Treasurer during his absences or disability or while the office is vacant. Due to the current absence of Clerk/Treasurer Sakrison, an interim City Clerk/Treasurer should be appointed. Attorney Lindsay suggested appointing Economic Development Administrator Paulsen as Interim City Clerk/Treasurer.

Motion by Pontinen, second by Robich to appoint Economic Development Administrator Paulsen as the Interim City Clerk/Treasurer. MCU

Motion by Robich, second by Ouke to adjourn at 7:43 p.m. MCU

ATTEST:


D. Elizabeth Milos, Mayor


James Paulsen, Interim City Clerk/Treasurer