

**CITY OF GILBERT**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**TUESDAY, JUNE 24, 2014**  
**COUNCIL CHAMBERS**

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

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

Absent: None.

Staff Present: City Attorney Michael Kearney & City Attorney Bonnie Thayer, City Engineer Jamnick, Police Chief Ty Techar, Public Works Operations Director Lautigar, Library Director Miller and City Clerk/Treasurer Sakrison.

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

Motion by Schutte second by Kutsi to approve the agenda. All approved.

No public input.

Motion by Kutsi second by Schutte to approve the June 10, 2014 Regular Council meeting minutes. All approved.

Motion by Kutsi second by Schutte to approve a variance request from George Leo Shea, 208 East Michigan Avenue, East Dakota Lots 7 & 8 Outlot C, to remove & replace existing home 5'-8" from existing property line based on the findings of fact that the request to remove existing home & replace with new home on existing west foot print was found to be reasonable, the owner trying to save old growth timber on the east side of his lot is a reasonable unique request and the new home will be of similar character to the newer home east of his property which fits the character of the neighborhood. All approved.

Motion by Kutsi second by Schutte to approve a variance request from Scott Hirsch, 320 Summit Street North, Second Addition to Gilbert Block 046, Lots 1&2, to build an 8'-0" high solid fence based on the findings of fact that the request to build a solid fence 8' high for privacy is reasonable, the slope of the property to the west of the fence has a grade change in excess of 2' the sight lines from the neighbor's home into the Hirsch's home makes this request reasonable and the new fence will be constructed of wood similar to other fences in the neighborhood fitting the character of the neighborhood. All approved.

Motion by Schutte second by Nemanick to approve Temporary On-Sale Liquor Licenses for July 3, 2014 in the City of Gilbert for: Gilbert Fire Department; Paul Bontems dba Mudders Bar; Devo, Inc. dba Devo's Sand Bar; Cindy Eliason dba Jim's Seldom Inn; Liimatta Pershern LLC dba The Dugout; Louise Belanger dba The Alibi, Terri Gordon dba Gladiator Bar and the Gilbert VFW. All approved.

Motion by Nemanick second by Skalko to approve the request to send Trudy Salo to the Minnesota Wastewater Operators Association 28<sup>th</sup> Annual Conference, July 22-25, 2014, in

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Grand Rapids, MN, pay registration of \$225, two year membership dues of \$25 and mileage. All approved.

Motion by Kutsi second by Nemanick to approve request from the Eveleth/Gilbert High School Band Boosters for support for the annual band calendar in the amount of \$24. All approved.

Motion by Kutsi second by Skalko to authorize contracting with Civic Systems, LLC to purchase various software modules and annual support of Caselle, Inc. software per the quote dated June 16, 2014 with a refund to be sought from Banyon. All approved.

Kutsi asked that the fees from MN Power caused by USA Contractor errors be charged back to the contractor. Public Works Operations Director Lautigar reported that the contractor is being charged.

City Attorney Kearney introduced himself to the council as the replacement for Mitchell Brunfelt.

Chief Techar explained that the staking along Indiana Avenue is being done by St. Louis County because Indiana Avenue is St. Louis County Road 105 and the county is replacing signs along the roadway. In relation to the sign replacement it was discovered that the parking section of the Gilbert Ordinance has an error. Police Chief Ty Techar asked that the City of Gilbert Ordinance for calendar parking be corrected. It appears that it was a typo. Original ordinance was passed on December 12, 1995. This will be looked into and corrected as needed. A special meeting will be called if needed. No action taken at this time.

Motion by Nemanick second by Schutte to move forward with the bushing change at the electrical substation for \$2,432, which will tentatively take place on July 9<sup>th</sup> from 1:00 a.m. to 5:00 a.m. (which will be a power outage of 4 hours), and to replace the load tap changer for \$6,988, not known at this time if it can be done at the same time as the bushing change. All approved.

Library Director Miller reported that the Summer Reading Program is in full swing, the participant numbers are up from prior years. The library is offering four to five programs a week and the library has been very busy.

Mayor Skenzich asked Librarian Miller about the employee bringing her child to work. Librarian Miller stated that the Library Board is still discussing the issue. Mayor Skenzich noted that an attorney with the League of Minnesota Cities stated that bringing a child to work is not allowable. City Attorney Kearney also stated that it is a liability to the city, it is not allowable. Councilors Schutte & Kutsi also stated that in the best interest of the city and with the liability concerns it has to stop.

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

City Engineer Jammick stated that Circle Drive was paved today. There is a construction meeting scheduled with the USA contractor for 3:00 p.m. on June 25, 2014.

Citizen Frank Spollar stated that residents don't know anything about the alley project that will be occurring in July 2014. City Engineer Jammick noted that it will be about a month's worth of work and that all residents affected were sent a letter regarding the assessment last year. Temporary water will be in place and will be up to the standards required. Mr. Spollar wants to know who will be replacing the grass on the properties where the pipes were placed for the project. Mayor Skenzich stated that the contractor will have to replace the grass that they affected. An IRRRB grant will be funding part of the project.

Motion by Schutte second by Skalko to acknowledge the EFGSD Jt. Power Recreation Board Minutes of May 14, 2014. All Approved.

Motion by Schutte second by Kutsi to adjourn the meeting at 7:30 p.m. All approved.

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Michael Skenzich, Mayor

ATTEST:

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Debra Sakrison, City Clerk