

**CITY OF GILBERT**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**TUESDAY, FEBRUARY 10, 2015**  
**COUNCIL CHAMBERS**

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

Present: Mayor Kutsi, Councilors Skalko, Pontinen, Bol and Liimatta.

Absent: None.

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

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

Motion by Skalko second by Liimatta to approve the agenda with the addition of 5E1 – In-Controls. All approved.

**Public Input:**

Resident Dan Lossing discussed the water issues that began at his home in February of 2014. He feels it is a city issue and that the city should have to pay for the sewer line that he had to replace.

The city of Gilbert did file an insurance claim, the LMCIT adjuster determined it is not city liability.

Lossing mentioned that Kevin Fahey's claim was paid by the city of Gilbert.

Public Works Operations Director Lautigar explained the situation that occurred at Fahey's and why the city paid. It was a city water main that froze that Mr. Fahey paid for.

The city did pay for the original jetting that was done at Lossing's.

Mayor Kutsi empathized with Mr. Lossing, but stated that the insurance company determined that it is not the city's liability, he polled area cities and they typically do not pay in these situations.

Councilor Bol feels that the city has a responsibility to Lossing.

Attorney Kearney stated that the insurance company determined the city has no liability, and the City Council needs to be aware of the precedent that this could set.

Councilor Pontinen asked about the gray rock without binding. Lossing feels the gray rock allowed additional sand to infiltrate into his line. Lautigar stated that Class 5 & mill feed was put in the hole.

**CITY OF GILBERT**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**TUESDAY, FEBRUARY 10, 2015**  
**COUNCIL CHAMBERS**

Lautigar asked about a sump pump if that would have saved his sewer line. Lossing stated that it would not have helped.

Lossing stated that he sent 80 photos to the insurance adjustor.

Lossing stated that he did not turn in a claim to his home owner's insurance for the flooding inside the basement and items lost.

John Shega, Aspire Insurance, stated that just because something happens does not mean someone is liable. Shega will review the policy and detail what is and what is not covered, he will review Mr. Lossing's claim.

Motion by Skalko second by Pontinen to approve the January 27, 2015 Regular City Council meeting minutes. All Approved.

Motion by Bol second by Liimatta to have the First Reading of Ordinance No. 2015-01 – An Ordinance of the City of Gilbert, Minnesota, Amending Chapter §152.090 of the Gilbert City Code by Allowing the Reconstruction of Residential Homes in Certain Districts. All approved.

Motion by Liimatta second by Bol to approve sending Councilors Pontinen and Skalko to the required Board of Appeal and Equalization training on Tuesday, March 24, 2015 from 6:00 p.m. to 9:00 p.m. at the Cotton Community Center. All approved.

Motion by Mayor Kutsi second by Liimatta to approve sending Mayor Kutsi and Councilor Bol to the Joint Legislative Conference March 4-5, 2015 at the Crowne Plaza hotel in St. Paul and to approve expenses for parking, meals, lodging and mileage. All approved.

Motion by Kutsi second by Liimatta to approve Councilor John Skalko as the city of Gilbert's representative on the Superior Scenic Byways Council. All approved.

Motion by Skalko second by Bol to have the city of Gilbert allow up to two union members attend the AFSCME's Day on the Hill at the St. Paul Capitol on Wednesday, February 25, 2015 without loss of pay for the day. Approved 4 – 1.

Motion by Skalko second by Mayor Kutsi to approve the December 31, 2014 Financial Statements. All approved.

Councilor Skalko recapped the electric policy needs to be updated and formally adopted. Public Works Operations Director Lautigar stated that the electric ordinance is very vague and this would really help. Need to get water & light board re-established. Lautigar will get the information put together to have reviewed and brought forth for official adoption. Need to have volunteers to be on the utility board. Skalko also noted that as far as utility rates go they are doing some research with surrounding cities and the city of Gilbert is in the medium range.

**CITY OF GILBERT**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**TUESDAY, FEBRUARY 10, 2015**  
**COUNCIL CHAMBERS**

Councilor Skalko will be stepping down from the Joint Recreation Board and feels that someone with kids should replace him.

Mayor Kutsi noted that there will be interviews for office staff beginning at 5:30 p.m. Wednesday, February 11, 2015.

Motion by Bol second by Skalko to send a letter of support for the Harley Davidson rally to be held on the Iron Range. All approved.

Motion by Mayor Kutsi second by Liimatta to set a Work Session for Tuesday, February 17, 2015 at 6:00 p.m. All approved.

City Engineer Jamnick stated that the McKinley Water Project is still ongoing.

Police Chief Techar made a request for a new vehicle.

Motion by Skalko second by Mayor Kutsi to approve the purchase of a 2015 Ram Special Service Vehicle for \$24,219 from Dodge of Burnsville. All approved.

Public Works Operations Director Lautigar stated that the MMUA does the city of Gilbert's drug testing program, they lobby & advocate for legislation and will help with training.

Motion by Bol second by Skalko to approve purchase of In-Controls proposal for the Water Plant. All approved.

Motion by Mayor Kutsi second by Skalko to approve payment to Minnesota Municipal Utilities Association in the amount of \$1,598.00 for 2015 dues. All Approved.

There will be signage placed on the new aluminum can drop-off for raising funds for the 3<sup>rd</sup> of July Committee. It is now located by the Public Works building entrance on Broadway Street.

Librarian Nicole Miller reported on their events:

- Frozen Sign-a-Long at 5:00 p.m. on Thursday, February 12, 2015.
- Speed Date with a Book on Friday, February 13, 2015.
- She has a board for people to put up notes about why you love your library.

Motion by Skalko second by Pontinen to approve bills and payroll subject to audit by Mayor and Clerk. All approved.

Motion by Skalko second by Liimatta to adjourn the meeting at 7:47 p.m.

\_\_\_\_\_  
Robert Kutsi, Mayor

ATTEST:

\_\_\_\_\_  
Debra Sakrison, City Clerk