

**TOWN OF FAYAL**  
4375 SHADY LANE, EVELETH, MN 55734

*Judy M. Sersha, Clerk/Treasurer*

*Steven J. Kniefel, Chairman*

*Supervisors: Tony Tamaro, James Pernu, Lee Branville, Mike Erjavec*

*PHONE (218)744-2878*

*FAX (218) 744-5986*

**REGULAR MEETING OF THE FAYAL TOWN BOARD**

**JANUARY 20, 2009**

The Regular Meeting of the Fayal Board of Supervisors was called to order at 7:00 PM by Chairman Kniefel. Present were: Chairman Kniefel, Supervisor Erjavec, Supervisor Branville, Supervisor Pernu, Supervisor Tamaro and Clerk Sersha.

***Motion to approve the January 6, 2009 Reorganization Meeting minutes, made by Supervisor Tamaro, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to approve the January 6, 2009 Regular Meeting minutes, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.***

**SCHEDULED GUESTS**

Denny Regan of SEH was in attendance regarding proposed water and sewer projects, and to answer any questions.

**REPORTS**

**Clerk/Treasurer's Report**- For the period of January 1-20, 2009, there have been \$19,355.03 in revenues and expenditures of \$49,563.52. Tentative balances are as follows:

Miners Bank-           \$82,273.08  
Assessment Savings-   \$420,423.78  
Mt. Iron Checking-   \$711,233.77

***Motion to approve the Clerk/Treasurer's Report made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to accept the December 2008 Police Report, made by Supervisor Branville, support from Supervisor Tamaro. Motion carried unanimously.***

***Motion to accept the January 14, 2009 Joint Rec Regular Meeting minutes, made by Supervisor Tamaro, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to accept the October 14, 2008 Public Utilities Commission Regular Meeting minutes, made by Supervisor Erjavec, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to accept the October 14, 2008 Public Utilities Commission Variance meeting, made by Supervisor Erjavec, support from Chairman Kniefel. Motion carried unanimously.***

***Motion to accept the November 12, 2008 Public Utilities Commission Regular Meeting minutes, made by Supervisor Erjavec, support from Supervisor Tamaro. Motion carried unanimously.***

**CORRESPONDENCE**

SLC Public Works- Updated letter on the 2009 program for crushing, crack sealing and striping. Referred to R & B, placed on file.

MAT- Resolution documentation form. Placed on file.

MN Dept. Of Health- Notice of violation, failure to meet bacteriological monitoring requirements, Fayal Township, and letter requiring Fayal to increase monitoring of drinking water from quarterly to monthly. Placed on file.

Foreman Steve Verkovich- Memo regarding an employee. Chairman Kniefel stated that the issue will be referred to New Business and that portion of the meeting will be closed, per MN Statute 13D.05 Subd. 2B.

## **OLD BUSINESS**

### **Supervisor Erjavec-**

**Water Rates-** Supervisor Erjavec reported that at the last PUC meeting, new water rates were approved. The new rates would be fairer to those that use less water. Rates would be as follows: Monthly Service Charge- \$13.00, \$4.50 per thousand gallons up to 4,000 gallons, and \$6.00 per thousand gallons over 4,000 gallons.

***Motion to change the water rates as outlined above, made by Supervisor Erjavec, support from Supervisor Tamaro.*** Clerk Sersha stated the change should be made with a resolution, Chairman Kniefel stated that is how it has always been done in the past. ***Supervisor Erjavec withdrew his motion, with Supervisor Tamaro agreeing. A resolution with the rates will be brought to the next meeting.***

### **Supervisor Branville-**

**Qwest DSL-** Response has been very good, with many persons signing the petitions. A deadline of January 31 has been set, and the petitions will then be forwarded to Qwest, along with a request letter from the town board.

### **Supervisor Pernu-**

**Air Handler-** A new thermostat is on order and should be installed soon.

**Rink Sweeper-** The unit should arrive in February.

### **Supervisor Tamaro-**

**Generator-** The new generator has arrived and will be changed out as soon as the weather warms up.

**Town Road Paving-** Foreman Steve Verkovich has recommended resurfacing three town roads, those being Golf Course Road, Woodlawn Boulevard and Woodlawn Circle.

***Motion to obtain three quotes for bituminous for the above mentioned roads with work to commence in spring, made by Supervisor Tamaro, support from Supervisor Pernu. Motion carried unanimously.***

### **Chairman Kniefel-**

**O'Laughlin Square Water/Jankila Sewer Projects-** Chairman Kniefel read aloud Resolution 2009-02 to Allocate Funding Sources for Water and Wastewater Improvement Project. The resolution outlines how the projects will be funded.

***Motion to adopt Resolution 2009-02 to Allocate Funding Sources for Water and Wastewater Improvement Project, made by Chairman Kniefel, support from Supervisor Tamaro. Motion carried unanimously.***

Chairman Kniefel read aloud Resolution 2009-03 for Hearing and Proposed Assessment for Water and Wastewater Improvement Project. The resolution sets a hearing date of February 17, 2009, 6:30 PM and outlines how the assessment may be paid.

***Motion to adopt Resolution 2009-03 for Hearing and Proposed Assessment for Water and Wastewater Improvement Project, made by Chairman Kniefel, support from Supervisor Tamaro. Motion carried unanimously.***

**NEW BUSINESS**

Supervisor Erjavec reported on discussions by the PUC regarding water rates charged by Gilbert to Fayal for Differding Point. The sewer agreement has also expired and that rate also needs to be negotiated. Supervisors Erjavec and Tammaro will try to set up a meeting with Gilbert officials.

***Motion to keep the 2010 levy the same as the 2009 levy, made by Supervisor Tammaro, support from Supervisor Pernu. Motion carried unanimously.***

Chairman Kniefel stated the employee issue will be referred to the end of the meeting.

**CITIZEN CONCERNS AND COMMENTS**

Fire Chief Steve Shykes was in attendance and reported on possible funding that may be available to build a new fire hall.

Scott Smith was in attendance but had no comment.

Motion to pay the bills made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.

Motion by Chairman Kniefel, support from Supervisor Branville, to close the meeting, per MN Statute 13D.05 Subd. 2B, to consider the complaint on an employee. Motion carried unanimously.

At 7:50 PM Chairman Kniefel closed the meeting to the public, and the meeting was reopened at 8:26 PM.

***Motion that upon consideration of the allegations from the town foreman on the water/wastewater operator, a written letter of reprimand for insubordination be given to Dale Dickson and placed in his personnel file, with any subsequent acts of insubordination resulting in three days off with no pay, made by Supervisor Pernu, support from Supervisor Branville. Motion carried unanimously.***

Motion to adjourn by Supervisor Tammaro.

Chairman Kniefel adjourned the Regular Meeting at 8:29.PM.

Respectfully submitted,

Judy M. Sersha  
Clerk of Fayal

**Approved:** \_\_\_\_\_  
**Chair**

**Date:** \_\_\_\_\_

**Attest:** \_\_\_\_\_  
**Clerk**