

October 5th, 2020

Due to the current COVID-19/Coronavirus pandemic and rising cases in Richland County, the October 5th, 2020 meeting of the Sidney City Council will be held via phone conference only. The public is invited to participate in the meeting by calling **1 (669) 224-3412, access code 776-905-045**.

Rules of the Meeting: Mayor Norby will take roll call at the beginning of the meeting, if you join after this has happened please announce you are present for official minutes. Mayor Norby will call for public comment, then Council member comment, then ask for a motion on each agenda item. If you are calling for an item not listed on the agenda, you will be asked to speak under visitors. Please announce your name prior to making comment, do not speak over or at the same time as others, and keep your phone on mute when not making comment.

1. **CALL TO ORDER:** The regular meeting of the Sidney City Council was called to order via phone conference by Mayor Norby at 6:30 pm.
2. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was stated by all present.
3. **ALDERMEN PRESENT:** Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergent.
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **September 21st, 2020 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the September 21st, 2020 regular meeting of the Sidney City Council by Alderwoman Sergent and Alderwoman Christensen seconded. With no changes or corrections, all present voted aye.
5. **VISITORS:**
 - a. **Fred Reed**
 - b. **Jordan Mayer-Interstate Engineering**
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
 - a. **MLCT Virtual Conference 2020-October 6th-9th:** Mayor Norby announced the virtual Montana League of Cities and Towns Conference starts this week, which he and others will be attending virtually.
8. **COMMITTEE MEETING WORK: Nothing**
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing**
10. **UNFINISHED BUSINESS:**
 - a. **Pleasant Wood Manner-Airport (tabled)**
11. **NEW BUSINESS:**
 - a. **Reed Variance:** PWD Hintz presented the City Council with the new option by Mr. Reed for a variance on Lot 1, Block 6, in Wagon Wheel Subdivision. He stated that after reviewing the new option the Zoning/Board of Adjustments recommended denial of this option also. He stated the proposed 80-foot trailer does not fit on lot properly. Mr. Reed stated option 1 was not officially voted down by the City Council, so is still an option. He stated option one, which he feels is the safest and best option, is a 17-foot variance but is 45 feet from the existing asphalt, which after 40 years he feels that should be considered. He stated the option 2 was for a 7-foot variance, both of which are for an 80-foot trailer. PWD Hintz stated the City Council should keep in mind that most of the lots in this subdivision are not platted for 80-foot trailers, and if this one is granted others will be requested also. Mr. Reed stated this is about his lot only, not about precedence and there are existing 80-foot trailers in the subdivision, to which PWD Hintz stated there are on certain lots that are large enough. Alderwoman Christensen made a motion to deny both options of the variance request of Fred Reed, per the Zoning/Board of Adjustments recommendation. Alderwoman Godfrey seconded the motion and with no further discussion, all present voted aye.
12. **CITY PLANNER SANDERSON: Nothing**
13. **CITY ATTORNEY:**
 - a. **Ordinance # 583-Updating the Solicitors License Code (2nd Reading):** City Attorney Kalil read Ordinance 583, Updating the Solicitors License Code, out loud for its second reading. Motion was made to approve the second reading and final reading of Ordinance 583 by Alderman Koffler and seconded by Alderwoman Christensen. Voting went as follows:
Ayes: Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergent
Nays: None
Absent: None
 - b. **Ordinance #584-Updating the Fireworks Code (1st Reading):** City Attorney Kalil read Ordinance 584, Updating the Fireworks Code, out loud for its first reading. Motion was made to approve the first reading of Ordinance 584 by Alderwoman Christensen and Alderwoman Rasmussen seconded. Voting went as follows:
Ayes: Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergent
Nays: None
Absent: None
14. **CHIEF OF POLICE KRAFT:**
 - a. **Update:** Chief Kraft stated he would provide the Police Department Monthly report at the next meeting and has no further updates to provide at this time.
15. **PUBLIC WORKS DIRECTOR HINTZ:**
 - a. **October 2020 Public Works Report:** PWD Hintz provided the September 2020 monthly report to the City Council and gave an update on projects, including the 6th Ave SE street project being almost completed, the sewer lining of 5 blocks from West Main to the Svarre pool on 6th is started and the 3rd St NE water project has started also.
 - b. **Quilling's Park Restroom Facility:** PWD Hintz stated there has been a snag in this project and the Park and Recreation Board has recommended the City Council allow the hiring of a consultant to assist in gathering specs and bids, along with laying out options for the building for cost reasons. He stated to hire the architect who originally designed the first building it would cost \$10,000. Motion was made to send this committee for further review by Alderwoman Rasmussen and Alderman Koffler seconded. Clerk/Treasurer Chamberlin asked if this would go to Park and Recreation Committee and both Alderwoman Rasmussen and Alderman Koffler agreed. With no further discussion, all present voted aye.
 - c. **4th Ave Water Improvements-Draw #4 for \$ 253,784.00:** PWD Hintz presented the City Council with the 4th Ave Water Improvement Draw #4. Motion was made to approve Draw #4 for \$253,784.00 by Alderwoman Christensen and Alderwoman Rasmussen seconded. Mr. Mayer stated the project is still moving forward, with one block of water main left to be installed, but that is currently on hold until testing is complete and passed for 2 blocks of newly installed water main. He stated in the meantime they will continue working on paving.
 - d. **Interstate Engineering Contract Amendment #2 to Task Order 3:** Mr. Mayer stated this was preliminarily discussed at the Water and Sewer Committee meeting. He stated Interstate Engineering budgeted for an extra 3 weeks of work, but now it is looking like Franz will need an additional 4 weeks past that to complete the

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project. He stated Liquidated Damages are being withheld from the pay applications of Franz Construction, and he will ask the Committee to review and make a decision on those at a later time. PWD Hintz asked that this be reviewed further by the Water and Sewer Committee prior to approval. Motion was made to send this to the Water and Sewer Committee by Alderwoman Christensen and Alderman Koffler seconded. With no further discussions, all present voted aye.

16. FIRE MARSHAL/BUILDING INSPECTOR RASMUSSEN:

- a. **Update:** FM/BI Rasmussen stated they have started Fire Prevention Week, which the theme this year is Fire Safety in the Kitchen. He stated that due to COVID-19 the Fire Fighters will not be going into the schools at this time, possibly this spring. He lastly stated that the fire department report will be presented at the next council meeting.

17. CITY CLERK/TREASURER CHAMBERLIN:

- a. **Update:** Clerk/Treasurer Chamberlin stated they have provided the Auditor with the required documents to finish the FY19-20 closing, and the audit will follow.
- b. **Consent agenda**
 - i. **GENERAL JOURNAL VOUCHERS:** to be reported and approved monthly
 - ii. **Claims to be approved: \$ 163,217.96**

**2021-030 On Hold

2021-039	Joseph Ruiz	802 3 rd Ave SE	Garage	W135' of N66.8' B79, Kenoyer
2021-040	Gary Kindopp	8 th Ave SW	Shed	L9, B11, Gardner Add.
2021-041	Door Bust'n	501 32 nd Ave NW	Carport	L1, B2, Wagon Wheel
2021-042	Donna Sitter	216 15 th Ave SW	Fence	L2, B19, Johnson's 1 st
2021-043	Cara Baily	614 Sunrise Court	Fence	L5, B2, Sunrise Village
2021-044	Kenneth Williamson	512 8 th St SW	Flag Pole	L5, B7, Gardner Add.
2021-045	Shaun Koffler	209 9 th Ave SE	Shed	L12, B32, Kenoyer
2021-046	Diane Sult	2211 Red River Dr.	Fence	L20, B1, Hillside Acres
2021-047	Bill Neiss	803 3 rd St NE	Deck Cover	L1, B11, Kenoyer
2021-048	Mary Williams	201 6 th Ave SE	Garage	L11&12, B29, Kenoyer's 1 st Add
2021-049	Katherine Fendrick	116 Lincoln Ave	Shed	L3, B1, Gardner Add.
2021-050	Shelly Larson	542 34 th Ave NW	Deck/Stair	L2, B8, Wagon Wheel
2021-051	ROI	419 East Main	Shed	L10, B27, Kenoyer's 1 st
2021-052	**On Hold**			
2021-053	Mike Eggum	2099 Clover Ct	Garage Repair	L31, B8, South Meadow Village

Motion was made to approve the consent agenda by Alderman Koffler, and Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.

Meeting was adjourned at 7:03 p.m.

ATTEST:

MAYOR NORBY

CITY CLERK

DATE APPROVED