

September 21st, 2020

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1. **CALL TO ORDER:** The regular meeting of the Sidney City Council was called to order by Mayor Norby at 6:30 pm.
2. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was stated by all present.
3. **ALDERMEN PRESENT:** Sergent, Koffler, Gartner, Godfrey and Christensen. Via phone: Rasmussen
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **September 8th, 2020 Regular Council Meeting Minutes:** Motion was made to approve the minutes of the September 8th, 2020 regular meeting of the Sidney City Council by Alderwoman Christensen and Alderwoman Sergent seconded. With no changes or corrections, all present voted aye.
 - b. **September 14th, 2020 Police and Fire Committee Meeting Minutes:** Clerk/Treasurer Chamberlin stated there is a correction in the second to last paragraph in the motion, the word selling was excluded from the sentence prior will stay the same ending at 10:00pm. Alderwoman Godfrey made a motion to approve the minutes from the September 14th, 2020 Police and Fire Committee meeting with the correction designated by Clerk/Treasurer Chamberlin and Alderwoman Sergent seconded. With no further changes or corrections, all present voted aye.
 - c. **September 16th, 2020 Water and Sewer Committee Meeting Minutes:** Motion was made to approve the minutes from the September 16th, 2020 Water and Sewer Committee meeting by Alderwoman Sergent and Alderman Koffler seconded. With no further changes or corrections, all present voted aye.
5. **VISITORS:**
 - a. **Sunrise Subdivision-Subdivision Improvement Agreement Breach Letter-**Did not attend meeting.
 - b. **Britta Lassey and Brianna Villegas-Girl Scouts:** Ms. Lassey came before the City Council to ask for permission to yarn bomb Veteran's Park for Veteran's Day. Mrs. Villegas, Ms. Lassey's mother, provided the details of the event, including the yarn would be down by September 15th and the colors would be red, white and blue. She further stated the Park and Recreation Board reviewed their plan in August and recommended approval. Motion was made to approve the yarn bomb Girl Scout project by Alderwoman Christensen and Alderwoman Sergent seconded. In discussion PWD Hintz stated he felt this was a good project. With no further discussion, all present voted aye.
 - c. **Shar and Eric Twigg:** Mr. Twigg came before the City Council as a disabled combat Veteran with PTSD to discuss the trigger fireworks are to him and other combat Veterans like him. He stated the large fireworks sound and feel similar to mortar rounds and the small fireworks are similar to gun fire. He stated these cause PTSD symptoms, such as flash backs, for Veterans, and they can last for months after. Mr. Twigg stated that as hard as it is to say or request, he would prefer fireworks not be allowed within the City limits, but that also reducing he days to only allowing them to be discharged from July 3rd and 4th and only until 10:00pm would assist the PTSD victims in attempting to live normal lives. All of the City Council and Mayor Norby thanked Mr. Twigg for coming before the City Council with his view point on this.
 - d. **Jason Schrader**
 - e. **Eric Gill-Sidney Herald**
 - f. **Jordan Mayer-Interstate Engineering**
6. **PUBLIC HEARING:**
7. **MAYOR NORBY:**
 - a. **Flu Shot Clinic-Thursdays September 24th, 2020 10am-4pm at New Fire Hall:** Mayor Norby reminded everyone of the 2020 Flu Clinic held by the Richland County Health Department.
 - b. **2020 Census deadline September 30th, 2020:** Mayor Norby asked if anyone has not participated in the 2020, to please do so as local and state funding depends on this. Clerk/Treasurer Chamberlin stated the response rates are low and as follows: Montana-59.5%, Richland County-54.1% and Sidney-62.1%.
8. **COMMITTEE MEETING WORK:**
 - a. **Police and Fire Committee Meeting**
 - i. **Fire Works Ordinance:** Alderwoman Sergent stated the Police and Fire Committee met to further discuss the changing of times for discharging and selling of fireworks. She stated there were many opinions expressed during this process and in the end they have recommended to shortened the days to June 27th to July 4th, which they feel is a compromise for all of the differing opinions. Alderwoman Christensen stated she would like to see the time frame changed from the recommendation, only letting them be discharged until midnight on the 4th and all other days being until 11pm. Alderwoman Sergent made a motion to move forward with changing the City Fireworks Code to allow the discharging and selling of fireworks to be from June 27th to July 4th, selling until 10pm each day and discharging until 11pm except on the 4th when they can be discharged until midnight. Alderwoman Christensen seconded the motion. In discussion Mayor Norby told Mr. Twigg that the area he lives in does have a lot of fireworks lit off. Alderwoman Christensen stated this is a baby step and depending on the public moving forward it can continue to be worked on. With no further discussion, all present voted aye.
 - b. **Water and Sewer Committee Meeting**
 - i. **4th Ave Water Improvements Project-Change Order #2:** Alderman Koffler stated the Water and Sewer Committee met and reviewed the proposed change order 2 for the 4th Ave Water Improvement Project and asked Mr. Mayer to explain the change order. Mr. Mayer stated he would like to first update the Council on the project and stated they installed the water main on 4th Ave to 5th and 6th Street and are still scheduled for a completion mid-October, but if they are not complete there are concerns with testing in cold weather. He stated the change order is for \$21,509.15 for the paving Franz did at the 4th and 14th intersection and for the additional work they had to do for the soft spot they excavated on 4th during paving. Motion was made to approve the 4th Ave Water Improvement Project Change Order 2 by Alderwoman Godfrey and seconded by Alderman Koffler. With no further discussion, all present voted aye.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing**
10. **UNFINISHED BUSINESS:**
 - a. **Pleasant Wood Manner-Airport (tabled)**
11. **NEW BUSINESS:**
 - a. **IRS Payroll Tax Deferral:** Clerk/Treasurer Chamberlin provided the City Council with a synopsis of this and stated she discussed this with most of the employees of the City of Sidney and the overwhelming census was not to do this, but ultimately it is the City Council's decision as it is their liability to take on. Motion was made

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Not to move forward with the IRS Payroll Tax Deferral by Alderwoman Christensen and Alderman Koffler seconded. With no further discussion, all present voted aye.

12. CITY PLANNER SANDERSON:

- a. **Doorbust'n Portables and Septic Service Lot Aggregation:** PWD Hintz presented the staff report from Planner Sanderson for this lot aggregation for Lots 1 and 2, Block 2, Wagon Wheel Subdivision, in which he recommended approval. FM/BI Rasmussen stated he was wanting to build an accessory structure on the second lot, but due to City Code he could not without aggregating the lots, and that he also recommends approval. Motion was made to approve the Doorbust'n Portables and Septic Service Lot Aggregation by Alderwoman Christensen and Alderman Koffler seconded. With no further discussion, all present voted aye.

13. CITY ATTORNEY:

- a. **Ordinance # 583-Updating the Solicitors License Code:** City Attorney Kalil read Ordinance 583, updating the solicitors license code, out loud for its first reading. He stated this ordinance was at the direction of the City Council at the previous meeting. Motion was made to approve the first reading of Ordinance 583 by Alderwoman Rasmussen and seconded by Alderwoman Sergent. With no further discussion, voting went as follows:

Ayes: Rasmussen, Sergent, Koffler, Gartner, Godfrey and Christensen

Nays: None

Absent: None

14. CHIEF OF POLICE KRAFT:

- a. **August 2020 Police Department Report:** Chief Kraft provided the City Council with the August 2020 Police Department report.

15. PUBLIC WORKS DIRECTOR HINTZ:

- a. **Update:** PWD Hintz stated they are working on the wastewater concrete and gravel work and they will be continuing street work with patching this fall and finishing the 6th Ave SE street extension.

16. FIRE MARSHAL/BUILDING INSPECTOR RASMUSSEN:

- a. **August 2020 Fire Department Report:** FM/BI Rasmussen provided the August 2020 Fire Department Report.

17. CITY CLERK/TREASURER CHAMBERLIN:

- a. **August 2020 Treasurer's Report:** Clerk/Treasurer Chamberlin provided the August 2020 Treasurer's Report.
- b. **August 2020 Journal Voucher Report:** Clerk/Treasurer Chamberlin provided the August 2020 Journal Voucher report for approval, with the only journal vouchers being the usual utility billing and payroll. Motion was made to approve the August 2020 Journal Voucher report by Alderwoman Christensen and Alderwoman Sergent seconded. With no further discussion, all present voted aye.
- c. **August 2020 Water/Sewer Bank Transfer:** Clerk/Treasurer Chamberlin provided the August 2020 Water/Sewer Bank Transfer for approval. Motion was made to approve the August 2020 Water/Sewer Bank Transfer of \$113,373.61 by Alderman Koffler and Alderwoman Godfrey seconded. With no further discussion, all present voted aye.
- d. **Consent agenda**
 - i. **GENERAL JOURNAL VOUCHERS:** to be reported and approved monthly
 - ii. **Claims to be approved: \$ 119,942.47**

2021-029	Alex Kober	624 5 th St SE	Fence	L9, B42, Kenoyer
**2021-030	On Hold			
2021-031	Sidney Apartments	3 rd Street NW	Sign	L1, B1, Northview Sub.
2021-032	Jayme Kelly	201 & 203 2 nd St SE	Demolition	L11-12, B20, Original
2021-033	Grace Ellwein	506 6 th Ave NE	Addition/Remodel	L2, B2, Kenoyers
2021-034	Jayme Kelly	410 10 th Ave SW	Fence	L3, B2, Nels Bach
2021-035	Shelly Larson	542 34 th Ave NW	Trailer	L2, B8, Wagon Wheel
2021-036	Fred Reed	3215 5 th St NW	Trailer	L5, B6, Wagon Wheel
2021-037	Franco Ferrara	314 3 rd Ave SW	Fence	L8-9, B24, Original
2021-038	Joseph Stevenson	503 9 th St SE	Shed	L1, B006, Nelson Halvorson

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

Meeting was adjourned at 7:01 p.m.

ATTEST:

MAYOR NORBY

CITY CLERK

DATE APPROVED