

# January 6<sup>th</sup>, 2020

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:** Christensen, Godfrey, Gartner, Koffler, Rasmussen, and Sergent.
4. **OATHS OF OFFICE: Alderwoman Christensen, Alderman Gartner, and Alderwoman Godfrey:** Mayor Norby administered the Oath of Office for the newly elected or appointed Council Members.
5. **CORRECTION OR APPROVAL OF MINUTES:**
  - a. **December 16<sup>th</sup>, 2019 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the December 16<sup>th</sup>, 2019 regular meeting of the City Council by Alderwoman Sergent, and seconded by Alderwoman Rasmussen. With no changes or correction, all present voted aye.
6. **VISITORS:**
  - a. **Tim Kohl:** Mr. Kohl came before the City Council to discuss a couple of issues. He states he lived in the North East part of town and owns property in the Fischer Trailer Court. He first asked about the irrigation tax on his property tax, and Mayor Norby informed him that this is not a tax the City is in charge of and has no control over. Mr. Kohl then stated he has an issue with fireworks. He stated on New Year's Eve he had to call the police three times and that they were going off as late as 4:00am. City Clerk/Treasurer Chamberlin stated the City Code 7-2-1G states they can only be lit off as late as 10:00pm. He stated this is highly abused and something needs to be changed. Captain Kraft stated enforcing the City Code on fireworks is difficult for police officers, as they either need to be caught in the act or they need a written complaint stated the specific person, location and time that they are breaking the code, at which time the person will receive a citation. He further stated that if the police are called with these complaints, which they receive a lot of, they do what they can. Alderwoman Rasmussen stated the City has looked into changing the fireworks code, and that it needs to be evaluated.
  - b. **Fire Chief Christensen-Confirm City Deputy Chief Adam Smith:** Fire Chief Christensen stated that Justin King, after 6 years as City Deputy Chief, as decided to step down. He stated he has 20 years on the Fire Department, and will remain on the department. Fire Chief Christensen stated the Fire Department has elected Adam Smith for the City Deputy Chief position, and they are looking for the City Council to confirm that appointment. Motion was made to confirm Adam Smith as the new City Deputy Chief by Alderman Koffler, and Alderman Gartner seconded the motion. With no further discussion, all present voted aye.
7. **PUBLIC HEARING:** Nothing
8. **MAYOR NORBY:**
  - a. **Open Planning Board Position Appointed by Mayor-2 year term:** Mayor Norby announced the City is seeking a resident to fill the open Planning Board position, which is a 2 year term. He stated anyone interested should contact City Hall.
  - b. **2019 Review:** Mayor Norby stated 2019 was a busy year, and that he is thankful for the City Council. He stated there was a lot of progression, including the completion of Phase 3 of the Waste Water Treatment Plant, and that there are more projects coming. He stated some of the issues in the City in 2019 included the East Holly Project, and even though the City had nothing to do with the project it was aggravating for all, and especially those who were affected by the flooding issues. He stated moving forward he hopes to continue with the Council and thanked everyone for making his job easier.
9. **COMMITTEE WORK:** Nothing
10. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:** Nothing
11. **UNFINISHED BUSINESS:** Nothing
12. **NEW BUSINESS:**
  - a. **Elect Council Presiding Officer:** City Clerk/Treasurer Chamberlin stated the City Council needs to elect the Council Presiding Office for 2020. She stated this is the Council Member who assumes the roles and duties of the Mayor, should he not be able to do them, such as running the Council Meeting. Motion was made to reelect Alderwoman Christensen as the Council Presiding Officer for 2020 by Alderman Koffler, and Alderwoman Rasmussen seconded the motion. With no further discussion, all present voted aye.
  - b. **Assign Council Committees:** Alderwoman Christensen stated the City Council need to choose the Committee assignments for 2020, and provided the proposed committee assignments. Motion was made by Alderwoman Rasmussen to approve the Committee assignments as presented by Alderwoman Christensen. Alderman Koffler seconded the motion, and with no further discussion, all present voted aye. City Clerk/Treasurer Redfield stated with the Committee assignments completed, the City Council needs to schedule three committee meetings, per the December 16<sup>th</sup>, 2019 Council Meeting. She stated these meetings are the Park and Rec Committee for the Johnson Park/SHC matter and the East Park Consultant; Street and Alley Committee for Ordinance 580, right-of-way permits, and the O'Brien Lot; and Police and Fire for the Sidney Pierce Fire Truck. After discussion, it was decided the Park and Rec Committee would be Monday January 13<sup>th</sup>, 2020 at 5:30pm, the Police and Fire Committee would be following it at 6:00pm, and the Street and Alley Committee would meet following the Police and Fire meeting at 6:30pm.
13. **CITY PLANNER SANDERSON:** Nothing
14. **CITY ATTORNEY:** Nothing
15. **CHIEF OF POLICE DIFONZO:**
  - a. **December 2019 Police Department Report:** Captain Kraft provided the City Council with the December 2019 Police Department Report. He stated he is working on the 2019 yearly report and it should be presented at the next City Council meeting.
  - b. **Confirmation of Officer Ryal:** Mayor Norby read a letter to him from Chief DiFonzo asking for the confirmation of Officer Ryal, as he has completed the Academy and the Sidney Police Department Field Training Program successfully. Motion was made to approve the confirmation of Officer Ryal by Alderwoman Rasmussen. Alderman Koffler seconded the motion, and with no further discussion all present voted aye.
  - c. **Proposal for update to City Code 9-9-17:** Captain Kraft presented the City Council with proposed code changes on behalf of Chief DiFonzo. He stated the 9-9-17 code update runs in line with other City Code for parking in parks. He stated the 10-2-13 code update is in line with Montana Code that must be followed, but should be added to City Code. Motion was made by Alderwoman Rasmussen to send the updates to City Code 9-9-17 and 10-2-13 to the Street and Alley Committee, and Alderman Koffler seconded the motion. With no further discussion, all present voted aye.
16. **PUBLIC WORKS DIRECTOR HINTZ:**
  - a. **December 2019 Public Works Report:** City Clerk/Treasurer Chamberlin presented the City Council the December 2019 Public Works report on behalf of PWD Hintz, who was absent due to being at a GIS training.
  - b. **DRWA Water/Sewer Buy Sell Agreement:** Utilities Manager Anderson stated DRWA is looking to expand their service area, per the conversation that started back in July. He stated the expansion includes out to Sidney Circle, which is not included in the original contract signed in March 2014. He stated DRWA pays for the water and sewer at the same rate as everyone else, and that the contract restricts how much water they can

# January 6<sup>th</sup>, 2020

take in a day and that the City will not take more sewer than water provided, as to not over whelm the system. He stated that they are well within the contracted amount they are allotted, even after this expansion. Motion was made to approve the DRWA Buy/Sell agreement by Alderwoman Rasmussen, and Alderwoman Christensen seconded the motion. With no further discussion, all present voted aye.

- c. **Bid Approval for New Garbage Truck:** City Clerk/Treasurer presented and explained the bid tabulations for the new garbage truck, on behalf of PWD Hintz. She stated that PWD Hintz recommends approval of awarding the bid for the Peterbilt 520 Curbtender. She stated there are add-ons that are necessary to ensure the truck works properly, which brings the total for the new garbage truck to \$288,995.00. Motion was made to approve the bid award for the Peterbilt 520 Curbtender by Alderman Koffler, and Alderwoman Rasmussen seconded the motion. With no further discussion, all present voted aye.

## 17. Fire Marshal/Building Inspector Rasmussen:

- a. **December 2019 Fire Department Report:** Fire Marshal/Building Inspector Rasmussen stated he will present the December 2019 Fire Department Report at the January 21<sup>st</sup>, 2020 meeting.

## 18. CITY TREASURER CHAMBERLIN:

- a. **December 2019 Treasurer's Report:** City Clerk/Treasurer Chamberlin presented the City Council with the December 2019 Treasurer's Report.
- b. **December 2019 Journal Voucher Report:** City Clerk/Treasurer Chamberlin presented the City Council with the December 2019 Journal Voucher Report, and stated it contained only the usual JV's for Utility Billing and Payroll. Motion was made to approve the December 2019 Journal Voucher Report by Alderwoman Christensen, and Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.
- c. **December 2019 Water/Sewer Bank Transfer of \$690,649.54:** City Clerk/Treasurer Chamberlin presented the City Council with the December 2019 Water/Sewer Bank Transfer. She stated this transfer is abnormally large due to a bond payment on the WWTP and a payment to Hanson Independent for sewer manhole rehabs. Motion was made to approve the December 2019 Water/Sewer Bank Transfer of \$690,649.54 by Alderman Koffler, and Alderwoman Rasmussen seconded the motion. With no discussion, all present voted aye.
- d. **Approval of Dorsey as Bond Council for the 4<sup>th</sup> Ave Water Line Project-\$15,000:** City Clerk/Treasurer Chamberlin presented the City Council with the contract with Dorsey for them to be Bond Council for the 4<sup>th</sup> Ave Water Line Project. She stated that Bond Council is required with funding the project through the SRF program, and that Dan Semmens with Dorsey is who the City has had for all of the WWTP SRF loans, and that she recommends approval. Motion was made to approve Dorsey as Bond Council for the 4<sup>th</sup> Ave Water Line Project by Alderwoman Christensen, and Alderman Gartner seconded the motion. With no discussion, all present voted aye.

## 19. CITY CLERK REDFIELD:

### Consent agenda

- a. **GENERAL JOURNAL VOUCHERS:** to be reported and approved monthly
- b. **Claims to be approved: \$ 329,289.34**

2020-064      Katherine Bidegaray      415 4<sup>th</sup> St SE      Overhang      L5, B40, Kenoyer's 1<sup>st</sup> Add

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

Meeting was adjourned at 7:14 p.m.

ATTEST:

\_\_\_\_\_  
MAYOR NORBY

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
DATE APPROVED