

# January 22<sup>nd</sup>, 2019

1. **CALL TO ORDER:** The regular meeting of the Sidney City Council was called to order by Alderwoman Rasmussen (Temporary Presiding Officer) at 6:30 pm.
2. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was stated by all present.
3. **ALDERMEN PRESENT:** Rasmussen, Smith, Gartner, Sergent; Absent: Christensen, Koffler
4. **CORRECTION OR APPROVAL OF MINUTES:**
  - a. **January 9<sup>th</sup>, 2019 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the January 9<sup>th</sup>, 2019 regular Council Meeting by Alderwoman Sergent, and Alderman Gartner seconded the motion. All present voted aye.
  - b. **January 16<sup>th</sup>, 2019 Budget and Finance Committee Meeting Minutes:** Motion was made to approve the minutes from the January 16<sup>th</sup>, 2019 Budget and Finance Committee Meeting minutes by Alderwoman Sergent, and Alderman Smith seconded the motion. All present voted aye.
5. **VISITORS:**
  - a. **Paul Kasten-714 3<sup>rd</sup> St SE:** Mr. Kasten came before the City Council to ask for an update on a complaint he made in July before the City Council on his neighbors yards. He stated that one of his neighbors has since cleaned up their property, but the other property, owned by Larry Dill, has not been. He further stated that he knows that notice was posted on the door, but was wanting a further update. City Attorney Kalil stated that the City is currently pursuing litigation against this property to get a court order to force Mr. Dill to clean his property up, and that they hope to have this soon, but cannot say how long the court process will take. Mr. Kasten stated that Mr. Dill is currently living in his van on the property, not the house. City Attorney Kalil asked either PWD Hintz or Mayor Norby to look into this so that it could possibly be added to the complaint.
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
  - a. **At MLCT Board Meeting in Helena January 22<sup>nd</sup> to January 24<sup>th</sup>, 2019:** Mayor Norby, via phone conference, stated that he is in Helena for a MLCT Board Meeting, but will be returning on Thursday, depending on weather.
8. **COMMITTEE WORK:**
  - a. **Budget and Finance**
    - i. **Recommendation to have City Attorney Kalil review and revise Employee Vehicle Policy in City Employee Handbook for Fringe Benefits:** Alderwoman Sergent stated the Budget and Finance Committee met and reviewed the employee vehicle policy and fringe benefits policy provided by the IRS. She stated that a couple of employees attended the meeting and gave input, and that it is the recommendation of the Budget and Finance was to have the City Attorney review and revise the policies. Alderwoman Sergent made the motion to have the City Attorney review and revise the employee vehicle policy in the City Employee Handbook and the IRS fringe benefits policy. Alderman Gartner seconded the motion, and all present voted aye.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing**
10. **UNFINISHED BUSINESS: Nothing**
11. **NEW BUSINESS:**
  - a. **Parking Commission Recommendation for Sidney Mercantile:** Utilities Manager Anderson stated that the Parking Commission met because Sidney Mercantile, who moved into a store front on Central Avenue and are required to have a change of use permit, have no off street parking available. He stated that City Zoning Code states that they need 5 spots, but that they do receive partial credit for the on street parking, but that is only for 2 spots, which means they are still 3 parking spots short. He stated that it was the recommendation of the Parking Commission to excuse those 3 parking spots. Alderwoman Sergent made a motion to approve the Sidney Mercantile excusal of 3 parking spots, per the Parking Commission's recommendation, and Alderman Gartner seconded the motion. All present voted aye. Utilities Manager Anderson further stated that it was proposed to the Parking Commission to do a blanket excusal for the downtown businesses where this exact type of situation may occur again, so that the Commission does not need to meet every time, but the Parking Commission decided they would like to review each change of occupancy on a case by case situation and approve each one separately.
12. **CITY PLANNER SANDERSON: Nothing**
13. **CITY ATTORNEY:**
  - a. **Resolution #3800-Bond Phase 3 of the Waste Water Treatment Plant:** City Attorney Kalil read Resolution #3800, 2019A and 2019B Bond Series for the Waste Water Treatment Plant Phase 3, out loud. City Clerk/Treasurer Redfield stated that this is a loan through the State of Montana SRF program, so no municipal bonds are involved. She further stated that there are two loans, the first for \$300,000, which will be forgiven by the State of Montana should all conditions be met, and the second for \$3,741,000, both at a 2.5% interest rate. She stated that the City is contributing \$1,000,000 in cash reserves for this phase of the project, and that this resolution was drafted and reviewed by the Cities Bond Council Dan Semmens of Dorsey & Whitey, who has been the City Bond Council for the entire Waste Water Treatment Plant project. Motion was made to approve Resolution #3800, 2019A and 2019B Bond Series for the Waste Water Treatment Plant Phase 3, by Alderman Smith, and Alderwoman Sergent seconded the motion. All present voted aye. Mayor Norby stated that the 2.5% interest rate is a very good interest rate, and that it was at 2.75% before the State dropped it.
14. **CHIEF OF POLICE DIFONZO:**
  - a. **Update: Nothing**
  - b. **2018 Police Yearly Report:** Captain Mark Kraft provided the City Council with the 2018 Police Report.
15. **PUBLIC WORKS DIRECTOR HINTZ:**
  - a. **Update:** PWD Hintz stated that the City Public Works Crew has been out removing snow this morning, and will be doing touch up the rest of the week.
16. **Fire Marshal/Building Inspector Rasmussen:**
  - a. **Update: Nothing**
17. **CITY TREASURER REDFIELD:**
  - a. **Water/Sewer Bank Transfer of \$27,533.25:** City Clerk/Treasurer Redfield provided the City Council with the water/sewer bank transfer of \$27,533.25. Motion was made to approve the water/sewer bank transfer of \$27,533.25 by Alderman Smith and Alderwoman Sergent seconded the motion. All present voted aye.

January 22<sup>nd</sup>, 2019

18. CITY CLERK REDFIELD:

Consent agenda

- a. GENERAL JOURNAL VOUCHERS: e-mailed
- b. Claims to be approved: \$ 94,016.16

2019-51	SKIPPED			
2019-53	Cody Williams	609 3 <sup>rd</sup> St NE	Addition	L3&4, B13, Kenoyer

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

Meeting was adjourned at 6:43 p.m.

ATTEST:

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MAYOR NORBY

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

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DATE APPROVED