

# December 17<sup>th</sup>, 2018

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, Smith, Gartner, Koffler, Rasmussen, and Sergent.
4. **CORRECTION OR APPROVAL OF MINUTES:**
  - a. **December 3<sup>rd</sup>, 2018 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the December 3<sup>rd</sup>, 2018 City Council Meeting by Alderwoman Sergent, and Alderwoman Rasmussen seconded that motion. City Clerk/Treasurer Redfield mentioned that she made the change that Alderwoman Christensen abstained from the Boys and Girls Club vote from the minutes e-mailed. With no changes or corrections, all present voted aye.
  - b. **December 10<sup>th</sup>, 2018 Budget and Finance Committee Meeting Minutes:** Motion was made to approve the minutes from the December 10<sup>th</sup>, 2018 Budget and Finance Committee Meeting by Alderwoman Christensen, and Alderwoman Sergent seconded that motion. With no changes or corrections, all present voted aye.
5. **VISITORS:**
  - a. **Jordan Mayer**
  - b. **Kale Rasmussen- City of Sidney Fire Marshall/Building Inspector**
  - c. **Jason Schruder:** Mr. Schruder stated he has some concerns about the street light, and how to get the state of Montana to pay more money to this West Holly Project. He also wanted to inform the City Council that he himself contact Montana State Legislation to see if it can get delayed to get additional funding from the State. Mayor Norby stated that the project is two to three years out as well as the payment too, there warrants are needed for them to pay more, which the MDT says per their studies there is not. Mr. Norby also mention that the State of Montana has already paid a big chunk of money to this project, Chief DiFonzo said that if the State of Montana had their call they wouldn't even put one in at all because of the warrants but because of pedestrian traffic and residential the local governments are requesting it. Chief DiFonzo further stated that what the State of Montana is agreeing to pay is the best deal.
6. **PUBLIC HEARING:**
  - a. **Zoning Code Change-Accessory Structures:** PWD Hintz said that the Zoning Commission change is requested per issues with variances for accessory buildings. He stated the Board of Adjustments was granting when we shouldn't have because the code was not correct, so this changes the code so it is more user friendly for the public. Mayor Norby opened the public hearing for the Zoning Code Change at 6:41 pm. Mayor Norby called for any proponents three times for the Zoning Code Change with none coming forward. Mayor Norby called for any opponents three times for the Zoning Code Change, with none coming forward. With no further testimony or comments, Mayor Norby closed the public hearing at 6:41 pm.
7. **MAYOR NORBY:**
  - a. **Approval of Luke Savage as City Judge:** Alderman Koffler made a motion to approve the appointment of Luke Savage as City Judge, Alderman Smith seconded that motion. With no comments or concerns, all present voted aye.
  - b. Mayor Norby also mentioned that he and PWD Hintz and Utilities Manager Anderson were going to go to Glendive and meet with the MDT & MDU to discuss the right of way issues in Sunrise Village which is part of the MDT East Holly Project.
8. **COMMITTEE WORK:**
  - a. **Budget and Finance Committee:**
    - i. **Review of City/County Court and Prosecution Contracts:** Alderwoman Sergent stated the Budget and Finance Committee reviewed the contracts and are wanting to wait till closer to the next fiscal year when they expire to review further.
    - ii. **Fiscal Year 2017-18 Budget Amendment:** Alderwoman Sergent stated the Budget and Finance Committee met and reviewed the proposed FY2017-18 budget amendment. City Clerk/Treasurer Redfield informed the Council that the reason for the Gas Tax Budget Amendment is two parts, the first being a non-cash item from recording the capital purchase of the Asphalt Distributor Truck in closing for future depreciation. The second part is because the City paid an invoice in FY16-17 for cold mix, but the cold mix did not get delivered until FY17-18. Because the goods were not delivered until a different fiscal year, the auditor, in closing, moved that payment from one fiscal year to the next, causing one year's expenditures to be less and the next years to be over. She further stated that there will be a public hearing at the January 9<sup>th</sup>, 2019 meeting.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:** Nothing
10. **UNFINISHED BUSINESS:** Nothing
11. **NEW BUSINESS:**
  - a. **Move the January 7<sup>th</sup>, 2019 Council Meeting to Wednesday January 9<sup>th</sup>, 2019:** Mayor Norby stated that the January 7<sup>th</sup>, 2019 meeting is being moved to January 9<sup>th</sup>, 2019 due to a lack of a quorum.
12. **CITY PLANNER SANDERSON:** Nothing
13. **CITY ATTORNEY:**
  - a. **Resolution #3799-Correct Resolution Numbers Resolution:** City Attorney Kalil read Resolution #3799, correcting certain resolution numbers, out loud. Motion was made to approve Resolution #3799 by Alderwoman Christensen, and Alderwoman Rasmussen seconded the motion. With no discussion, all present voted aye.
  - b. **Ordinance #575-Update Zoning Code for Accessory Structures (1<sup>st</sup> Reading):** City Attorney Kalil read out loud Ordinance #575. Motion was made to approve the first reading of Ordinance #575 by Alderwoman Rasmussen, and Alderman Koffler seconded that motion. With no discussion, voting went as follows:
    - **Ayes:**
      - Alderwoman Sergent
      - Alderwoman Rasmussen
      - Alderman Koffler
      - Alderman Smith
      - Alderwoman Christensen

# December 17<sup>th</sup>, 2018

- Alderman Gartner
- Nays/Absent:
  - None

## 14. CHIEF OF POLICE DIFONZO:

- a. **Update:** Chief DiFonzo mentioned he would like to be present at the next Budget and Finance Committee meeting to discuss the MDT Street light, and commended PWD Hintz for the barriers at the South Meadow Softball Complex for regulating parking.
- b. Chief DiFonzo informed the Council and public that there is a scam going on in the area where people will call claiming to be a loved one in need of money to get out of jail, but it is a fraud. He stated if you receive such a phone call to contact the Police Department immediately.

## 15. PUBLIC WORKS DIRECTOR HINTZ:

- a. **Update:** PWD Hintz asked the council for a water and sewer committee meeting to discuss pay application #4 to Western Municipal for the East Holly project. That meeting will be held on December 26<sup>th</sup>, 2018 at 5:00 pm. PWD Hintz also mentioned that during this nice weather we are currently having the city crew has been crack sealing.

## 16. Fire Marshal/Building Inspector Rasmussen: Nothing

## 17. CITY TREASURER REDFIELD:

- a. **November 2018 Treasurer's Report:** City Clerk/Treasurer Redfield provided the City Council with the November 2018 Treasurer's Report.
- b. **Stockman Bank Positive Pay:** City Clerk/Treasurer Redfield provided the City Council with a handout from Stockman Bank explaining Positive Pay and its fees, and asked that this be tabled until the next meeting for further review. Motion was made to table the Stockman Bank Positive Pay by Alderwoman Christensen, and Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.
- c. **Water/Sewer Bank Transfer of \$150,783.49:** City Clerk/Treasurer Redfield provided the City Council with the water/sewer bank transfer. Motion was made to approve the water/sewer bank transfer of \$150,783.49 by Alderman Smith, and Alderwoman Rasmussen seconded the motion. With no further discussion, all present voted aye.
- d. City Clerk/Treasurer Redfield informed the City Council that the 2017-18 Annual Financial Report has been completed and submitted. She stated that she has also completed the Management's Discussion and Analysis for that fiscal year, of which she will e-mail to the Council.

## 18. CITY CLERK REDFIELD:

### Consent agenda

- a. **GENERAL JOURNAL VOUCHERS: e-mailed**
- b. **Claims to be approved: \$ 217,05.38**

2019-49	MDU	599 Bell Road	Sign	L4B, Jones Harper
2019-50	Reynold's Market	404 N Central	Sign-Domino's	L4, Retail B, Augustus Vaux

## 19. ADJOURNMENT:

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

Meeting was adjourned at 7:08 p.m.

ATTEST:

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MAYOR NORBY

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

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DATE APPROVED