

October 1st, 2018

1. **CALL TO ORDER:** The regular meeting of the Sidney City Council was called to order Mayor Norby at 6:30 pm.
2. **PLEDGE OF ALLEGIANCE:** The pledge of allegiance was stated by all present.
3. **ALDERMEN PRESENT:** Smith, Gartner, Koffler, Rasmussen, Sergent and Christensen (via phone)
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **September 17th, 2018 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the September 17th, 2018 Council Meeting by Alderwoman Sergent, and seconded by Alderwoman Rasmussen. With no changes or corrections, all present voted aye.
 - b. **September 25th, 2018 Closed Police and Fire Committee Meeting Minutes:** Motion was made to approve the minutes from the September 25th, 2018 closed Police and Fire Committee Meeting by Alderwoman Christensen, and Alderman Smith seconded the motion. With no changes or corrections, all present voted aye.
5. **VISITORS:**
 - a. **Carlee Strasheim**
 - b. **Aaron Entz**
 - c. **Shaylyne Fisher**
 - d. **Jordan Mayer-Interstate Engineering**
 - e. **Joe Kauffman-Big Sky Surveying**
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
 - a. **Elected Third Vice President of the Montana League of Cities and Towns Board:** Mayor Norby announced that he was elected the Third Vice President of the Montana League of Cities and Towns Board. This means that if he is reelected, he will be President of the board in 4 years.
8. **COMMITTEE WORK:**
 - a. **Street and Alley Committee**
 - i. **Block Party at 6th St SE:** Alderwoman Christensen stated the Street and Alley Committee met prior to the City Council meeting to discuss the closing of the street for the block party at 6th Street Southeast. PWD Hintz stated that this is specifically at the 300 block of 6th Street Southeast. Alderwoman Christensen made a motion, based off of the recommendation of the Street and Alley Committee, to approve the closing of the street at the 300 block of 6th Street Southeast for a block party on October 13th, 2018, and Alderwoman Rasmussen seconded the motion. In discussion Chief DiFonzo asked if there would be alcohol, and Mayor Norby stated that they were told they would have to get a permit from him for any alcohol. Alderwoman Christensen made a motion to amend her original motion to include that a permit for any alcohol consumption would need to be attained from Chief DiFonzo, and Alderwoman Rasmussen seconded her amended motion. In discussion Alderman Smith asked if all affected by the closing of the street had been contacted and approved of this, and Mr. Kauffman stated that they had received no negative feedback, and that as far as he knows everyone has been contacted. Chief DiFonzo asked if it is a requirement that all are notified, and Alderman Smith stated he felt it should be, as it would be upsetting to have the street in front of your home closed if you did not know about it. Mr. Kauffman stated that for sure 5 out of the 8 homes on the closed street know about and approve of it. Alderman Smith asked about the other 3 homes, and Mr. Kauffman stated that he doesn't know for sure but that they will be sending flyers to everyone to make sure they know. Alderman Smith asked if they should wait to formally approve this until the next Council Meeting to give time for everyone to be contacted, and City Clerk/Treasurer Redfield stated that they are hoping to have this October 13th, and the next meeting isn't until October 15th. Mr. Kauffman stated that he is sure that Rita, who lives on that street and is helping set it up, has contacted everyone. Chief DiFonzo asked what kind of alcohol will be present, and Mr. Kauffman stated it will be a bring your own alcohol type of thing, so he has no idea what everyone will be bringing to drink. Chief DiFonzo asked him if it was open to everyone, and Mr. Kauffman stated that they can't and won't restrict it. Chief DiFonzo stated that they have procedures for alcohol that control alcohol consumption and who has access. City Clerk/Treasurer Redfield stated that is the permit process. Chief DiFonzo stated that they need to confine the alcohol to one area, and that he will need to know what that looks like. Mr. Kauffman stated most of it will be primarily in front of Ken Stennes's house which would include games, a small propane heater, and tables for the food which will be hamburgers, hot dogs and potluck items. Alderwoman Rasmussen stated that she understood Chief DiFonzo concerns, but that this is a simple block party, and Chief DiFonzo stated that it is not just a simple block party as it becomes an open thoroughfare with alcohol when the street is blocked. Alderwoman Rasmussen stated that she agreed with them needing to get an alcohol permit from Chief DiFonzo, but feels this entire process is becoming too much. Chief DiFonzo asked City Attorney DeCrescente if the City would have liability in this situation, and she replied that they would as it is a City Street so if he has concerns about the alcohol and thinks it should only be allowed in one designated place, it should be stated so in the permit. Alderwoman Rasmussen asked the difference between this situation and the South 40 closing their street, and Chief DiFonzo stated that they have a designated area for alcohol consumption with carding. City Clerk/Treasurer Redfield asked the difference between this situation and the allowing of alcohol in a City Park by permit, and Chief DiFonzo stated that because of the danger of someone driving through the barricades on the street. Mayor Norby asked who would be monitoring for underage drinking, and Chief DiFonzo also wanted to know. Mr. Kauffman stated that he does not know and hard to do if people are bringing their own drinks. Chief DiFonzo asked if they could designate that alcohol could only be consumed on private property, not in the street, and Mr. Kauffman stated that they could and that if that was what was needed he would post signs stating such. Chief DiFonzo stated that he would designate that in the permit when it is applied for. With no further discussion, five voted aye, with Alderman Smith voted nay.
 - ii. **Downtown Christmas Lights Program with Chamber of Commerce:** Alderwoman Christensen stated that the Street and Alley Committee met prior to the City Council Meeting with Park's Superintendent Ridl. She stated that Park's Superintendent Ridl presented the Committee

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with a program to do instead of lighting the pavilion, which includes the Chamber getting donations from local businesses to replace the garland across central, and the City matching those donations. Alderwoman Christensen stated that the Committee recommended, and made the motion, for the approval of the Chamber Christmas Garland program with the City matching up to \$5,000, which could be evaluated up to \$10,000 if donations exceed the \$5,000, to be budgeted in the next budget. Alderwoman Sergent seconded the motion, and with no further discussion, all present voted aye.

9. ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing

10. UNFINISHED BUSINESS: Nothing

11. NEW BUSINESS: Nothing

12. CITY PLANNER SANDERSON:

- a. **Faith Alliance Church-Lot Aggregation:** PWD Hintz stated that the Faith Alliance Church lot aggregation is a basic lot aggregation combining Lots 11 and 12, Block 32, Sidney Original Subdivision. Mr. Kauffman stated that purpose is to conform to zoning requirements for future permits. Motion was made to approve the Faith Alliance Church lot aggregation by Alderman Smith, and seconded by Alderwoman Christensen. With no further discussion, all present voted aye.

13. CITY ATTORNEY: Nothing

14. CHIEF OF POLICE DIFONZO:

- a. **Report September 2018:** Chief DiFonzo provided the City Council with the September 2018 Police Report.
- b. Chief DiFonzo stated he was contacted by Jodi Wells who would like to have West Main blocked on October 27th, 2018. City Clerk/Treasurer Redfield stated she had also been contacted and they are specifically wanting from Central Avenue to the Alley on West Main Street blocked from 8am to 4:30pm as part of the Trail of Treats functions. Chief DiFonzo stated that he has no issue with this, and because it is on a Saturday it will not affect any of the businesses not participating in it. It was the General Consensus of the City Council to have this on the October 15th, 2018 City Council Agenda for final approval.

15. PUBLIC WORKS DIRECTOR HINTZ:

- a. **Report September 2018:** PWD Hintz presented the City Council with the September 2018 Public Works report.
- b. **WWTP Phase 2-Draw 22 for \$21,126.00:** PWD Hintz presented the City Council with the Waste Water Treatment Plant Phase 2, Draw 22 for \$21,126.00, and stated that this is for the engineering of phase 3. Motion was made to approve the Waste Water Treatment Plant Phase 2, Draw 22 for \$21,126.00 by Alderwoman Rasmussen, and Alderman Koffler seconded the motion. With no further discussion, all present voted aye.

16. Fire Marshal/Building Inspector Rasmussen:

- a. **Fire Report August and September 2018:** Fire Marshal/Building Inspector Rasmussen provided the City Council with the August and September 2018 Fire report.

17. CITY TREASURER REDFIELD:

- a. **Report/Update:** City Clerk/Treasurer Redfield informed the City Council that they had gotten the Auditor all of the documents required so far for the closing, audit and GASB for fiscal year 2017-18. She stated that she will keep them informed as to when those will be happening.
- b. **Water/Sewer Bank Transfer of \$13,222.82:** Motion was made to approve the water/sewer bank transfer of \$13,222.82 by Alderman Smith, and Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.

18. CITY CLERK REDFIELD:

Consent agenda

- a. **GENERAL JOURNAL VOUCHERS: e-mailed**
- b. **Claims to be approved: \$ 27,378.32**

2019-28	Magic Mirror	110 N Central	Replace	S10, B4, Original
2019-29	Linda Hanson	511 2 nd St SE	Remodel	E8'L6, All 7&8, Kenoyer
2019-30	Sarah Petrik	205 14 th Ave	New	L6, B2, Johnson
2019-31	American Tower	115 2 nd St SE	Cell Tower	City Hall
2019-31A	Robert Brewster	406 3 rd St NE	Fence	L15, B6, Original Townsite
2019-32	Bill & Sandy Fink	520 26 th Ave NW	Fence	L4, BC, Hilltop Estates
2019-33	Luke Abar	321 W Main	Fence	L7, B38, Original Townsite
2019-34	Cody Shanks	520 26 th Ave NW	Remodel	L3&4, B3, Original Townsite
2019-35	Virginia Meng	312 21 st Ave NW	Shed	L4, West Sidney Mobile Home Village

A motion to approve the consent agenda was made by Alderman Koffler and seconded by Alderwoman Rasmussen. After no discussion, all council voted aye.

Meeting was adjourned at 6:59 p.m.

ATTEST:

MAYOR NORBY

CITY CLERK

DATE SIGNED