

November 6th, 2017

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:** Sergeant, Rasmussen, Koffler, Christensen, and Gartner; Absent: Smith
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **October 16th, 2017 Regular Council Meeting Minutes:** Motion was made to approve the minutes from the October 16th, 2017 regular Council Meeting by Alderwoman Rasmussen, and seconded by Alderman Koffler. After no discussion, all present voted aye.
5. **VISITORS:**
 - a. Brain Bieber mentioned that he is running for mayor, if he wins will be looking forward to working with Sidney and will be here to observe.
 - b. Ben Brodhead- Sidney High School
 - c. Tierrany Trudeau- Sidney High School
 - d. Will Steinbeisser- Sidney High School
 - e. Jordan Mayer- Interstate Engineering
 - f. Tesa Wieferich- Sidney High School
 - g. Syd Seversen- Sidney High School
 - h. Holly Bouchard- Sidney High School
 - i. Myla Steinbeisser- Sidney High School
6. **PUBLIC HEARING:**
 - a. **LYREC Zoning Change:** The Public Hearing the LYREC Zoning Change was called to order by Mayor Norby at 6:31pm. City Planner Sanderson stated that the property is wanting to change from B1 to CLM to accommodate for expansion and growth. He further stated that the Zoning Commission found all findings were met and recommended passage of the zoning change ordinance that will come later in the meeting. Mayor Norby called for any opponents to the LYREC zoning change three times, with no testimony. Mayor Norby called for any proponents to the LYREC zoning change three times, with no testimony.
The Public Hearing the LYREC Zoning Change was closed at 6:33pm.
 - b. **Subdivision Regulation Update:** The Public Hearing for the Subdivision Regulation Update was called to order by Mayor Norby at 6:33pm. City Planner Sanderson stated the Planning Board met and reviewed the updates to the subdivision regulations, and the changes bring them current with the Montana Law and the 2017 legislative session legislation that was passed and signed by the Governor. City Planner Sanderson further stated that the Planning Board recommended approval of the Subdivision Regulation updates, but that he would recommend one modification since the Planning Board reviewed. He stated that the change he would like to see is with the phased development section, add the language of not less than 1 but not more than 3 years for each phase, and overall approval cannot exceed the 20 year maximum. Mayor Norby called for any opponents for the Subdivision Regulation Update three times with no testimony. Mayor Norby called for any proponents for the Subdivision Regulation Update three times with no testimony. The Public Hearing for the Subdivision Regulation Update was closed at 6:36pm.
7. **MAYOR NORBY:**
 - a. Nothing
8. **COMMITTEE WORK:** Nothing
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:** Nothing
10. **UNFINISHED BUSINESS:** Nothing
11. **NEW BUSINESS:**
 - a. **Tree Farm Fence-Waive Building Permit Fees of \$23.00:** City Clerk/Treasurer Redfield stated that a building permit was issued for the fence for the City of Sidney Tree Farm, for \$23.00. She stated when she started to issue the claim, she discovered that not only would the City of Sidney be paying the City of Sidney, but the general fund would be paying the general fund. She stated that the claim can be issued if the Council so chose. Motion was made to approve the waiving of the \$23.00 building permit for the fence for the City of Sidney tree farm by Alderwoman Christensen and seconded by Alderwoman Rasmussen. After no discussion, all present voted aye.
12. **CITY PLANNER SANDERSON:**
 - a. **Borg Lot Aggregation:** City Planner Sanderson stated that the Borg lot aggregation is the combining of Lots 18 to 21 into one lot, in block 25 of Kenoyer Subdivision. He stated that the zoning for this is R-1 and that they met all criteria for exemption. Motion was made to approve the Borg lot aggregation by Alderwoman Rasmussen, and seconded by Alderwoman Sergeant. After no further discussion, all present voted aye.
13. **CITY ATTORNEY:**
 - a. **Ordinance #569-LYREC Zoning Change (1st reading):** Mayor Norby read aloud Ordinance #569 for amending LYREC zoning. Alderwoman Christensen made a motion to approve of the first reading, Alderwoman Sergeant seconded that motion. The voting went as follows:
 - **Ayes- Sergeant, Rasmussen, Christensen, Koffler, Smith, Gartner**
 - **Nayes- None**
 - **Absent- None**
 - b. **Resolution #3766-Subdivision Regulation Update:** Mayor Norby read aloud Resolution 3766 for Subdivision Regulation Update. Alderwoman Sergeant made a motion to approve this resolution, and Alderwoman Rasmussen seconded the motion. Forest Sanderson asked if the changes he suggested were in that resolution and Alderwoman Sergeant made a motion to amend her previous motion to include the changes that he discussed in the Public Hearing. Alderwoman Rasmussen seconded that motion, after no further discussion all present voted aye.
14. **CHIEF OF POLICE DIFONZO:**
 - a. **Report October 2017:** Chief DiFonzo provided his monthly report for October 2017, and further stated that with the new software he will be able to run yearly reports that include comparisons to the previous 10 years.

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- b. Chief DiFonzo stated that he had been approached to allow the use of the cannon at the playoff football games. He stated that he sees no issue with allowing it, as long as the requirements he sets out are followed, such as only adults older than 21 can run the cannon. Alderman Smith asked if there was any issues previously when this had been allowed, and Chief DiFonzo stated that there has not been as long as they clean up after it. Motion was made to approve the use of the cannon at the playoff football games by Alderman Smith, and seconded by Alderman Koffler. After no further discussion, all present voted aye.
- c. Chief DiFonzo asked if it was the intention of the parade of lights program to block off east and west Main Street this year. Alderwoman Christensen stated that she did not believe it was, but that she would ask to be sure and get back to Chief DiFonzo.
- d. Chief DiFonzo stated that the events of hosting Divisional Volleyball and Playoff Football games have gone very well, and that he commends the school and the students for these events working as well as they have.

15. PUBLIC WORKS DIRECTOR HINTZ:

- a. **Report October 2017:** PWD Hintz provided this monthly report for October 2017, and stated that there was 89.0 hours of street repair and 14.0 of alley repair, and 122.0 hours of street sweeping.
- b. **WWTP Draw #13-\$443,474.56:** PWD Hintz asked for approval of the WWTP draw number 12 totaling \$443,474.56. Motion was made to approve the WWTP draw number 12 for \$443,474.56 by Alderman Smith, and was seconded by Alderwoman Christensen. After no discussion, all present voted aye.
- c. **DNRC-RRG Grant Amendment #2:** PWD Hintz stated that the DNRC would like approval of the grant amendment #2 for the RRG Grant for the Waste Water Treatment Plant, and the purpose of the amendment is that not all of the money has been used, so it extends the time. Motion was made to approve the amendment #2 of the Renewable Resource Grant from the DNRC by Alderwoman Rasmussen, and seconded by Alderman Koffler. After no further discussion, all present voted aye.
- d. **East Holly St Water Main Relocation:** PWD Hintz stated that with the MDT doing the East Holly project, which is widening the road for a turning lane, putting in sidewalks, and covering the irrigation, it has been brought to the City's attention that the water mains servicing Sunrise Subdivision at 6th Ave and 4th Ave across Holly Street will need to be lowered. The MDT has agreed to cost share the lowering of the water main project 75-25, and Interstate Engineering is currently working on cost estimates, but they anticipate it being approximately \$400,000. City Clerk/Treasurer Redfield asked if the MDT would be paying the 75 or the 25%, and PWD Hintz stated they would be contributing the 75%. PWD Hintz stated he would be looking into if the City could use impact fees for this project. Alderman Smith asked when the project would be, and PWD Hintz stated it would not be until next summer. Alderman Smith stated that there is time to budget appropriately out of the next fiscal year if impact fees cannot be used. PWD Hintz also stated that he has proposed that the MDT should have done the same cost sharing for the sewer line project, so depending the City may see some money back for that project.

16. FIRE MARSHAL GILBERT: Nothing

17. CITY TREASURER:

- a. **Water/Sewer Bank Transfer-\$218,109.53** City Clerk/Treasurer Redfield stated that the Bank Transfer from the water and sewer bank account is for all of the water and sewer claims in October and October's payroll. Motion was made to approve the bank transfer of \$218,109.53 by Alderwoman Rasmussen and seconded by Alderman Koffler. After no discussion, all present voted aye.
- b. **Treasurer's Report-October 2017:** City Clerk/Treasurer Redfield provided the October 2017 Treasurer's Report to the Sidney City Council.

18. CITY CLERK REDFIELD: consent agenda

- a. **GENERAL JOURNAL VOUCHERS: e-mailed**
- b. **Claims to be approved: \$ 159,267.75**

*2018-27	City of Sidney	9 th Ave & 9 th St	Well House	Carpenter Park
2018-32	City of Sidney	12 th Ave SW	Well House	
2018-33	Marvin Johnson	307 32 nd Ave NW	Shed	L13, B1, and Wagon Wheel
2018-34	Kringen Family Const.	710 8 th Ave SE	Fence	L3, B4, Kling
2018-35	Susan Joy & Dan Karalus	222 2 nd St SW	Fence	L11&12, B17, Original
*2018-36	ON HOLD-Richland Youth Hockey			
2018-37	Darla Hill	510 Yellowstone Dr	Manf. Home	L7, B2, J-B Sub
*2018-38	ON HOLD-City of Sidney Tree Farm Fence			
2018-39	M, R & J Properties	2903 Red River Dr	Fence	L7, J-D Ind. Park

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 7:05 p.m.

ATTEST:


MAYOR NORBY


CITY CLERK

November 20th 2017
DATE SIGNED