

July 17th, 2017

1. **CALL TO ORDER:** The regular meeting of 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, Koffler, Sergent and Rasmussen via phone. Absent: Gartner
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. July 3rd, 2017 Regular Council Meeting Minutes: Motion was made to approve the minutes for the July 3rd, 2017 regular council meeting minutes by Alderwoman Sergent, and seconded by Alderwoman Rasmussen. After no discussion, all present voted aye.
 - b. July 10th, 2017 Budget and Finance Committee Meeting Minutes: Motion was made to approve the minutes from the July 10th, 2017 Budget and Finance Committee meeting by Alderwoman Sergent, and seconded by Alderwoman Christensen. After no discussion, all present voted aye.
5. **VISITORS:**
 - a. Kathy Jensen-Foundation for Community Care-Lights in the Park: Mrs. Jensen stated she is the Director of the Cancer Center at Sidney Health Center and she was before the Sidney City Council to discuss the Lights in the Park on August 10, 2017 in Veteran's Park. She stated this is done to bring awareness and as a fundraiser for the Cancer Center. She stated that there will be vendors and a program on the stage including the local dance team and a local singer. She said that they will also be selling lanterns to honor cancer victims and survivors. She said the event will end at 8:30pm, and they are hoping to again have fireworks this year, shot out of Moose Park. The fireworks are donated by TNT Fireworks and overseen by Travis Rosaaen and the Sidney Volunteer Fire Department. She said that they will clean up the baseball park the next day, and have received support from the Baseball Board. She stated they would further notify the surrounding neighbors so they are prepared. Motion was made to approve the letting off of fireworks out of Moose Park for the Lights in the Park on August 10th, 2017 by Alderwoman Christensen, and seconded by Alderman Koffler. In discussion, Alderwoman Rasmussen asked what kind of lanterns they would be selling, and Mrs. Jensen stated they are lighted lanterns, not fire ones. Alderwoman Rasmussen further asked if there was damage done in Moose Park after last year's event, and Mrs. Jensen stated that baseball did not indicate there was any damage. Alderman Smith stated that he thought he recalled damage in the park also, and Mayor Norby stated that he and PWD Hintz looked at the park after the event and there was no damage and it was clean. After no further discussion, all present voted aye.
 - b. Joyce Schultz-Lights in Quilling's Park: Mayor Norby stated that Mrs. Schultz provided a letter to City Council pertaining to the lights in Quilling's Park, and that he would like to see this go to committee for further discussion. Utilities Manager Anderson stated that the new zoning code does cover lighting and has stipulations that it must be down cast and other items that may pertain to this situation. Motion was made to send this item to the Park and Recreation Committee by Alderman Smith, and Alderwoman Christensen seconded the motion. In discussion it was decided that the Park and Recreation Committee would meet on Monday July 24th, 2017 at 6:00pm. After no further discussion, all present voted aye.
 - c. Rick Partin and Carla Kennedy: Mr. Partin stated that he came before the City Council because of his wanting to turn on the water that is separately metered for his lawn. He stated that he does not know the cost to hook-up to City water, and that he paid Olson Plumbing to hook-up the meter and the City uninstalled it when he was never told the fee amount, and then he was sent a bill for 94,000 gallons of water used. Utilities Manager Anderson stated that this is for the lot in front of his house, that Mr. Partin was given the meter 3 years ago, and that the water was not turned on by or authorized to be turned on by the City. Mrs. Kennedy stated that she does not think that 94,000 gallons of water used as accurate, as that would be 15 truckloads of water, and Utilities Manager Anderson stated that the meter was working and gave an accurate reading. Mrs. Kennedy stated that they hired Troutd to check the sprinklers and he turned the water on to make sure they were working correctly. Utilities Manager Anderson stated that no matter the reason, no one is supposed to turn on City Water. Mr. Partin stated that the check-valve has been installed, and Utilities Manager Anderson stated that it is not correct, and that the City has an obligation to turn off if it can negatively affect the system. Mayor Norby stated that he felt this should be sent to committee to be further discussed. Mrs. Kennedy stated that she would like to see this taken care of as soon as possible as the lawn is dying and can become a fire hazard. Motion was made to send this to the Water and Sewer Committee for further discussion and recommendation, and Alderman Smith seconded the motion. After no further discussion, all present voted aye. It was decided that the Water and Sewer Committee will be on Monday July 24th, 2017 at 5:00pm.
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY: Nothing**
8. **COMMITTEE WORK:**
 - a. Budget and Finance Committee: Employee Handboo
 - i. Alderwoman Sergent stated that the Budget and Finance Committee met on July 10th, 2017 and reviewed the proposed new employee handbook, and made changes.
 - b. Park and Recreation Board
 - i. Park Agreements: Alderwoman Rasmussen stated that the Park and Recreation Board are having issues with getting the park agreements signed, and that clubs are having issues with them. She stated she would like to see the Park and Recreation Committee meet to discuss the policies of the park agreements. Mayor Norby asked how many agreements were signed and Alderwoman Rasmussen stated that none had been signed at that point. It was the general consensus of the Sidney City Council to add the park agreements to the agenda for the Park and Recreation Committee on July 24th, 2017 meeting.
 - ii. Divisional Swim Meet at Svarre Pool: Alderwoman Rasmussen stated that the Tiger Sharks Swim Team provided a map for the parking and camping for the Eastern Divisional Meet, that she provided to the Council.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:**
 - a. Alderman Smith stated that he was approached by citizens after the Sunrise Festival in Veteran's Park as to why the women's bathroom stalls have no stall doors. Alderwoman Rasmussen stated she was also approached and was informed it has been over a year since they have had doors. She said she further discussed this issue with PWD Hintz and he stated that he didn't know why but that he would look into it further.
 - b. Alderman Smith asked City Attorney Krautter if there was an update on the Post Office issues. City Attorney Krautter stated that he did receive a letter citing case law stating they do not fall under city right of way laws. Alderman Smith asked if they can be fined if they are driving on the boulevard, and asked who it is that City Attorney Krautter is talking to. City Attorney Krautter stated he is talking with the district office. Alderwoman Rasmussen asked if the letter cited laws or policies, and City Attorney Krautter stated that it stated cases where the post office has won when the cities have had issues with delivery methods, and that he plans to look into the letter more. Alderman Smith stated that the City needs answers.
10. **UNFINISHED BUSINESS: Nothing**
11. **NEW BUSINESS: Nothing**
12. **CITY PLANNER SANDERSON:**
 - a. Report: Nothing
 - b. Luinstra Amended Plat: Utilities Manager Anderson stated that the Luinstra Amended Plat is aggregating 2 lots into 1, and that City Planner Sanderson recommended approval with conditions, per his staff report. Motion was made to

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approve the Luinstra Amended Plat with the conditions outline in the planner staff report by Alderwoman Christensen, and Alderman Smith seconded the motion. After no further discussion, all present voted aye.

- c. P&R Amended Plat: Utilities Manager Anderson stated that this is the Connor Murphy duplexes that they would like to turn into townhomes. He stated that they reach all requirements for townhomes, and that the water and sewer services are correct for townhomes. He further stated that City Planner Sanderson recommended approval. Motion was made to approve the P&R Amended Plat by Alderman Smith, and was seconded by Alderwoman Sergent. After no further discussion, all present voted aye.

13. CITY ATTORNEY:

- a. Report: Nothing
b. Resolution No. 3747: Employee Handbook: City Attorney Krautter read Resolution 3747, enacting the new employee policy and procedure handbook, aloud. He stated that a lot of work went into the creation of the new employee handbook, and that all changes have been made that was requested of the Budget and Finance Committee. City Attorney Krautter stated he recommends approval with the one change that the drug and alcohol policy be switched to the previous policy that the City of Sidney has. Motion was made to approve Resolution 3747, with the change of the drug of alcohol policy by Alderman Koffler. Alderwoman Sergent seconded the motion. In discussion Alderman Smith asked why the drug and alcohol policy needed to be changed, and City Attorney Krautter stated that the policy in the current draft of the handbook is not the current policy and for conformity it should be. After no further discussion, all present voted aye.

14. CHIEF OF POLICE DIFONZO:

- a. Report: Lieutenant Rosaaen attended the City Council Meeting in place of Chief DiFonzo and stated that he had nothing to report.

15. PUBLIC WORKS DIRECTOR HINTZ:

- a. Report for June 2017: Utilities Manager Anderson reported on behalf of PWD Hintz who was not in attendance. He stated that it took several City crews, but the pool is back up and running.
b. North Central Water Project Draw for DRM: \$230,904.42: Utilities Manager Anderson stated that the water line replacement is moving forward, and currently all the pipe is in and almost all is lined, and the hydrants are installed. He stated that they will be starting flushing and testing the water, and once that is done they will start the cross over. Utilities Manager stated that the Council could anticipate probably 2 more draws before the end of the project, which should be done by the end of the month. Utilities Manager recommended approval of draw 2. Alderman Smith recommended approval of the North Central Water Project Draw 2 for \$230,904.42, and Alderman Koffler seconded the motion. After no further discussion, all present voted aye.

16. FIRE MARSHAL GILBERT: Nothing

17. CITY TREASURER:

- a. Denning Downey and Associates-Audit Contract for FY17, FY18, and FY19: City Clerk/Treasurer stated that she provide the contract for the audit to the Council and City Attorney for review at the July 3rd, 2017 Council Meeting. City Attorney Krautter stated that he reviewed the contract and recommends approval. Motion was made to approve the Denning Downey and Associates audit contract for FY17, 18, and 19 by Alderwoman Christensen, and seconded by Alderwoman Sergent. After no further discussion, all present voted aye.
b. Bank Transfer of \$209,126.93: City Clerk/Treasurer Redfield stated that the bank transfer from the water and sewer account to the city repurchase agreement was \$209,126.93, and it was a large number due to two bond payments being paid. Motion was made to approve the bank transfer for \$209,126.93 by Alderman Koffler, and seconded by Alderman Smith. After no further discussion, all present voted aye.

18. CITY CLERK REDFIELD: consent agenda

- a. GENERAL JOURNAL VOUCHERS: e-mailed

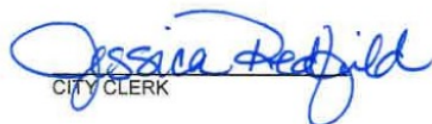
- b. Claims to be approved: \$ 259,967.90

2017-110	Seigfreid Agency 120 2 nd St NE	Remodel Interior	L5, B6, Original
2018-01	Sid & Nancy Palmer 3227 3 rd St NW	Shed	L20, B3, Wagon Wheel
2018-02	Wyatt Hermanson 2825 3 rd St NW	Fence	L4, B4, Wilkinson 1 st
2018-03	Brian Fay 424 7 th Ave SE	Shed	L15, B43, Kenoyers 1 st
2018-04	Jerry Watson 1566 10 th Ave SW	Fence	L5, B4, Lyndale Acres
2018-05	Robert Rauschendorfer 905 5 th St SW	Tri-Plex	L5A, B3, Miller Sub
2018-06	Robert Rauschendorfer 903 5 th St SW	Tri-Plex	L5B, B3, Miller Sub
2018-07	Robert Rauschendorfer 903 5 th St SW	Tri-Plex	L5C, B3, Miller Sub
2018-08	Michaela Lofthus 202 2 nd Ave NE	Re-model	L7, B12, Original
2018-09	Charles Allen 522 3 rd St NE	Foundation	L10&11, B7, Kenoyer

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

Meeting was adjourned at 7:17 p.m.

ATTEST:


CITY CLERK


MAYOR NORBY

August 7th 2017
DATE SIGNED