

January 9th, 2017

1. **CALL TO ORDER:** The regular Meeting of the Sidney City Council was called to order by Mayor Rick 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 Sergeant
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **December 19th, 2016 Regular Council Meeting:** Motion was made to approve the minutes from the December 19th, 2016 regular Council meeting by Alderwoman Christensen and seconded by Alderwoman Rasmussen. After no discussion, all present voted aye.
 - b. **January 4th, 2017 Street and Alley Committee:** Motion was made to approve the minutes from the January 4th, 2017 Street and Alley Committee by Alderwoman Sergeant and seconded by Alderman Gartner. After no discussion, all present voted aye.
5. **VISITORS:**
 - a. **Lowell Cutshaw: Interstate Engineering**
 - b. **Bill Vanderwheel: Sidney Herald**
 - c. **Utilities Manager Greg Anderson: City of Sidney**
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
 - a. **2016 Wrap-Up:** Mayor Norby stated that he starts his 4th year, or the last year in his term, he has had time to reflect over not only 2016 but also the 2 years before that, and stated that he could not do what he does without the 6 Council members and City Staff. He stated that he is very fortunate to have the Council members that he does, all looking at things from different angles and that come from different experiences in life. Mayor Norby stated that this year, not only is his position up for re-election but 3 of the wards for Council are up for re-election; Koffler, Rasmussen, and Sergeant, and he asked for them to seriously think about running again, as he will be for Mayor. He stated that he wants to continue working hard with a Council that works just as hard. Mayor Norby thanked all for everything that they have done in 2016 and before.
 - b. **Appointment of Joe Kauffman to the Planning Board:** Mayor Norby stated that Joe Kauffman has offered to fill the open position on the Planning Board, representing the City of Sidney. He stated that Joe Kauffman is the owner of Big Sky Surveying, and that he feels he will do well in the position. Motion was made to appoint Joe Kauffman to the Planning Board by Alderwoman Christensen and seconded by Alderwoman Sergeant. After no further discussion, all present voted aye.
8. **COMMITTEE WORK:**
 - a. **Street and Alley Committee**
 - i. **Interstate Engineering-cost of B&B, Wagon Wheel and Wilkinson SID engineering:** Alderwoman Christensen stated that the Street and Alley Committee met with Lowell Cutshaw of Interstate Engineering to discuss the billing for the B&B, Wagon Wheel, and Wilkinson SID Engineering. She stated that the original contract for the project was \$6-10,000, but with extras added on to the project Interstate Engineering went over with the final being \$21,605.50. She stated that it was the recommendation of the Street and Alley Committee to only pay the cost of Interstate Engineering for this project, which was \$17,660.89, not the \$21,605.50. Alderwoman Christensen made a motion to pay Interstate Engineering the cost of the B&B, Wagon Wheel, and Wilkinson SID Engineering, being \$17,660.89, not the billed amount of \$21,605.50, as they went over contract amount. The motion was seconded by Alderwoman Rasmussen. In discussion, City Clerk/Treasurer Redfield stated that the bill for \$9,320.50 was paid out of the previous fiscal year, so only the difference will be paid out of this fiscal year. After no further discussion, all present voted aye.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:**
 - a. Alderwoman Christensen stated that she was grateful for the moving of the first meeting in January, as she was in Helena for Business Days at the Capital, which she stated went very well. She also said that she recommends everyone going, as it is a good way to network with the legislature and lobbyists.
 - b. Alderman Koffler stated that a big thank you is needed for PWD Hintz and the City Crew for their extensive and hard work on the snow removal. He stated that they not only worked very fast, but did a great job getting all the streets cleared.
10. **UNFINISHED BUSINESS:**
 - a. **Resolution 3724-SID 104 Boundary Line Relocation for Mayo Subdivision, and Hilltop Enterprises Phase II and IV-Motion to remove from Agenda:** City Clerk/Redfield asked the Council for a motion to remove this item from the agenda, so that it can properly be advertised and put back on the agenda when ready. Motion was made to remove Resolution 3724 from the Sidney City Council Agenda by Alderman Smith, and seconded by Alderman Koffler. In discussion Mr. Cutshaw asked where this project was at, and City Clerk/Treasurer Redfield stated that the letters will be sent out soon calling for a public hearing. After no further discussion, all present voted aye.
11. **NEW BUSINESS:**
 - a. **Elect City Council President:** Alderman Koffler made a motion to elect Alderwoman Christensen as the City Council President for 2017, and Alderwoman Sergeant seconded the motion. In discussion Mayor Norby asked if anyone else had any nominations, and no one replied. After no further discussion, all present voted aye.
12. **CITY PLANNER:**
 - a. **Lawrence Schieffer Aggregation Plat:** City Clerk/Treasurer telephoned in City Planner Sanderson to the Sidney City Council meeting. City Planner Sanderson stated that Mr. Schieffer is aggregating two lots into one, and that this aggregation is consistent with all regulations and codes. City Planner Sanderson stated it was his recommendation to approve the Schieffer lot aggregation. Motion was made to approve the Schieffer lot aggregation by Alderman Smith and seconded by Alderman Koffler. After no discussion, all present voted aye.
13. **CITY ATTORNEY:**
 - a. **Ordinance 567-Zoning Code Update: second reading:** City Attorney Krautter read Ordinance 567 out loud for the second reading. City Planner Sanderson stated that since the first reading a number of issues with the new zoning code have been discovered by Utilities Manger Anderson and others, and that he would like to see it sent back to the Zoning Board for review and resolutions found to the issues. City Planner Sanderson stated that it was his recommendation to not approve the second reading of Ordinance 567 and to send it back to the Zoning Board to be fixed, then bring it back to the City Council for approval of the first reading with changes. Motion was made to approve Ordinance 567, Zoning Code Update, for the second reading, and Alderwoman Sergeant seconded the motion. In discussion Alderwoman Christensen stated she would like to see it fixed before it is passed. Mayor Norby asked Mr. Cutshaw if he and anyone else who had reviewed the code and had issues would attend the Zoning Board Meeting to review at once. Mayor Norby asked City Planner Sanderson how long he anticipates it will take to get it fixed and back for the new first reading, and City Planner Sanderson stated that he hopes to have a Zoning Board meeting, which he will attend in person, soon in January and have it back for the new first reading the first meeting in February. Mayor Norby stated that there are other ordinances pertaining to junk vehicles and noise that are also on hold until the new zoning code is passed. Voting went as follows:

Ayes: None
Nays: Christensen, Smith, Gartner, Koffler, Rasmussen, and Sergeant
Absent: None
14. **CHIEF OF POLICE DIFONZO: Nothing**
15. **PUBLIC WORKS DIRECTOR HINTZ:**
 - a. **Report:** PWD Hintz provided the City Council with his monthly report for December 2016. He stated he will pass on the applause for the hard work with the snow removal. He stated that they hauled over 2,200 loads and are still hauling from piles. He stated that all departments in the Public Works stepped up and helped, and that there where over 1,030 man hours in snow removal since the Christmas storm.
 - b. **Sidney Lagoon Project-Draw 4 \$63,415.89-\$120,000 via grant, \$263,415.89 via Water Impact Fees:** City Clerk/Treasurer Redfield stated that there was typos on the agenda: Draw 4 was for \$383,415.89, and that \$263,415.89 was to be paid out of Sewer Impact Fees, not water. She stated that the Council was provided the grant application for the \$120,000.00 through the State of Montana, and that the remaining balance would be paid out of Sewer Impact Fees, of which \$792,000.00 was budgeted to spend on the Sidney Lagoon Project this fiscal year. Motion was made to approve Draw 4 of the Sidney Lagoon Project, approving the grant

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for \$120,000.00 and the use of Sewer Impact Fees to pay the remaining \$263,415.89. The motion was seconded by Alderwoman Rasmussen, and after no discussion, all present voted aye.

- c. **Middle School curb and gutter on 4th St SW:** PWD Hintz stated that the Sidney Schools is rehabbing the parking lot behind the Middle School with a new approach onto 4th St SW where the current basketball courts are. He stated that he asked them to replace the curb and gutter along their property on 4th St SW, as it is old and needs updated, and they stated that they are not willing to expand the project to include that unless the City of Sidney pays for half of the curb and gutter expense. Mr. Cutshaw stated that the portion they are asking the City of Sidney to pay half of is 280 feet, that 140 feet of curb and gutter will cost about \$5,600.00. Motion was made by Alderwoman Christensen to send this issue to the Street and Alley Committee for discussion and review, and Alderwoman Rasmussen seconded the motion. In discussion Alderwoman Rasmussen stated that they would like to have a representative of the school and Interstate Engineering present at the committee meeting. Mr. Cutshaw stated he was attending the School Board meeting directly following, and will ask Dr. Farr to attend. After no further discussion, all present voted aye. The Street and Alley Committee meeting was scheduled for Tuesday January 17, 2017 at 5:15pm at City Hall.

16. FIRE MARSHAL GILBERT: Nothing

17. CITY TREASURER: Nothing

18. CITY CLERK REDFIELD: consent agenda: City Clerk Redfield stated that there are claims that are included in the amount to approved that have already been paid, as they were due before the end of 2016, and she thanked Alderwoman Christensen and Alderwoman Sergent for reviewing those claims as needed. City Clerk/Treasurer Redfield also thanked Alderwoman Christensen for reviewing the claims for the meeting.

- a. **GENERAL JOURNAL VOUCHERS:** e-mailed
b. **Claims to be approved:** \$ 234,691.21
- | | | | | |
|-----------|-------------------|---------------------------|------------|--------------------------|
| **2017-41 | Yellowstone Bank | 120 2 nd St NW | Remodel | L10, B10, Original |
| **2017-48 | Victoria Klein | 2141 W Holly St | Fence | L2, Klein Minor Sub |
| 2017-60 | M&M Energy Inc | 2041 W Holly St | Ware House | L15, BA, Fairgrounds |
| 2017-61 | American Land Dev | 701 Sunrise Ct | Fence | L1, B10, Sunrise Village |

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

Mayor Norby stated that he will not be in attendance for the January 17th, 2016 Council Meeting, as he will be in Poplar for basketball, and that as the Council President, Alderwoman Christensen will run the meeting.

Meeting was adjourned at 7:28 p.m.

ATTEST:


CITY CLERK


MAYOR NORBY

January 17th, 2017
DATE SIGNED