

November 16th, 2015

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:** Sergeant, Gilbert, Koffler, Gartner, Smith
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **November 2, 2015:** Motion was made to approve the minutes from the November 2, 2015 Regular Meeting by Alderman Smith, and seconded by Alderman Koffler. All Council present voted aye.
5. **VISITORS:**
 - a. **Patrick Murtagh:** Murtagh Municipal Engineering
 - b. **Bill Vanderwheel and Sydney Olson:** Sidney Herald
 - c. **Shelly Steele**
 - d. **Katie Dasinger:** Richland Economic Development Corp
 - e. **Leif Anderson:** Beagle Properties
 - f. **Steve Cavanaugh:** American Land Development
 - g. **Susie Cavanaugh:** Sunrise Village
 - h. **Chadd Steffes:** Sidney Leadership Class
 - i. **Lowell Cutshaw:** Interstate Engineering
 - j. **Nathan Williams-Senator Steve Daines:** Mr. Williams stated that he is Senator Steve Daines Representative in North East Montana and that he is opening the North East Montana Office in Sidney. He stated he looks forward to working with the Council closely on issues.
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
 - a. **Richland Economic Development Dinner:** Mayor Norby stated that he, Alderwoman Sergeant, Alderwoman Christensen and Clerk Redfield attending the Annual Richland Economic Development Dinner, and wanted to thank Leslie Messer, Katie Dasinger, and the REDC Board for the very nice dinner.
8. **COMMITTEE WORK:**
 - a. **Police and Fire**
 - i. **Fire District Contract:** Alderwoman Sergeant stated that the Police and Fire Committee met with Fire Chief Christensen about the Horse Creek Rural Fire District Contract, which needs renewed. She stated that Fire Chief Christensen did not see any need for changes in the contract. Motion was made to approve Mayor Norby signing the Horse Creek Rural Fire District Contract was made by Alderwoman Sergeant and seconded by Alderman Koffler. All council present voted aye.
 - ii. **New Fire Hall-waiving of Impact, Hook-up, and Building Permit Fees:** Alderwoman Sergeant stated that the Police and Fire Committee also met to discuss the waiving of Impact, Hook-up, and Building Permit Fees for the new Fire Hall the County is building, which will house both the City and County Fire Department. Alderwoman Sergeant made the motion to approve the waiving of all impact, hook-up, and building permit fees for the new fire hall with the condition that the amount of fees waived goes to the City of Sidney's contribution to the cost of the building. Alderwoman Gilbert asked what is the City's share of the cost of the building, and City Clerk Redfield stated that the cost has not been established and no contract has been drafted yet as the County does not know the cost of the building, the County is just asking before they move forward with the planning of the Building that the City agree to waive the fees. Alderwoman Gilbert stated she was confused why the City would waive the fees to turn around and charge the County for a portion of the building. Alderwoman Smith stated that waiving of the fees would be a portion of the City of Sidney's contribution of building costs. Alderwoman Gilbert stated that the wording was not correct, and Alderman Smith stated it depended on how the wording was interpreted. Alderwoman Gilbert stated that she is reading it differently and asked if it should be tabled for now, with no costs or a contract. Alderman Smith stated regardless of the costs we are going to need to waive the fees. Alderwoman Gilbert stated that she has no problem with the waiving of the fees, but stated if the City is going to be credited for this portion to go to the building but with no contract it seems moot to her. City Clerk Redfield stated that is why the Police and Fire where discussing this condition, because they didn't want to leave it open and not have it included in the contract that the cost of the fees waived would be included as part of the City's contribution. Alderwoman Gilbert asked if it would worded the way City Clerk Redfield just stated, as the last portion of the Police and Fire Committee minutes where it stated credit is confusing, without knowing the amount that City will be paying. City Clerk Redfield stated that the motion can be worded however Alderwoman Sergeant would like her motion to be worded. Mayor Norby stated that he does not read the minutes from the Police and Fire Committee the way that Alderwoman Gilbert stated she understands them. City Clerk Redfield stated that the minutes from the Police and Fire Committee is not the final decision, the final decision is the motion made tonight at the meeting, which can be worded however the Council feels it needs to be. Alderwoman Gilbert stated she would like to see the motion worded to waive the fees associated with the building and those fees to go to the City's contribution to the project. Mayor Norby asked if that was how the motion was made initially, and PWD Hintz stated it stated credited. City Clerk Redfield stated the minutes from the Police and Fire Committee state credited, but that her notes show Alderwoman Sergeant's motion states contribution. Alderwoman Sergeant and Alderman Koffler agreed to change their motion and second to be worded as approving the waiving of impact, hook-up and building permit fees with the condition that those fees goes to the City's contribution to the project. With no further discussion, all council present voted aye.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing**
10. **UNFINISHED BUSINESS: Nothing**
11. **NEW BUSINESS: Nothing**
12. **CITY PLANNER HOW:**
 - a. **Sunrise Subdivision Improvement Agreement Extension:** PWD Hintz stated that City Planner How provided the Council with a letter about the SIA Extension. PWD Hintz stated that everything in the subdivision has been fixed minus a couple of small items. Mr. Cavanaugh, Project Manager for Sunrise Subdivision, stated that they were just made aware of the small items, such as the curb height needing to be raised, and that parts are going to need to be ordered, but that all of the SIA is in compliance and accepted as is by the Public Works Department, and PWD Hintz agreed that all the SIA requirements are in compliance, and that the punch list items remaining are the putting up of some street signs, raising a fire hydrant height, and cleaning of the storm sewer drains. Motion was made by Alderman Smith to grant a retro-active extension of the SIA from October 6th, 2015 to present with the condition that the punch list items as outlined by PWD Hintz are conditions of approval for the Final Plat, and Alderman Koffler seconded the motion. All Council present voted aye.
 - b. **Adoption of Annexation and Zoning for Wholly Surrounded Lands:** City Clerk Redfield stated that City Planner How was recommending approval of Resolution 3722, which will be read by City Attorney Krautter.
 - c. **Verizon Wireless Cell Tower CUP:** PWD Hintz stated that the Board of Adjusters met and discussed the Verizon Cell Tower CUP and that they recommend approval of the Conditional Use Permit with the condition that a 10 foot buffering of vegetation to the east and south of the site be required. Motion was made to approve the Verizon Wireless Cell Tower CUP with the condition as outlined by the Board of Adjusters was made by Alderwoman Sergeant and seconded by Alderman Smith. All council present voted aye.
 - d. **Growth Policy Contract Amendment:** PWD Hintz stated that because of unforeseen issues, City Planner How was required to have more Growth Policy Meetings than originally anticipated, and so he is asking for an amendment to the Growth Policy Contract for \$980.32 more be approved by the Council. Motion was made to approve the amendment to the Growth Policy Contract was made by Alderwoman Gilbert and Seconded by Alderman Koffler. All council present voted aye.
13. **CITY ATTORNEY KRAUTTER:**
 - a. **Resolution 3722: Annexation and Zoning of Wholly Surrounded Lands:** City Attorney Krautter read Resolution 3722, Annexing and Zoning the wholly surrounded lands in Sidney, Montana out loud. Motion was made to approve Resolution 3722 by Alderman Smith and seconded by Alderman Koffler. All council present voted aye.
14. **CHIEF OF POLICE DIFONZO:**
 - a. **Report:** Chief DiFonzo stated that the 4 signs for Central School have been delivered and should be installed by the Public Works Department this week, and active by the end of the week.
15. **PUBLIC WORKS DIRECTOR HINTZ:**

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- a. Report: PWD Hintz stated that the Public Works Department plan on installing the new Central School Signs Tuesday November 17, 2015.
- 16. COMPLIANCE OFFICER MEAD: Nothing
- 17. FIRE MARSHAL GILBERT: Nothing
- 18. CITY TREASURER DEY:
 - a. City Clerk Redfield informed the Council that Treasurer Dey provided a report about a check that she needed to cancel and re-issue, and that all budget reports were emailed that evening to the Council.

19. CITY CLERK REDFIELD: consent agenda

- a. GENERAL JOURNAL VOUCHERS: e-mailed
- b. Claims to be approved: \$ 223,470.14 + \$21,833.68 = \$245,303.82

2016-54	Jason Brothan	2502 3 rd St NW	Addition	L6, B1, Hilltop Estates
2016-55	Mercer Heritage LLC	120 S Central	Remodel	L8, B14, Original
2016-56	Gordon Rambur	1055 Red River Dr	Sign	L6, B1, Hilltop Commercial

A motion to approve the consent agenda was made by Alderman Koffler and seconded by Alderman Smith. All council voted Aye.

Meeting was adjourned at 7:00 pm

ATTEST:


CITY CLERK


MAYOR NORBY
December 7th, 2015
DATE SIGNED