

May 18th, 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 and Christensen
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **May 4th, 2015:** Motion was made to approve the minutes from the May 4th, 2015 regular City Council Meeting by Alderwoman Christensen and seconded by Alderman Gartner. All Council present voted aye.
5. **VISITORS:** None
6. **PUBLIC HEARING:**
 - a. **Changing of Alcohol City Code:** The Public Hearing for the changing of the Alcohol City Code no longer prohibiting the sales of alcohol on Sundays from 8am to 12pm (noon) was called to order by Mayor Norby at 6:36pm. Mayor Norby called for any opponents to the changing of city code three times, with no testimony. Mayor Norby called for any proponents to changing the city code, and the following gave testimonies:
 - i. **Walt McNutt**
 - ii. **Arnold Hanson**
 - iii. **Rolly Peck**
 - iv. **Ray Johnson**
 - v. **Ron Utgaard**After hearing all testimony from opponents and proponents on changing the alcohol city code to no longer prohibit the sale of alcohol on Sundays from 8am to 12pm (noon), Mayor Norby closed the Public Hearing at 6:53pm.
7. **MAYOR NORBY:** Mayor Norby informed the Council that the Richland County Commissioners had been approached to help fund the Lagoon and Water Treatment projects via loan the City of Sidney, but they cannot legally loan the money to the City of Sidney. He stated that this brings the City of Sidney back to square 1 for funding options.
8. **COMMITTEE WORK:** Nothing
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:** Nothing
10. **UNFINISHED BUSINESS:** Nothing
11. **NEW BUSINESS:** Nothing
12. **CITY PLANNER HOW:**
 - a. **South Meadow Village (Sage Court) Amended Plat:** City Planner How stated that Joe Kauffman has been surveying for the City/County workforce housing project. The project needs a lot aggregation of 12 lots to 10 lots, and there is no subdivision review required. City Planner How stated that he recommends approval of the South Meadow Village (Sage Court) Amended Plat. Motion was made to approve by Alderwoman Gilbert, and seconded by Alderman Smith. All council present voted aye.
 - b. **Sunrise Village Subdivision Update:** City Planner How stated that after discussion with the MDT and Shane Mintz there has been a deal reached between the MDT and Tom Flatley of Sunrise Village Subdivision. The paperwork should be completed in the next month, with preliminary paperwork or a draft for the City to review before the June 1st deadline.
13. **CITY ATTORNEY NAVRATI:**
 - a. **Ordinance 561-Sale of Alcohol on Sunday:** City Attorney Navratil read Ordinance 561 aloud. He stated this is the Ordinance that will amend the City Code to be consistent with the State Law, meaning alcohol sales are no longer prohibited on Sundays from 8am to 12pm (noon), rather alcohol sales are only prohibited from 2am to 8 am, on every day of the week. Motion was made to pass the first reading of Ordinance 561 by Alderwoman Christensen, and seconded by Alderman Koffler. Voting went as follows:

Ayes: Christensen, Gartner, Koffler, Gilbert, and Sergeant
Nays: Smith
Absent: None
 - b. **Ordinance 562-Lawns and Yards:** City Attorney Navratil read Ordinance 561 aloud. He stated this is the Ordinance that permanently amends the city code to match the emergency ordinance that was passed on May 4th, 2015, that set the new fines and policy for lawn and yard care. Motion was made to pass the first reading of Ordinance 562 by Alderman Koffler and seconded by Alderwoman Sergeant. Alderman Smith stated that he had been approached by property owners of empty lots who are concerned that they will not be properly notified that their lots are not in compliance. City Attorney Navratil stated that the resolution passed at the May 4th, 2015 meeting set out the policy that will be followed. Alderman Smith asked if empty lot owners will be notified via phone or mail also and not just the notice staked on the property. Compliance Officer Mead and City Clerk Redfield assured Alderman Smith that all attempts will be exhausted for contacting property owners before the city will mow the lot. Voting went as follows:

Ayes: Christensen, Smith, Gartner, Koffler, Gilbert, and Sergeant
Nays: None
Absent: None
14. **CHIEF OF POLICE DIFONZO:**
 - a. **Report:** Chief DiFonzo provided the City Council with an updated report on the crime statistics for the Sidney Police Department. He stated that even though there are declines in some areas, they are still dealing with the same type of calls. Alderwoman Gilbert asked Chief DiFonzo where he acquires his statistics. He stated that all this data is from the local records, but that those records are sent to the state, who sometimes has to change the coding to fit their requirements.
15. **PUBLIC WORKS DIRECTOR HINTZ:**
 - a. **Report:** Nothing
 - b. **Update on Projects:** PWD Hintz stated that the walk through and substantial completion has been reached for the Phase 1 of the lagoon project. He invited the Council to a tour anytime to see what has been changed and what the next steps will include. Phase 2 has had propositions called for aeration and UV treatment equipment, the design will start in the summer, and it should go to bid and start in summer of 2016. PWD Hintz also stated that the Fischer Bypass is completed and operating, and the water main has been extended to the east side of the rail road tracks for the first time.
16. **PWD Hintz** also invited the Council to check out Water Tower and Quilling's Parks. Water Tower Park has new dug-outs, fence, and equipment. The City Crew built the dug-outs and all are very proud of the major improvements. Quilling's Park should have new equipment installed and competed by next council meeting.
17. **PWD Hintz** stated that the City Crew will need to wait until warmer weather to start patching pot holes. Until then they will be working on sweeping the streets and painting curbs.
16. **COMPLIANCE OFFICER MEAD:**
 - a. Compliance Officer Mead stated that on behalf of the Park Board he is reporting that the Park Board will be meeting Tuesday May 19, 2015 instead of the previous week due to scheduling conflicts with board members. They are currently working on summer group agreements and making sure liability insurance is in place.
 - b. Compliance Officer Mead stated that the vehicle auction will be Thursday May 21st and there are now 22 vehicles.
 - c. **FIRE MARSHAL GILBERT:** Nothing
17. **CITY TREASURER DEY:**
 - a. City Clerk Redfield informed the Council on behalf of Treasurer Dey that there was a last minute addition to the Claims. The Wex bill was supposed to be put on the same billing schedule for the 2 bills, but this month it did not happen. The claims are now \$160,570.32, instead of the \$158,568.52 previously stated.
18. **CITY CLERK REDFIELD: consent agenda**
 - a. **GENERAL JOURNAL VOUCHERS:** e-mailed April 30, 2015
 - b. **Claims to be approved:** \$ 158568.52
 - c. **Building Permits to be approved:**

Stockman Bank	301 West Holly	New Building	L1A, RFCU Minor Subdivision
Blair Patton	1803 Sunflower Ln	New Building	L56A, B9, Meadow Village South
Lower Yellowstone REC	3200 West Holly Street	Sign	
M3-Meats	703 East Main	Remodel	L1-3, B24, Kenoyer

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John Rogalla
Greg & Lynette Miller
James & Lacey Meissel
Josh Reynolds
Kevin Goff

715 6th St NE
320 23rd Ave NW
810 8th Ave SE
806 3rd St SE
304 2nd St NE

Mobile Home
New Building
Addition
New Building
Fence

L8, B4, Fischer Estates
L
L6, B4, Kling's 1st Addition
L19, B32, Kenoyer

A motion to approve the consent agenda was made by Alderman Koffler and seconded by Alderwoman Sergeant. Alderwoman Gilbert asked why there is a reimbursement for \$481.06 on claim number 30420 to Cardmember Service-Visa. Chief DiFonzo stated that the county is refunding the City of Sidney for 2 of the flags that were purchased for outside the Justice Center. Alderwoman Gilbert asked why there was a reimbursement for \$10,030.00 on claim number 30422 to Watch Guard, and Chief DiFonzo stated this is also a reimbursement from the County for the video surveillance cameras that needed replaced at the Justice Center. All council present voted aye.

Meeting was adjourned at 7:20 pm

ATTEST:


CITY CLERK


MAYOR NORBY

June 1st 2015
DATE SIGNED