

July 20, 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. **July 6th, 2015 Regular Meeting:** Alderwoman Gilbert stated that the minutes state that she was present at the July 6th, 2015 meeting and she was not. Alderwoman Christensen stated that the minutes do not reflect that Alderwoman Sergeant was present at the July 6th, 2015 meeting. Motion was made to pass the minutes from the July 6th, 2015 regular City Council meeting with the changes made to the Alderman present by Alderman Smith, and seconded by Alderwoman Sergeant. All council present voted aye.
5. **VISITORS:**
 - a. **Richland Economic Development-Leslie Messer, Jackie Washechek, and Russ Fullmer:** Mrs. Messer stated that representatives from the Richland Economic Development were present at the council meeting to present the council with the Richland Economic Development Corp. happenings and present their request for funding out the of the Fiscal Year 2015-16 budget. Mrs. Messer stated it has been previous practice for the City of Sidney to donate \$5,000.0 and also allocate 1 mill to RED.
 - b. **Lowell Cutshaw:** Interstate Engineering
 - c. **Fed Sterhan:** MPEG
 - d. **Leif Anderson:** Beagle Properties
6. **PUBLIC HEARING:** Nothing
7. **MAYOR NORBY:**
 - a. **Department of Transportation, Memorandum of Understanding:** Mayor Norby stated that the Memorandum of Understanding from the Department of Transportation was presented to the council via e-mail for review, and that he is asking for permission to sign the MOU. Motion was made to approve Mayor Norby signing the MOU from the DOT by Alderwoman Christensen and seconded by Alderwoman Sergeant. In discussion City Attorney Navratil stated that he is in support of signing the agreement, as it has the necessary indemnification clauses, and that the City is aware that they are responsible for the sidewalk maintenance. PWD Hintz stated he is in support of signing the agreement, as the biggest priority is the storm sewer, which is covered in the Holly Street Improvements. All council present voted aye.
 - b. Mayor Norby announced that on Friday July 24th at 6pm Larry Richards of the Montana State Assessors Office will be hosting a meeting to discuss the new appraisals that hit Richland County, and that all are invited. Property owners should bring their new assessment papers with them for review. Mayor Norby also stated that City Clerk Redfield will be attending the meeting on behalf of the City to answer any questions that people may have, and that council members should try to attend also.
8. **COMMITTEE WORK:**
 - a. **Street and Alley:**
 - i. **Engstrom Camper:** Alderwoman Christensen stated that the Street and Alley Committee met on July 14th to discuss Mr. Engstrom living in his motor home at 139 7th St SW. Alderwoman Christensen stated it was the recommendation of the Street and Alley committee, in the form of a motion, to follow the City Code and Zoning requirements and not allow Mr. Engstrom to reside in his motor home at that residence. The motion was seconded by Alderwoman Gilbert, and all council present voted aye.
 - ii. **Wagon Wheel SID:** Alderwoman Christensen stated that the Street and Alley Committee met on July 14th to discuss the Wagon Wheel SID. Interstate Engineering presented the committee with a cost estimate for the project. After review the cost, the committee decided to have PWD Hintz contact the 2 majority property owners in Wagon Wheel Subdivision to find out if they would still like to move forward with the project, after which letters will be sent to get a census on the rest of the property owners in the Subdivision. PWD Hintz stated he was able to contact B&B Builders and they are still interested in moving forward, but he has not had success in contacting John Kelly.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:** Nothing
10. **UNFINISHED BUSINESS:** Nothing
11. **NEW BUSINESS:** Nothing
12. **CITY PLANNER HOW:**
 - a. **Final Plat-MPEG:** PWD Hintz stated that the Council was provided the staff report from City Planner How that details his recommendation of approval with conditions that are outlined. Alderwoman Gilbert asked PWD Hintz if the monetary conditions outlined in condition number 2 are after approval, and PWD Hintz stated yes. Alderwoman Gilbert inquired what condition number 5 meant, and if this subdivision would be a Home Owners Association. Mr. Sterhan stated that this was an agreement that needed to be created that stated that the selling of the lots and future building would conform with City Zoning laws and ensure land and parking uses. Motion was made to approve the Final Plat of MPEG Homestead Subdivision Phase 2 with conditions as outlined by City Planner How by Alderwoman Christensen and seconded by Alderwoman Sergeant. All council present voted aye.
13. **CITY ATTORNEY NAVRATIL:**
 - a. **Ordinance 563-Correcting City Code:** City Attorney Navratil read the first reading of Ordinance 563 out loud. He stated that in reviewing the City Code he has found conflicting sections that need to be rectified in the City Code, and this ordinance is taking care of one such circumstance. Motion was made to approve the first reading of Ordinance 563 by Alderwoman Gilbert and seconded by Alderman Smith. Voting went as follows:
Ayes: Sergeant, Gilbert, Koffler, Gartner, Smith, and Christensen
Nays: None
Absent: None
 - b. City Attorney Navratil stated he sent a memo to the council pertaining to a conflict in the code about businesses residing in garages. Alderwoman Gilbert made a motion to send this topic to the City Buildings and Street Lighting Committee, and Alderman Smith seconded the motion. All council present voted aye.
 - c. City Attorney Navratil stated another memo will be coming pertaining to trailers.
14. **CHIEF OF POLICE DIFONZO:**
 - a. **Report:** Chief DiFonzo stated that there is a noise issue in Sidney. He stated the Hockey Association is currently purchasing a new generator which should be considerably quieter than the current generator that has been the topic of complaints. He stated the Hockey Association is asking for assurance from the City of Sidney that the new generator will meet requirements from the City. Chief DiFonzo stated he has a hard time agreeing to that, when no official ordinance has been passed stating the requirements and there is no official code. Chief DiFonzo asked the Council for permission to pursue the Noise Ordinance in conjunction with City Attorney Navratil. It was the general consensus of the City Council to allow Chief DiFonzo and City Attorney Navratil to draft a noise ordinance/
15. **PUBLIC WORKS DIRECTOR HINTZ:**
 - a. **Report:** PWD Hintz stated there will be a bid opening for the CTEP Side Walk Project on Wednesday at City Hall.
 - b. **Oakland Construction Payment for Phase 1 of Lagoon:** PWD Hintz asked that the council send this issue to the Water and Sewer Committee. Motion was made to approve the Water and Sewer Committee meeting to

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discuss the Oakland Construction Payment for Phase 1 of the Lagoon Project by Alderman Smith, and seconded by Alderwoman Christensen. All council present voted aye.

16. COMPLIANCE OFFICER MEAD:

- a. Report: Compliance Officer Mead stated there was no Park and Rec Meeting this month, and that his report was provided at the next meeting.

17. FIRE MARSHAL GILBERT:

- a. Report: Nothing

18. CITY TREASURER DEY: Nothing

19. CITY CLERK REDFIELD: City Clerk Redfield thanked Alderwoman Gilbert and Alderwoman Christensen for reviewing the claims. She also stated that Treasurer Dey and she are waiting on final adjustments from Auditor Denning, and then FY14-15 budget reports will be provided to the council. City Clerk Redfield stated the council packets have a summary report of the payroll, which will also be included monthly.

Consent Agenda

- a. GENERAL JOURNAL VOUCHERS: e-mailed July 17, 2015

- b. Claims to be approved: \$ 441,871.81

c. Building Permits to be approved:

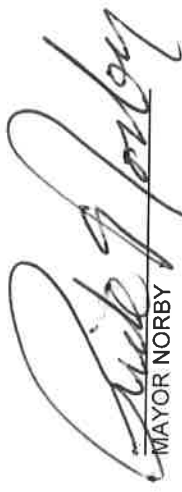
2016-2	Travis Sturgis	716 6 th St SE	Addition to Garage	L13, B48, Kenoyer
2016-3	Barry Matthews	821 S Central	Demolition	.32 AC in NWSW Video Take Out
2016-4	Sharon Rau	1508 4 th St SW	Fence	L3, B7, Johnson's 3 rd
2016-5	Sidney Public Schools	110 5 th St SW	Interior Renovation	S32, T23N, R59E, Tract in SWNE
2016-6	Rick Partin	2024 Bitterroot Dr	Hot Tub	L5, B1, North Meadow Village
2016-7	Karli Johnson	322 3 rd St SW	Fence	L10, B41, Original
2016-8	Zach Johnson	411 Yellowstone Dr	Storage Shed	L1-31, B1&4, Sunrise Frontier TRLR CT
2016-9	Nick Thorgerson	627 11 th St SE	Fence	L4, BH, Nielson Halverson
2016-10	NUMBER SKIPPED			
2016-11	Jerry & Jolene Baxter	617 11 th St SE	Fence	L3, BH, Nielson Halverson

A motion to approve the consent agenda was made by Alderwoman Christensen and seconded by Alderwoman Sergeant. All council voted Aye.

Meeting was adjourned at 6:53 pm

ATTEST:


CITY CLERK


MAYOR NORBY

August 3, 2015
DATE SIGNED