

June 21st, 2021

The City Council meetings are open to the public attending in person, with masks encouraged when social distancing cannot be accomplished. If the public does not wish to participate in person, they are also invited to participate via a Zoom meeting. You can participate with via by video or phone:

Meeting ID: 981 5180 6585 Passcode: 767387 Or by calling: 1-346-248-7799

1. **CALL TO ORDER:** The regular meeting of the Sidney of City Council meeting 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, Stevenson, Godfrey, Sergent, Rasmussen. Absent: Koffler
4. **CORRECTION OR APPROVAL OF MINUTES:**
 - a. **June 7th, 2021- Regular City Council Meeting Minutes:** Motion was made to approve the minutes from the June 7th, 2021, regular meeting of the City Council by Alderwoman Rasmussen and Alderwoman Godfrey seconded. With no changes or corrections, all present voted aye.
 - b. **June 4th, 2021- Water and Sewer Committee Meeting Minutes:** Motion was made to approve the minutes from the June 4th, 2021, Water and Sewer Committee Meeting Minutes by Alderwoman Sergent and Alderwoman Christensen seconded. With no changes or corrections, all present voted aye.
 - c. **June 7th, 2021- Police and Fire Committee Meeting Minutes:** Motion was made to approve the minutes from the June 7th, 2021, Police and Fire Committee Meeting Minutes by Alderwoman Christensen and Alderwoman Sergent seconded. With no changes or corrections, all present voted aye.
 - d. **June 17th, 2021- City Building/Street Lighting Committee Meeting Minutes:** Motion was made to approve the minutes from the June 17th, 2021, City Building/Street Lighting Committee Meeting Minutes by Alderwoman Sergent and Alderwoman Godfrey seconded. With no changes or corrections, all present voted aye.
5. **VISITORS:**
 - a. **Jessica Chamberlin- Kiwanis Club- Block Street, Extra Garbage Cans, and Hang Banner – July 9th, 2021:** Mrs. Chamberlin came forward to ask permission from the City Council to have the street blocked between the Sidney Middle School and Veterans Park, and to have the Sidney Public Works Crew bring extra garbage cans/tables to Sidney Middle School, Mrs. Chamberlin is also requesting to hang the Kiwanis Banner on the fence at Veterans Park. Alderwoman Rasmussen made a motion to approve of Mrs. Chamberlin have the Sidney Public Works Crew block the street and provide extra garbage cans/tables and to have the Kiwanis Banner hung on the fence at Veterans Park. Alderwoman Sergent seconded the motion, with no further discussion all present voted aye.
 - b. **Kristen Kennedy- Lone Tree Abate- 911 Hero Poker Run:** Mrs. Metcalf came forward in replace of Kristen Kennedy to ask permission from the City Council to have the 1st block of 2nd ST NE blocked off for a poker run. Mrs. Metcalf mentioned that the poker run will be from 9:00AM to 11:30AM on July 10th, 2021, and the sign ups will be at the Cattle Ac restaurant. Alderwoman Christensen made a motion to approve of Mrs. Metcalf with the Lone Tree Abate to have 1st block of 2nd ST NE blocked off for a poker run, Alderwoman Rasmussen seconded the motion. With no further discussion, all present voted aye.
 - c. **Jordan Mayer- Interstate Engineering Inc**
 - d. **Mark Berryman- Sidney Herald**
6. **PUBLIC HEARING:** Nothing.
7. **MAYOR NORBY:** Mayor Norby mentioned that the filing dates closed today for the mayor position along with council member positions, Clerk/Treasurer Chamberlin read out loud the results:

<ol style="list-style-type: none">i. Mayor Norby- Mayorii. Kenneth Koffler- Ward 1iii. Jason Schrader- Ward 1- 4 Year Termiv. Joe Stevenson- Ward 1- 2 Year Termv. Kysa Rasmussen- Ward 2	<ol style="list-style-type: none">vi. Shawn Storm- Ward 2- 4 Year Termvii. Kali Godfrey- Ward 2- 2 Year Termviii. Elaine Stedmanix. Frank DiFonzo
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8. **COMMITTEE MEETING WORK:**
 - a. **Water and Sewer Committee**
 - i. **4th Ave Water, ARPA Funds, and IEI Master Service Agreement:** Mr. Mayer gave an update on the 4th AVE Water project, Mr. Mayer mentioned the Franz Construction completed the project on May 4th, 2021, and there is a one-year warranty on the project for any damages that could occur to let PWD Hintz, or Mr. Mayer know. Mr. Mayer stated that all that is left is close out paperwork on this project, and Mr. Mayer hopes to close it out mid-July of 2021. Mr. Mayer said that Franz Construction was 44 days over the contract due date, and the city could charge \$1,750.00 a day in liquidated damages to Franz Construction, Mr. Mayer stated that Interstate Engineering is withholding \$77,000.00 from Franz Construction and \$30,000.00 for additional engineering fees. Mr. Mayer did say that Franz Construction did a lot of additional work for the city and substantially cheaper than any other contractor who bid on this project, Mr. Mayer stated that the Water and Sewer Committee is recommending not charging Franz Construction any liquidated damages. Mr. Mayer wanted to give a update on the APRA Funds and Mr. Mayer stated that there is \$1.5 million dollars in grant funds coming to the city for water and sewer projects, and the city is eligible for another \$1.1 million dollar grant for water and sewer projects. Mr. Mayer stated that the last grant the city is eligible to try and receive is a competitive grant that would be accessed across the state of Montana. Mr. Mayer also stated

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that in 2016 the city went through the RFQ Process with Interstate Engineering Inc. for water projects, and that current agreement ends November 7th, 2021. Mr. Mayer did present an amendment to the Water and Sewer Committee but was waiting to hear back from City Attorney Kalil with his thoughts on the agreement. Alderwoman Christensen made a motion to approve of not charging Franz Construction any liquidated damages. Alderwoman Rasmussen seconded the motion, with no further discussion all present voted aye.

b. Police and Fire Committee

- i. 10:00 o'clock siren, and Eastern Montana Drug Task Force:** Alderwoman Sergent wanted to give an update from the Police and Fire Committee about the 10:00 o'clock siren and the Eastern Montana Drug Task Force. Alderwoman Sergent stated that the council members that were present at the meeting would like to leave the siren alone at this time, Mayor Norby and Chief Kraft both said that they have not heard of any complaints about changing the siren. Alderwoman Sergent is making a motion to approve of leaving the 10:00 o'clock siren as it stands, Alderwoman Christensen seconded the motion. With no further discussion, all present voted aye. Alderwoman Sergent also mentioned Chief Kraft said the City of Sidney Police Department has not had a drug force task in several years in Sidney, and Alderwoman Sergent stated the city would like to give \$6,000.00 to fund another drug force task with a couple of other agencies in Montana. Alderwoman Sergent made a motion to approve of Sidney Police Department spending \$6,000.00 with the Eastern Montana Drug Force Task, Alderwoman Godfrey seconded the motion. With no further discussion all present voted aye. Lastly Alderwoman Sergent mentioned that the Police and Fire Committee discussed the Sidney Police Department looking into Threefolds LLC recruitment video company, and Chief Kraft stated that the Sidney Police Department recruitment efforts have been substantially low and trying to find qualified applicants. Chief Kraft said that the Sidney Police Department Facebook and Instagram page is still quite small and there are not a lot of ways for people to find out more about Sidney. Chief Kraft mentioned that he reached out to Threefolds LLC from Bismarck, ND and thought they had some high-quality work, Chief Kraft stated that there are some funds remaining in the budget for this year and would like to move forward with this company. Alderwoman Sergent made a motion to approve of the Sidney Police Department in hiring Threefolds LLC for a recruitment video production, and Alderman Stevenson seconded the motion. With no further discussion, all present voted aye.

c. City Building/Street Lightings Committee

- i. Empty Gravel City Hall Parking Lot:** Alderman Stevenson wanted to give an update from the City Building/Street Lightings Committee about Haley Mindt using the empty gravel parking lot next to City Hall for her fireworks stand this year. Alderman Stevenson is making an motion to allow Haley Mindt to use that lot for one more year, Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.

9. ALDERMEN REQUESTS AND COMMITTEE REPORTS:

Parks and Recreation – Chair Godfrey – Sergent, Christensen
Street and Alley – Chair Christensen–Sergent, Stevenson
City Buildings & Street Lighting – Chair Stevenson– Koffler, Rasmussen

Water and Sewer – Chair Koffler – Godfrey, Rasmussen
Sanitation– Chair Rasmussen –Koffler, Stevenson
Police and Fire – Chair Sergent –Godfrey, Christensen
Budget and Finance – Chair Sergent, Christensen, Rasmussen

- Alderwoman Rasmussen wanted to mention that the Sidney Svaare Pool has some bumps already this pool season but sounds like a lot of kids are using the pool this year. Alderwoman Rasmussen stated that she is wondering if anyone knew of someone or some business that could sponsor some families with pool passes who are unable to afford one. Mayor Norby mention that Jordan Hall with his church might be able to help sponsor some families, Alderman Stevenson mentioned that the Sidney Boys and Girls Club is almost over budget this year with buying pool passes at cost.

10. UNFINISHED BUSINESS: Nothing.

11. NEW BUSINESS: Nothing.

12. CITY PLANNER SANDERSON: **Nothing.**

13. CITY ATTORNEY:

- a. Resolution #3857- Salaries for FY21-22 Payroll:** City Attorney Kalil read Resolution #3857 Salaries for FY21-22 Payroll out loud. Alderwoman Christensen made a motion to approve Resolution #3857 and Alderwoman Sergent seconded. With no further discussion, all present voted aye. Voting went as follows:
Ayes-Christensen, Godfrey, Gartner, Koffler, Sergent (Rasmussen abstain)
Nays- None
Absent-Koffler
- b. Resolution #3858- Approving Tax Compliance Procedures Relating to Tax-Exempt Bonds:** City Attorney Kalil read Resolution #3858 Approving Tax Compliance Procedures Relating to Tax-Exempt Bonds out loud. Alderwoman Rasmussen made a motion to approve Resolution #3858 and Alderman Stevenson seconded. With no further discussion, all present voted aye. Voting went as follows:
Ayes-Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergent
Nays- None
Absent-Koffler
- c. Resolution #3859- Relating to up to \$1,875,000.00 Water System Revenue Bonds:** City Attorney Kalil read Resolution #3859 Relating to up to \$1,875,000.00 Water System Revenue Bonds out loud. Alderwoman

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Rasmussen made a motion to approve Resolution #3859 and Alderwoman Christensen. With no further discussion, all present voted aye. Voting went as follows:

Ayes-Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergent
Nays- None
Absent-Koffler

14. CHIEF OF POLICE KRAFT:

- a. **Update:** Nothing.
- b. **Eastern Montana Drug Force:** Nothing.
- c. **May 2021 Police Department Report:** Chief Kraft presented the City Council with the May 2021 Police Report.

15. PUBLIC WORKS DIRECTOR HINTZ:

- a. **Update:** PWD Hintz stated that the wastewater dumping station project down at the city shop is 95% completed as of tomorrow morning, PWD Hintz also mentioned wanted to do some paving on 4th AVE SE, 14th ST SW, and 11th ST SE but, sadly the hot mix supplier is broke down for another three weeks. PWD Hintz stated that some curb/gutter projects will start happening, and the project next to city hall and 11th ST SE will hopefully start next month.
- b. **May 2021 Public Works Report:** PWD Hintz presented the City Council with the May 2021 Public Works Report.
- c. **West Holly Water Improvements Project- Amendment #1-Task Order #4- \$175,000.00.:** PWD Hintz presented the City Council with the West Holly Water Improvement Project- Amendment #1- Task Order #4 for \$175,000.00. Motion was made to approve the West Holly Water Improvement Project- Amendment #1- Task Order #4 for \$175,000.00 by Alderwoman Godfrey, and Alderwoman Sergent seconded.
- d. **Liquidated Damages for 4th Ave Water Project- Franz Construction:** Nothing.
- e. **Pay Application #6-Change Order #3- 4th AVE Water Project- \$48,243.90.:** PWD Hintz presented the City Council with Pay Application#6- Change Order #3- 4th AVE Water Project for \$48,243.90. Motion was made to approve the Pay Application #6- Change Order #3- 4th AVE Water Project for \$48,243.90 by Alderman Stevenson and Alderwoman Rasmussen seconded.
- f. **Draw #9- \$79,885.00. - West Holly and 4th AVE:** PWD Hintz presented the City Council with the Draw #9 for \$79,885.00 on West Holly and 4th AVE. Motion was made to approve the Draw #9 for \$79,885.00 on West Holly and 4th AVE by Alderwoman Christensen and Alderwoman Rasmussen seconded.

16. FIRE MARSHAL/BUILDING INSPECTOR RASMUSSEN:

- a. **Update:** Nothing.
- b. **May 2021 Fire Run Report:** Fire Marshall/Building Inspector Rasmussen presented the City Council with the May 2021 Fire Run Report.
- c. **2021 Fireworks Season:** Fire Marshall Rasmussen is recommending the city to allow fireworks in city limits, Fire Marshall stated with the grass being irrigated and the fuel loads being low in city limits. Fire Marshall Rasmussen mentioned that he has spoke with the Fire Chief Adam Smith and it appears as if the county is going to remove their restrictions on fireworks this year, Fire Marshall Rasmussen also mentioned that fireworks stand will be handing out firework safety papers for people who buy fireworks as well. Alderwoman Christensen asked if the county has a burn ban how are they allowed to shoot off fireworks, then, Fire Marshall Rasmussen said that the city is not apart of the county burn ban that the county can determine their own burn ban.

17. CITY CLERK/TREASURER CHAMBERLIN:

- a. **May 2021 Treasurer's Report:** Deputy City Clerk/Treasurer Shanks provided the May 2021 Treasurer's Report.
- b. **May 2021 Journal Voucher Report:** Deputy City Clerk/Treasurer Shanks provided the April 2021 Journal Voucher Report. Motion was made to approve the May 2021 Journal Voucher Report by Alderwoman Christensen and Alderwoman Rasmussen seconded. With no further discussion, all present voted aye.
- c. **May 2021 Water/Sewer Bank Transfer for \$152,758.15.:** Deputy City Clerk/Treasurer Shanks presented the May 2021 Water/Sewer Bank Transfer. Motion was made to approve the May 2021 Water/Sewer Bank Transfer of \$152,758.15 by Alderwoman Sergent and Alderman Stevenson seconded. With no further discussion, all present voted aye.
- d. **Consent agenda**
 - i. Claims to be approved: \$167,600.22.
 - ii. Building Permits to be approved:

****2021-030 On Hold**

2021-093	Adam Smith	2140 W Holly ST		New Elevator
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****2021-114 On Hold**

****2021-115 On Hold**

2021-116	Pella Lutheran Church	418 W Main ST	L12, B45, Orignal	E-Sign
2021-117	B&B Builders	310 7 th ST SE	L8, B61, Kenoyer	Re-Model
2021-118	JC Youngquist	605 Sunrise Court	L2, B5&6, Sunrise Ct	Fence

****2021-119 On Hold**

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2021-120

Jordan Hoesel

613 4th ST NE

L4, B8, Kenoyer

Deck

Motion was made to approve the consent agenda by Alderwoman Godfrey, and Alderwoman Sergent seconded the motion. With no further discussion, all present voted aye.

Meeting was adjourned at 7:12 p.m.

ATTEST:

MAYOR NORBY

DEPUTY CITY CLERK/TREASURER

DATE APPROVED