

# May 2<sup>nd</sup>, 2016

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, Gilbert, and Sergeant
4. **CORRECTION OR APPROVAL OF MINUTES:**
  - a. **April 18<sup>th</sup>, 2016 Regular Council Meeting:** Motion was made to approve the minutes from the April 18<sup>th</sup>, 2016 Regular Council Meeting by Alderwoman Christensen and seconded by Alderwoman Sergeant. All Council present voted aye.
  - b. **April 18<sup>th</sup>, 2016 Closed Council Meeting:** Motion was made to approve the minutes from the April 18<sup>th</sup>, 2016 Closed Council Meeting by Alderwoman Sergeant and seconded by Alderman Koffler. All Council present voted aye.
  - c. **Budget and Finance Committee April 20<sup>th</sup>, 2016:** Motion was made to approve the minutes from the April 20<sup>th</sup>, 2016 Budget and Finance Committee Meeting by Alderman Koffler and seconded by Alderwoman Sergeant. All Council present voted aye.
  - d. **Park and Recreation Committee April 20<sup>th</sup>, 2016:** Motion was made to approve the minutes from the April 20<sup>th</sup>, 2016 Park and Recreation Committee Meeting by Alderwoman Sergeant, and seconded by Alderman Koffler. All Council present voted aye.
5. **VISITORS:**
  - a. **Janie Bell- Request for reduced priced swim passes for low income children:** Ms. Bell stated that she would like to petition the City of Sidney for a minimum of 30 vacation passes at a reduced rate for low income children in Sidney. After discussion it was the general consensus of the City Council to send this item to the Park and Recreation Board for consideration.
  - b. **Boys and Girls Club: Thom Barnahrt, Lilley berndt, Colleen Williams, Elaine Stedman, Michelle Seadeek**
  - c. **Renee Jean; Sidney Herald**
6. **PUBLIC HEARING: Nothing**
7. **MAYOR NORBY:**
  - a. **Police Commission Reappointment to 3 year term-Duane Smith, Enid Huotari and Bob Goss ending 4-30-19:** Mayor Norby stated that he is recommending the reappointment of Duane Smith, Enid Huotari, and Bob Goss to the Police Commission Board to another 3 year term ending on 4-30-19. Motion was made to approve the reappointment of Duane Smith, Enid Huotari, and Bob Goss to the Police Commission Board by Alderwoman Christensen and seconded by Alderwoman Gilbert. All Council present voted aye.
  - b. Mayor Norby thanked everyone who attended the Sunset Village Apartment Complex grand opening, which Governor Bullock spoke at. He also thanked Alderwoman Christensen for representing Richland Economic Development at the meeting with Governor Bullock prior to the grand opening. Mayor Norby stated a good discussion was had with Governor Bullock and hopefully something will come from it.
8. **COMMITTEE WORK:**
  - a. **Park and Recreation:**
    - i. **Boys and Girls Club-Johnson Park Land:** Alderman Koffler stated that the Boys and Girls Club came before the Park and Recreation Committee to request the City deed the land currently leased to them in Johnson Park so they could apply for a \$1 million grant to go to their new building. Alderman Koffler stated it was the recommendation of the Park and Recreation Committee to move forward with the process of deeding that land to the Boys and Girls Club. City Attorney Krautter asked to have this tabled for the time being, stating that he would like to look into how the City would move forward with giving the land to the Boys and Girls Club first. He stated that the statutes for giving of land is unclear in this circumstance and would like to get an opinion from the Attorney General first. City Clerk Redfield stated that she contacted the Clerk and Recorders Office about this going to vote on the General Ballot, and Stephanie Verhasselst stated that she checked with the County Attorney and they stated that it could not be on the General Ballot, and Stephanie Verhasselst stated that she checked with the County Attorney and they stated that it could not be on the General Election Ballot, but it could run in conjecture with the General Election Ballot, but the cost could run from \$15,000-\$20,000. Mrs. Verhasselst also stated that the County Attorney was not sure if it had to go to popular vote, from her examination of the statutes. City Attorney Krautter stated there are 2 conflicting statutes and need clarification to move forward correctly. Motion was made to table the Boys and Girls Club deeding of Johnson Park Land by Alderman Koffler and seconded by Alderman Smith. All Council present voted aye.
    - ii. **High School use of City Tennis Courts:** Alderman Koffler stated that the Park and Recreation Committee met with Mr. Sweet, who was requesting the use of the City Tennis Courts for a proposed Sidney High School Tennis Team. It was the recommendation of the Park and Recreation Committee to allow the High School Tennis Team to use the City Tennis Courts, and Alderman Koffler made a motion to reflect the recommendation. Alderwoman Christensen seconded the motion, and all Council present voted aye.
9. **ALDERMEN REQUESTS AND COMMITTEE REPORTS:**
  - a. Alderwoman Gilbert stated that the Fire Department is having excessive fires in alleys in Sidney, and she wanted to make the public aware to keep an eye out and not to store dry wood or shrubs near garbage cans, as they are easily ignitable.
  - b. Alderwoman Gilbert asked PWD Hintz about the cones and work being done on City Streets, and PWD Hintz stated that it is Century Link who is installing new lines.
10. **UNFINISHED BUSINESS:**
  - a. **Resolution 3724-SID 104 Boundary Line Relocation for Mayo Subdivision, and Hilltop Enterprises Phase II and IV-Tabled**
11. **NEW BUSINESS:**
  - a. **Riedy Variance Request:** City Clerk Redfield stated that Mr. and Mrs. Riedy purchased a lot in the Wagon Wheel Subdivision, with already owning a trailer to be placed on it that was too large for the lot. They came before the Variance Board to ask for a 2.5 foot rear yard variance, which would still keep their trailer 12.5 feet from the rear property line, so that they could place their trailer on the lot. City Clerk Redfield stated there was no objection to this variance, and that the Variance Board recommended approval. Motion was made to approve the Riedy 2.5 foot rear yard Variance at Lot 15, Block 6, Wagon Wheel Subdivision by Alderwoman Christensen and seconded by Alderman Koffler. All Council present voted aye.
12. **CITY PLANNER HOW: Nothing**
13. **CITY ATTORNEY:**
  - a. **Ordinance 565: GVW Code Update:** City Attorney Krautter read Ordinance 565, updating the City Code on trucks with a GVW over 32,000 pounds driving on City streets. City Attorney Krautter stated that he took what Chief DiFonzo had presented at the previous meeting to the Council and just modified it for better understanding, and that he recommends the passing of Ordinance 565. City Attorney Krautter stated he would like to see "of" inserted in the ordinance for better clarification in one section. Motion was made to pass Ordinance 565 by Alderman Koffler and seconded by Alderwoman Sergeant. In discussion Alderman Smith asked if this ordinance was meaning that they can use the road to get to their property for servicing, but cannot park the unloaded trucks on City Streets, and City Attorney Krautter stated that is what it means. Alderwoman Gilbert asked if this meant that no servicing can happen on City Streets, which would decrease the amount of chemical runoff to the street, and City attorney stated yes all work must be done on their property. Voting went as follows:  
**Ayes: Christensen, Smith, Gartner, Koffler, Gilbert, and Sergeant**  
**Nays: None**  
**Absent: None**
14. **PUBLIC WORKS DIRECTOR HINTZ:**
  - a. **Report-April Monthly:** PWD Hintz provided his monthly report for April and stated that it was mostly normal spring work. He stated that in the upcoming weeks the Public Works Department will be focusing on the dug-outs and nets in the South Meadow Village Softball Complex, and then will be moving on to other park projects and street repairs.
15. **COMPLIANCE OFFICER JENSEN:**
  - a. **Report-April Monthly:** CO Jensen provided her monthly report for April. Alderwoman Gilbert inquired how CO Jensen is contacting the public on their infractions, and CO Jensen stated that yellow tickets are used for yard infractions, orange tickets for traffic infractions, but that personal contact and certified letters are also being sent. CO Jensen stated that the procedures were a work in progress with all City Staff helping to get the correct way in place.
16. **FIRE MARSHAL GILBERT: Nothing**
17. **CITY TREASURER DEY:**

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- a. **Report: Voided and Canceled Claims/checks:** City Clerk Redfield stated that Treasurer Dey provided a report detailing the need of approval for voided and canceled claims and checks. Motion was made to approve the voiding and cancellation of the claims and checks detailed in Treasurer Dey's report by Alderwoman Christensen, and seconded by Alderwoman Sergeant. All Council present voted aye.
- b. **Change Stockman Bank Accounts from multiple Repurchase Agreements to one Demand Deposit Account:** City Clerk Redfield stated that Treasurer Dey provided a report detailing the benefits of switching the City of Sidney's 3 repurchase agreements at Stockman Bank to one Demand Deposit Account, some of which included a higher interest rate from .25% to .60%, no more penalties for late renewals, and less work in balancing each month. A motion was made to approve the City of Sidney switching from repurchase agreements to a demand deposit account at Stockman Bank by Alderman Smith and seconded by Alderman Koffler. All Council present voted aye.

**18. CITY CLERK REDFIELD: consent agenda**

a. **GENERAL JOURNAL VOUCHERS:** e-mailed

b. **Claims to be approved:** \$ 38,365.87 + \$350.00 = \$38,715.87

City Clerk Redfield stated that it was brought to her and Treasurer Dey's attention that the claim for Justin King vehicle use payment for the Fire Department was not included in the original claims amount, and so the \$350.00 payment was added to the claims.

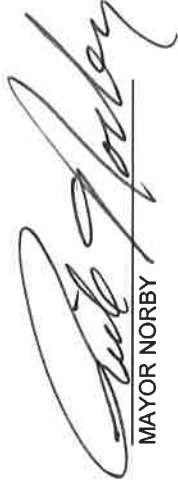
2016-84	Interstate Engineering	425 East Main	Remodel	L12-13, B27, Kenoyer
2016-85	Jacob Carlsen	205 S Lincoln	Replacement Fence	L2, B3, Gardner
2016-86	Deanna Chapman	420 & 424 5 <sup>th</sup> St NE	Fence	L1, B1, Kenoyer
2016-87	Lila & Mustafa Kara	919 3 <sup>rd</sup> St SW	Fence	Partial L1-3, B7, Nels Bach 1st

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

Meeting was adjourned at 7:03 pm

ATTEST:

  
CITY CLERK

  
MAYOR NORBY

May 11<sup>th</sup>, 2016  
DATE SIGNED