



City of Sidney, MT
City Council Regular Meeting 2-6-23
February 06, 2023 6:30 PM
115 2nd Street SE | Sidney, MT 59270

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 via phone:

Meeting ID: 867 1287 0239 Passcode: 4332809 Call: 1-346-248-7799

1. Call to Order

Mayor Norby called the regular meeting of the Sidney City Council to order at 6:30pm.

2. Pledge of Allegiance

The Pledge of Allegiance was stated by all present.

3. Aldermen Present

Godfrey, Stevenson, Koffler, Rasmussen and DiFonzo. Via phone: Christensen

4. Correction or Approval of Minutes

a. January 17th, 2023 Regular Meeting Minutes

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

b. Park & Rec Committee Meeting Minutes 1-13-23

Motion was made to approve.

Motion made by Alderwoman Christensen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

5. Visitors

a. Larry Christensen-Car show at Moose Park June 17th, 2023

Mr. Christensen stated the Richland County Car show is asking permission to use Moose Park for their annual car show, he stated they will need the park from 8am to 5pm. Mayor Norby asked for him to coordinate with baseball to make sure there is not a game.

Motion was made to approve as long as there is not already a scheduled game.

Motion made by Alderman Koffler, Seconded by Alderman Stevenson.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

b. Adam Smith-County Public Works Director: Request to waive Building Permit Fees for Event Center Expansion

Mr. Smith came before the City Council to ask to have the building permit fees waived for the Event Center Expansion, since the City is now in charge of County building permits, understanding the plan review fees that must be paid to Kyle Harlan would not be waived. Clerk/Treasurer Chamberlin stated the building permit fees would be \$11,608.75 and the plan review fees would be \$4,063.07.

Motion was made to approve waiving the building permit fees.

Motion made by Alderman DiFonzo, Seconded by Alderman Koffler.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

c. TBID 2023 Budget

Kali Godfrey, Chamber Executive Director and TBID Administrator, brought before the City Council the TBID proposed budget for January 1, 2023 to December 31, 2023. The total anticipated expenditures being 107,518.00, with the hopeful breakdown of this provide. She stated last year they gave out approximately \$77,000 in grants for events within the area that brings in tourism to the area. She stated that applications for grants can be found at the Chamber and must be submitted 60 days prior to the event.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Christensen

Voting Abstaining: Alderwoman Godfrey

d. Theresa Brese-Refund Hookup Fees paid because water at residence was off 3 years

Did not attend.

e. Other Visitors:

Scott Sturgis: Mr. stated he will be at the next meeting with more details to ask for permission to use Moose Park for college baseball games. Mayor Norby stated he will be on the agenda.

Sidney Public Schools: Lexi Morwich, Emma Cundiff

Boys Scouts: David Christensen, Jody Christensen, Seth Hussey, Garrick Halvorson, Leif Halvorson, Isaak Lassey, Briana Villegas, Corey Christensen, Jayden Halvorson and Cedrick Halvorson

Jordan Mayer: Interstate Engineering

Jason Schrader: Planning Board

Jason Elletson: City Water Commissioner

6. Public Hearing

a. Vacate Alley at Gem City Motors

Mayor Norby called the public hearing for the Gem City Alley Vacation to order at 6:38 pm. City Planner Sanderson stated there is a petition to abandon the alley and read the legal address per the application. He stated the petition is complete and accurate and the petitioners represent 100% of the properties adjacent to or affected by the alley. He stated in his letter of recommendation he referenced two laws, the subdivision state law states that although the public right-of-way is abandoned, the city services get an easement, which he stated the petitioners have agreed to a 30-foot easement. He stated in his report there are 10 points of findings, including the legal notice and public hearing. He stated there was no correspondence to him or to the city on this. He stated his recommendation is to approve the abandonment and the 30-foot easement for the utilities. City Planner Sanderson stated not a part of his recommendation but was included in the petition is the city to pay for the filling fee's, which is normally paid for by the petitioner. Alderman DiFonzo asked if the sewer line still services other properties than the petitioner and PWD Hintz stated it does.

Mayor Norby called for any proponents to the alley vacation and Mr. Slotolowicz came forward on behalf of Gem City Motors. He stated that for the last 20-years this has not been used an alley, rather a gated parking lot. He stated they have had to let people in for the utilities and have no issues with the easement. He stated the purpose is for expanding the business and making improvements. Mayor Norby called for any further proponents, three times, with no more coming forward.

Mayor Norby called for any opponents to the alley vacation, three times, with none coming forward.

The Public Hearing was closed at 6:45pm.

7. Mayor Norby

a. Boy Scouts Proclamation

Mayor Norby read the 2023 Boy Scouts Proclamation out loud.

Motion was made to approve the proclamation.

Motion made by Alderwoman Rasmussen, Seconded by Alderman Koffler.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

b. 2023 Committee Assignments (Tabled at 1-17-23 Meeting)

Motion was made by Alderwoman Rasmussen to untable the 2023 Committee Assignments and Alderman Koffler seconded the motion. Voting aye: Rasmussen, Koffler, Christensen, Stevenson and Godfrey. Voting nay: DiFonzo

Mayor Norby presented his recommendation for the 2023 City Council Committee Assignments, recommending no assignments be changed from 2022 for this year.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderman Stevenson.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen
Voting Nay: Alderman DiFonzo

c. Travis Rosaaen Reappointment to Planning Board-3 Year Appointment

Mayor Norby recommended the reappointment of Travis Rosaaen to the Planning Board for another 3-year term.

Motion was made to approve.

Motion made by Alderwoman Christensen, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

8. Committee Meeting Work

Alderman DiFonzo asked for a Park and Rec Committee Meeting to further discuss the ice rink, with Park Superintendent Ridl having provided a quote. The Park and Rec Committee will be scheduled for the end of February when Alderwoman Christensen is back.

9. Alderman Requests and Committee Reports

Parks and Recreation – Chairman Difonzo – Godfrey, Christensen | **Water and Sewer** – Chairman Koffler – Godfrey, Rasmussen

Street and Alley – Chairman Christensen– Difonzo, Stevenson | **Sanitation** – Chairman Rasmussen – Koffler, Stevenson

City Buildings & Street Lighting – Chairman Stevenson– Koffler, Rasmussen | **Police and Fire** – Chairman Godfrey, Godfrey, Difonzo, Christensen

Budget and Finance – Chairman Christensen – Rasmussen, Godfrey

Nothing.

10. Unfinished Business

Nothing.

11. New Business

a. Jason Schrader Reappointment to Planning Board-3 Year Appointment

Mayor Norby presented the request of Jason Schrader to be reappointed by the City Council to the Planning Board for another 3-year term.

Motion was made to approve.

Motion made by Alderwoman Christensen, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

b. Hanson CUP-apartment in B-3 Zoning

PWD Hintz stated the Zoning Board met and held a public hearing on the conditional use permit request of Tony Hanson to have an upstairs apartment in B-3 zoning. He stated there was a lot of discussion on this and the Zoning/Board of Adjustments have recommended approval of the CUP with an easement for parking spots for this location with the Mucho Si property next to it.

Motion was made to approve.

Motion made by Alderman DiFonzo, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

12. City Planner

Nothing.

13. City Attorney

a. Update

Nothing.

b. Resolution 3906-FY 21-22 Budget Amendment (Tabled at 1-17-23 Meeting)

Motion was made by Alderman Koffler to un-table Resolution 3906 and Alderman Stevenson seconded. With no further discussion, all present stated aye.

City Attorney Kalil read Resolution 3906, FY21-22 Budget Amendment, out loud. He stated the public hearing for this resolution was at the January 17th City Council meeting and it was tabled due to type errors within the resolution itself and he stated those date type errors have been corrected and he recommends approval.

Motion was made to approve.

Motion made by Alderwoman Godfrey, Seconded by Alderman Stevenson.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

c. Resolution 3907-Gem City Alley Abandonment

City Attorney Kalil read Resolution 3907, Gem City Alley Abandonment, out loud.

Motion was made to approve the resolution with the petitioner paying the filling fees.

Motion made by Alderman DiFonzo, Seconded by Alderwoman Godfrey.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

14. Chief of Police

a. Update

Nothing.

15. Public Works Director

a. Update

PWD Hintz stated they have had a workers comp claim with the ice. He stated they are out trying to curtail the flooding, but the ice is still hard and so they are doing what they can.

b. Interstate Engineering Task Order 6-Water Tank Lining \$38,500

PWD Hintz provided the City Council with the Interstate Engineering Task Order 6 for the Meadow Village 200 gallon water tank lining. The project would be spray lining the tank to give it a longer life span and seal it. He stated they are hopeful this will give it another 15 years, having been built in 2006 it originally was given a 20 year life span. Mr. Mayer stated they would be bidding out to manufacturers and supplying it to the state for review. He stated they hope to have that to the State in April and have this taken care of this year, prior to the big water tank project. He stated previous bids for this type of project was around \$150,000. Alderwoman Godfrey asked if this has been done before and if the work is warrantied and Mr. Mayer stated it is and the manufacturer will warranty the work for a set time period. Clerk/Treasurer Chamberlin stated this project, including engineering, is budgeted to be paid for out of cash.

Motion was made to approve task order 6 with Interstate Engineering.

Motion made by Alderwoman Godfrey, Seconded by Alderwoman Rasmussen.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

16. Fire Marshal/Building Inspector

a. Update

Nothing.

17. City Clerk/Treasurer

a. Update

Clerk/Treasurer stated they received the quarterly oil and gas revenue, this quarter was \$120,957.79. She stated the revenues have been substantially higher than they had anticipated during the budget process. She stated the budgeted revenues for the entire fiscal year was \$260,000, with the City already having received \$338,678.38 with one quarter of revenue still to be received. She further stated she passed around the update from the Food Bank.

b. December 2022 Water/Sewer Bank Transfer of \$506,428.20

Clerk/Treasurer Chamberlin stated the high transfer amount is due to bond payments that were due January 1st.

Motion was amde to approve.

Motion made by Alderwoman Godfrey, Seconded by Alderman Stevenson.

Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson, Alderwoman Godfrey, Alderwoman Christensen

18. Consent Agenda

Motion was made to approve the claims and building permits.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.
Voting Yea: Alderman Koffler, Alderwoman Rasmussen, Alderman DiFonzo, Alderman Stevenson,
Alderwoman Godfrey, Alderwoman Christensen

a. **Claims to be approved:** \$100,979.44

b. **Building Permits to be approved:** 2023-35

19. Adjournment

at 7:06pm.