



City of Sidney, MT
City Council Regular Meeting
September 05, 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: 713 080 5898 Passcode: 4332809

Call: 1-346-248-7799

1. Call to Order

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

2. Pledge of Allegiance

The Pledge of Allegiance was stated by all.

3. Aldermen Present

Christensen, Godfrey, Koffler, Rasmussen and DiFonzo. Absent: Stevenson

4. Correction or Approval of Minutes

a. August 21st, 2023 Regular Meeting Minutes

Motion was made to approve.

Motion made by Alderwoman Christensen, Seconded by Alderwoman Godfrey.

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

b. August 28th, 2023 Park and Rec Committee Meeting Minutes

Motion was made to approve.

Motion made by Alderman DiFonzo, Seconded by Alderwoman Godfrey.

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

5. Visitors

a. Other Visitors

Greg Hitchcock (Sidney Herald), Chad Scarpholt (Johnson Hardware), Jordan Mayer (Interstate Engineering)

b. Wendy Ruiz-Waive \$190 in late fees for water/sewer account

Not present.

c. Sidney Chamber-Fall Festival

Alderwoman Godfrey (Chamber Executive Director) stated the Fall Festival downtown on October 14th. She stated the 1st block of 2nd St SE, the first block of East Main, and first block of 2nd St SW blocked for the activities. She stated they will be having many fall activities, with kid activities in the City parking lot next to City Hall. She stated they would also like to have a 5K, starting at Lelond Park with two beer stations at Lelond Park and Moose Park, exclusive to the runners with proper identification. she stated she has reviewed the plan and 5K route with Chief Kraft and modified, but would like approval with condition Chief Kraft give final approval.

Alderman DiFonzo asked if they would have liability insurance and Clerk/Treasurer Chamberlin stated they would be required to, co-naming the City. He further asked if they would be running with the beer and Mrs. Godfrey stated they have to finish the beer in a confined space before they continue running.

Motion was made to approve with the condition that liability insurance is provided, and Chief Kraft gives final approval.

Motion made by Alderman Koffler, Seconded by Alderwoman Christensen.

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

Voting Abstaining: Alderwoman Godfrey

d. Johnson Hardware Grand Opening/Customer Appreciation-Block alley & use lot

Mr. Scarpole stated on September 23rd Johnson Hardware would like to have a customer appreciation celebration in the parking lot behind Johnson Hardware and they would like to have the alley blocked on both ends so traffic cannot come through. Captain Rosaaen stated he has no issue with it.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.

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

6. Public Hearing

a. FY2023-24 Budget Public Hearing

Mayor Norby called the Public Hearing for the FY23-24 budget to order at 6:37pm.

Clerk/Treasurer Chamberlin stated since her budget presentation for the preliminary budget, there was necessary changes made for the final budget. She stated the changes made to the preliminary budget are:

1. Corrected ending cash balance for general fund.
2. Moved transfers from general to from oil and gas fund for SID's and Pool CIP.
3. Increased pool CIP from \$70,000 to \$145,000 per Park and Recreation Committee Meeting.
4. Moved library expenditures and mill levy revenue to general fund instead of library fund.
5. Garbage truck purchase of \$311,500 will still be budgeted as expenditure this fiscal year, but it will not be spent until next fiscal year when the new truck can be delivered but bid came in at \$434,000.
6. Gas tax revenue was increased to \$1,117, 813.75. \$244,410.77 was the BARSAA final payment, \$599,548.67 was one time allocation from SB536 and \$289,437.31 for this fiscal year combined BARSAA and Gas Tax. Expenditures shifted from street maintenance CIP to gas tax fund, with no transfer into that fund from oil and gas fund. This money to be used in future fiscal years is restricted to street improvements and cannot be used for payroll or equipment purchases.
7. Increased transfer out of oil and gas to tennis courts by \$30,000. Total available in tennis court fund will be \$144,000.

Mayor Norby called for any proponents to the FY23-24 budget, three times, with none coming forward.

Mayor Norby called for any opponents to the FY23-24 budget, three times, with none coming forward.

The public hearing for the FY23-24 budget was closed at 6:42pm.

7. Mayor Norby

a. VFW "Buddy" Poppy Proclamation

Mayor Norby read the VFW "Buddy" Poppy Proclamation out loud.

Motion was made to approve.

Motion made by Alderwoman Rasmussen, Seconded by Alderman DiFonzo.

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

Alderwoman Christensen

8. Committee Meeting Work

a. Park and Rec-Svarre Pool Dock

Alderman DiFonzo stated the Park and Recreation committee met with the Sidney Tiger Sharks Swim Team pertaining to the permanent or temporary dock proposals. He stated they would like to install a permanent dock, as the use of the current temporary dock is cumbersome, and it would be beneficial to the pool in general. He stated they discussed there could be problems with the weight of the permanent dock with the current pool floor. He stated either the new temporary dock or permanent dock would be paid for by the fundraising done by Swim Team, and the new temporary dock would be easier to install for them.

Alderwoman Rasmussen asked if the Swim Team would have liability insurance to cover if permanent damage was done to the pool and Clerk/Treasurer Chamberlin stated once the permanent dock was constructed, the Swim Team would gift it to the City, so any insurance on it would be through the City's property insurance.

Motion was made, per the recommendation of the Park and Recreation Committee, to wait on final decision of permanent dock versus temporary dock, but to allow them to use their current temporary dock for the 2024 season and to increase the transfer into the pool CIP to \$145,000 to pay for the blasting, painting and possibly raising the south end of the pool.

Motion made by Alderman DiFonzo, Seconded by Alderwoman Christensen.

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

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

Nothing.

12. City Planner

a. Byer (formally Windsong) Lot Aggregation

PWD Hintz stated this was approved formally in March 2023 but with ownership has changed so the plat is being redone with the name change.

Motion was made to approve.

Motion made by Alderwoman Rasmussen, Seconded by Alderman DiFonzo.

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

b. Holly St. Builders Lot Aggregation

PWD Hintz stated this is for the future Dollar General Store location, where they need to aggregate the two lots to build the store.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Christensen.

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

13. City Attorney

a. Resolution No. 3912-FY23-24 Budget-Garbage

City Attorney Kalil read Resolution number 3912, FY23-24 budget resolution for solid waste services, out loud.

Motion was made to approve.

Motion made by Alderwoman Rasmussen, Seconded by Alderwoman Godfrey.

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

b. Resolution No. 3913-FY23-24 Budget-Residential Street Lighting

City Attorney Kalil read Resolution number 3913, FY23-24 budget resolution for residential street lighting services, out loud.

Motion was made to approve.

Motion made by Alderwoman Christensen, Seconded by Alderman Koffler.

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

c. Resolution No. 3914-FY23-24 Budget-Commercial Street Lighting

City Attorney Kalil read Resolution number 3914, FY23-24 budget resolution for commercial street lighting services, out loud.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderman DiFonzo.

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

d. Resolution No. 3915-FY23-24 Budget-Residential Sweeping

City Attorney Kalil read Resolution number 3915, FY23-24 budget resolution for residential sweeping services, out loud.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Godfrey.

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

e. Resolution No. 3916-FY23-24 Budget-Commercial Sweeping

City Attorney Kalil read Resolution number 3916, FY23-24 budget resolution for commercial sweeping services, out loud.

Motion was made to approve.

Motion made by Alderman DiFonzo, Seconded by Alderwoman Rasmussen.

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

f. Resolution No. 3917-FY23-24 Budget-Mowing

City Attorney Kalil read Resolution number 3917, FY23-24 budget resolution for mowing services, out loud.

Motion was made to approve.

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

g. Resolution No. 3918-FY23-24 Budget-South Meadow Park

City Attorney Kalil read Resolution number 3918, FY23-24 budget resolution for South Meadow Park Maintenance services, out loud.

Motion was made to approve.

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

h. Resolution No. 3919-FY23-24 Budget-Delinquent Utilities

City Attorney Kalil read Resolution number 3919, FY23-24 budget resolution for delinquent utilities, out loud.

Motion was made to approve.

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

i. Resolution No. 3920-FY23-24 Budget-Dutch Elm

City Attorney Kalil read Resolution number 3920, FY23-24 budget resolution for removal of dutch elm trees, out loud.

Motion was made to approve.

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

j. Resolution No. 3921-FY23-24 Budget-SID 104

City Attorney Kalil read Resolution number 3921, FY23-24 budget resolution for SID 104 bond, out loud.

Motion was made to approve.

Motion made by Alderman DiFonzo, Seconded by Alderman Koffler.

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

k. Resolution No. 3922-FY23-24 Budget-Snow Removal

City Attorney Kalil read Resolution number 3922, FY23-24 budget resolution for snow removal services, out loud.

Motion was made to approve.

Motion made by Alderwoman Rasmussen, Seconded by Alderman Koffler.

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

l. Resolution No. 3923-FY23-24 Budget-Street Maintenance

City Attorney Kalil read Resolution number 3923, FY23-24 budget resolution for street maintenance services, out loud.

Motion was made to approve.

Motion made by Alderwoman Christensen, Seconded by Alderman DiFonzo.

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

m. Resolution No. 3924-FY23-24 Budget-Setting Mill Levy's

City Attorney Kalil read Resolution number 3924, FY23-24 budget resolution for setting mill levy's, out loud.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.

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

n. Resolution No. 3925-FY23-24 Budget-Setting Final Budget

City Attorney Kalil read Resolution number 3925, FY23-24 budget resolution for setting the final budget, out loud.

Motion was made to approve.

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

14. Chief of Police

a. Update:

Captain Rosaaen stated they will be holding interviews for the open positions in the Sidney Police Department this week.

15. Public Works Director

a. Update:

PWD Hintz stated the 220k Gallon Tank Lining Project was started this morning, completing the end of September. He stated they informed all of the necessary emergency stakeholders that the tank will not be in service during this time. Alderwoman Rasmussen asked if there will be any issues with cloudy water when the tank is back in service and PWD Hintz stated it will be off line during the duration of the project and before coming online they will fill and empty it to ensure that does not happen.

PWD Hintz stated they have finished the 4th St restoration and paving and Yellowstone Drive will be next week with 6th Avenue by Veteran's Park coming soon. He stated they have completed the cross walk painting by the schools and next year will be painting the curbs and downtown parking spots.

b. Phase 3 Water Project Change Order #2 for increase in 8 calendar days

PWD Hintz presented the Phase 3 Water Project Change Order #2.

Motion was made to approve.

Motion made by Alderman Koffler, Seconded by Alderwoman Rasmussen.

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

c. Phase 3 Water Project Pay Application #5 for \$938,509.70 and SRF Draw #3C for \$993,468

PWD Hintz presented the Phase 3 Water Project Pay Application #5 for \$938,509.70 and SRF Draw #3C for \$993,468.

Motion was made to approve.

Motion made by Alderman DiFonzo, Seconded by Alderman Koffler.

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

Alderwoman Christensen

16. Fire Marshal/Building Inspector

Nothing.

17. City Clerk/Treasurer

a. Update:

Clerk/Treasurer Chamberlin stated they had the pre-bid walk-through earlier in the day and it went very well with 3 general contractors and several sub contractors looking at the project. She stated the official bid opening will be next Tuesday, September 12th, at 2:30pm if anyone would like to attend and there will be call in capabilities.

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, Alderwoman Godfrey, Alderwoman Christensen

a. Claims to be approved: \$87,937.33

b. Building Permits to be approved: 2024-5, 2024-14 to 2024-22 and RC2024-7

19. Adjournment

at 7:09pm.