

April 5th, 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: 961 5044 3315

Passcode: 511772

Or by calling: 1-346-248-7799

1. CALL TO ORDER: The regular meeting of the Sidney City Council 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, Godfrey, Gartner, Koffler and Rasmussen, Sergeant.
4. CORRECTION OR APPROVAL OF MINUTES:
 - a. **March 15th, 2021- Regular City Council Meeting Minutes:** Motion was made to approve the minutes from the March 15th, 2021 regular City Council Meeting by Alderwoman Sergeant and Alderwoman Christensen seconded. With no further discussion, all present voted aye.
5. VISITORS:
 - a. **Carol Pierce- Moose Park Memorial on July 25th, 2021-** Carol Pierce with her son Travis Pierce came forward to the City Council to get permission to have a memorial ceremony in Moose Ballpark on July 24th or 25th, 2021, she mentioned that the time would be sometime in the afternoon but unsure yet. Alderwoman Rasmussen asked if the City of Sidney have received the baseball schedule yet, and how that will affect this ceremony. Clerk Treasurer Chamberlin responded with that baseball does have a schedule set but, the city has not seen it yet. Alderwoman Christensen made a motion to approve of Carol and Travis Pierce have a memorial ceremony in Moose Ballpark on either July 24th or July 25th but, they will have to work around baseball schedule. Travis mention that maybe there will be a car and motorcycle show but, Carol was wondering if they must stay out of the baseball field if they have this car and motorcycle show? Mayor Norby mentioned that if they could have the show during day light hours so that the city does not have to turn on the city lights. Alderwoman Christensen amended her motion to include the discussion after her first original motion, Alderman seconded the motion. After no further discussion, all present voted aye.
 - b. Lori Johnson
 - c. Larry Christensen- Sidney Volunteer Fire Department
 - d. Jordan Mayer- Interstate Engineering
 - e. Jayme Kelly
 - f. Derek Carda- Sidney Volunteer Fire Department
 - g. Adam Smith- Sidney Volunteer Fire Department
 - h. Laurel Molden- Deputy Clerk of Court
 - i. Laura Gundlach- Morrison Maierle
 - j. Carla Verhasselt
6. PUBLIC HEARING:
 - a. **Kelly Zoning Change:** Mayor Norby called the public hearing for Jayme Kelly Zoning Change Permit at 6:36 pm. FM/BI Rasmussen mentioned that Mr. Kelly is changing it from two-bedroom single apartments to a hair and nail salon, FM/BI Rasmussen also mentioned that if Mr. Kelly were to have a small salon then it would have fit the current zoning that is it in. FM/BI Rasmussen also mentioned that since Mr. Kelly is going to have a four or five station salon it does not meet B3 zoning standards. Mayor Norby called for any proponents, three times, and none came forward. Mayor Norby called for any opponents, three times, and none came forward. With no further testimony, Mayor Norby closed the public hearing at 6:37 pm.
7. MAYOR NORBY:
 - a. **National Service Recognition Day Proclamation:** Mayor Norby read the National Service Recognition Day Proclamation out loud. Motion was made to approve the National Service Recognition Day Proclamation by Alderwoman Rasmussen and Alderwoman Sergeant seconded. With no further discussion, all present voted aye.
8. COMMITTEE MEETING WORK: Nothing.
9. ALDERMEN REQUESTS AND COMMITTEE REPORTS: Nothing.
10. UNFINISHED BUSINESS: Nothing.
11. NEW BUSINESS:
 - a. **Johnson Lot Variance:** PWD Hintz stated that the Zoning Board met to discuss Mrs. Johnson wanting to extend her garage which currently sits behind the house in the backyard. PWD Hintz also mentioned Mrs. Johnson is wanting to build a bigger garage and to extend a living area above the garage, so the garage will be extended out to the front of the house. PWD Hintz said that there is only a three-foot set back currently, which needs a variance to meet the six-foot setback to the property line. PWD Hintz also stated that there were no

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opponents that attended the meeting so, the Zoning Board is recommending approval of Mrs. Johnson variance. Mrs. Verhasselt stated she is the neighbor next door, and that she has no opposition to this variance but, she does have a fire concern regarding the garage. FM/BI Rasmussen stated that Mrs. Johnson will have to put 5/8 sheet rock on the side of the garage to protect the neighboring property. FM/BI also mentioned that this would be a condition that Mrs. Johnson will have to get when she applies for a building permit, FM/BI also said this is the same protections as Mrs. Johnson house is. F/BI Rasmussen also mentioned that Mrs. Verhasselt will have nine feet instead of the ten feet the city typical requires. Alderwoman Christensen made a motion to approve of the Johnson lot variance, Alderman Koffler seconded the motion. After no further discussion, all present voted aye.

- b. **Kelly Zoning Change:** PWD Hintz stated the Zoning Board reviewed the zoning change of Mr. Kelly for the lots 11 and 12, Block 20 in Original Subdivision. Mr. Kelly mentioned that to utilize a two-bedroom apartment from R3 to B3, FM/BI stated that this will change the zoning from R3 to B3, then the apartments can be used as a conditional use to fit the city codes. Alderwoman Rasmussen made a motion to approve the zoning change for Mr. Kelly from a R3 to a B3, Alderwoman Godfrey seconded the motion. With no further discussion, all present voted aye.
- c. **Kelly CUP:** Alderwoman Rasmussen made a motion to approve of Mr. Kelly Conditional Use Permit, and Alderman Koffler seconded the motion. With no further discussion, all present voted aye.

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

13. **CITY ATTORNEY:**

- a. **Resolution 3856-SID 101A:** City Attorney Kalil read Resolution 3856 providing a refund for certain SID Tax Payments out loud. Alderwoman Christensen made a motion to approve Resolution 3856 and Alderwoman Sergeant seconded. With no further discussion, all present voted aye. Voting went as follows:
Ayes-Christensen, Godfrey, Gartner, Koffler, Rasmussen and Sergeant
Nays- None
Absent-None

14. **CHIEF OF POLICE KRAFT:** Nothing.

15. **PUBLIC WORKS DIRECTOR HINTZ:**

- a. **Update:** PWD Hintz stated that the city crews are currently out crack sealing out on the streets these last couple of weeks and should be finishing that up some time this week. PWD Hintz also mentioned that the water department crew has been out pigging out some of the water mains and should be wrapping that up this week as well. PWD Hintz also mentioned with the weather turning nicer the crews are going to get busier with street maintenance and the wash down station. PWD Hintz stated that Franz construction will start overlaying on 4th AVE and within two weeks should be able to start overlaying. PWD Hintz also mentioned in the first time in many years the city pool was cleaned out at the end of March and looking to get a good start on painting the pool, with the help of swim team and the city crew.
- b. **Morrison Maierle Inc Amendment #1 to Task Order #12- 2021 Neilson Halvorson Sewer Rehab:** PWD Hintz gave an update on the Nielson Halvorson Sewer Rehab, there is left over money that the city had from SRF Funds from the wastewater project to use. PWD Hintz mentioned that there is about \$480,000.00 funds available, PWD Hintz said that Laurel Gundlach with Morrison Maierle already has the contract and already have begun much of the survey work. PWD Hintz is recommending approving this Amendment #1 to Task Order #12 for 2021 Neilson Halvorson Sewer Rehab, Alderwoman Rasmussen made a motion to approve of this Amendment #1 to Task Order #12 for 2021 Neilson Halvorson Sewer Rehab. Alderman Koffler seconded the motion, after no further discussion all present approve.
- c. **Jordan Mayer with Interstate Engineering** gave an update on the West Holly Water Project, he stated the DEQ is reviewing the plans still and is unsure when DEQ will be finished reviewing those plans. Mr. Mayer also mentioned that he got ahold of one property owner regarding the easements, and that property owner is on board with the project. Mr. Mayer is still waiting to hear back from the last property owner, Mr. Mayer hopes to know more information by the next council meeting. Mr. Mayer also gave an update on the 4th AVE Project with the weather warming up, he believes that Franz Construction should have that project completed within the month. Mr. Mayer also said that there is left over funds available for the design for the bump outs for 4th AVE around the school.

16. **FIRE MARSHAL/BUILDING INSPECTOR RASMUSSEN:**

- a. **Update:** FM/BI Rasmussen mentioned that his report will be ready at the next council meeting.
- b. **Confirmation of Fire Chief- Adam Smith and City Deputy Fire Chief- Derek Carda:** Fire Chief Christensen stated that he stepped down as fire chief and that the Sidney Fire Department has elected two new positions. FM/BI Rasmussen stated that Mr. Christensen took over as fire chief 12 years ago and he has worked very hard and many long hours. Alderwoman Rasmussen made a motion to approve of Adam Smith for Fire Chief and Derek Carda as City Deputy Fire Chief. Alderman Koffler seconded the motion, with no discussion all present voted aye.

17. **CITY CLERK/TREASURER CHAMBERLIN:**

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- a. Update
- b. **MMIA Employee Benefits Rates for 2021-2022:** City Clerk/Treasurer Chamberlin presented every fiscal year our health insurance renews, and those new rates start July 1st, City Clerk/Treasurer Chamberlin mentioned that last five to eight years there is always about a 5 to 12% rate increase, and this is the first year that there will be no rate increase to our health insurance.
- c. **Consent agenda**
 - i. Claims to be approved: \$96,211.24.
 - ii. Building Permits to be approved:

****2021-030 On Hold for Dollar Tree**

****2021-073 On Hold**

2021-083	Nick Ostle	511 2 nd ST SE	Garage	L7, B29, Kenoyer Addition
2021-084	Cody Schroeder	318 4 th AVE NE	Garage	L2, B35, Original Subdivision
2021-085	Leland Miller	1205 14 th ST SW	Shed	L12, B7, Peterson 14 th Addition
2021-086	Elaine Fields	320 4 th ST SW	Shed	L8, B42, Original Subdivision

City Clerk/Treasurer Chamberlin mentioned that she would like to have a Budget and Finance Meeting on April 15th, 2021 at 5:00PM to discuss payroll for the next fiscal year. Motion was made to approve the consent agenda by Alderman Koffler, and Alderwoman Rasmussen seconded the motion. With no further discussion, all present voted aye.

Meeting was adjourned at 7:00 p.m.

ATTEST:

MAYOR NORBY

CITY CLERK

DATE APPROVED