

CITY COUNCIL PROCEEDINGS  
PUBLISHED SUBJECT TO THE GOVERNING BODY'S REVIEW AND REVISION

A regular meeting of the Beach City Council was called to order by President Wade Walworth at 7:00 pm on January 7, 2013. Present when the meeting was called to order was City Council Mark Benes, Tim Marman, Jeanne Larson, Paul Lautenschlager, Henry Gerving, City Auditor Kimberly Nunberg and Sheriff Scot Steele.

Minutes of the previous month meetings were read. Benes moved to approve the minutes, second by Lautenschlager. Motion carried unanimously. Vouchers were reviewed for payment. Benes moved to approve the following vouchers from the year 2012 budget, second by Larson. Motion carried unanimously.

15962 American Welding & Gas, Inc. 14.80  
15963 Auto Tech 312.86  
15964 BC6 897.00  
15965 Beach Vet Clinic 18.00  
15966 Beach Volunteer Fire Department 37.50  
15967 Bismarck Tribune 25.00  
15968 BOSS 115.10  
15969 Dakota Dust Tex 67.80  
15970 Fallon County Treasurer 1624.75  
15971 Fargo Water 1585.61  
15972 Farmers Union 2295.52  
15973 Ferrellgas 785.86  
15974 Fisher Sand & Gravel 1112.40  
15975 G & G Garbage, Inc. 2400.00  
15976 Jandt Plumbing & Heating 6346.20  
15977 MDU 5266.25  
15978 Midstate Communication 224.77  
15979 Municipal Government Academy 70.00  
15980 One Call Concepts 6.25  
15981 Rohan's Hardware 130.32  
15982 Southwest Water Authority 6794.15  
15910-15915 & 15942-15958 City Employees Wages for December 18925.88  
15916 NDPERS 100.00  
15917 City of Beach 109.35  
15938 Blue Cross Blue Shield 452.40  
15939 Blue Cross Blue Shield 3541.68  
15940 Verizon Wireless 183.12  
15941 USPS 179.69  
15959 NDPERS 100.00  
15960 NDPERS 1053.14  
15961 City of Beach 86.85  
-89960 First State Bank of Golvea 3564.78  
-89961 Office of State Tax Commissioner 362.72

Lautenschlager moved to approve the following vouchers from the year 2013 budget, second by Benes. Motion carried unanimously.

15983 Beach Area Chamber of Commerce 150.00

15984 Black Mountain Software 821.00

15985 Floyd Braden 227.40

15986 Golden Valley County 6968.00

15987 Golden Valley News 34.00

15988 Jill Schatz 7.98

15989 Kim Nunberg 80.63

15990 Municipal Government Academy 30.00

15991 ND Rural Water Systems Association 200.00

15992 ND Water Users Association 100.00

15993 NDLC 1092.00

15994 Railroad Management Company 265.74

15995 Southwest Community Service 850.00

### **Sheriff's Report**

Sheriff Steele reviewed the report for the month of December consisting of 9 calls, 5 citations and 1 written warning. Steele mentioned the County will be holding a public sale in the near future if the City has any items they would like to include in the sale.

### **Auditor's Report**

Nunberg reviewed her written report. The financial report for the month of December and the year ending 2012 will be reviewed at the next meeting.

### **Unfinished Business:**

There was discussion as to when the Quiet Zone project will be re-bid. Nunberg will contact the City Engineer to determine a date for publishing the legal notice re-bidding the Quiet Zone project. Per request of the Council, Nunberg provided a copy of the criminal judgment filed on Carl Newton.

### **New Business:**

#### **RESOLUTION 2013-1**

#### **PUBLIC NOTICE OF REGULARLY SCHEDULED MEETING DATES TO BE HELD AT CITY HALL, BEACH, ND, AND THE HOUR BEGINNING OF MEETINGS**

WHEREAS, UNDER PROVISIONS OF CHAPTER 40-04.1-05. NDCC, AND CITY ORDINANCE 1.0201 THE CITY COUNCIL HAS DETERMINED DATES FOR REGULAR MEETINGS IN THE YEAR 2013,

AND WHEREAS, THE CITY COUNCIL SHALL OBSERVE DAYLIGHT SAVINGS TIME DURING THOSE MONTHS DAYLIGHT SAVINGS TIME IS OBSERVED AND MOUNTAIN TIME DURING THOSE MONTHS MOUNTAIN TIME IS OBSERVED,

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL MEETINGS SHALL BEGIN AT 7:00 P.M. ON THE FOLLOWING DATES AND MAY ADJOURN FROM TIME TO TIME IF NECESSARY:

JANUARY 7 & 22  
FEBRUARY 4 & 19  
MARCH 4 & 18  
APRIL 1 & 15  
MAY 6 & 20  
JUNE 3 & 17

JULY 1 & 15  
AUGUST 5 & 19  
SEPTEMBER 3 & 16  
OCTOBER 7 & 21  
NOVEMBER 4 & 18  
DECEMBER 2 & 16

LARSON MOVED TO ADOPT RESOLUTION 2013-1, SECOND BY GERVEN. MOTION CARRIED UNANIMOUSLY.

### **RESOLUTION 2013-2**

#### **ESTABLISHMENT OF DAYS THAT CITY HALL IS CLOSED DUE TO HOLIDAYS**

WHEREAS, UNDER THE PROVISIONS OF CHAPTER 1-03-01 OF NDCC AND BY THE ACTIONS OF THE CITY COUNCIL TO DECLARE DAYS THAT CITY HALL WILL BE CLOSED,

NOW THEREFORE, BE IT RESOLVED THAT CITY HALL WILL BE CLOSED IN OBSERVANCE OF THE FOLLOWING:

JANUARY 1 - NEW YEARS DAY  
JANUARY 21 - MARTIN LUTHER KING DAY  
FEBRUARY 18 - PRESIDENTS DAY  
MARCH 29 - GOOD FRIDAY  
MAY 27 - MEMORIAL DAY  
JULY 4 - INDEPENDENCE DAY

SEPTEMBER 2 - LABOR DAY  
NOVEMBER 11 - VETERANS DAY (OBS)  
NOVEMBER 28- THANKSGIVING  
NOVEMBER 29- IF COUNCIL APPROVES  
DECEMBER 24 – CHRISTMAS EVE 1-5  
DECEMBER 25 – CHRISTMAS DAY

CITY HALL CLOSING WILL ALSO BE OBSERVED UPON ACTION OF THE PRESIDENT OF THE UNITED STATES AND THE GOVERNOR OF THE STATE OF NORTH DAKOTA. LARSON MOVED TO ADOPT RESOLUTION 2013-2, SECOND BY GERVEN. MOTION CARRIED UNANIMOUSLY.

### **RESOLUTION 2013-3**

#### **BUSINESS HOURS AT CITY HALL**

WHEREAS, THE CITY COUNCIL WILL DETERMINE THE HOURS CITY HALL WILL BE OPEN,

NOW THEREFORE, BE IT RESOLVED THAT CITY HALL WILL BE OPEN MONDAY THROUGH FRIDAY, 8:00 A.M. TO NOON AND 1:00 P.M. TO 5:00 P.M., WITH THE EXCEPTIONS OF HOLIDAYS.

LARSON MOVED TO ADOPT RESOLUTION 2013-3, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-4**

**REIMBURSEMENT FOR MILEAGE, MEALS AND LODGING**

WHEREAS, CITY EMPLOYEES MAY INCUR EXPENSES FOR MILEAGE, MEALS, AND LODGING IN THE PERFORMANCE OF CARRYING OUT THE DUTIES REQUIRED BY THE CITY,

AND WHEREAS, THE CITY AUDITOR, UPON BEING PRESENTED WITH DOCUMENTED EVIDENCE AND IS SATISFIED WITH AUDIT OF EXPENSES, MAY APPROVE PAYMENT BETWEEN REGULARLY SCHEDULED COUNCIL MEETING,

NOW THEREFORE, BE IT RESOLVED THAT THE CITY ALLOW REIMBURSEMENT FOR EXPENSES INCURRED ACCORDING TO CHAPTER 54-06-09 OF NDCC AS FOLLOWS:

PERSONAL VEHICLE, MILEAGE	.56.5 PER MILE
\$30.00 PER DIEM FOR BREAKFAST, LUNCH & DINNER	
LODGING	77.00
(ACTUAL LODGING NOT TO EXCEED \$77 PLUS ANY APPLICABLE TAXES)	

LARSON MOVED TO ADOPT RESOLUTION 2013-4, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-5**

**EXPEDITION OF BUSINESS**

WHEREAS, IT APPEARS THE BUSINESS OF THE CITY WILL BE EXPEDITED BY AUTHORIZING THE CITY AUDITOR TO PAY CERTAIN MISCELLANEOUS ITEMS, SUCH AS POSTAGE, FREIGHT, UTILITIES, REFUND ORDERS, REGULAR EMPLOYEE PAYROLL AND APPORTIONMENTS,

NOW THEREFORE, BE IT RESOLVED THAT THE CITY AUDITOR BE ALLOWED TO PAY SUCH CLAIMS.

LARSON MOVED TO ADOPT RESOLUTION 2013-5, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-6**

**LISTING OF DEPOSITORY BANKS**

WHEREAS, IT IS NECESSARY FOR THE CITY AUDITOR TO DEPOSIT MONIES FROM TIME TO TIME,

AND WHEREAS, IT IS NECESSARY FOR THE CITY AUDITOR TO DRAW UPON THE DEPOSITS,

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING BANKS BE NAMES FOR DEPOSITORY FUNDS;

FIRST STATE BANK OF GOLVA, GOLVA & BEACH, ND: CHECKING ACCOUNT

BANK OF THE WEST, BEACH, ND: TREASURY SAVINGS

WESTERN COOPERATIVE CREDIT UNION : SAVINGS ACCOUNT  
Formerly Beach Co-op Credit Union

LARSON MOVED TO ADOPT RESOLUTION 2013-6, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-7  
PLEDGE OF SECURITIES**

WHEREAS, IT IS NECESSARY TO HAVE PLEDGE OF SECURITIES,

NOW THEREFORE, BE IT RESOLVED THE FOLLOWING PLEDGES BE ACCEPTED:

BANK OF THE WEST, BEACH, ND \$ 124,387.18 PLUS  
\$250,000.00 FDIC

FIRST STATE BANK OF GOLVA, GOLVA & BEACH, ND \$ 1,535,000.00 PLUS  
\$ 250,000.00 FDIC

LARSON MOVED TO ADOPT RESOLUTION 2013-7, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-8  
CITY AUDITOR TO INVEST AND REINVEST FUNDS**

WHEREAS, CITY FUNDS MAY BE INVESTED IN CERTIFICATES OF DEPOSIT OR US TREASURY NOTES TO DRAW INTEREST,

AND WHEREAS, THESE FUNDS MATURE FROM TIME TO TIME,

NOW THEREFORE, BE IT RESOLVED THAT THE CITY AUDITOR BE AUTHORIZED TO INVEST FUNDS AND REINVEST UPON MATURITY OF CERTIFICATES OF DEPOSITS. ALL CD'S THAT ARE REDEEMED OR REINVESTED SHALL REQUIRE THE SIGNATURE OF BOTH THE CITY AUDITOR AND THE MAYOR.

LARSON MOVED TO ADOPT RESOLUTION 2013-8, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

**RESOLUTION 2013-9**  
**SALARIES OF HIRED AND APPOINTED OFFICIALS**

WHEREAS, THE CITY COUNCIL SHALL SET FORTH SALARIES OF CITY OFFICIALS AND EMPLOYEES,

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING SALARIES HAS BEEN SET EITHER ON A YEARLY, MONTHLY OR HOURLY BASIS:

MAYOR	
Walter Losinski	\$ 5,400.00 YR
CITY COUNCIL	
Mark Benes	\$ 3,600.00 YR
Henry Gerving	\$ 3,600.00 YR
Jeanne Larson	\$ 3,600.00 YR
Paul Lautenschlager	\$ 3,600.00 YR
Tim Marman	\$ 3,600.00 YR
Wade Walworth	\$ 3,600.00 YR
ZONING BOARD	
Al Begger	\$ 1,200.00 YR
James Harchenko	\$ 1,200.00 YR
Tom Marman	\$ 1,200.00 YR
Tama Smith	\$ 1,200.00 YR
Tony Wanner	\$ 1,200.00 YR
PUBLIC WORKS SUPT.	
Dell Beach	\$ 18.55 HR
PUBLIC WORKS EMPLOYEE	
Austin Fulton	\$ 13.91 HR
SOLID WASTE COLLECTION & RECYCLING	
Bart Bishop	\$ 30,744.96 YR
Mike Braden	\$ 16.00 HR
Tony Wanner	\$ 12.00 HR
CITY AUDITOR	
Kimberly Nunberg	\$ 44,400.00 YR
DEPUTY AUDITOR	
Jill Schatz (PT)	\$ 10.00 HR

LARSON MOVED TO ADOPT RESOLUTION 2013-9, SECOND BY GERVING. MOTION CARRIED UNANIMOUSLY.

An Application for Raffle submitted by the North Dakota American Legion Foundation was reviewed. Marman moved to approve, second by Lautenschlager. Gerving abstained. Motion carried unanimously. Correspondence from the ND DOT on Transportation Alternatives Program (TAP) was read. Benes moved to pursue the TAP grant, second by Gerving. Motion carried unanimously. Correspondence from Southwest Water Authority regarding a rate increase was read. Walworth moved to increase the water rate to \$5.25/1000 effective February 1, 2013. Thank you correspondence from Maurice Hardy was read.

No other business was brought forward. Marman moved to adjourn, second by Larson. Meeting adjourned at 7:45 p.m.

ATTEST:

---

Wade Walworth, President

---

Kimberly Nunberg, City Auditor