

**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 Mayor Walter Losinski at 7:00 pm on December 2, 2013. Present when the meeting was called to order was City Council Henry Gerving, Tim Marman, Mark Benes, Jeanne Larson, Wade Walworth, Public Works Superintendent Mike Braden, City Auditor Kimberly Nunberg, Sheriff Scot Steele, and guests Tom Togni, Gene Hamilton, Dell Beach, Dan Buchholz, Tom Updike and Deb Walworth.

Tom Updike addressed the Council and Mayor regarding the enforcement of ordinances and leading by example.

Minutes of the previous month meetings were read. Gerving moved to approve the minutes, second by Benes. Motion carried unanimously. Vouchers were reviewed for payment. Walworth moved to approve the following vouchers, second by Gerving. Motion carried unanimously.

16817 Beach Park Board 3202.42  
16818 Beach Vet Clinic 31.50  
16819 Beach Volunteer Fire Dept. 1585.83  
16820 Black Mountain Software 2680.00  
16821 Boss 41.88  
16822 Braun Intertect 4748.75  
16823 Dakota Dust-Tex 139.45  
16824 Express way Inn 74.70  
16825 Fallon County Treasurer 1715.25  
16826 Fargo Water Equip/DSG 8063.99  
16827 Four Seasons Trophies 17.00  
16828 G & G Garbage 2100.00  
16829 Golden Valley County 7900.00  
16830 GV News 429.94  
16831 Jackie Lindberg 168.04  
16832 JSG Agency 9318.00  
16833 Kim Nunberg 57.41  
16834 La Playa Restaurant & Bar 50.00  
16835 Lyle Signs 92.49  
16836 Marman Plumbing 5100.00  
16837 MDU 4374.98  
16838 Midstate Communications 244.84  
16839 ND Dept of Health 32.00  
16840 Northern Improv. 510.00  
16841 Prairie Lumber Co 407.45  
16842 S &R Interiors 375.00  
16843 Safeguard Business Systems 80.16  
16844 Sanitation Products 58.91  
16845 Southwest Water Authority 10231.90  
16846 Stockwell Cleaning or Nancy Stockwell 225.00

16847 Tanya Geck 16.35  
16848 Verizon Wireless 190.43  
16849 Wayne or Rhonda McKinney 50.00  
16850 WPI 762.15  
16787-16792 & 16796-16811 City Employees Wages for month of November 19899.34  
16793 City of Beach 194.26  
16794 SOTW Bleacher Project 5145.00  
16795 USPS 189.02  
16812 ND PERS 961.75  
16813 City of Beach 47.30  
16814 Blue Cross Blue Shield 474.50  
16815 Blue Cross Blue Shield 3559.38  
16816 Beach Area Chamber of Commerce 1250.00  
-89946 First State Bank of Golva 4327.26

### **Sheriff" Report**

Sheriff Steele will present the monthly written report at the next meeting. Steele requested the Council consider designating the alley behind the courthouse as a one-way. Discussion. Residents being affected by the request will be notified and asked for comment.

### **Public Works Report:**

PWS Braden reported on preparation for snow removal and Christmas decorations are up.

### **Auditor's Report**

Nunberg reviewed her written report. Nunberg reviewed the financial statement for the month of November. Larson moved to approve the financial report, second by Gerving. Motion carried unanimously. Gerving moved to amend the Social Security Fund from 20,150 to 23,350, second by Larson. Motion carried unanimously.

### **Committee Report:**

Fire Chief Dan Buchholz requested the authority to replace the 2000 Ford Expedition with a 2013 Ford F-150 XL pickup. The City received a \$15,000 grant from Energy Infrastructure and Impact Office to assist with replacement of the vehicle. Discussion. Benes move to approve the City contributing up to \$25,000 for the new vehicle, second by Walworth. Motion carried unanimously.

### **Unfinished Business:**

There was discussion on the lagoon expansion project. The Mayor and City Auditor will meet with the adjoining landowner regarding the purchase of the property.

### **New Business:**

The Final Plat for the Lighthouse Addition was reviewed. There was discussion on controlling water run off from this area. If there is an issue in the spring with runoff it will be addressed at that time. Benes moved to approve the Final Plat for the Lighthouse Addition, second by Walworth. Motion carried unanimously.

Benes moved to approve the Second and Final Reading of Ordinance 378, second by Walworth. Gerving-yes, Benes-yes, Larson-yes, Walworth-yes, Marman-no. Motion carried.

## **ORDINANCE NO. 378**

### **AN ORDINANCE AMENDING AND RE-ENACTING SECTION 4.0408-4 OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA RELATING TO FIREWORKS. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEACH, NORTH DAKOTA, AS FOLLOWS:**

**Section 1:** Section 4.0408-4 entitled “Use and explosion of fireworks prohibited” is hereby amended and re-enacted as follows:

4.0408-4      **Use and explosion of fireworks prohibited.** It shall be unlawful for any person to explode fireworks within the city limits of the city of Beach, North Dakota, except between the hours of 9:00 o'clock a.m. to 11:00 o'clock p.m. from July 3rd to July 5<sup>th</sup> **and December 26<sup>th</sup> through January 1<sup>st</sup>** of each year; provided, however, that the City Council may, in its sole discretion, allow for the use and explosion of fireworks within the city limits for such other special occasions and upon such other terms and conditions as the City Council may from time to time determine and establish. Any person in violation of this restriction shall be fined in an amount of at least \$25.00.

**Section 2: Repeal of Ordinances in Conflict.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

**Section 3: Severability.** In the event any section of this Ordinance is held invalid by court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Chapter shall continue in full force and effect.

**Section 4: Effective Date:** This Ordinance shall be in full force and effect from and after final passage.

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Mayor, City of Beach, North Dakota

ATTEST:

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Kimberly Nunberg, City Auditor

First Reading: November 18, 2013  
Second Reading: December 2, 2013  
Final Passage: December 2, 2013

Nunberg reviewed Renaissance Zone Project 30-Bea. Benes moved to approve, second by Gerving. Motion carried unanimously. Gerving moved to approve Resolution 2013-11, second by Walworth. Motion carried unanimously.

**RESOLUTION 2013-11 OF THE CITY OF BEACH**

WHEREAS, the federal government has developed and passed a new transportation bill referred to as MAP-21 that establishes a consolidated program called the Transportation Alternatives Program (TAP) that provides funding for a variety of alternative transportation projects; and

WHEREAS, the City of Beach wishes to establish and apply for TAP funding for the complementary purposes of ensuring quality of life, economic competitiveness and environmental health objectives and safe access to public facilities; and

THEREFORE BE IT RESOLVED, the City of Beach hereby declares its support for the TAP policies, and further directs current, and future, City of Beach management to include in future transportation maintenance, reconstruction and construction plans for the City of Beach to accommodate and implement the principles of the program to the greatest extent feasible.

Correspondence from The Pipeline Project and Roosevelt Custer Regional Council was read. No other business was brought forward. Walworth moved to adjourn, second by Larson. Meeting adjourned at 8:45 pm.

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ATTEST:

Walter Losinski, Mayor

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Kimberly Nunberg, City Auditor