

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 November 5, 2012. Present when the meeting was called to order was City Council Paul Lautenschlager, Henry Gerving, Tim Marman, Mark Benes, Jeanne Larson, Wade Walworth, PWS Dell Beach, City Auditor Kimberly Nunberg, and Deputy Sheriff Jon Moll.

Minutes of the previous month meetings were read. Walworth moved to approve the minutes, second by Larson. Motion carried unanimously. Vouchers were reviewed for payment. Benes moved to approve the following amendments due to increased expenses, second by Walworth. Motion carried unanimously. General Fund Street Equipment from \$30,000 to \$55,000, General Fund Street/Alley from \$182,000 to \$225,000, General Fund Public Health from \$5,000 to \$7,000, General Fund Intergovernmental Expenditures from \$6,800 to \$11,000, Water Fund Water from \$125,300 to \$162,000, Water Fund Supplies from \$15,000 to \$50,000, Sewer Fund Supplies from \$5,000 to \$35,000, Garbage Fund Disposal Services from \$40,000 to \$50,000, Conference Center Repairs from \$0 to \$500, Conference Center Miscellaneous from \$0 to \$2,000. Benes moved to approve the following vouchers, second by Walworth. Motion carried unanimously.

15801 Beach Co-op Grain 19.75
15802 Beach Food Center 64.28
15803 Beach Park Board 3040.59
15804 Beach Vet Clinic 81.00
15805 Best Western 69.00
15806 Black Mountain Software 100.00
15807 Blue Tarp Financial 733.15
15808 BOSS 27.37
15809 Canad Inn 468.00
15810 Dakota Dust Tex 63.90
15811 Ebeltoft Sickler Lawyers 1586.57
15812 EDND 40.00
15813 Fallon County Treasurer 1989.50
15814 Farmers Union 4337.30
15815 Floyd Braden 227.40
15816 G & G Garbage 2100.00
15817 Golden Valley County 6987.00
15818 Golden Valley News 172.04
15819 Golden Valley Extension 100.00
15820 Industrial Towel 63.02
15821 JSG Agency 79.00
15822 Kent Shaw 678.60
15823 Kim Nunberg 502.79
15824 La Playa Mexican Restaurant 246.75
15825 Marman Plumbing & Construction 55,200.00
15826 Midstate Communication 233.75
15827 Morrison Majerle Systems Corp 40.00

15828 NAPA 20.43
15829 ND Department of Health 64.00
15830 NDLC 630.00
15831 Olympic Sales 110.00
15832 One Call Concepts 11.25
15833 Prairie Lumber Company 209.68
15834 Railroad Management Company 241.58
15835 Randolph Middleton 50.00
15836 Rohan's 343.82
15837 Rural Leadership ND 250.00
15838 Sensus Metering System 1524.60
15839 Southwest Water Authority 11833.38
15840 Stockwell Cleaning 225.00
15841 The Dickinson Press 352.59
15842 Verizon Wireless 186.90
15843 Vernon Manufacturing 150.00
15844 Waste Not Recycling 2361.60
15845 West Plains, Inc. 1587.33
15846 Western Dakota Boom Truck Service 2000.00
15765-15770 & 15782-15797 City Employees Wages for October 18816.58
15771 ND PERS 100.00
15772 City of Beach 94.50
15773 MDU 4296.73
15774 Kim Nunberg 168.30
15775 Beach Close Up 1069.28
15776 Carl Strum 1000.00
15777 Heiser Motors 12025.00
15778 Jill Schatz 52.86
15779 Blue Cross Blue Shield 2863.08
15780 Blue Cross Blue Shield 452.40
15781 USPS 180.44
15798 ND PERS 100.00
15799 ND PERS 1135.46

Sheriff's Report

Deputy Sheriff Moll presented the monthly report consisting of 23 calls, 7 citations and 1 written warning.

Public Works & Auditor's Report

PWS Beach reviewed a written report from Les Sigette of ND Rural Water System Association regarding improvements to the lagoon. Nunberg reviewed the monthly financial report for October. Walworth moved to approve the financial report, second by Larson. Motion carried unanimously. CD rates were reviewed. Walworth moved to renew the CD at Bank of the West for 12 months, second by Larson. Lautenschlager-yes, Marman-yes, Benes-yes, Larson-yes, Walworth-yes, Gerving-no. Motion carried.

Committee Reports:

Larson and Walworth interviewed five candidates for the Recycling Coordinator position. Two candidates withdrew their application after the interview process. Walworth moved to hire Mike Braden for the Recycling Coordinator effective December 1st starting wage to be \$16, second by Marman. Lautenschlager-yes, Marman-yes, Benes-yes, Larson-yes, Walworth-yes, Gerving-no. Motion carried.

Unfinished Business:

The request from Leonard Stockwell to make the street in front of his house into an 18' alley was tabled.

New Business:

Correspondence was read from Engineer Terry Boehm recommending the bid from Northern Improvement for the Quiet Zone Project in the amount of \$132,324 be rejected and rebid the project in the spring. Lautenschlager moved to accept the recommendation to reject the bid, second by Walworth. Lautenschlager-yes, Marman-yes, Larson-yes, Walworth-yes, Benes – no, Gerving-no. Motion carried. Benes moved to accept the First Reading of Ordinance 374, second by Larson. Lautenschlager-yes, Benes-yes, Marman-yes, Larson-yes, Walworth-yes, Gerving-no. Motion carried.

ORDINANCE NO. 374

AN ORDINANCE AMENDING AND RE-ENACTING SECTION 19.0110-2(25) AND SECTION 19.0110-2(45) OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA RELATING TO ZONING – DEFINITIONS; AND SECTION 19.0303-3 OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA RELATING TO ZONING “RESIDENTIAL DISTRICT (R-1) – CONDITIONALLY PERMITTING USES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEACH, NORTH DAKOTA, AS FOLLOWS:

Section 1: Section 19.0110-2(25) entitled “Definitions – Specific Terms – Double Wide Mobile Homes” is hereby amended and re-enacted as follows:

19.0110-2(25) Double-wide Mobile Home – A factory built structure which is to be used as a place for human habitation, which is not constructed or equipped with a permanent hitch or other device allowing it to be moved other than to a permanent site does not have permanently attached to its body or frame any wheels or axles; bears a label certifying that it was built in compliance with the National Manufactured Home Constructing and Safety Standards promulgated by the US Department of Housing and Urban Development; and which complies with the following architectural and aesthetic standards:

- (a) The home shall have at least 960 square feet of floor area;

- (b) The home shall have an exterior width of at least 24 feet and length of 40 feet;
- (c) The roof shall be pitched with a minimum pitch of 3:1;
- (d) The exterior material shall be or have the appearance of being wood siding or masonry, but shall not be sheet siding with a vertical orientation;
- (e) The home shall have a non-reflective roof material, which is or simulates asphalt or wood shingles, tile, or rock;
- (f) Permanent utility connections shall be installed in accordance with local regulations;
- (g) The home shall have all wheels, axles, transporting lights, and towing apparatus removed;
- (h) The home shall be installed upon a permanent foundation that is constructed and built in accordance with local regulations;
- (i) The home shall be manufactured within five (5) years of the current year
- (j) The home shall blend with existing structures in the neighborhood so as to maintain the integrity of the area.

Section 2: Section 19.0110-2(45) entitled “Definitions – Specific Terms – Modular Homes” is hereby amended and re-enacted as follows:

19.0110-2(45) Mobile Home Skirting – Skirting is required and shall be constructed of brick, stone, finished metal, or other acceptable materials approved by the zoning administrator. White pole barn metal is not acceptable for skirting. The skirting shall be in place within thirty days of placement of the mobile home on the lot. The tongue and axle of the mobile home shall be removed if not covered by the skirting. Mobile homes having perimeter foundations shall not be required to have the above types of skirting. These requirements shall be fulfilled before a certificate of occupancy is issued.

Section 3: Section 19.0303-3 entitled “Residential District (R-1) – Conditionally Permitting Uses” is hereby amended and re-enacted as follows:

19.0303-3 Conditionally permitted uses:

1. An in-house apartment unit;
2. Duplex;
3. Communal housing;

4. In-house occupations which do not affect the integrity of the neighborhood;
5. Churches;
6. Libraries;
7. Day care center or private kindergarten;
8. Hospital or nursing home;
9. City or county building or facility;
10. Golf courses and contained sports facilities;
11. Double-wide Manufactured Home.

Section 4: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 5: 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 6: Effective Date: This Ordinance shall be in full force and effect from and after final passage.

Walter Losinski, Mayor, City of Beach, North

Dakota
ATTEST:

Kimberly Nunberg, City Auditor

First Reading: November 5, 2012
Second Reading:
Final Passage:

Correspondence from Vision West regarding a Planning Meeting December 12th in Dickinson was read. Correspondence from Roosevelt Custer Regional Council regarding updating City Codes was read.

No other business was brought forward. Walworth moved to adjourn, second by Gerving. Meeting adjourned at 8:30 p.m.

ATTEST:

Walter Losinski, Mayor

Kimberly Nunberg, City Auditor