

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 Henry Gerving on January 21, 2020 at 7:00 pm. Present when the meeting was called to order was City Council Bev Wolff, Andy Zachmann, Jeanne Larson, Mark Benes, Wade Walworth, Public Works Supt. Randy Dietz, City Auditor Kimberly Gaugler, and guest Marcus Knutson.

The Pledge of Allegiance was recited.

Roll call was taken. Tim Marman was absent.

**Minutes**

Minutes of the meeting on January 6, 2020 were presented. Walworth moved to approve the minutes, second by Zachmann. Motion carried unanimously.

**Public Works Report**

Dietz reviewed his written report.

**Auditor Report**

Gaugler reviewed her written report. Gaugler reviewed the financial report for the month of December. Walworth moved to approve the financial report, second by Wolff. Motion carried unanimously. Gaugler reviewed the year-end financial statement for 2019. Benes moved to approve the year-end financial statement for 2019, second by Walworth. Motion carried unanimously.

**Engineer's Report**

Engineer Klein's written report was reviewed.

**Sheriff's Report**

The Sheriff Report for the month of December consisting of 21 calls and 2 citations was reviewed.

**Committee Report**

Strategic Planning Committee - Larson reported the committee met on January 15<sup>th</sup>. There will be a Public Information Meeting on February 13<sup>th</sup> to relay progress being made on the Areas of Focus identified in the Strategic Plan.

**Unfinished Business**

Chapter XIII – ANIMAL & FOWL - Larson moved to table this item until the Police Committee is able to hold conversation with Sheriff Clemens regarding enforcement, second by Walworth. Motion carried unanimously.

Chapter XIV – WATER & SEWER - Benes reported the Water Committee has a number of suggestions on this ordinance some of which need to be reviewed by legal counsel. Benes moved to table this item until the February 18<sup>th</sup> meeting, second by Wolff. Motion carried unanimously.

## **New Business**

Correspondence was read from ND Department of Commerce regarding the Sanitary Sewer Improvement Project being closed.

Correspondence was read from ND Insurance Reserve Fund asking that a local agent be selected to handle the ND Fire & Tornado policy matters. Benes moved to approve Jim Groll of JSG Agency as the Agent of Record, second by Larson. Motion carried unanimously.

Correspondence was read from ND Environmental Quality on the Transmission Main & Lead Service Line Replacement Project. Loan forgiveness funds are anticipated to become available through the Drinking Water State Revolving Fund (DWSRF). Benes moved to notify ND Environmental Quality of plans to proceed with this project, second by Walworth. Motion carried unanimously.

Benes moved to approve the First Reading of Ordinance 389, second by Larson. Motion carried unanimously.

### **ORDINANCE NO. 389**

AN ORDINANCE AMENDING SECTION 10.0428 OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA AS HEREINAFTER SET FORTH

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

**Section 1: Section 10.0428 entitled “TOILETS REQUIRED” is hereby amended and re-enacted as follows:**

10.0428 TOILETS REQUIRED: The premises where On-Sale License is granted must be equipped with adequate and sufficient lavatories and toilets, ~~separately maintained for men and women,~~ and kept in a clean and sanitary condition. The On-Sale license may be revoked when the foregoing requirements, or any other health ordinance or regulation, is not, at all times, strictly observed.

**Section 3: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.**

**Section 4: 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 Ordinance shall continue in full force and effect.**

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

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Henry Gerving, Mayor

ATTEST:

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Kimberly Gaugler, City Auditor

First Reading:           January 21, 2020

No other business was brought forward. Mayor Gerving adjourned the meeting at 7:35 p.m.

ATTEST:

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Henry Gerving, Mayor

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Kimberly Gaugler, City Auditor