

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 Jeanne Larson on December 7, 2020 at 7:05 p.m. Present when the meeting was called to order was City Council Nick Hegel, Tim Marman, Andy Zachmann, City Auditor Kimberly Gaugler, and Engineer Jasper Klein.

The Pledge of Allegiance was recited.

Roll call was taken. Bev Wolff and Lynn Swanson Puckett were absent.

President Larson called for any additions or corrections to the agenda. No additions were made. The agenda will stand approved as presented. Lynn Swanson Puckett and Bev Wolff joined the meeting.

Minutes

Minutes of the meeting on November 16th were presented. Zachmann moved to approve the minutes, second by Marman. Motion carried unanimously.

Vouchers

Vouchers were reviewed for payment. Marman moved to approve the following vouchers, second by Swanson-Puckett. Motion carried unanimously.

21519 Badlands Barista 198.00
21520 Beach Area Chamber of Commerce 1,250.00
21521 Beach Food Center 10.59
21522 Beach Park Board 2,931.91
21523 Beach Volunteer FD 381.50
21524 Bijou Theater 48.00
21525 Boss Office Products 58.16
21526 Buzzy's Café 105.00
21527 CNH 108.32
21528 Coral Creek Landfill 2,898.75
21529 Dakota Dust-Tex 165.10
21530 Ebeltoft Sickler Lawyers 3,080.00
21531 Farmers Union/NAPA 4,524.55
21532 Four Seasons Trophies 10.96
21533 G & G Garbage 3,000.00
21534 GV County 8,757.00
21535 Goldenwest Electric Cooperative 316.00
21536 Golva Repair 693.00
21537 Jandt Plumbing 1,463.75
21538 Jill Schatz 54.77
21539 Kimberly Gaugler 8.40
21540 MARC 185.24
21541 Midstate Communications 365.45

21542 Mindt Machine 1,440.38
21543 MDU 5,773.76
21544 NDLC 1,316.00
21545 One Call Concepts 4.80
21546 Power Plan 458.31
21547 PLC 379.96
21548 Railroad Management Co. 569.70
21549 VOID
21550 Randy Dietz 189.24
21551 Rohan's Hardware 481.89
21552 Safegard QBS 632.35
21553 Schmitz-Holmstrom, LLP 4,500.00
21554 Southwest Water Authority 9,941.80
21555 Stockwell Cleaning 275.00
21556 Verizon Wireless 170.16
21557 Westlie Truck Center 1,600.45
21558 Wild Vines Market 18.00
21501-21503, -88473 - -88475, 21511-21517, -88473 - -88464 Wages for November 25,628.32
-88475 First State Bank 2,341.58
21504 City of Beach 309.67
21505 Unum Life Insurance 49.95
21506 Blue Cross Blue Shield ND 6,536.00
21507 Blue Cross Blue Shield ND 821.20
21508 AE2S 92,318.75
21509 Terracon Consultants 4,900.00
21510 USPS 154.98
21518 City of Beach 497.48
-88463 First State Bank 2,934.38
-88462 ND PERS 3,729.81

Public Works Report

PWS Dietz's written report was reviewed. Marman moved to approve Dietz's recommendations, 1.) Rent a concrete breaker from Bobcat in Mandan for one month and 2.) Addendums to the Application for Blighted Residential Building Demolition Program, second by Zachmann. Motion carried unanimously. Motion carried unanimously.

Auditor Report

Gaugler reviewed her written report. Financial reports and suggested budget revisions will be provided at the next meeting.

Engineers Report

Engineer Jasper Klein reviewed his written report. Bid opening for the 2021 Street and Utility Project was held on November 30th. Six bids were received but only five were opened as one bid was missing required documents. Bids were examined for errors and irregularities. One math error was found.

Bids are as follows:

BEK Consulting	\$1,043,868.00
Badlands Contracting, LLC	\$1,137,536.00
Teraflex Group LLC	\$1,211,426.00
JR Civil, LLC	\$1,228,555.00
Wagner Construction Inc dba Wagner Place	\$1,282,911.32
Basaraba Excavating & Dirt Work, LLC unopened	
Engineer's Estimate	\$1,304,000.00

Engineer's recommendation is to award contract to BEK Consulting. Award of the contract would be contingent upon review and approval by the North Dakota Department of Environmental Quality (NDDEQ).

Member Marman introduced the following resolution and moved its adoption:

**CITY OF BEACH, NORTH DAKOTA
RESOLUTION 2020 - 23**

**RESOLUTION AWARDING CONTRACT
FOR WATER IMPROVEMENT DISTRICT NO. 2021-1**

BE IT RESOLVED by the governing body of the City of Beach, North Dakota (the "City") as follows:

1. It is hereby found and determined that this governing body has heretofore caused notice of advertisement for bids to be made for an improvement for WATER IMPROVEMENT DISTRICT NO. 2021-1 of the City, and has duly and publicly opened and considered said bids received pursuant to said notice.
2. Said improvement is hereby ordered to be constructed in accordance with the detailed plans and specifications approved by the City on November 2, 2020.
3. It is hereby found and determined that the lowest responsible bidder for the work, materials and skill required for said improvement is BEK Consulting.
4. It is hereby found and determined that the bid received from BEK Consulting does not exceed the engineers estimate prepared pursuant to NDCC Section 40-22-10 by forty (40) percent or more.
5. The mayor and the auditor of the City are hereby conditionally authorized and directed to make and enter into a contract with said bidder on the part of the City in accordance with NDCC Sections 40-22-35 through 40-22-37, provided that said bidder shall execute said contract and a contractors bond in accordance with the provisions of NDCC Section 48-02-06.2.

Adopted December 7, 2020.

CITY OF BEACH

(SEAL)

ATTEST:

BY: _____
Jeanne Larson, Mayor

Kimberly Gaugler, City Auditor

The motion for the adoption of the foregoing resolution was duly seconded by Member Swanson-Puckett. On roll call vote the following members voted aye: Hegel, Marman, Swanson-Puckett, Wolff, and Zachmann. The following members voted nay: none. The following members were absent and not voting: none. The majority having voted aye, the motion carried and the resolution was duly adopted.

Committee Report:

Mayor Larson recommended the following committee appointments be made:

Street, Sewer and Water – Nick Hegel and Any Zachmann

Sanitation & Recycling – Tim Marman and Lynn Swanson-Puckett

Police – Nick Hegel and Lynn Swanson-Puckett

Liason – Tim Marman and Bev Wolff

Health – Nick Hegel, Tim Marman, Lynn Swanson-Puckett, Andy Zachmann

Zoning – Bev Wolff and Andy Zachmann

Park Board – Tim Marman

Airport - Tim Marman

Marman moved that he be appointed to the Police Committee. Motion died for lack of second. Zachmann moved to approve the committees as recommended by Mayor Larson, second by Swanson-Puckett. Hegel-yes, Swanson-Puckett-yes, Wolff-yes, Zachmann-yes, Marman - no. Motion carried.

Unfinished Business:

Marman moved that the fee for a replacement sanitation cart be set at \$120, second by Zachmann. Marman-yes, Wolff-yes, Zachmann-yes, Hegel-no, Swanson-Puckett-no. Motion carried.

New Business

At the previous meeting, the recommendation was made to advertise the vacancy on the City Council and request individuals to submit a letter of interest. Four letters of interest were received. Marman suggested since there are four individuals interested it may be beneficial to contact Beach Public School District about holding a joint election in June. Marman moved to table a decision on the vacancy until receiving an answer from the school on a joint election, second by Wolff. Motion carried unanimously.

Marman moved to nominate Zachmann as Vice President, second by Wolff. Motion carried unanimously.

Zachmann moved to approve the First Reading of Ordinance 390, second by Wolff. Hegel-yes, Marman-yes, Wolff-yes, Zachmann-yes, Swanson-Puckett-no. Motion carried.

ORDINANCE NO. 390

AN ORDINANCE AMENDING SECTION 1.0207 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 1.0207 entitled “SALARIES” is hereby amended and re-enacted as follows:

1.0207 SALARIES: The salary of the Mayor of the governing body of the City of Beach shall be Two Hundred Twenty-Five DOLLARS (\$225.00) per meeting. There are two (2) regularly scheduled meetings per month for a total ~~the sum~~ of Five Thousand Four Hundred Dollars (\$5,400.00) per year.

The salary of other members of the City Council of the City of Beach shall be One Hundred Fifty DOLLARS (\$150) per meeting. There are two (2) regularly scheduled meetings per month for a total ~~the sum~~ of Three Thousand Six Hundred DOLLARS (\$3,600.00) per person per year. Members of the Council and Mayor must be present in person, or participate by telephone, video conference, or other medium to collect payment for each meeting.

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 Ordinance 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.

Jeanne Larson, Mayor

ATTEST:

Kimberly Gaugler, City Auditor

First Reading: December 7, 2020

Correspondence was read from Home on the Range. Marman moved that due to limited funding no donation be provided, second by Zachmann. Motion carried unanimously.

There was discussion on improving the flow of traffic and safety measures for pedestrians at the grade school. Marman moved to approve relocating the “Authorized Parking Only” signs at the grade school as discussed, second by Wolff. Motion carried unanimously.

No other business was brought forward. Zachmann moved to adjourn, second by Wolff. Meeting adjourned at 8:25 p.m.

ATTEST:

Jeanne Larson, Mayor

Kimberly Gaugler, City Auditor