



City of Beach
153 East Main Street
PO Box 278
Beach, ND 58621-0278

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Email & Website:

cityofbeach@midstate.net
www.beachnd.com

Equal Opportunity Employer

Mayor

Walter Losinski
PO Box 907
Beach, ND 58621

City Council

Tom Marman
PO Box 613
Beach, ND 58621

Sarah Ross
PO Box 35
Beach, ND 58621

John Stonehocker
86 5th St. SW
Beach, ND 58621

Lynn Swanson
PO Box 26
Beach, ND 58621

Beverly Wolff
PO Box 1060
Beach, ND 58621

Andy Zachmann
PO Box 112
Beach, ND 58621

City Auditor
Kimberly Gaugler

Public Works Super.
Randy Dietz

City Council Meeting Agenda

City Hall – 153 E. Main Street

Monday, May 19, 2025, - 7 pm

1. Call Meeting to Order, stand as able for the Pledge of Allegiance
2. Roll Call
3. Additions or Corrections to the Agenda & Approval
4. Recognize Visitors and Public Participation
 - Deb Helsper regarding improvements on 2nd St SW
5. Approval of Minutes
6. Engineer's Report
 - Written Report
 - Resolution 2025-15 a Resolution Determining the Insufficiency of Protests Filed in Objection to the City of Beach Street Improvement District 2025-01
7. Sheriff's Report
 - Written Report
8. Public Works Superintendent Report
 - Written Report
9. Auditor's Report
 - Written Report including financials
10. Committee Reports
 - Zoning Board (met 5/19/25)
11. Unfinished Business
 - Second Reading of Proposed Ordinance 397 – Use of Storage Containers
12. New Business
 - Grace PerDue, Point CPA with the Financial Review for year ending December 31, 2022
 - Correspondence from ND Water Resource Districts Association Summer Meeting July 9-10
 - Correspondence from the State of North Dakota Office of State Tax Commissioner
 - Application for Community Enhancement Funds submitted by Golden Valley County Airport Authority
 - Application for Community Enhancement Funds submitted by Golden Valley Manor Committee
 - Correspondence from NDIRF
 - Conference call system for meetings
13. Adjourn

NEXT REGULAR MEETING

Monday, June 2nd

"Governance works best when people see themselves as active participants, not outsiders to the process." - Matt Lehrman

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 on May 5, 2025 at 7:00 p.m. Present when the meeting was called to order was City Council Tom Marman, Lynn Swanson-Puckett, Sarah Ross, John Stonehocker (via telephone), Bev Wolff, Andy Zachmann, Public Works Superintendent Randy Dietz, City Auditor Kimberly Gaugler, Administrative Assistant Lea Massado, Engineer Zac Ranisate (via telephone), and guests Gary Howard, Holden Hammerlund, and Mechelle McFarland.

The Pledge of Allegiance was recited.

Roll call was taken. All members were present.

Additions or Corrections to the Agenda and Approval

Mayor Losinski called for any additions or corrections to the agenda. Gaugler request adding thank you correspondence from Golden Valley County Library, and the Second Reading of Ordinance 397 regarding use of storage containers within the city. Zachmann moved to approve the agenda with the additional items, second by Wolff. Motion carried unanimously.

Minutes

Minutes of the meeting on April 21, 2025 were presented. Zachmann moved to approve the minutes presented, second by Ross. Motion carried unanimously.

Vouchers

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

24781 Advanced Engineering & Environmental Services 18,708.10

24782 Arstson Stewart Wegner PC 10,044.54

24783 Badlands Cleaning Services 100.00

24784 Beach Park Board 5,748.76

24785 BEK Consulting, LLC 445,092.66

24786 BOSS Office Products 59.95

24787 CNH Industrial Accounts 6,878.04

24788 CNH Industrial Capital Productivity Plus 1.03

24789 Cooperative Legal Services, PLLC 220.00

24790 Coral Creek Landfill 1,841.70

24791 Core & Main LP 186.56

24792 Dakota Dust-Tex 111.80

24793 Dakota Pump & Control, Inc. 7,392.85

24794 Farmers Union Oil 1,533.12

24795 First State Bank of Golva 1,085.06

24796 Four Seasons Trophies 1,322.49

24797 G & G Garbage, LLC 1,200.00

24798 Golden Valley County 9,945.46

24799 Jill Schatz 45.00

24800 Kimberly Gaugler 132.50

24801 Montana Dakota Utilities 6,058.04
24802 Morrison Majerle Systems Corp 1,080.00
24803 North Central International LLC 507.30
24804 Olympic Sales Inc. 150.96
24805 One Call Concepts 168.00
24806 Prairie Lumber Company 245.88
24807 Randall Dietz 62.61
24808 Rohan's Hardware 226.55
24809 RTC Networks 503.00
24810 S & R Interiors 16,186.36
24811 Scott Trotter 100.00
24812 Southwest Water Authority 12,244.24
24813 Southwestern District Health Unit 25.00
24819 Stockwell Cleaning Nancy Stockwell 218.75
24814 Swanston Equipment Corp 8,700.00
24815 Team Laboratory Chemical, LLC 269.50
24816 Thomas Littlecreek 45.00
24817 Valli Information Systems 25.00
24818 X Food's 58.14
24761-24762, -87466-87461, 24765-24778, -87458-87448 April Payroll 33,010.70
24763 City of Beach 370.30
24764 Unum Life Insurance 63.90
-87460 First State Bank of Golva 3,061.67
-87459 First State Bank of Golva 149.12
24779 City of Beach 702.36
24780 Blue Cross Blue Shield ND 8,083.30
-87447 First State Bank of Golva 3,624.39
-87446 ND PERS 4,542.08

Engineer's Report

Engineer Ranisate reviewed his written report via telephone. **2nd Street SW Culvert Crossing -** Culverts and flared end sections have been installed, and the surface has temporary gravel on it until the paving crew arrives. The construction crew will be feathering out the grades in the ditch from 2nd Street SW to 1st Street SW. Paving will be in the near future. Application for Payment #1 in the amount of \$75,914.80 was presented. Marman moved to approve Application for Payment #1, second by Zachmann. Motion carried unanimously. Marman moved to approve amending the agreement with BEK Consulting to include \$12,928 for cleaning out the ditch, second by Ross. Motion carried unanimously. **2025 Street & Utility Improvement Project -** Work completed to date includes installed watermain and service connections along 2nd Ave, between Main Street and 2nd Street SE. Service line verification is being completed on Main Street. Watermain pressures test have all passed. Installation of watermain on the Avenues is progressing quickly. Application for Payment #1 in the amount of \$369,177.86 was presented for review. Ross moved to approve Application for Payment #1, second by Wolff. Motion carried unanimously. Eight water service lines on Main Street between 2nd Ave SE and Central Avenue need to be determined as to the type of line. Zac will talk to property owners to see if they would

like to opt in to the water project so that 60% of the cost is paid through State funding. The following Miscellaneous Service Line Pricing was presented for consideration:

Item 1. Mainline Crew – Install saddle and corp and reconnect in the ditch: \$1,510.00/each

Item 2. Service Crew – Replace the corp only: \$385.00/each

Item 3. Service Crew – Replace the curb stop and box: \$1,044.00/each

Item 4. Service Crew – Replace the curb box: \$330.00/each

Item 5. Service Crew – Replace the saddle, and corp: \$1,230.00/each

Zachmann moved to approve the Miscellaneous Service Line Pricing, second by Wolff. Motion carried unanimously. **2026 Main Street and Central Avenue Street Reconstruction** – A Public Input meeting was held on Monday, July 28 at 6 pm. Approximately 20 people attended to learn about the project and have questions answered.

Public Works Report

PWS Dietz reviewed his written report. Three fire hydrants are in need of replacement. If we supply the materials, BEK Consulting would be able to replace the hydrants an estimated cost of \$500/hr. Total cost per hydrant is estimated at \$3,500. Additional interviews were conducted for the Solid Waste Manager position. Marman moved to offer the position to Greyson Stedman, second by Wolff. Motion carried unanimously. Marman moved to set the hourly rate at \$20 and have the City Attorney develop and Agreement for Repayment on Training and Testing of CDL licensing, second by Wolff. Motion carried unanimously.

Auditor's Report

Gaugler reviewed her written report. Ross moved to approve transferring \$21,281 from the sewer operating account to the sewer reserve account for the annual loan payment, second by Swanson-Puckett. Motion carried unanimously.

Unfinished Business

Zoning – Ordinance 397 – Use of Storage Containers within the City Limits. General consensus was before a second reading can occur there needs to be clarification on the definition of “temporary use” of storage containers in residential zoning.

New Business

Zachmann moved to appoint Golden Valley News as the official newspaper for the City of Beach, second by Wolff. Motion carried unanimously.

Mechelle McFarland representing Prairie West Development Foundation (PWDF) introduced herself as a new Board Member for PWDF. Mechelle extended an invitation to the next PWDF board meeting on May 13th at 11 o'clock. PWDF is seeking to fill a couple board positions. City Council John Stonehocker volunteered to fill one of the openings.

Correspondence was read from ND Department of Environmental Quality congratulating the City of Beach on meeting requirements of the Safe Drinking Water Act.

Correspondence was read from Home on the Range regarding the Champion's Ride Match on August 2, 2025.

Thank you correspondence was read from Beach High School Post Prom.

Thank you correspondence was read from the Golden Valley County Library

No other business was brought forward. Swanson-Puckett moved to adjourn, second by Zachmann. Meeting adjourned at 8:20 p.m.

ATTEST:

Walter Losinski, Mayor

Kimberly Gaugler, City Auditor



May 19, 2025 Council Meeting – Engineer's Report

Honorable Mayor and Council:

Engineer is planning to attend the meeting virtually. Below is a summary of the status of current engineering projects and tasks. Please feel free to reach out if you have any specific questions.

1. 2nd St SW Culvert Crossing

- **Summary of Work Completed**
 - Culverts and flared end sections have been installed, and the surface has temporary gravel on it until the paving crew comes in.
 - Ditch to the north has been cleaned and graded out properly
- **Summary of Work Planned**
 - Pave the Road

2. Beach 2025 Street and Utility Project

- **Summary of Work Completed**
 - Installed watermain and service connections along 3rd Ave.
 - Working on service line verification on Main Street, 4th Ave, and Central Ave.
- **Summary of Work Planned**
 - Install watermain and services along 4th Ave SE.
- **Council Action Items:**
 - Please consider motions to approve the following:
 - Formal Change Order #2
 - Reroute 15 service lines that ran through another property or under someone else's house.

Action Item Document	Description
Change Order #2	\$59,828.00

- **Discussion Items:**
 - Chip Seal full street width on all streets where watermain is being replaced.
 - Quote from BEK: \$3.26/SY @ 6,000 SY total = **\$19, 560.**
 - Approximately \$60k in contingency for non-water related improvements.

3. Beach 2026 Main and Central Street Reconstruction

City of Beach
Re: City Engineer's Report
Page 2 of 2



- Resolution Determining Insufficiency of Protests

Action Item Document	Description
Resolution #	Resolution # determining insufficiency of protest for Street Improvement District

CHANGE ORDER NO. 2

Owner: City of Beach Owner's Project No.:
Engineer: AE2S Engineer's Project No.: 05066-2022-001
Contractor: BEK Contractor's Project No.:
Project: Beach 2025 Street and Utility Improvements
Contract Name: Contract No. 1 – General Construction
Date Issued: 5/06/2025 Effective Date of Change Order: 5/19/2025

The Contract is modified as follows upon execution of this Change Order:

Description:

15 Service Line Relocations

Removal of connection to existing ACP watermain

Removal of connection to Pump House east of 1st St.

Attachments:

Project Drawings

Change in Contract Times

[State Contract Times as either a specific date or a number of days]

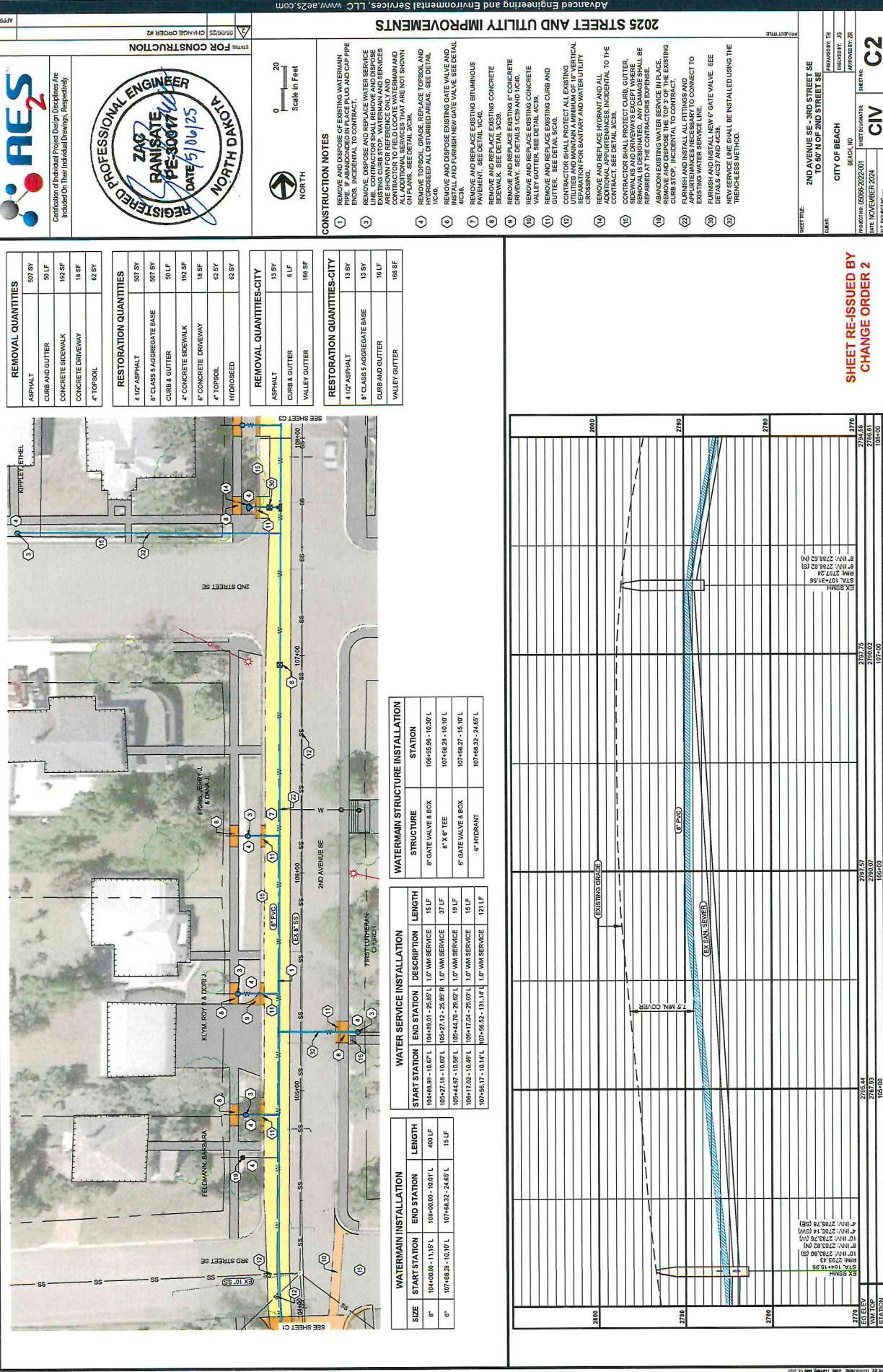
Change in Contract Price		Number: 01-12345	
Original Contract Price:	\$ 4,799,920	Original Contract Times:	Substantial Completion: August 31, 2026 Ready for final payment: September 30, 2026
[Increase] [Decrease] from previously approved Change Orders No. 1 to No. 2	\$ 74,663.10	[Increase] [Decrease] from previously approved Change Orders No.1 to No. [Number of previous Change Order]:	Substantial Completion: _____ Ready for final payment: _____
Contract Price prior to this Change Order:	\$ 4,785,084.90	Contract Times prior to this Change Order:	Substantial Completion: August 31, 2026 Ready for final payment: September 30, 2026
[Increase] [Decrease] this Change Order:	\$ 59,828.00	[Increase] [Decrease] this Change Order:	Substantial Completion: _____ Ready for final payment: _____
Contract Price incorporating this Change Order:	\$ 4,859,748.00	Contract Times with all approved Change Orders:	Substantial Completion: August 31, 2026 Ready for final payment: September 30, 2026

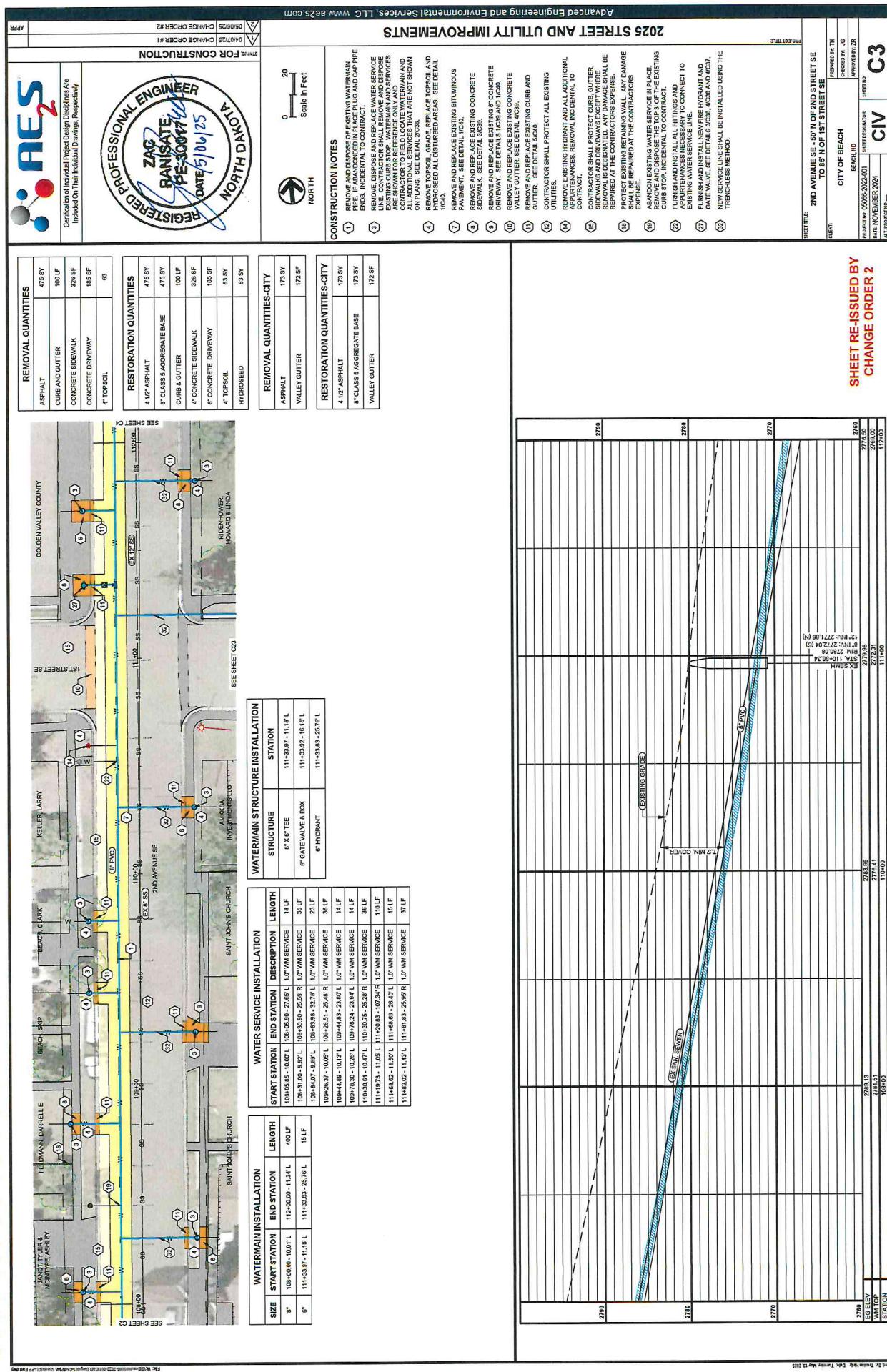
Recommended by Engineer (if required)
By: Zur Plansite
Title: Project Manager
Date: 5/13/2025
Authorized by Owner
By:

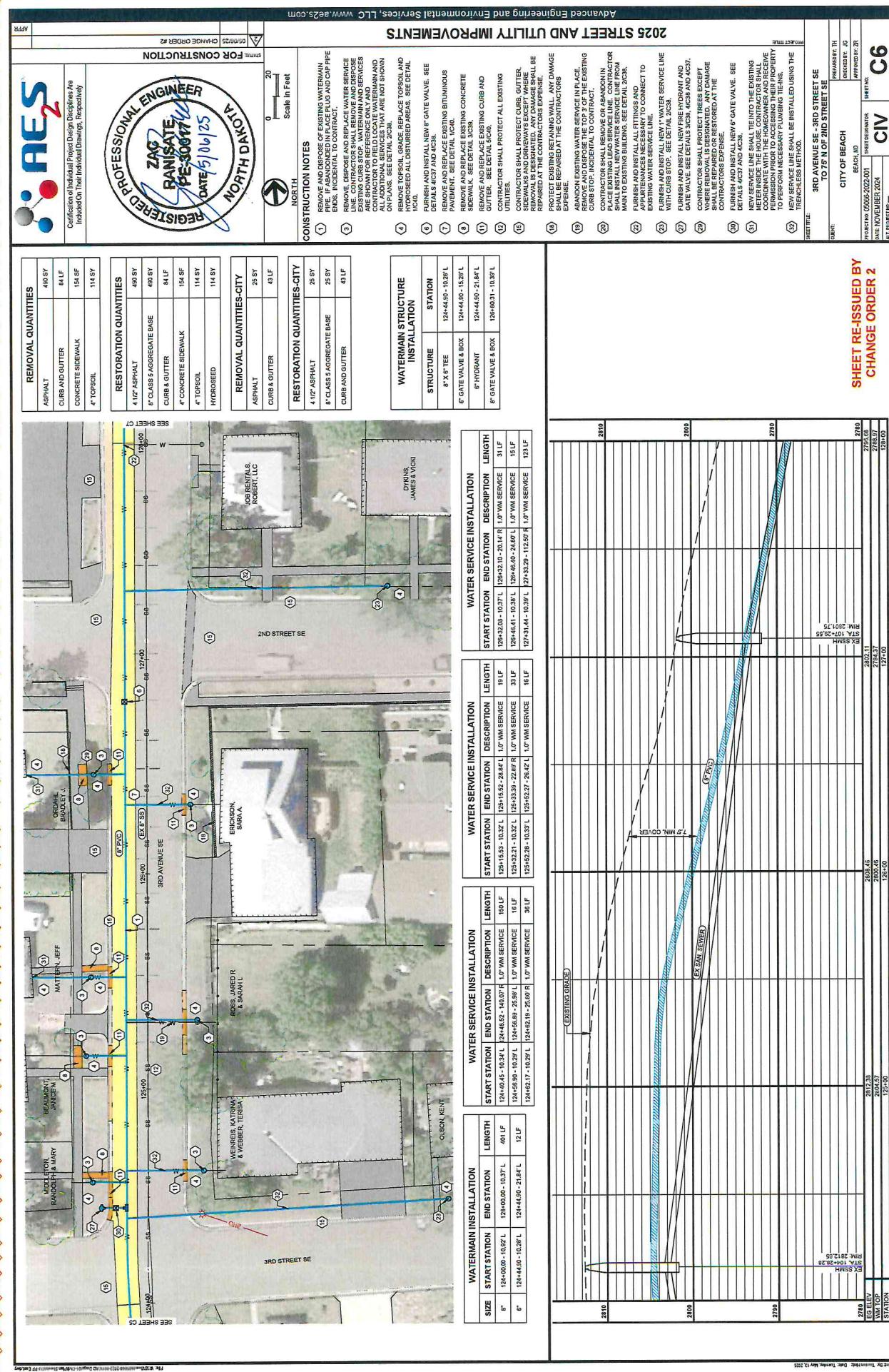
Accepted by Contractor
Bullock
Project Manager
5/14/25
Approved by Funding Agency (if applicable)

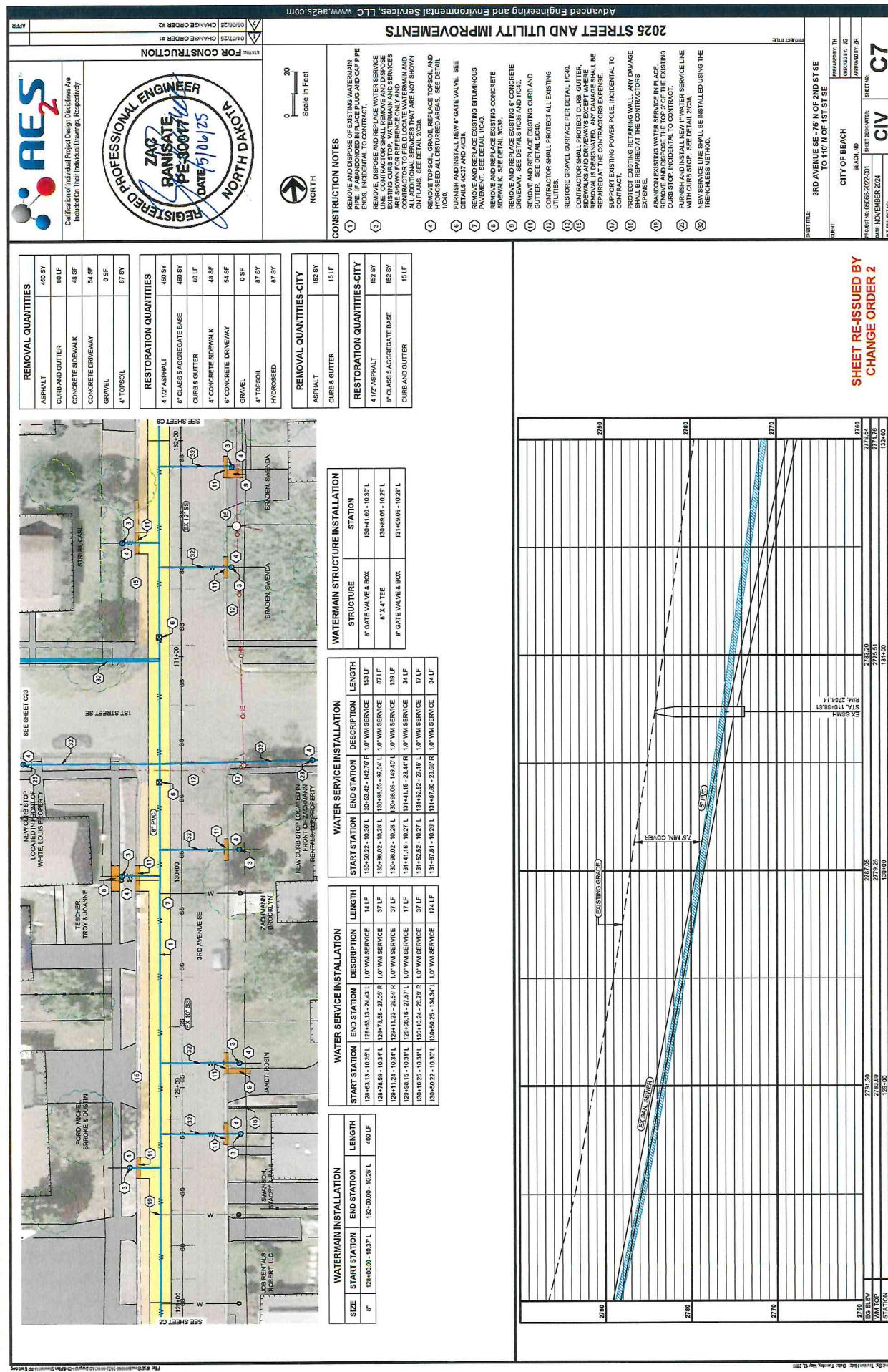
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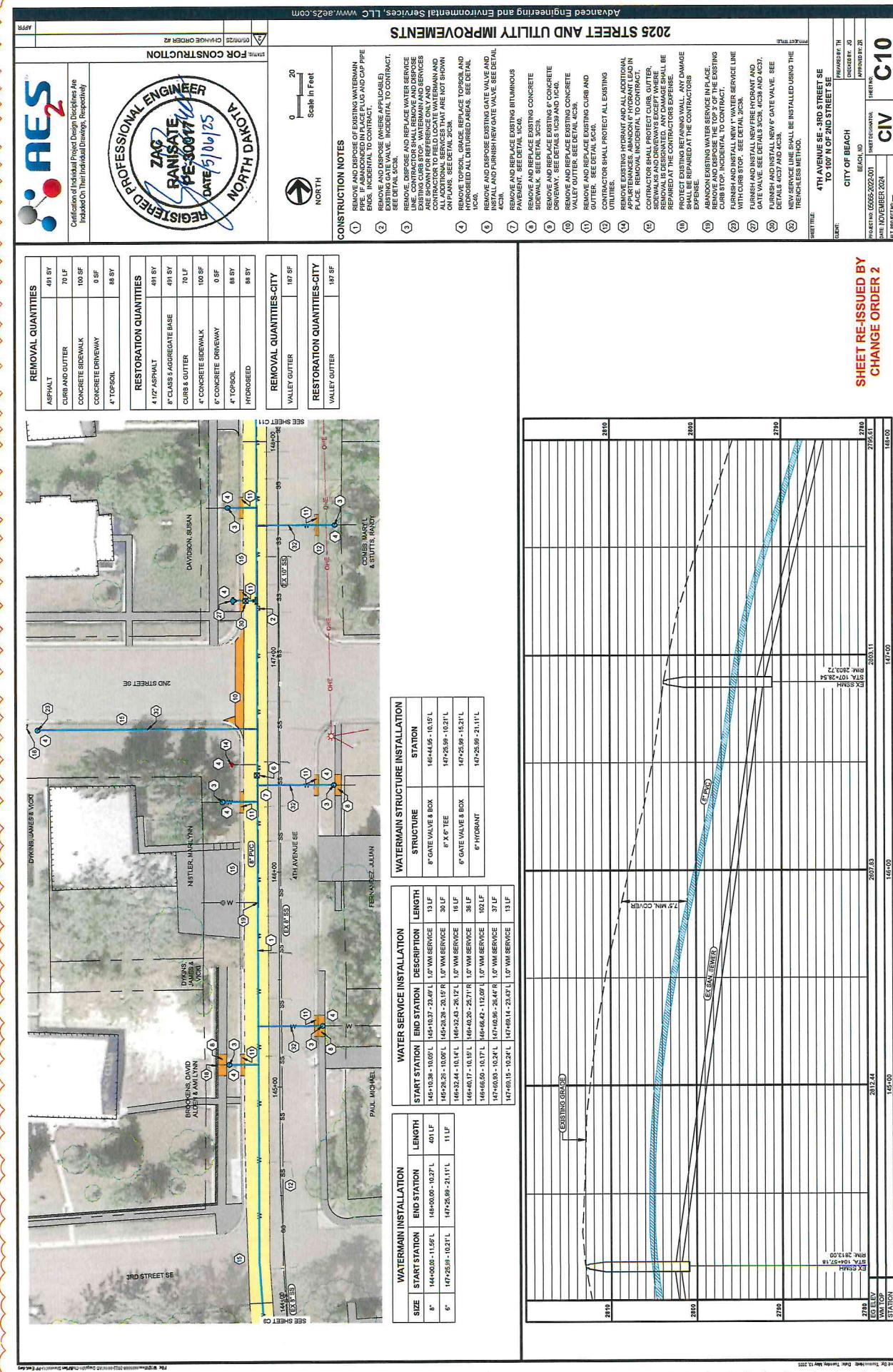
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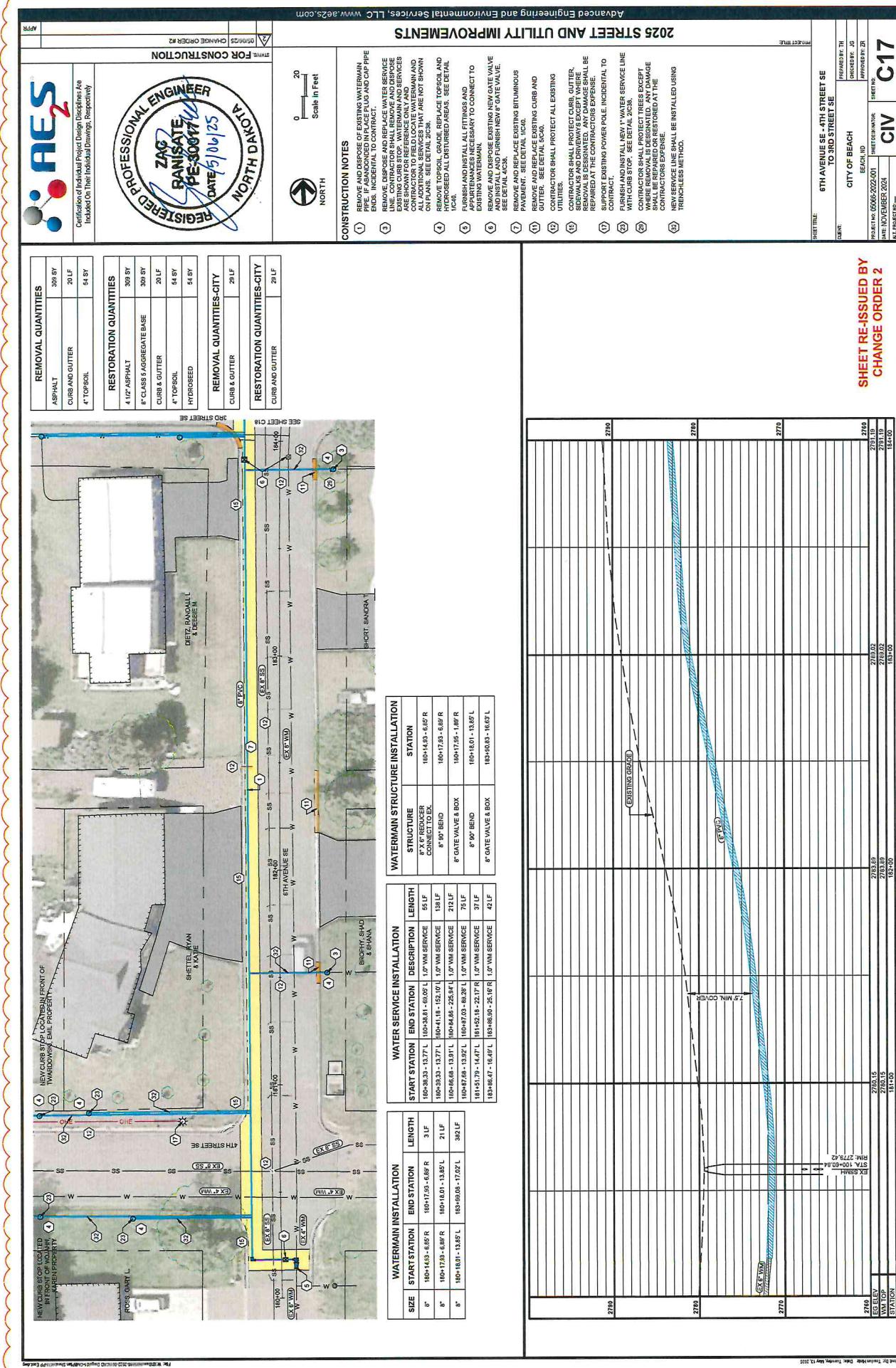


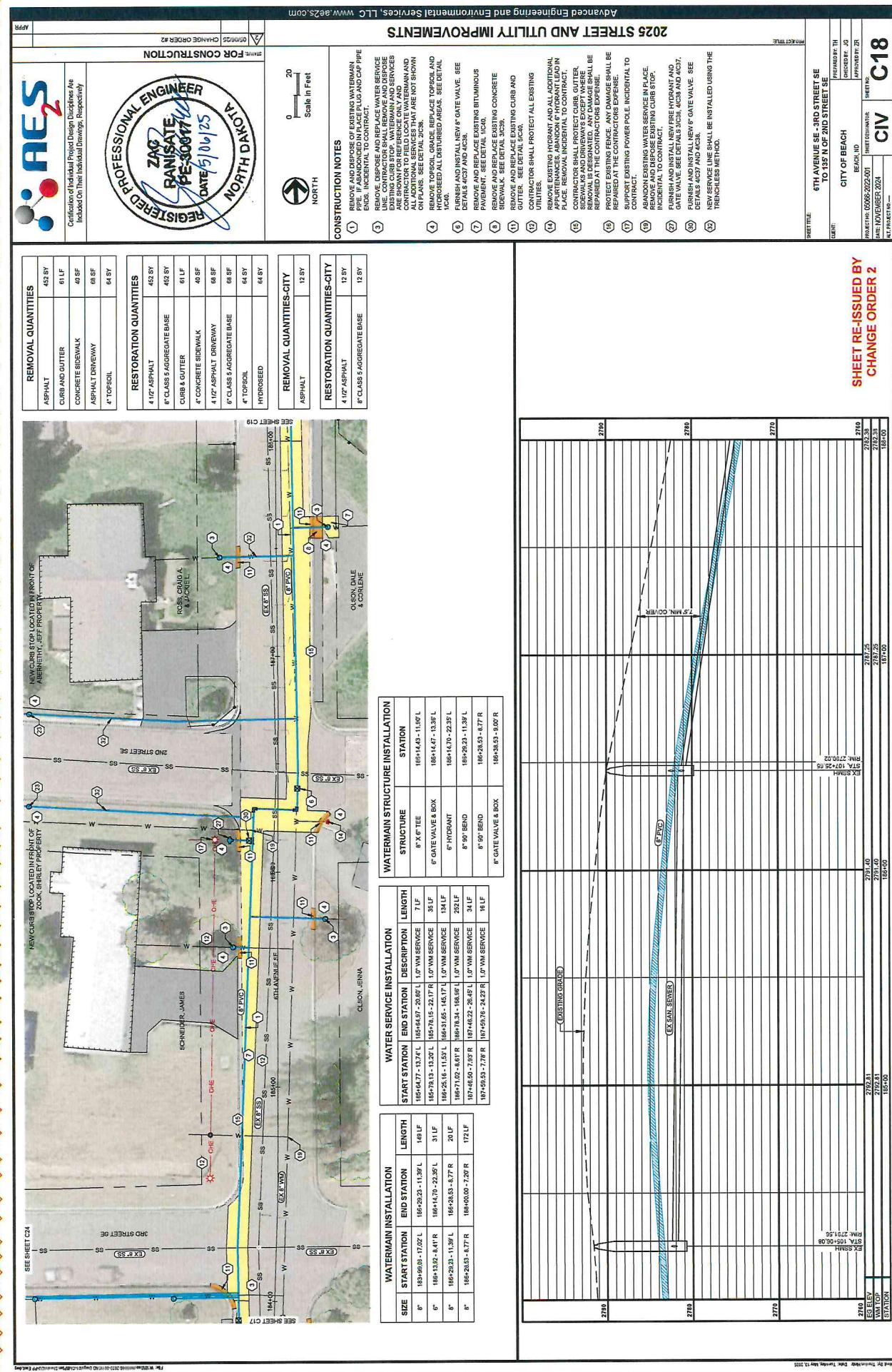












2025 STREET AND UTILITY IMPROVEMENTS

FOR CONSTRUCTION

DATE 5/06/25

REGISTERED PROFESSIONAL ENGINEER
ZAC BANISATE PE-300715
NORTH DAKOTA

0 20 Scale in Feet

NORTH

CONSTRUCTION NOTES

① REMOVE AND DISPOSE OF EXISTING WATERMAIN ENDS. INCIDENTAL TO CONTRACT.

② REMOVE AND DISPOSE EXISTING GATE VALVE AND REINFORCED CONCRETE CULVERT. SEE DETAIL 4C3.

③ REMOVE, DISPOSE AND REBURY WATER SERVICE LINE. CONTRACTOR SHALL REMOVE AND DISPOSE OF EXISTING CURB STOP, WATERMAIN AND SERVICES AS REBURY IS CONDUCTED. CONTRACTOR SHALL REMOVE AND DISPOSE OF EXISTING WATERMAIN AND ALL ADDITIONAL SERVICES THAT ARE NOT SHOWN ON PLANS. SEE DETAIL 4C3.

④ REMOVE TOPSOIL, GRADE, REPLACE TOPSOIL AND REGRADE. SEE DETAIL 4C4.

⑤ FURNISH AND INSTALL NEW GATE VALVE. SEE DETAILS 4C7 AND 4C8.

⑥ REMOVE AND REPLACE EXISTING BUTTINOUS PAVEMENT. SEE DETAIL 4C8.

⑦ REMOVE AND REPLACE EXISTING 6" CONCRETE DRIVEWAY. SEE DETAILS 4C9 AND 4C10.

⑧ REMOVE AND REPLACE EXISTING CONCRETE VALLEY GUTTER. SEE DETAIL 4C8.

⑨ REMOVE AND REPLACE EXISTING CURB AND GUTTER. SEE DETAIL 4C8.

⑩ CONTRACTOR SHALL PROTECT CUB, GUTTER, SEWERS AND EXISTING SERVICES. SEE DETAIL 4C11. CONTRACTOR SHALL PREPARE ALL EXISTING UTILITY TRENCHES.

⑪ REMOVE EXISTING, ABANDON AND ALL ADDITIONAL APPURTENANCES. ABANDON HYDRAULIC LEAD IN PLACE. REMOVAL INCIDENTAL TO CONTRACT.

⑫ CONTRACTOR SHALL PROTECT CUB, GUTTER, SEWERS AND EXISTING SERVICES. SEE DETAIL 4C11. CONTRACTOR SHALL PREPARE ALL EXISTING UTILITY TRENCHES.

⑬ SUPPORT EXISTING POWER POLE. INCIDENTAL TO CONTRACT.

⑭ NEW SERVICE LINE SHALL BE INSTALLED USING THE TRENCHLESS METHOD.

**SHEET RE-ISSUED BY
CHANGE ORDER 2**

WATERMAIN INSTALLATION

SIZE	START STATION	END STATION	LENGTH	DESCRIPTION	LENGTH
8"	224+54.00 - 912 R	228+61.56 - 112 R	420 LF	8" CLASS 5 AGGREGATE BASE	68 SY
8"	228+61.56 - 112 R	228+62.24 - 938 R	21 LF	8" CURB AND GUTTER	76 LF
	227+04.93 - 1032 R	227+40.81 - 2289 L	351 LF	VALLEY GUTTER	432 SF

WATERMAIN STRUCTURE INSTALLATION

STRUCTURE	STATION
8" CROSSING	224+61.56 - 520 R
8" GATE VALVE BOX	228+39.57 - 1137 R
8" CROSSING	228+61.56 - 1129 R

REMOVAL QUANTITIES-CITY

ASPHALT	68 SY
8" CLASS 5 AGGREGATE BASE	68 SY
CURB AND GUTTER	76 LF
VALLEY GUTTER	432 SF

RESTORATION QUANTITIES

4" ASPHALT	511 SY
8" CLASS 5 AGGREGATE BASE	511 SY
CURB & GUTTER	50 LF
CONCRETE DRIVEWAY	91 SF
VALLEY GUTTER	143 SF
4" TOPSOIL	52 SY
HYDROSEED	52 SY

RESTORATION QUANTITIES

ASPHALT	511 SY
8" CLASS 5 AGGREGATE BASE	511 SY
CURB & GUTTER	50 LF
CONCRETE DRIVEWAY	91 SF
VALLEY GUTTER	143 SF
4" TOPSOIL	52 SY
HYDROSEED	52 SY

EXISTING GRADE

2780

2770

2760

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FOR CONSTRUCTION

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2780

2770

2760

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2660

2650

2640

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2025 STREET AND UTILITY IMPROVEMENTS

FOR CONSTRUCTION

DATE 5/06/25

REGISTERED PROFESSIONAL ENGINEER
ZAC BANISATE PE-300715
NORTH DAKOTA

0 20 Scale in Feet

NORTH

CONSTRUCTION NOTES

① REMOVE AND DISPOSE OF EXISTING WATERMAIN ENDS. INCIDENTAL TO CONTRACT.

② REMOVE, DISPOSE AND REBURY WATER SERVICE LINE. CONTRACTOR SHALL REMOVE AND DISPOSE OF EXISTING CURB STOP, WATERMAIN AND SERVICES AS REBURY IS CONDUCTED. CONTRACTOR SHALL REMOVE AND DISPOSE OF EXISTING WATERMAIN AND ALL ADDITIONAL SERVICES THAT ARE NOT SHOWN ON PLANS. SEE DETAIL 4C3.

③ REMOVE TOPSOIL, GRADE, REPLACE TOPSOIL AND REGRADE. SEE DETAIL 4C4.

④ FURNISH AND INSTALL NEW GATE VALVE. SEE DETAILS 4C7 AND 4C8.

⑤ REMOVE AND REPLACE EXISTING BUTTINOUS PAVEMENT. SEE DETAIL 4C8.

⑥ REMOVE AND REPLACE EXISTING 6" CONCRETE DRIVEWAY. SEE DETAILS 4C9 AND 4C10.

⑦ REMOVE AND REPLACE EXISTING CONCRETE VALLEY GUTTER. SEE DETAIL 4C8.

⑧ REMOVE AND REPLACE EXISTING CURB AND GUTTER. SEE DETAIL 4C8.

⑨ CONTRACTOR SHALL PROTECT CUB, GUTTER, SEWERS AND EXISTING SERVICES. SEE DETAIL 4C11. CONTRACTOR SHALL PREPARE ALL EXISTING UTILITY TRENCHES.

⑩ REMOVE EXISTING, ABANDON AND ALL ADDITIONAL APPURTENANCES. ABANDON HYDRAULIC LEAD IN PLACE. REMOVAL INCIDENTAL TO CONTRACT.

⑪ CONTRACTOR SHALL PROTECT CUB, GUTTER, SEWERS AND EXISTING SERVICES. SEE DETAIL 4C11. CONTRACTOR SHALL PREPARE ALL EXISTING UTILITY TRENCHES.

⑫ SUPPORT EXISTING POWER POLE. INCIDENTAL TO CONTRACT.

⑬ NEW SERVICE LINE SHALL BE INSTALLED USING THE TRENCHLESS METHOD.

**SHEET RE-ISSUED BY
CHANGE ORDER 2**

WATERMAIN INSTALLATION

SIZE	START STATION	END STATION	LENGTH	DESCRIPTION	LENGTH
8"	224+54.00 - 912 R	228+61.56 - 112 R	420 LF	8" CLASS 5 AGGREGATE BASE	68 SY
8"	228+61.56 - 112 R	228+62.24 - 938 R	21 LF	8" CURB AND GUTTER	76 LF
	227+04.93 - 1032 R	227+40.81 - 2289 L	351 LF	VALLEY GUTTER	432 SF

WATERMAIN STRUCTURE INSTALLATION

STRUCTURE	STATION
8" CROSSING	224+61.56 - 520 R
8" GATE VALVE BOX	228+39.57 - 1137 R
8" CROSSING	228+61.56 - 1129 R

REMOVAL QUANTITIES-CITY

ASPHALT	68 SY
8" CLASS 5 AGGREGATE BASE	68 SY
CURB AND GUTTER	76 LF
VALLEY GUTTER	432 SF

RESTORATION QUANTITIES

4" ASPHALT	511 SY
8" CLASS 5 AGGREGATE BASE	511 SY
CURB & GUTTER	50 LF
CONCRETE DRIVEWAY	91 SF
VALLEY GUTTER	143 SF
4" TOPSOIL	52 SY
HYDROSEED	52 SY

RESTORATION QUANTITIES

ASPHALT	511 SY
8" CLASS 5 AGGREGATE BASE	511 SY
CURB & GUTTER	50 LF
CONCRETE DRIVEWAY	91 SF
VALLEY GUTTER	143 SF
4" TOPSOIL	52 SY
HYDROSEED	52 SY

EXISTING GRADE

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2025 STREET AND UTILITY IMPROVEMENTS

FOR CONSTRUCTION

ZAC RANSATE PE-20017 DATE 15/06/25

REGISTERED PROFESSIONAL ENGINEER
NORTH DAKOTA

Classification of Individual Project Design Disciplines Are
Included On Their Individual Drawings, Respectively

Scale in Feet

0 20

CONSTRUCTION NOTES

1 REMOVE TOPSOIL, GRADE REPLACE TOPSOIL AND
REPAVED ALL DUG AREAS. SEE DETAIL 1C20.

2 REMOVE AND REPLACE EXISTING 6" CONCRETE
PAVEMENT. SEE DETAIL 1C20.

3 REMOVE AND REPLACE EXISTING CURB AND
GUTTER. SEE DETAIL 1C20.

4 RESTORE GRAVEL SURFACE PER DETAIL 1C40.

5 CONTRACTOR SHALL PROTECT CURB GUTTER,
REINFORCE DUG AREAS, AND MAINTAIN SITE
CONDITIONS DURING CONSTRUCTION AND DAMAGE SHALL BE
FURNISHED AND INSTALLED NEW 1" WATER SERVICE LINE
AT THE CURB STOP. SEE DETAIL 2C38.

6 REMOVE AND REPLACE EXISTING 4" GATE VALVE. SEE
DETAILED 4C27 AND 1C20.

7 NEW SERVICE LINE SHALL TIE INTO THE EXISTING
COORDINATE WITH THE HOMEOWNER AND RECEIVE
PERMISSION PRIOR TO ACCESSING THEIR PROPERTY
TO PERFORM NECESSARY PLUMBING TIE-UPS.

8 NEW SERVICE LINE SHALL BE INSTALLED USING THE
PROVIDED PLATING BLDNS, AND DAMAGE SHALL
BE REPAID BY THE CONTRACTORS EXPENSE.

9 SEE SHEET C7

10 SEE SHEET C7

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12 2ND AVENUE SE

13 3RD AVENUE SE

14 4TH AVENUE SE

15 5TH AVENUE SE

16 6TH AVENUE SE

17 7TH AVENUE SE

18 8TH AVENUE SE

19 9TH AVENUE SE

20 10TH AVENUE SE

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720 720TH AVENUE SE

721 721ST AVENUE SE

ACTION ITEMS:

- Deb Helsper would like to see creek cleaned up like North side.
- Project has been moving along with minimal complaints or issues.
- Majority of my time has been consumed by project.

WATER/SEWER:

- Water Supplies: \$12,506
- Water Repair Parts: \$21,934
 - South Tower
 - Antenna is moved.
 - Picture taken of inside.
 - Draining through sprinkler.
 - Working on getting hatch replacement quotes.
 - Water leak/replaced curb stop @ 285 5th Ave NE
 - Boil order due to loss of pressure.
 - 3 samples taken and passed
 - Water Samples May – Kim's 3.3 mg
 - Ground fault tripped on N tower again.
 - Water leak @ 535 1st Ave NW
 - Residents side.
 - Hired BEK to repair.
- Sewer Supplies: \$12,956
- Sewer Repair Parts: \$16,473
 - Sewer Backup @ 71? Central Ave S
 - Jetted Sewer Main 0 Block and found no serious blockage.

STREETS:

- Gen Fund - Repair & Maintenance (Equipment): 25,789
- Gen Fund - Street and Alley: \$40,290
- Hwy Fund - Repair & Maintenance (Equipment): 9,601
- Hwy Fund - Street and Alley: \$5,936
- Total Sales Tax Fund Remaining Budget \$16,100
- Total Remaining Snow Removal: \$446
 - 1 of 6 totes of Emulsion used.

SHOP/EQUIPMENT/BUILDING/PROPERTY/PERSONNEL:

- Green Pickup-repaired in house
 - Replaced water pump

- Replace intake manifold gasket.
- Greyson started.

LANDFILL/Garbage/Cardboard:

- Supplies: -\$2,543
- Repair & Parts: \$5,908
 - G&G has been behind. Down 1 truck and 1 driver due to accident.
 - Tony will be finished at landfill.

Auditor's Report

Monday, May 19th, 2025

1. On May 7th, Garrett Clark with Midwest Assistance Program was in Beach to review our Emergency Response Plans for Drinking Water and Public Wastewater Systems, conduct a Risk and Resilience Assessment, and review our Cyber Security measures. Any updates needed to the plans will be completed before the end of this month. The updated plan will be sent to USDA before the July 1st deadline.
2. On May 9th, Certification for Draw Request in the amount of \$351,291.56 was submitted to Public Finance Authority and Funding Request #3 in the amount of \$317,043.39 was submitted to the State Water Commission for the expenses associated with the 2025 Street & Utility Improvement Project.
3. The Consumer Confidence Report (Water Quality Report) was published in the Golden Valley News on May 15th. Once the Affidavit of Publication is received we will complete the final report and submit to ND DEQ. Final report needs to be submitted to ND DEQ by October 1st.
4. Legal notice to property owners regarding mowing and spraying for noxious weeds will be published in the Golden Valley News issues May 15, 22, 29 & June 5.
5. As of May 16th, expenses for the year are \$1,233,025.22 and revenues collected are \$929,457.33. Eighteen percent (18%) of the amended expense budget has been spent and forty-three percent (43%) of the revenue budget has been collected.
6. I'm requesting your approval to update Page 24 of the Employee Manual regarding Health and Life Insurance. The update should read, "Upon the successful and satisfactory completion of the introductory period, employees are eligible for health and life insurance with Blue Cross Blue Shield of ND and life insurance with Unum Life Insurance."
7. Roosevelt Custer Regional Council will be holding "State of Region 8" on Tuesday, May 20th in Medora at the Rough Riders Hotel. The event starts at 5:30 p.m.
8. Attorney Bouray has provided updates needed to our new Floodplains Ordinance since the Golden Valley County Flood Insurance Study has been finalized. The new ordinance should be ready for your consideration at the next meeting. The new ordinance needs to be adopted before September 19th.
9. City offices will be closed on Monday, May 26th in observance of Memorial Day.
10. The Tourist Information Center will be staffed starting May 24th. Hours will be 9am-4pm to start with and then extended as the summer goes. Currently, there is enough funding in the Occupancy Fund to cover staffing this season. Occupancy tax received has decreased substantially over the past few years. We will need to re-evaluate what Fund pays for staffing next year, unless there is a positive change in lodging tax collections.
11. Towards the end of month or beginning of June, MDU will begin work on the next electric circuit that will run north on 2nd Avenue NE to 3rd Street NE. Jeff Jirges, is the Operations Supervisor if you have questions regarding the project.
12. Our Renaissance Zone designation is set to expire on August 1, 2025. Do you want to file for a 10 year extension? Since the Renaissance Zone went into effect we have managed 34 projects that have increased property value by 33.86% and increased taxable value by 32.20%.

13. As of August 1, 2025, every regular meeting must include an opportunity for an individual to provide public comment (Senate Bill 2180). The North Dakota League of Cities is working on a model policy for cities to follow. The policy will be available in late June or early July.
14. Please be sure to stay connected by checking our City social media sites for community messages.



Fund/Account	Beginning Balance	Received	Transfers In	Disbursed	Transfers Out	Ending Balance
1000 GENERAL						
101000 Cash - First State Bank of 101100 Bank of the West Savings 101200 WCCU Savings	353,320.90 275,739.46 48,260.13 1.99	70,780.46 0.00 0.00 0.00	0.00 0.00 0.00 0.00	48,251.61 0.00 0.00 0.00	0.00 0.00 0.00 0.00	375,849.75 275,909.47 48,262.12 700,021.34
Total Fund	677,320.49		70,952.46		48,251.61	
2010 HIGHWAY DISTRIBUTION FUND						
101000 Cash - First State Bank of 2030 SPECIAL ASSESSMENTS-CITY SHARE 101000 Cash - First State Bank of 2040 SPECIAL ASSESSMENTS-DEFICIENCY 101000 Cash - First State Bank of 2060 EMERGENCY FUND 2070 TRI-CENTENNIAL FUND 102000 Cash restricted	85,739.23 1,244.53 25,289.28 24,594.44 13,258.37 7,142.44 0.00	6,563.42 3,344.37 486.09 609.33 112.93 0.00 0.00	0.00 0.00 0.00 0.00 0.00 0.00 0.00	7,291.49 0.00 0.00 0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00 0.00 0.00 0.00	85,011.16 4,588.90 25,775.37 24,958.26 13,371.30 7,142.44 106,360.01
2090 PAVILION FUND						
2311 CITY SALES/COMMUNITY ENHANCEMENT TAX	121,652.74	20,113.77	0.00	35,406.50	0.00	5,028.44
101000 Cash - First State Bank of 2410 CITY OCCUPANCY FUND 101000 Cash - First State Bank of 3020 STREET IMPROVEMENT 2016-2 101000 Cash - First State Bank of 4010 BUILDING RESERVE 101000 Cash - First State Bank of 4020 STREET/WATER EQUIPMENT RESERVE 4030 FIRE RESERVE 101000 Cash - First State Bank of 4040 SEWER AND WATER RESERVE 101000 Cash - First State Bank of 5010 WATER UTILITY FUND 101000 Cash - First State Bank of 102201 Cash Restricted USDA 6th	4,881.91 7,998.41 137.35 56,964.43 4,076.24 30,758.69 0.00 29,505.97 0.00 0.00 76,783.94 849.74 123,208.80 10,367.86 10,145.00 Total Fund	5,028.44 0.00 0.00 29,945.53 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 133,576.66 36,757.81	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	4,881.91 0.00 0.00 29,945.53 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	106,333.26 10,367.86 116,701.12
5020 SEWER UTILITY FUND						
101000 Cash - First State Bank of 102100 Cash restricted USDA	35,936.57 34,891.67 9,692.07	160.29 0.00 160.29	0.00 0.00 12,616.94	43,036.69 10,145.00 53,181.69	451.66 0.00 451.66	106,333.26 33,171.99 68,063.66
5030 GARBAGE FUND						
101000 Cash - First State Bank of 5050 MINI MALL FUND 101000 Cash - First State Bank of 5060 CONFERENCE CENTER	106,647.21 13,649.15 38,454.23	291.37 18,256.28 0.00	0.00 0.00 0.00	970.98 0.00 0.00	0.00 0.00 0.00	102,331.45 39,493.25

Fund/Account	Beginning Balance	Received	Transfers In	Disbursed	Transfers Out	Ending Balance
5070 WALKING & BIKE TRAIL	11,721.64	0.00	0.00	300.00	0.00	11,421.64
101000 Cash - First State Bank of	9,870.19	0.00	0.00	0.00	0.00	9,870.19
Bank Statement Total	1306569.67					
+ O/ Standing Deposits	55.00					
- O/S payroll checks (60714.91)					
- O/S claim checks (5426.34)					
- O/S pr liabilities(1804.55)					
- O/S Electronic chks	0.00					
+ Petty Cash	0.00					
+ Investments	337542.89					
+ Other Accounts	0.00					
+ NSF Checks	0.00					
+ Other(78953.99)					
Adjusted Bank Cash	1497267.77					
Totals	1,535,082.78	173,533.43	451.66	211,348.44	451.66	1,497,267.77

*** Transfers In and Transfers Out columns should match, with the following exceptions:

- 1) Cancelled electronic checks increase the Transfers In column. Disbursed column will be overstated by the same amount and will not balance to the Redeemed Checks List.
- 2) Payroll Journal Vouchers including local deductions with receipt accounting will reduce the Transfers Out column by the total amount of these checks.



HB 1004

ALL LOCAL GOVERNMENTS

Local governments required to submit an annual financial report (annual REV < \$2M)

Our report reviewers are now being paid with general funds which means that we will no longer be charging a fee to review your annual financial report.

This will enable us to spend more time answering questions & being able available to help you get your finances & reports in order.

HB 1012

RURAL AMBULANCE DISTRICTS

Dept of Health & Human Services was given \$7M in grant money for rural ambulance districts.

HB 1013

PUBLIC LIBRARIES

Dept of Public Instruction was given \$1.7M in grant money for aid to public libraries.

SCHOOL DISTRICTS / SPECIAL EDUCATION DISTRICTS

Dept of Public Instruction was given \$800K to be distributed to school districts & special education units for gifted & talented programs upon the submission of an application that is approved in accordance with guidelines adopted by the DPI.

HB 1106

CITIES

DOT given \$2M to provide grants to nonfixed public transportation providers.

Nonfixed means not your normal city bus routes but pick up services.

This is to help those transportation providers who service individuals with disabilities in your communities.

HB 1139 | NDCC 57-39.2-04

FIRE DEPT OR FIRE DISTRICT

...certified under NDCC 18-04-02 & registered as a 501-C-3

Purchases made for the purpose of providing fire protection services are now included in the list of exemptions from sales tax.

All fire districts, regardless of how they were organized, will now be treated the same for making purchases.

HB 1176

ALL LOCAL GOVERNMENTS

...any political subdivision empowered to levy taxes

Property taxes levied in dollars by a taxing district may not exceed the greater of the base year levy increased by the allowable percentage limit.

The base year levy means the highest amount of property tax levied in dollars by a taxing district in the 3 years preceding the current taxable year. The allowable percentage limit = 3%.

A taxing district may carry forward an excess percentage increase to be used in any of the 5 succeeding taxable years but may only be used once.

There are several exclusions to the 3% increase limitation with the 2 primary ones being taxes levied to pay for bonds or some other form of indebtedness & approval by the electors of the taxing district.

A majority of the qualified electors may approve a taxing district to impose a property tax levy exceeding the limitation for 4 taxable years at a time. The ballot measure must state the proposed % increase & the proposed dollar amount increase exceeding the limitation.

A city or county may not supersede or modify the application of this law under home rule authority.

HB 1197

CORRECTIONAL FACILITIES

Legislative management shall study regional correctional facilities including their current & projected infrastructure needs as well as their costs & benefits.

HB 1198 | NDCC 40-49-12

PARK DISTRICTS

Park districts are now able to participate in cooperative purchasing contracts with OMB in accordance with NDCC 54-44.4- 13.

Park districts are now able to participate in a cooperative purchasing contract with another state for the purpose of cooperative purchasing.

Park districts can now enter a joint powers agreement with any other political subdivision of this state for the purpose of cooperative purchasing.

HB 1214 | NDCC 15.1-27.31.2

SCHOOL DISTRICTS

Changes to the transportation ADM + eligibility

HB 1235 | NDCC 4.1-01-27

CITIES ...population < 1500 residents

Now eligible for road & bridge improvement grants, which includes infrastructure, from the Ag Dept to accommodate value-added agriculture businesses that are within the city limits.

This program creates opportunities for family farmers & ranchers.

\$10M of grant money was available last biennium.....\$15M will be available this next biennium.

HB 1281 | NDCC 57 sec. 43.1-03.3 + 43.2-04.5 + 43.3-03.1

FIRE DEPT OR FIRE DISTRICT ...certified under NDCC 18-04-02

Entitled to a refund from the tax commissioner of taxes paid for motor vehicle fuel purchased + special fuel purchased + aviation fuel purchased.

HB 1307 | NDCC 40-05.1-06(9) + NDCC 40-49-07

CITIES AND PARK DISTRICTS

If a city is operating under a home rule charter they may now set their own signature thresholds for nominating petitions for candidates for city offices.

A board of park commissioners may now adopt the same signature thresholds for a nominating petition as the city.

HB 1369 | NDCC 15.1

SCHOOL DISTRICTS

Changes to the baseline funding & determination of state aid in a variety of areas.

HB 1476 | NDCC 15.1-02

SCHOOL DISTRICTS

Dept of Public Instruction (DPI) has now been given the authority to develop & maintain a system for tracking the assessment of buildings, including construction, repairs, modifications & maintenance recommended for each school.

Every 4 years DPI may document the inventory of buildings including type, original construction year, facility additions & square footage.

DPI may also collect regularly conducted assessments by school districts of each building including the exterior & interior of the building, doors, windows, fire systems, components of heating, cooling, plumbing, electrical, security systems, and handicap accessibility features.

HB 1482 | NDCC 15.1-07-03 + NDCC 21-03-04 + NDCC 21-03-11

COUNTY, CITY, SCHOOL DISTRICT OR PARK DISTRICT

Ballot measures to borrow money, issue municipal obligations (bonds) or increase the school district's limit of indebtedness must now be set for the same date as a statewide primary or general election. Special elections no longer allowed.

HB 1524 | NDCC 54-40.1

REGIONAL PLANNING COUNCILS

The Commerce Department was authorized to award some grant monies to regional planning councils to support local & regional implementation of state-authorized programs & initiatives in order to attract & leverage public or private investment in local & regional areas of the state.

These state-authorized programs include housing, regional workforce, rural catalyst, & local food & grocery to name a few.

HB 1549 | NDCC 12-44.1

CORRECTIONAL FACILITIES

Dept of Corrections shall establish a correctional facility grant committee charged with: 1) establishing criteria for grant applications; 2) establish policies for implementing grants; 3) administering grants to correctional facilities; & 4) providing annual reports to the Dept of Corrections regarding the status of the grant program.

Grants given must prioritize those correctional facilities without an existing re-entry educational, counseling or other evidence-based programs.

Grants may be awarded to support access to culturally responsive treatment alternative programs.

HB 1597

RURAL AMBULANCE DISTRICTS ...with < 800 runs/year

Dept of Health & Human Services shall provide state financial assistance to each eligible ambulance service pursuant to the new calculation.

Maximum total grant calculation for each operation may not exceed \$255K.

SB 2006

AIRPORTS

The Aeronautics Commission was given \$20M, from the airport infrastructure fund, to provide grants to airports.

SB 2012 | NDCC 24-02-37.3

COUNTIES AND CITIES

DOT, out of the flexible transportation fund, will allocate a portion of the funds for grants in non-oil producing counties to the benefit of road & bridge maintenance & projects in counties & cities + other infrastructure was added to the definition of what the monies can be used on.

Non-oil-producing counties means a county that had an average annual oil production < 10M barrels.

Priority will be given to projects that match federal or private fund & to projects that improve roadways that serve as local corridors.

SB 2018

REGIONAL PLANNING COUNCILS...operating under NDCC 54-40.1

Dept of Commerce was given \$600K for grants to support regional planning councils.

SB 2033 | NDCC 23.27.2

AMBULANCE DISTRICTS + COUNTIES + CITIES

Within the Dept of Health & Human Services (DHHS) is the newly created distressed ambulance service program which may suspend or revoke a distressed ambulance service's license.

A distressed ambulance service is one that: 1) fails to comply with federal or state law or regulation; 2) intends to cease operation; or 3) has a substantial likelihood of failure to respond to requests for service.

DHHS shall assign a coordinator to the distressed ambulance service who shall develop, implement & monitor an emergency medical services plan considering input from county & city governments within the service area & adjacent ambulance services.

SB 2074 | NDCC 57-51.1-07.7

CITIES ...w/population < 1000 residents

The reporting requirement for cities receiving the municipal infrastructure (Prairie Dog) fund grants has been waived for all cities with a population of less than 1000 residents. This report was required to be submitted to the STO on a biennial basis.

Part of the reason this was waived is because they are relying on the Auditor's Office annual financial report review of these expenditures.

SB 2177

COUNTIES

Counties will receive a new annual distribution from the State Treasurer which must be placed in a separate special revenue fund entitled "Infrastructure Development Fund" not to exceed \$500K in total for all counties.

These funds come from the state portion of sales, gross receipts, & use tax due on eligible tangible personal property purchased to construct new or expand, upgrade, or replace existing animal agriculture facilities located in the county with a taxable value of at least \$300K purchased during the calendar year.

Monies from this fund can only be spent by the counties for infrastructure projects near animal agriculture facilities located in the county or may be given to townships for road projects near animal agriculture facilities in the township.

An animal agriculture facility is defined as a building or structure where an animal is kept, handled, housed or bred.

SB 2180 | NDCC 44-04

COUNTY, CITY, SCHOOL DISTRICT, PARK DISTRICT OR WATER RESOURCE DISTRICT

Every regular meeting must include an opportunity for an individual to provide public comment.

Public comment may only be limited by time per speaker, total time for public comment or both, by agenda topic of the current agenda & at least one preceding meeting.

The local government shall develop a policy regarding public comment rules for regular meetings.

SB 2219 | NDCC 54-24.2-01

PUBLIC LIBRARIES

In order to be eligible to receive the grant for state aide from the State Library, a new eligibility requirement has been added: the annual report, required under section 06, must have been submitted for the prior year.

SB 2228

CITIES

Dept of Commerce was given \$1M in funding to continue rural grocery store sustainability grants. Priority is given to supporting existing rural grocery stores.

Funding may be available for feasibility costs related to reopening a grocery store in a community without a grocery store.

SB 2251 | NDCC 54-10-27

OCCUPATIONAL BOARDS

The audit threshold requirement has been raised from \$200K to \$2M.

You may still obtain an audit if you wish but it is no longer a requirement of our office.

Instead you can submit an annual financial report to our office for review.

SB 2254

CITIES

DOT given \$2M to provide grants to fixed route city paratransit transportation providers

This is to help those city transit providers who are also capable of servicing individuals with disabilities in your communities

SB 2299 | NDCC 54-10-14(1)

WATER DISTRICTS

Water resource districts identified in our code has been more specifically defined to include those water districts created under NDCC 61-16

Additionally, rural water districts created under NDCC 61-35, has also been added to our section of code of those political subdivisions that have to submit either their audit report or annual financial report (if the annual revenues are less than \$2M) to our office for review.

Since the majority of RWD already receive an audit report & submit it to our office for review, this change will have minimal impact on most RWDs. There is no cost for either the review of this audit report or the annual financial report.

SB 2308 | NDCC 54-07

BOARDS

Newly created Boards Review Task Force within the Governor's Office charged with looking for inefficiencies & duplication of responsibilities within the occupational & professional boards.

Task force will make recommendations to the legislature regarding minimizing & streamlining government operations through the consolidation or elimination of boards.

SB 2358 | NDCC 11-28.3-06

AMBULANCE DISTRICTS

Board members may now receive compensation, for serving on the board, at a rate to be set by the board of directors.

SB 2390 | NDCC 54-40.1

CITIES

A rural catalyst committee is created to assist communities in the state with quality of life improvement & economic development projects. The committee will develop guidelines for the rural catalyst grant program including eligibility criteria, reporting & matching requirements.

Recipients must provide at least \$1 of matching funds, either in cash or in-kind, from non-state sources for every \$1 received.

Grant funding may be awarded for projects that will address a critical need in the areas of community & economic development, education, health & wellness, or for the purpose of reopening rural grocery stores in a rural community with a population < 4500 residents.

Maximum grant award is \$500K & at least 50% of the total grant funds must be allocated to communities with populations

< 1500 residents.

SB 2395 | NDCC 43

BOARDS

By July 31st of 2026 & 2027, on forms developed by the Dept of Labor, each board shall report data on the # of licenses granted, # of licenses denied, # of licenses not issued within the 10-day timeline & the reason for the delay of issuance if past the 10-day timeline.

ORDINANCE NO. 397

AN ORDINANCE ADDING SECTION 19.0407 OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA, REGARDING USE OF STORAGE CONTAINERS WITHIN THE CITY LIMITS OF THE CITY OF BEACH, AS HEREINAFTER SET FORTH

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

Section 1: Section 19.0407 entitled “STORAGE CONTAINERS” is hereby added and enacted as follows:

19.0407 STORAGE CONTAINERS – Storage Containers shall be defined as container units that are used for storage purposes, also known as shipping containers, cargo containers, cargo-trailer containers, metal freight containers, metal containers designed for freight and cargo, and the like. This definition does not include dumpsters actively used for solid waste or recycling collection, construction trailers, containers being used at an active job site, or trailers normally associated with private use such as stock car trailers, boat trailers, utility trailers, campers, or other similar equipment. Containers defined herein may be utilized as permitted uses in the following types of zones: C-1 Commercial, C-2 Highway Commercial, Industrial, as well as a Conditionally Permitted Use in PUD zones in accordance with the requirements of PUD zones. Storage containers, as defined herein, may be permitted in R-1 and R-2 zones as a temporary use, so long as the required temporary use permit is obtained. Any person violating any portion of this Section shall be subject to the penalties described in this Chapter, including 19.0605-2.

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.

ATTEST:

Walter Losinski, Mayor

Kimberly Gaugler

First Reading: April 21, 2025
Second Reading:
Final Passage:



North Dakota Water Resource Districts Association

JACK P. DWYER, EXECUTIVE SECRETARY
701-730-5469 (c) • jack@ndwaterlaw.com
P.O. Box 2254 • Bismarck, North Dakota 58502
701-223-4615 (o) • staff@ndwater.net

MEMO: May 5, 2025
TO: North Dakota Water Leaders
FROM: Harold Gaugler, President
RE: 2025 Joint Summer Water Meeting

The 2025 North Dakota Water Resource Districts Association and North Dakota Water Users Association Joint Summer Water Meeting is scheduled for **July 9-10 at the Spirit Lake Casino in Devils Lake.**

Please see the attached draft agenda for full details on what will be included during this year's conference. Conflict management in water governance will be the focus of the conference sessions. A legislative session recap will also be shared. The sessions fulfill water manager training requirements. The conference will conclude with a tour of the Devils Lake area.

For those interested in taking advantage of Devils Lake's recreational opportunities, boat and pontoon rentals are available through The Marina at Spirit Lake Casino & Resort (spiritlakecasino.com/marina/boat-pontoon-rentals/).

A block of rooms has been reserved for July 8-11 with a negotiated room rate of \$96.30 plus tax per night. For reservations, call the Spirit Lake Casino & Resort in Devils Lake at 701-766-4888 or 701-766-4747 and reference the Book ID: 4025. The room reservation deadline is **June 27**.

If you have any questions, contact Julie Ellingson at 701-223-4615 or jellingson@ndwater.net.

We hope that you will make plans to attend this informative event.



STATE OF NORTH DAKOTA
OFFICE OF STATE TAX COMMISSIONER
BRIAN KROSHUS, COMMISSIONER

1053

May 1, 2025

Ref: L1517519488

KIMBERLY GAUGLER
BEACH CITY AUDITOR
PO BOX 278
BEACH ND 58621-0278

Dear Kimberly Gaugler:

Enclosed are two copies of a contract authorizing the Office of State Tax Commissioner to administer the City of Beach's local sales, use and gross receipts taxes for the 2025 - 2027 biennium.

The administration fee for this contract will be the lesser of \$35 per permit per year, or 3 percent of the tax collected. Based on the current number of retail businesses with sales, use and gross receipts tax permits for the City of Beach and the past two years history of sales and purchases, the administration fee for the City of Beach is listed in the enclosed contract. The administration fee will be withheld from the monthly tax collections received in this office.

The financial needs facing North Dakota cities continue to change each year and so do the challenges of finding revenue sources to fund these areas. It is important for your city to ensure that all possible city tax collections are received. One way is to provide this office with timely notice of all property annexations. Once notification is received, we notify the businesses affected by the annexation of their local tax collection responsibility. The attached contract requires at least a ninety day notice when property has been annexed into the incorporated boundary of a city.

Please sign the enclosed contracts and return one signed copy to the Office of State Tax Commissioner by May 31, 2025. If you have any questions about the contract or administration of your city's sales, use and gross receipts tax, please contact our Sales and Special Taxes Division at 701-328-1246.

I appreciate the strong working relationship we have developed with North Dakota's cities and counties. If our office can be of assistance to you in any way, please let us know.

Sincerely,

Brian Kroshus
Tax Commissioner

Enc.



Ref: L1517519488
ID: 45-6002033

(063)



Contract For Collection of City Sales, Use and Gross Receipts Taxes

This Contract for Collection of City Taxes (Contract) is entered into by the North Dakota Office of State Tax Commissioner (Tax Commissioner) and the governing body of the City of Beach, North Dakota represented by the Beach City Auditor, for the purpose of administering, collecting, and enforcing the local taxes as prescribed under North Dakota Century Code (N.D.C.C.) § 57-01-02.1.

The Tax Commissioner will provide the following services:

1. The Tax Commissioner assumes the responsibility of administering Ordinance 394 of the Beach Municipal Code of Ordinances (Ordinance). The Tax Commissioner will administer the Ordinance according to the relevant provisions of N.D.C.C. Ch. 57-39.2, including reporting and paying requirements, correction of errors, payment of refunds, and application of penalty and interest.
2. The Tax Commissioner will inform permit holders of their responsibilities to collect and remit tax and to file returns, as imposed by the Ordinance.
3. The Tax Commissioner will inform permit holders of Ordinance changes, including new impositions, rate changes, maximum tax updates, and vendor compensation updates by posting the notice on the Tax Commissioner website and emailing permit holders who are registered in ND TAP.
4. The Tax Commissioner will provide permit holders with access to an online tax reporting system (ND TAP). Accommodations may be made for permit holders unable to report through ND TAP.
5. The Tax Commissioner will provide permit holders with access to an online rate locator for use in the computation of the state and local taxes. Accommodations may be made for permit holders unable to access the online rate locator.
6. The Tax Commissioner will require permit holders to remit the tax imposed by the Ordinance on a monthly, quarterly, or other periodic basis deemed necessary by the Tax Commissioner.
7. The Tax Commissioner will conduct or oversee the collection of any civil penalties due or criminal prosecution required under the Ordinance to the extent not in conflict with the state law.
8. The Tax Commissioner will provide a monthly certification to the North Dakota State



STATE OF NORTH DAKOTA
OFFICE OF STATE TAX COMMISSIONER
BRIAN KROSHUS, COMMISSIONER

1056

Ref: L1517519488
ID: 45-6002033

(063)



Treasurer of the amount of tax payable to the local jurisdiction. If a refund to a permit holder or taxpayer of a previous overpayment results in credits being greater than collections, and an amount is owed to the state, the Tax Commissioner, after consulting with the City of Beach, may determine the process for recovery of the overpayment as prescribed by N.D.C.C. § 57-01-02.1(7).

9. If the Ordinance includes a provision for a local maximum tax (cap), per N.D.C.C §57-01-02.1(5), a retailer has the option to apply the total local tax at the time of purchase or apply only the discounted local maximum tax. The Tax Commissioner will refund to a purchaser the difference between the amount of sales, use, and gross receipts tax the purchase paid and the amount that would have been due by application of the local maximum tax provided by the ordinance.
10. At the Tax Commissioner's discretion, the Tax Commissioner may audit the appropriate permit holders.

By entering into this Contract, The City of Beach represents and agrees as follows:

1. The Ordinance provided to the Tax Commissioner is imposed in accordance with all applicable procedures and conforms with all requirements of the home rule charter, and N.D.C.C. § 40-05.1-06 regarding the imposition of a sales, use, or gross receipts tax.
2. The Ordinance conforms in all respects to the taxable or exempt status of sales under N.D.C.C. Chs. 57-39.2, 57-39.4, 57-39.5, 57-39.6, and 57-40.2.
3. The Ordinance provides for only one local tax rate; all sales, use, and gross receipts taxes will be imposed at the same rate.
4. If the Ordinance includes a provision for a local maximum tax (cap), any local maximum tax refunds issued by the Tax Commissioner under N.D.C.C. § 57-01-02.1(5), must be requested by the purchaser within three (3) years of the sales invoice or receipt date and notwithstanding Subsection 1 of the services provided by the Tax Commissioner above, are not subject to the refund interest provisions under N.D.C.C. Ch. 57-39.2.
5. Ordinance changes, including new impositions, sunsets, rate changes, maximum tax updates, and vendor compensation updates, shall be effective on the first day of a calendar quarter and after ninety (90) days' notice which must be provided to the Tax Commissioner after final approval of the tax ordinance.
6. The local jurisdiction must provide the Tax Commissioner with information about all boundary changes including all business address and zip codes within the changed area. For purposes of local sales, use, and gross receipts taxes, boundary changes shall be effective on the first day of a calendar quarter and after ninety (90) days' notice which must be provided to the Tax Commissioner after final approval of the boundary change.
7. In consideration of providing the above-enumerated services from July 01, 2025, through June 30, 2027, the Tax Commissioner shall retain \$169.00 of the tax collected under the Ordinance per month.
8. By no later than March 31, 2027, the local jurisdiction shall notify the Tax Commissioner whether the tax imposed by the Ordinance is continued or terminated, to assist in determining the need for a new contract.

May 1, 2025
CITY OF BEACH

1058

Ref: L1517519488
Page: 6

This Contract, which supersedes any prior written or oral agreements between the parties, is effective upon the signature by the Beach City Auditor, acting on behalf of the City of Beach, and the Tax Commissioner for the State of North Dakota, and shall be effective July 01, 2025 through June 30, 2027.

This Contract contains the entire understanding of the parties and may not be modified except by a written addendum or new written contract signed by both parties.

Dated the 1st day of May 2025, at Bismarck, North Dakota.



Brian Kroshus
Tax Commissioner

Dated the ____ day of ____ 2025, at _____, North Dakota.

Kimberly Gaugler
Beach City Auditor
Email: _____
Phone: _____



TYLER JACOBSON
Board Chair

CHAIRPERSON'S REPORT

"BY INVESTING IN CONTINUOUS LEARNING, WE STRENGTHEN NOT ONLY OUR MEMBERS BUT THE COMMUNITIES THEY SERVE."

Dear NDIRF Member:

On behalf of the board, we are excited to welcome NDIRF CEO Keith Pic, and we are confident that his experience and vision will propel the NDIRF forward in its mission.

At NDIRF, we are committed to equipping our members with the knowledge and resources they need to navigate the complexities of local governance and risk management. Through initiatives like the HR Collaborative, LocalGovU, and our Defensive Driving Courses (DDCs), we provide accessible, high-quality educational opportunities that empower our members to make informed decisions and enhance public service. By investing in continuous learning, we strengthen not only our members but the communities they serve.

As NDIRF continues to grow and evolve, I am excited about our transition into a new facility that

will enhance our ability to serve our members. This move represents our commitment to operational efficiency, collaboration, and providing the highest level of service. Our new space is designed to better support our team, streamline processes, and create an environment that fosters innovation and excellence in serving our stakeholders.

As NDIRF grows, I want to recognize the importance of expanding our team to better serve our members and meet increasing demands. The addition of new staff strengthens our ability to provide exceptional service, enhance our educational offerings, and support the evolving needs of our stakeholders. I am excited to welcome these talented professionals and look forward to the expertise and dedication they bring to our organization.