

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 Monday, June 16, 2025 at 7:00 p.m. Present when the meeting was called to order was City Council Tom Marman, Sarah Ross, Lynn Swanson-Puckett, Bev Wolff and Andy Zachmann, Public Works Superintendent Randy Dietz, City Auditor Kimberly Gaugler, Sheriff Dey Muckle, Engineer Zac Ranisate, Holden Hammerlund, guests Gary Howard, Dave Hutchison, Karl Davis, Rebecca Berner, James Kadrmas, and Joe & Sue Finneman.

The Pledge of Allegiance was recited.

Roll call was taken. City Council John Stonehocker was absent.

Mayor Losinski called for any additions or corrections to the agenda. Zachmann requested adding discussion on a verbal bid from The Legion for two city owned lots. Gaugler request adding an Application for Community Enhancement Funds, an Application for Local Permit, and thank you correspondence from Golden Valley County Airport Authority. Zachmann moved to approve the agenda with the additions, second by Wolff. Motion carried unanimously.

Public Participation

Karl Davis shared concerns on lack of signage in the street and utility improvement project area and materials being left behind at the worksites.

Joe & Sue Finneman shared concerns of two approaches that were removed from their property to improve drainage in the area. The Finneman's requested to be placed on the agenda for the July 7, 2025 meeting.

Dave Hutchison inquired what the process entailed for pouring concrete that extends into the city right of way. Information was provided to Dave for an Excavation Permit, licensing and bonding with the City.

Minutes

Minutes of the meeting on June 2, 2025 were presented. Zachmann moved to approve the minutes, second by Wolff. Motion carried unanimously.

Engineer's Report

Engineer Ranisate reviewed his written report. **2025 Street and Utility Improvement Project** – Installation of watermain on the south side of town is complete. There are a few more service lines on the south side to be completed. Knife River plans to start paving on Wednesday, June 18th. Progress on watermain and services on Central Avenue will start the week of June 23rd. The 6" bore under Highway 16 is completed. Correspondence from ND DEQ regarding approval of Change Order 2 in the amount of \$74,663.10 was presented. **Sewer Main Replacement on 1st Street SE between 5th and 6th Avenue SE** – upon consulting with legal counsel, one of three different scenarios need to take place in order to move forward;

1. The fourth property owner needs to be convinced to join and take part of the cost share.

2. If the fourth property owner is unwilling then the other three owners take on the fourth owner's cost share.
3. The city takes on the fourth owners cost share and assess the other three owners as planned.

Sheriff's Report

Sheriff Muckle reviewed his written report for the month of May which consisted of 49 city calls, 0 written citations and 2 warning citations.

Public Works Report

PWS Dietz presented his written report.

Auditor's Report

Gaugler reviewed her written report. Gaugler reviewed the financial report for the month of May. Zachmann moved to approve the financial report, second by Swanson-Puckett. Motion carried unanimously.

Committee Reports

Zoning – Marman reported the Zoning Board met this morning at 8 am. Based on comment given at the Public Hearing, the Zoning Board recommends City Council approve an Application for Conditional Use at 524 Central Avenue N to allow Greater Edge Therapy, LLC to operate in Residential-1 Zoning. Swanson-Puckett moved to approve the Zoning Board recommendation, second by Wolff. Motion carried unanimously.

Park Board – Zachmann reported the Park Board met on June 9th. The baseball program is utilizing both fields. The swimming pool opened on June 9th.

Police – Ross reported the committee reviewed documentation from a recent dog bite incident. Based on facts of the report, Ross moved the owner of the dog be notified that the dog is deemed vicious and for safety of community members the dog must be re-located outside of the city limits within 14 days, second by Swanson-Puckett. Motion carried unanimously.

Unfinished Business

Marman moved to approve the Final Reading of Proposed Ordinance 397 – Use of Storage Containers, second by Wolff. Motion carried unanimously.

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, City Auditor

First Reading: April 21, 2025

Second Reading: June 2, 2025

Final Passage: June 16, 2025

New Business

A Public Hearing was held at 7:30 pm, for comment on an Application for Building with a 9' Variance at 160 3rd Avenue SE. Zachmann moved to open the Public Hearing for comment, second by Ross. Motion carried unanimously. Gaugler explained the 9' variance is necessary in order for the property owners to build a new deck on the front of their home. No other verbal or written comments were received. Zachmann moved to close the Public Hearing, second by Ross. Motion carried unanimously. Zachmann moved to approve the Application for Building with 9' Variance at 160 3rd Avenue SE, second by Ross. Motion carried unanimously.

Correspondence was read from Southwest Water Authority regarding the 2024 Annual Operating Report.

An Application for Special Event Permit submitted by Golden Valley County Fair Association was reviewed. Zachmann moved to approve, second by Wolff. Motion carried unanimously.

Correspondence was read from the Office of the State Auditor stating the 2022 Audit Report has been approved.

An Application for Community Enhancement Funds submitted by Montana Shakespeare in the Park was reviewed. Swanson-Puckett moved to donate \$500.00 from the Community Enhancement Fund, second by Ross. Motion carried unanimously.

An Application for Local Permit-Raffle submitted by Friends of the Pelican Project was reviewed. Zachmann moved to approve, second by Wolff. Motion carried unanimously.

Zachmann relayed a board member from The Legion mentioned they would be presenting a written bid for Original Beach, Block 4, Lots 6-7 at the next City Council meeting.

Thank you correspondence was read from Golden Valley County Airport Authority for the recent donation.

There being no other business, Zachmann moved to adjourn, second by Wolff. Meeting adjourned at 8:25 p.m.

ATTEST:

Walter Losinski, Mayor

Kimberly Gaugler, City Auditor