

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 June 5, 2017 at 7:00 pm. Present when the meeting was called to order was City Council Henry Gerving, Dell Beach, Tim Marman, Jeanne Larson, Wade Walworth, Public Works Superintendent Mike Braden, City Auditor Kimberly Nunberg, City Attorney Gene Allen, City Fire Chief Dan Buchholz, City Engineer Kenzie Robertson, guests Brandt Gaugler, James Wosepka and Levi Hall.

Public Participation

Fire Chief Buchholz reported the State ISO Evaluation & Testing on fire equipment and trucks was completed last fall. The ISO rating affects all property insurance premiums within the City of Beach. The previous ISO rating was 5, the new improved rating is now 4. Buchholz reported the roof at the training tower needs to be replaced. Discussion. Walworth moved for Buchholz to make the repairs necessary to the training tower roof, second by Larson. Motion carried unanimously.

Minutes – Minutes of the meeting on May 1st and 15th were read. Gerving moved to approve the minutes, second by Walworth. Motion carried unanimously.

Vouchers – Gerving moved to approve the following vouchers, second by Walworth. Motion carried unanimously.

19182 Advanced Engineering & Environmental Services 12,000.00
19183 Allen Law Office 500.00
19184 Beach Food Center 103.62
19185 BOSS Office Products 346.98
19186 CNH International Capital 36.22
19187 Dakota Dust Tex, Inc. 151.80
19188 Eugene Padilla 75.00
19189 Fallon County Treasurer 2,978.75
19190 Farmers Union 3,877.54
19191 G & G Garbage, LLC 1,664.56
19192 Golden Valley County 9,435.87
19193 Golden Valley News 248.64
19194 James Wosepka PC 4,270.00
19195 Jill Schatz 55.00
19196 John Deere Financial 208.09
19197 JSG 12.00
19198 Kim Nunberg 94.51
19199 Marman Plumbing & Construction 800.00
19200 Mid-American Research Chemical 1,467.04
19201 Midstate Communication 249.98
19202 Mike Braden 73.00
19203 MDU 6,042.77
19204 Morrison Majerle System Corp 120.00

19205 ND Department of Health 275.42
19206 NDLC 40.00
19207 Nelson International 521.25
19208 Normont Equipment Co 2,162.40
19209 Novotny Construction, LLC 640.00
19210 One Call Concepts 28.00
19211 PACE, Inc 7,709.47
19212 Prairie Lumber Company 282.50
19213 Pro Hydro Testing Mobile Service 368.00
19214 Rohan's Hardware 148.09
19215 S & R Interiors, Inc. 3,512.53
19216 Safeguard Business Systems 203.83
19217 Sanitation Products, Inc 823.59
19218 SBM 119.00
19219 Southwest Water Authority 15,851.03
19220 Stockwell Cleaning 250.00
19221 Total Safety US Inc. 236.79
19222 Valli 25.00
19223 Verizon Wireless 183.01
19224 Waste-Not-Recycling 2,874.60
-89293- 89289, -89287- 89281, 19164 -19167, 19173-19180 Wages for May 23,192.05
19168 City of Beach 335.73
19169 Kim Nunberg 109.75
19170 Blue Cross Blue Shield 602.70
19171 Blue Cross Blue Shield 4,812.22
19172 USPS 200.74
19181 ND PERS 2,632.60
-89288 First State Bank of Golva 2,498.40
-89280 First State Bank of Golva 2,959.01

Public Works Report:

PWS Braden reported on the recent ND Health Department inspection of the landfill, water and wastewater systems. All areas passed inspection, Braden does need to upgrade his license for wastewater treatment. Dumpers in need of repair were taken to Rough Rider Industries to be fixed. Braden mentioned a property owner requested having all the trees in the alley removed. Discussion. Marman suggested the property pins be located to determine if the trees are in the alley and if so they should be removed. Marman stated there are a number of alleys being obstructed by trees or personal materials and the City Auditor should notify the property owners to move personal materials out of the alley. Braden mentioned Cole Erickson has been hired for seasonal employment.

Auditor Report:

Nunberg reviewed her written report. Larson moved to appoint Golden Valley News as official newspaper for the City of Beach. Motion died for lack of second. Attorney Allen will review the legality of appointing an official newspaper for the City. Nunberg mentioned the Council approved transferring \$10,000 from the Sales Tax Fund to the Sewer Fund in 2015. Although it

was not budgeted for in 2017 these funds should be transferred back to the Sales Tax Fund. Walworth moved to amend the Sewer Fund to include a transfer of \$10,000 to the Sales Tax Fund, second by Gerving. Motion carried unanimously. Beach moved to reschedule the July 3rd meeting to Wednesday, July 5th due to the Holiday, second by Walworth. Motion carried unanimously. Nunberg reviewed the Management Discussion & Analysis (MD &A) for the year 2016. Larson moved to approve the MD & A, second by Walworth. Motion carried unanimously.

Committee Reports:

Engineer Report:

The General Construction Engineering and Estimate for the Street Improvement District 2016-2 Project were reviewed.

RESOLUTION NO. 2017-14

The City Auditor presented to the City Council the plans and specifications and estimates of cost for improvements in Street Improvement District No. 2016-02 of the City of Beach, North Dakota, as prepared by AE2S, the Engineer for the City. Larson introduced the following resolution and moved its adoption:

**RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR
IMPROVEMENTS IN STREET IMPROVEMENT DISTRICT NO. 2016-02
OF THE CITY OF BEACH**

BE IT RESOLVED by the City Council of the City of Beach, North Dakota, that the plans and specifications and estimates of cost for improvements in Street Improvement District No. 2016-02 of the City of Beach heretofore prepared by AE2S, Engineer for the City, be and the same hereby are approved, ratified and confirmed as the plans and specifications and estimates of cost in accordance with which said improvements shall be constructed and the City Auditor shall file the same in his office open to public inspection.

Dated: June 5, 2017.

APPROVED:

Walter Losinski, Mayor

ATTEST:

Kimberly Nunberg, City Auditor

The motion for the adoption of the foregoing resolution was duly seconded by Gerving. On roll call vote the following members voted aye: Larson, Walworth, Marman, Beach, and Gerving. The following member was absent and not voting: Benes. The majority having voted aye, the motion carried and the resolution was duly adopted.

RESOLUTION NO. 2017-15

Walworth introduced the following resolution and moved for its adoption:

**RESOLUTION DIRECTING AUDITOR TO
ADVERTISE FOR BIDS**

WHEREAS, this Council has heretofore created Street Improvement District No. 2016-02 of the City of Beach; and

WHEREAS, plans and specifications and estimates of costs for said street improvement district have heretofore been directed to be prepared by the Engineer for the City of Beach; and

WHEREAS, said plans, specifications and estimates of cost have been prepared and have been approved by the City Council of the City of Beach; and

WHEREAS, it is necessary to advertise for bids for the work in said district;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Beach, Golden Valley County, North Dakota, that the City Auditor be, and she is hereby authorized and directed to cause notice of Advertisement for Bids for the construction of the work heretofore directed to be made in Street Improvement District No. 2016-02 to be published once each week for two consecutive weeks in the official newspaper of the City, and that the City Auditor and Engineer will meet at City Hall, located at 153 Main Street East, in the City of Beach, at a time and date to be determined by the City Auditor, for the purpose of opening sealed bids received prior to the time of such meeting in accordance with such published advertisement for bids for the purpose of taking such other and further action with reference thereto as shall then be deemed necessary and expedient. Such advertisements shall be published in form as provided in Section 48-01.1-05 of the North Dakota Century Code as amended.

Dated: June 5, 2017.

APPROVED:

Walter Losinski, Mayor

ATTEST:

Kimberly Nunberg, City Auditor

The motion for the adoption of the foregoing resolution was duly seconded by Gerving. On roll call vote the following members voted aye: Larson, Walworth, Marman, Beach, and Gerving. The following members were absent and not voting: Benes. The majority having voted aye, the motion carried and the resolution was duly adopted.

Robertson suggested the City consider extending water and sewer main on 5th and 6th Avenue SE where none exist. A budgetary opinion of probable construction cost totally \$108,000 was reviewed. Marman provided a proposal of \$44,500 for extending the water and sewer as was identified by the engineer. Discussion. Gerving moved to bid out for the extension of water and sewer on 5th and 6th Avenue SE, second by Beach. Discussion. Gerving – yes, Beach – yes, Walworth – no, Larson – no. Mayor Losinski voted no. Motion failed. Walworth moved to accept Marman’s proposal for extending the water and sewer as was identified by the engineer, second by Larson. Walworth – yes, Larson - yes, Beach – yes, Gerving – no. Motion carried.

Water Committee:

Marman mentioned a decision was never made regarding the request from Beach School District to loop a water line to the High School so there is a constant supply of water. Discussion. Walworth moved to table a decision until the next meeting, second by Gerving. Motion carried unanimously.

Zoning Board:

Larson reported the Zoning Board held a Public Hearing for comment on a Conditional Use request from Golden Valley Ingredients, LLC to operate an agricultural business in Commercial 2 Zoning. The Zoning Boards recommendation is to approve the request for Conditional Use. Levi Hall, General Manager of Beach Cooperative Grain Elevator was present and provided information on the expansion project. Hall explained this packaging project would upgrade rail that is in place now and provide another marketing opportunity for peas and lentils. The expansion would provide an additional 10 jobs for the community. Gerving moved to accept the recommendation of the Zoning Board and keep in place conditions that were set on 10/17/2011, second by Marman. Motion carried unanimously.

Budget Committee:

Nunberg requested the committee review the Home Rule Charter for any possible changes to the Sales Tax since there will be a City Election next year.

Unfinished Business:

None

New Business:

James J. Wosepka, CPA presented the Audit Report for the fiscal year ending December 31, 2016. Discussion. Walworth moved to approve the Audit Report, second by Larson. Motion carried unanimously.

Marman excused himself from the meeting.

An Application for Raffle submitted by Golden Valley County Fair Association was reviewed. Gerving moved to approve the raffle, second by Walworth. Motion carried unanimously. An Application for Raffle submitted by Beach Area Chamber of Commerce was reviewed. Gerving moved to approve the raffle, second by Walworth. Motion carried unanimously.

Applications for Beer & Liquor Licenses were reviewed. Larson moved to approve On and Off Sale Beer and Liquor Licenses for The Backyard and Legion Club, Inc. second by Beach. Walworth and Gerving abstained. Motion carried. Larson moved to approve Off Sale Beer and Liquor Licenses for Cedar Liquors, second by Beach. Walworth and Gerving abstained. Motion carried. Larson moved to approve Off Sale Beer & Wine Licenses for Wild Vines Market, LLC, second by Beach. Walworth and Gerving abstained. Motion carried. Thank you correspondence from FBLA was read.

Thank you correspondence from Lincoln Elementary was read. An Application for Community Enhancement Funds submitted by the Beach Golf Association was reviewed. Walworth moved to table until more information could be provided, second by Gerving. Motion carried unanimously.

No other business was brought forward. Walworth moved to adjourn, second by Beach. Meeting adjourned at 9:15 p.m.

ATTEST:

Walter Losinski, Mayor

Kimberly Nunberg, City Auditor