

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 February 2, 2015 at 7:00 pm. Present when the meeting was called to order was City Council Henry Gerving, Dell Beach, Jeanne Larson, Mark Benes, Wade Walworth, Public Works Supt. Mike Braden, City Auditor Kimberly Nunberg, Engineer Thomas Schmelzenbach, and guests Mark Hardy, Lea Farstveet, Marge Farstveet, Tom Togni, Rick Miske, Jane Cook, Paul Lautenschlager, Bill Moonen, Brandt Gaugler, Corlene Olsen and Buster Schneider.

Public Participation - None

Minutes - Minutes of the previous month meetings were read. Benes moved to approve, second by Walworth. Motion carried unanimously.

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

17726 Beach Food Center 15.91
17727 Beach Park Board 3885.11
17728 Deb Walworth 30.00
17729 GIS Workshop 1750.00
17730 Golden Valley County 10,478.94
17731 Mid-American Research Chemical 566.06
17732 Midstate Communications 435.88
17733 Northern Improvement 560.00
17734 Post Prom Committee 500.00
17735 Power Plan 658.99
17736 Prairie Lumber Company 79.45
17737 Prairie Wet Development Foundation 17,500.00
17738 Rohan's Hardware 568.53
17739 Southwest Electric 179.00
17740 Southwest Water Authority 10694.99
17741 Stockwell Cleaning 250.00
17742 Verizon Wireless 182.14
-89815 –89812, -89810-89802, 17664-17665, 17718-17723 Wages for January - 21,201.44
17666 City of Beach 192.18
17715 Blue Cross Blue Shield 512.40
17716 Blue Cross Blue Shield 5350.42
17717 USPS 202.90
17725 ND PERS 2006.92
-89811 First State Bank of Golva 2232.30
-89801 First State Bank of Golva 2372.90

Sheriff's Report

Sheriff Steele was not able to attend but will be present at the next meeting.

Public Works Report

PWS Braden reported on snow removal and equipment to be purchased.

Auditor Report:

Nunberg reviewed the financial report for the month of December. Benes moved to approve, second by Gerving. Motion carried unanimously. Nunberg reviewed her written report.

Committee Reports:

None

Unfinished Business:

Conditional Use Request for Beach Cooperative Grain Company – Mayor Losinski requested Nunberg review the list of previously suggested conditions with changes:

1. The City of Beach must receive an engineered construction plan which will include but not be limited to; a watershed plan, weed control plan, elevation plan and project rendition.
2. The City of Beach must receive written confirmation from BNSF that Beach Cooperative Grain Company has completed BNSF's new business review process and was issued a commission to proceed from BNSF.
3. A berm is to be built on the west side of the property between the Residential Zoning and the Agricultural Zoning. The berm must not cause drainage problems or flooding to the adjacent residential properties and must be built to allow for proper watershed.
4. A manufactured fence, acceptable to the City, is to be installed on the west side of the property between the Residential Zoning and Agricultural Zoning. This fence must be on the west side of the berm (not on top of the berm). ~~A 6' chainlink fence is to be installed on the South side of the property.~~
5. Trees/shrubs acceptable by City Ordinance are to be planted outside the fenced area. Trees/shrubs are not to exceed 10' in height.
6. This rail loop will be for grain product only, any other product will result in the City of Beach revoking the Conditional Use Permit.
7. ~~At any time railroad cars are being moved across Main Street, employees of Beach Cooperative Grain Company must be present for traffic control.~~
8. Flashing lights must be installed at both railroad crossings on Main Street.
9. Both railroad crossings on Main Street will be concrete material.
10. ~~Beach Cooperative Grain Elevator will be responsible for the following improvements; Paving, curb and gutter on 6th Avenue SE between 4th and 6th Street. Paving on 6th Ave SE starting at the intersection of 6th Street to 35th Street and 35th Street to Highway 16.~~
11. The SE ¼ Section 25 Township 140 Range 106 is to be annexed into the city.
12. The Conditional Use Permit will be reviewed by the City Council 12 months after being issued.

Don Hardy, representing Beach Cooperative Grain Company requested the following changes be made to items 6 and 11:

6. This rail loop would be used for agricultural products and would agree that no crude oil, hazardous, explosive, or any highly flammable materials would be allowed on the rail.

11. Beach Coop Grain would request that the land not be annexed into the city.

Discussion. Gerving moved to approve the following conditions, second by Benes. Motion carried unanimously.

1. The City of Beach must receive an engineered construction plan which will include but not be limited to; a watershed plan, weed control plan, elevation plan and project rendition.
2. The City of Beach must receive written confirmation from BNSF that Beach Cooperative Grain Company has completed BNSF's new business review process and was issued a commission to proceed from BNSF.
3. A berm is to be built on the west side of the property between the Residential Zoning and the Agricultural Zoning. The berm must not cause drainage problems or flooding to the adjacent residential properties and must be built to allow for proper watershed.
4. A manufactured fence, acceptable to the City, is to be installed on the west side of the property between the Residential Zoning and Agricultural Zoning. This fence must be on the west side of the berm (not on top of the berm).
5. Trees/shrubs acceptable by City Ordinance are to be planted outside the fenced area. Trees/shrubs are not to exceed 10' in height.
6. This rail loop will be for grain and fertilizer product only no crude oil, hazardous, explosive, or any highly flammable materials would be allowed on the rail, doing so will result in the City of Beach revoking the Conditional Use Permit.
7. Flashing lights must be installed at both railroad crossings on Main Street.
8. Both railroad crossings on Main Street will be concrete material.
9. The installation of railroad crossings on Main Street will not affect the newly established Quiet Zone Crossings on Central Avenue and 2nd Avenue NE. These crossings are to remain "silent crossings".
10. Beach Cooperative Grain Company is responsible for contacting dispatch when the crossings on Main Street will be blocked so all emergency responders are notified.
11. The SE ¼ Section 25 Township 140 Range 106 is to be annexed into the city.
12. The Conditional Use Permit will be reviewed by the City Council 12 months after being issued.

Wastewater Lagoon Expansion - Engineer Schmelzenbach reviewed information on the bids received for the Wastewater Lagoon Expansion Project. Discussion. Benes moved to accept the bid from Meyers Contracting, Inc. in the amount of \$1,832,880.90 for construction, second by Gerving. Motion carried unanimously.

Offer on land submitted by Brian and Rachel Keohane - Mayor Losinski tabled this agenda item as he was notified Keohane's were not able to attend the meeting.

New Business:

Correspondence from Ulteig Engineering was read. Correspondence from Southwest Water Authority regarding a .33 rate increase was read. Nunberg reviewed correspondence from ND Game & Fish regarding two projects involving Camels Hump Dam and Odland Dam. Benes moved to approve the Cooperative Agreement between the City of Beach and the ND Game &

Fish Department for projects at Camels Hump Dam and Odland Dam, second by Gerving.
Motion carried unanimously.

No other business was brought forward. Walworth moved to adjourn, second by Gerving.
Motion carried unanimously. Meeting adjourned at 8:15 p.m.

ATTEST:

Walter Losinski, Mayor

Kimberly Nunberg, City Auditor