

The regular Beulah City Council meeting of May 1, 2017 was called to order at 7:00 pm at Beulah City Hall by Mayor Darrell Bjerke.

Present: Joel Morgan, Brant Keller, Kathy Kelsch, Ben Lenzen, Kelsey Timmer, Clyde Schulz

Absent: Eric Hoffer, Travis Frey

Also Present: City Attorney Scott Solem, Assistant Attorney Allyson Hicks, City Engineer Loren Daede, Charles Hankins, City Coordinator Russell Duppong, Economic Development Director John Phillips, Water/Wastewater Foreman Gary Neuberger, Public Works Foreman Kenny Yeager, Police Chief Frank Senn, Kent Ritterman, Kyle Vetter, Mike Gackle, Mike Young, Vern Muscha, Kate Johnson

#### Pledge of Allegiance

Lenzen made a motion seconded by Schulz to dispense with the reading of the minutes of the last regular meeting on April 17 and the Board of Equalization meeting on April 25 and approve as furnished to the Council by email. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Kyle Vetter with American Foundation for Wildlife requested a site authorization for Alibis. Vetter commented 50% of earnings go to the Foundation and 50% to WARC. The Foundation works with the Corps of Engineers to purchase land to use for hunting. Schulz made a motion seconded by Kelsch to approve the site authorization for American Foundation for Wildlife at Alibis Lounge for July 1, 2017 to June 30, 2018 as presented. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Schulz thanked him for coming.

Mike Gackle and Mike Young of GAIA were in attendance. Gackle commented 50% of earnings go to the community and 50% for their operations. He stated each community has a bucket and they keep track of earnings from which community groups may apply. Earnings accumulate after the equipment needed is expensed off the first year. There are forms available at Fanatics. Bjerke questioned what part of the community would receive the 50%. Gackle stated the community includes multiple towns in our area. They have projects in towns and part of the revenue goes to the economic coordinator's salary. Kelsch questioned who determines the worthiness of the applications and Gackle stated they have a board which makes the determination. They just received an application from an organization in Beulah. Schulz thanked him for explaining the process. Schulz made a motion seconded by Kelsch to approve the site authorization for GAIA at Fanatics Bar & Grill for July 1, 2017 to June 30, 2018 as presented. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Kent Ritterman with Moore Engineering provided an update of the progress at the Water Plant. He explained the budget right now. Ritterman presented Change Order #1 for \$24,977.80 which includes six items. These items were discussed with the Water Plant Committee for the best decision. Bjerke stated the Committee recommends these changes to make the project better and longer lasting. Keller made a motion seconded by Timmer to approve this Change Order #1 as presented. The relocation of the electrical panel will help in emergency situations. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Keller made a motion seconded by Timmer to change the scope of work for Sweeny Controls to move the electrical panel

from the original location to the new location. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Keller made a motion seconded by Timmer to approve payment of the Moore Engineering invoice of \$20,878.05. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Keller made a motion seconded by Schulz to approve the payment of the pay estimate for Northern Plains Contracting, Inc. of \$96,442.98. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Ritterman updated progress on the pipeline to the river. Ownership of one section is still being looked into. The area would be disrupted but would be put back in place. A utility pipeline permit is on the County agenda.

Keller presented the invoice from Dakota Supply Group for water meters. Bjerke stated the amount covers the equipment that is here now. Keller made a motion seconded by Schulz to approve the payment to Dakota Supply Group of \$291,102.80. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Keller made a motion seconded by Timmer to approve the bid of \$70,000 from Tri-State Coating to paint the 500 gallon ground water tank. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Schulz questioned the other tank in town that needs to be painted. Daede commented he approached the company to look at that tank while they're here. Schulz questioned if we could add the Miner logo to the ground tank.

Bjerke commented on first reading of Ordinance #424 for Water/Wastewater. Keller made a motion seconded by Kelsch to have first reading of Ordinance #424. Lenzen questioned the responsibility of the property owner and for what area they are responsible. Hicks commented she reformatted the entire ordinance to make it a little more readable. Solem commented currently the property owner is responsible from the premise to the curb or property line. Bjerke clarified this issue is whether the property owner should be made responsible for more than they currently are. Kelsch commented she doesn't think that exposure needs to be passed on to the homeowner from the main to the curb. Keller commented on excavation. Hicks stated the excavation portion covers the standards in which excavation is to be done. An excavation permit is required in public right-a-ways. Keller stated comments have been made to him that the City should take over curbstops. Bjerke commented it's not that simple. If the City were to take over curbstops, the City would need to increase the water bill for revenue to cover this. Duppong commented the homeowner needs a permit to excavate on private property. Solem commented if there is a problem between the property and the main, it is most likely caused by the property owner. Keller questioned if we should just approve the water meter portion now and finish the complete ordinance with more time. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Morgan commented the Equipment Committee met last week to discuss the purchase of a police vehicle. The Committee has decided to lease a vehicle for four years in the amount of \$8,344.68. Morgan made a motion seconded by Keller to approve the recommendation to lease a police vehicle as presented. Keller explained the amount in the budget now and what will be needed in the future. Kelsch questioned the current condition of vehicles. Senn stated they would try to lease every two years. Lenzen questioned if we would move towards leasing in the future. Keller stated we would only be leasing two cars at a time with the hope they would each last eight years. Schulz took over

the meeting. Discussion followed. Roll call vote found Morgan, Keller, Kelsch, Lenzen, and Timmer in favor. Bjerke returned.

Schulz distributed West River Transit literature. He stated 3,100 people rode the bus in 2016, 6,500 trips were made, 27,000 miles were driven, and \$21,000 in fares collected. The waterpark is working on some cleanup dates. The Wellness Center Ground Breaking was last week. Schulz stated the loader needs to be used instead of the blade to move some dirt work at that site. Schulz made a motion seconded by Kelsch to allow Roers Construction to use the City Loader with Yeager's discretion. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Senn commented the Civic Center parking lot is not being used during baseball games and it would make it easier for emergency response if vehicles would not park on 7<sup>th</sup> Street. He stated closing the south side of 7th Street would add safety. Lenzen questioned closing the other side of the street. Kelsch stated if the primary reason is to allow emergency vehicles through there, it would also be a concern during the Fair. Also, the Fire Department is on the north side of the street. She stated consistency would be good to have the same side of the street closed as the school. The crosswalk and adding crosswalk signs was discussed.

Schulz made a motion seconded by Lenzen to approve the first reading of Ordinance #425 for the Wellness Center. Kelsch questioned the amount on the ordinance and whether the interest would be covered by Sales Tax. Solem stated the interest would be covered. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Schulz commented the bridge committee will meet soon and move forward with that project.

Timmer stated they will have a library board meeting Wednesday.

Daede presented the bids for 2017 street repairs and the 500 gallon ground water tank. The bids to be approved are: Mariner Construction, Inc. at \$93,425 for Patching; Zimmerman Contracting, Inc. at \$24,625 for Crack Sealing; and Giovonni Construction, LLC at \$22,360 for Concrete Repairs. Lenzen made a motion seconded by Schulz to approve the bids as presented for 2017 street repairs. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor. Lenzen commented on the budget amounts available.

Yeager commented they cleaned 3<sup>rd</sup> Ave. and the boulevard, put the winter equipment away, put flags up and are waiting for banners, shipped out cardboard at the Transfer Station, the sweeping is just about done, and Cleanup Week is this Saturday through next Saturday. The Unit #408 garbage truck was taken to Bismarck to have the brakes fixed.

Duppong commented a resident would like to start manufacturing guns in an area zoned as industrial and it will go to P&Z as well as a variance request for a garage. He commented on other P&Z items. There is a meeting at the Wellness Center to start laying footings.

Bjerke commented there were two applicants interested in sitting on the Lodging Tax Committee Advisory Board and he would like to appoint Gloria Olheiser. Schulz made a motion seconded by Keller to approve that Gloria Olheiser be appointed to the Lodging Tax Advisory Committee. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Schulz made a motion seconded by Kelsch to approve the bills as presented. Roll call vote found Morgan, Keller, Kelsch, Lenzen, Timmer and Schulz in favor.

Schulz congratulated Mayor Bjerke on receiving the Silver Level of Leadership Award with the National League of Cities.

Meeting adjourned at 9:00 pm.

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Darrell R. Bjerke, Mayor

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Heather Ferebee, Auditor

Check Range: 35171 to 35279, -99874, -99873

Payroll Check Range: -80443 to -80381

Employees	69,117.96
FIT	12,452.32
FIT	11,749.50
New York Life 457b	1,575.00
ND Child Support	142.53
MN Child Support	408.39
ND Child Support	221.00
MN Child Support	408.39
NDPERS	26,470.08
ALFAC	927.87
North Dakota Tax Commissioner	136.06
City of Beulah	35.49
MailFinance	441.87
Killoran Trucking & Brokerage Inc	5517.81
BHG, Inc.	992.95
New York Life	86.09
Mainstay Funds	297.05
Arntson Stewart Wegner PC	4917.09
Bronson's Marketplace	35.94
Downtown Gas & Auto	4224.91
Solem Law Office	4904.99
West River Telephone	1517.79
Mercer County Treasurer	5874.81
Beulah Lumber Company	74.70
Lignite Tire	1323.98
Information Technology Dept	185.10
Solem Law Office	3000.00
Beulah Airport Authority	544.10
New York Life	1751.39
Mainstay Funds	6163.84
NAPA Auto Parts	438.31
Farmers Union Oil Company	4185.56
Beulah JDA	514.13
MDU	18435.13

5/1/2017

Verizon Wireless	524.10
Interstate Engineering, Inc	14884.16
NDACo Resources Group, Inc.	634.79
Dustin Pekas	11250.00
IBA	748.16
Dakota Screen Arts, Inc	77.00
TASER International	71.34
Moore Engineering, Inc.	14507.49
Northern Plains Contracting, Inc.	254065.94
Russell Duppong	147.15
Darla Knutson	85.00
Heather Ferebee	85.00
Neutron	443.19
Municipal Government Academy	480.00
ND League of Cities	40.00
Powerplan	670.83
Brock White Company	820.80
Stein's Inc	233.02
Dunn County	200.00
Country Inn & Suites Bismarck	4227.72
Beulah Electric	108.00
Cengage Learning	19.25
Michael Todd Company	1806.24
Bill Barth Ford	115.00
Ramkota Hotel & Conference Center	245.70
Quill Corporation	163.98
Black Mountain Software	1475.00
Billie Jo Weltikol	50.00
Ashley Scholl	50.00
Dillion Pierce	50.00
Robert Volk	50.00
Solem Law Office	583.33
Southwest Business Machines	490.00
ND Chiefs of Police Association	50.00
Hydro Hotshots	11880.00
Baymont Inn & Suites Fargo	145.98
Baymont Inn & Suites Mandan	245.70
High Plains Concepts	2025.00
NDEMSA	250.00
West River Telephone	98.84
North Dakota One Call Inc	9.00
USA Blue Book	374.68
J & M Hardware Inc	435.55

5/1/2017

Beulah Airport Authority	3731.87
Beulah Senior Center	2665.62
Beulah Park District	24924.38
North Dakota Dept of Health	64.00
Beulah Park District	13861.20
Roughrider Electric Cooperative Inc	3078.77
AmeriPride Linen & Apparel Serv	542.96
Midco	201.31
John E Reid and Associates Inc.	575.00
Uniform Center	15.00
Codi Soland	27.00
Associated Supply Co Inc	207.80
The Hub Convenience Stores	12.24
Midwest Tape	310.07
Ingram Library Services	898.15
Neofunds by Neopost	1000.00
Lonny Buchmann	100.00
Stein's Inc	258.96
Brady, Martz & Associates,PC	15000.00
Sanitation Products	3010.64
J-S Sanitation	300.00
Dakota Pump & Control, Inc	27538.00
Brock White Company	647.40
Postmaster	358.55
US Bank	412.34
HAWKINS INC	568.06
Dakota Sanitation Inc	1012.00
Dakota Supply Group	659.30
Cardmember Service	570.66
North Dakota Insurance Department	240.00
Russell Duppong	166.67
Minnesota State Horticultural Society	34.00
Taste of Home	32.98
Subscriber Services	118.26
Colonial Research Chemical Corp	659.61