

The regular Beulah City Council meeting of November 5, 2018 was called to order at 7:00 pm at Beulah City Hall by Mayor Travis Frey.

Present: David Czywczynski, Loren Daede, Kathy Kelsch, David Ripplinger, Clyde Schulz, Kelsey Timmer

Absent: Gary Miller, Eric Hoffer

Also Present: City Attorney Scott Solem, Assistant Attorney Jennifer Gooss, City Engineer Charles Hankins, City Coordinator Russell Duppong, Police Chief Frank Senn, Brian & Deanne Gierke, Greg & Laurie Warra, Judy Neuberger, Dallas & Sheila Neuberger, Rachael Mortenson, Vern Muscha, Kate Johnson

Pledge of Allegiance

Kelsch made a motion seconded by Czywczynski to dispense with the reading of the minutes of the last regular meeting on October 15 and approve as furnished to the Council by email. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Frey introduced Greg Warra of the ND Department of Health. Warra stated he is the Drinking Water Program Manager for the State of ND and the treasurer for the American Waterworks Association in ND of which Gary Neuberger was a member. At their conference in October, a plaque was presented to Gary Neuberger for this section's Operator Service Award for water distribution and treatment. This was the second year Gary was nominated for the award and he was unanimously approved as this year's recipient. Warra thanked Judy Neuberger and family. Warra stated he has greatly appreciated all of Gary's help with the ND Health Department.

Deanne Gierke questioned if the City Council has a vision from a City Council's standpoint. Frey commented a city should have a vision on promoting the growth of a community. His vision for Beulah as a growing community is trying to bring in businesses and retain residents. If you're not a growing community, you're going the other direction. Gierke stated there are many groups in the community that do their part but don't work together. As a business person trying to do something beneficial for the community, the city rules, regulations and process make it difficult for a business trying to come into this town. Gierke stated the city has lost businesses to Hazen due to this. The zoning code ordinance is not laid out very well, as well as the costs associated with it. You find out you have extra costs after the fact. Gierke asked that the inspection fees be revisited because they were set for hiring outside help and we are no longer doing that. She commented the Council should look at this process and make it friendlier for those coming to the community. Gierke stated if our goal is to make this a better place to be, we're not doing a very good job of it. Frey stated there has been discussion on the building permit fees at the Council and P&Z level and that will be looked at to come up with a suggestion. Frey stated the Council should be looking at all fees the city charges as an ongoing process. Czywczynski clarified the reason Gierke is here is to make the process more streamlined for businesses to come to town. Gierke stated the ordinance said a floorplan was required and it was not clear that she needed to hire a draftsman for the floorplan. It's not feasible to hire an architect to remodel the walls inside an existing building. If the zoning is to change you need to go to P&Z, but she had to go without the use of the building being changed. It would be nice to have a process online and the expenses listed. She stated putting all this money into it without even having the building permit yet can be disheartening. Czywczynski stated we could be an

ambassador to new businesses to bring them to Beulah. He also stated Main Street should have some uniformity to businesses.

Frey stated he went to the ND Rural Water meeting regarding establishing water rates. There should be an ongoing review to look at rates we charge in the City.

Schulz commented the Hero's Appreciation had about sixty attendees. The total cost came to \$622 and will be split with the Chamber. West River Transit had the quarterly meeting and the new schedule is out. JDA made an offer to Leonard Lossen for the Country Kettle building. Schulz made a recommendation for Kim Kessler and Jerald Isaak for the Beulah JDA Board. Frey appointed Kim Kessler and Jerald Isaak to the Beulah JDA Board. Schulz made a motion seconded by Timmer to approve the appointments as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor. Schulz stated the JDA election of officers will be next month. The Pool Board will have a meeting this week. He commented on topics covered at the Coal Conversion Counties meeting he attended. John Phillips was elected to one more term on the board. Schulz stated the police vehicle that received a new motor a couple years ago had the motor go out on it. Schulz made a motion seconded by Kelsch to accept the Municipal Court Report as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Timmer commented the Library Board is going through its bylaws and will have a meeting on Wednesday.

Kelsch stated the Christmas tree is up. Lakeview Services lent the use of their crane and services. Kelsch gave a Civic Center Committee update. She stated the committee is looking at a minimum cost but maximum improvement. Improvements reviewed were acoustics to the gym, bathrooms, and the kitchen. All could be looked at independently and taken care of as the budget allows. Dakota Sound Systems addressed the block walls, noise from lights and the heaters. The lights and heaters would need to be changed out and acoustic treatment put in. There would be air conditioning and a furnace in the gym, baffles hung from the ceiling, panels for the walls, and a sound system. The committee recommends moving forward with the gym improvements because of the increase in cost due to tariffs and move forward with the bathrooms next spring. The bathrooms and kitchen are in working order right now. They would like to schedule a meeting with the Chamber, CVB, Fair Board, and Lion's Club and hopefully move forward at the next meeting. Mortenson commented on possible grants for the lights. Czywczynski questioned if we need to change to ADA. Kelsch stated if we make improvements of 50% of the building, we would need to have the building ADA. Kelsch questioned if the kitchen would need to be ADA. Mortenson stated the concern of the Chamber would be that the kitchen is certified for commercial use. Duppong commented on the regulations for the kitchen. Czywczynski questioned if we have ever looked at a new Civic Center. Kelsch commented we got an estimate to significantly change the Civic Center and it was \$1.2 million. The estimate for a new one was astronomical. It's probably not ideal but we have to go with what is necessary. Czywczynski stated he's not sure if that would necessarily bring more meetings to Beulah. It doesn't really sell Beulah as well as something with a nice big ballroom and small rooms off to the side along with being located on Hwy. 49 and tied in with hotels. Mortenson questioned where the funding is coming from for the building. Kelsch stated there is some money that is set aside from the promotional fund and some that was budgeted from another fund. She commented the idea is to make good use of the money to potentially increase those sales tax dollars. Gierke commented on the cost of the school improvements. Mortenson stated the percentages of the Restaurant & Lodging tax needs to be reevaluated in order for the CVB to continue to operate. Discussion followed.

Czywczynski commented MDU will be changing the street lights to LED next year.

Daede commented the water treatment plant is complete. We will need to meet to decide on the liquidated damages. There was a sewer blockage on Hwy. 49 with items that should not be in the sewer. It will be checked into further as to where the items are coming from.

Hankins commented the revised plans for the bike path were submitted to the DOT. The bid letting will be in February. The water tank is finished and is filled with water. Daede made a motion seconded by Timmer to approve the pay estimate to Tri-State Coatings for painting of the 75K gallon Water Tank in the amount of \$56,900. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Hankins stated the manhole lining is not yet complete. Daede made a motion seconded by Schulz to approve the pay estimate to CIP Construction Technologies, Inc. for the sanitary manhole lining in the amount of \$27,724. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Solem presented Ordinance #429 for the second reading. He stated they met with the veterinarian and others in an extensive meeting to review the ordinance. Gooss reviewed the changes since the last Council meeting. It is stated the Chief of Police will be the health officer in the absence of a health officer. The head of household was changed to keeper. Revisions were made to match the state regulations. Licensing procedures were updated to include microchipped animals. Impounding was changed to five days unless it is a feral cat. The rabies vaccination section was updated. The dangerous animal section now includes potentially dangerous animals and restrictions of having a dangerous animal within City limits. The number of dogs and cats was changed to two of each. Ripplinger clarified the first year of licensure is free. Senn stated there would be an implementation process to start participation. The cost would be free now and through 2019 to get everyone involved. Schulz made a motion seconded by Timmer to have the second reading of Ordinance #429 and for it to be approved tonight. Solem stated a comment came up to include something for an animal shelter and for City Council to have the ability to issue a permit for someone to run a pet shelter out of their home. Schulz stated the committee decided there would be more to look into for that. Daede commented on the possibility of a dog park. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Duppong commented Hazen follows similar laws on building codes as Beulah and we are regulated by FEMA and the ND Health Department. These regulations are followed for life, health and safety. The zoning code revision was a long process. A Comprehensive Use Plan was also completed on the City as required by state law. He stated P&Z was canceled last week and there will be a meeting next week. P&Z is still looking for another board member. Duppong commented Hankins with Interstate Engineering has been assisting him with inspections because of health issues.

Ferebee presented a local permit for a raffle for the Beulah Chamber at the Chamber office for St. Nicks Picks on December 10, 2018. Schulz made a motion seconded by Ripplinger to approve the local permit as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Ferebee presented a local permit for bingo for the Beulah Chamber at the Beulah Civic Center for Chili Bingo on November 16, 2018. Timmer made a motion seconded by Daede to approve the local permit as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Ferebee presented a Gaming Site Authorization for the Beulah CVB at Cobblestone Inn for a poker tournament on March 23 and 24, 2019. Czywczynski made a motion seconded by Schulz to approve the site authorization as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Senn commented they are receiving new furniture soon. He commented on the motor for one of their police vehicles, stating parts and labor should be covered.

Schulz made a motion seconded by Daede to approve payment of the bills as presented. Roll call vote found Ripplinger, Czywczynski, Schulz, Timmer, Daede, and Kelsch in favor.

Meeting adjourned at 8:38 pm.

Travis Frey, Mayor

Heather Ferebee, City Auditor

The following bills were approved and paid in October:

Check Range: 37125 to 37234, -99853, -99847, -99846, -99845, -99844

Payroll Check Range: -78791 to -78729

Employees	66,729.15
SIT	3,719.24
Unemployment	718.83
FIT	10,548.92
FIT	11,101.74
New York Life 457b	3,120.70
ND Child Support	190.99
MN Child Support	347.01
NDPERS	25,946.34
ALFAC	508.02
ND Child Support	190.99
MN Child Support	347.01
North Dakota Tax Commissioner	71.19
North Dakota Tax Commissioner	2429.67
City of Beulah	79.36
City of Beulah	37.96
Starion Bond Services	14846.00
Starion Bond Services	9451.50
Starion Bond Services	12561.00

11/5/2018

Bronson's Marketplace	125.85
Millennium Express	29.90
BHG, Inc.	1776.72
MDU	16560.44
Downtown Gas & Auto	4235.79
Northern Plains Contracting, Inc.	29984.44
West River Telephone	1597.41
NDACo Resources Group, Inc.	408.88
Convention & Visitors Bureau	8097.62
Solem Law Office	9295.43
Moore Engineering, Inc.	14601.62
Interstate Engineering, Inc	5451.75
Information Technology Dept	248.13
Canad Inns	946.10
Dave Czywczynski	367.25
Beulah Public School District #27	120.00
JMAC Resources	34841.95
Dakota Concepts, LLC	25561.90
Tri-State Coatings	68200.00
Nancy's Designs	459.40
Frank Senn	103.87
Badlands Environ Consultants Inc	1138.10
Bryan Tomchuk	35.00
Butler Machinery Company	34579.77
Ecolab Pest Elim Div	161.63
Southwest Business Machines	848.44
Swanston Equipment Corp.	724.59
WatchGuard Video	90.00
Astra Radio Communications	106.92
Pro Forms	127.10
Uniform Center	1939.00
Locators & Supplies, Inc.	60.38
ND League of Cities	2970.00
Russell Duppong	158.75
Auto Value Beulah	17.98
Bloom'n House	60.00
Strata Corporation	5211.18
Sletten Excavating, Inc.	1367.23
B&G Electric	3799.15
Core & Main	1536.44
Mercer County Ambulance	781.28
Hydro Hotshots	3477.50
Butler Machinery Company	1085.00

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Powerplan	95.88
Railroad Management Co III, LLC	235.41
West River Telephone	193.20
HAWKINS INC	324.68
J & M Hardware Inc	409.38
North Dakota Dept of Health	64.00
Mercer County Treasurer	5786.15
Beulah Lumber Company	133.07
AmeriPride Linen & Apparel Serv	359.89
NAPA Auto Parts	1667.55
Beulah JDA	319.83
MailFinance	441.87
Lignite Tire	2027.01
Midco	119.28
Beulah Airport Authority	328.09
Chemistry Lab	117.69
North Dakota One Call Inc	31.85
Roughrider Electric Cooperative Inc	4211.53
Waste Management of WI-MN	700.44
Farmers Union Oil Company	621.37
Verizon Wireless	473.11
New York Life	1468.21
Mainstay Funds	5594.09
Dakota Pump & Control, Inc	2220.00
Bryan Tomchuk	562.50
Backyard Escapes	1130.00
Neofunds	1000.00
Dakota Supply Group	69.63
Stein's Inc	70.85
Baker & Taylor	401.39
Barnes & Noble Inc	93.50
Demco, Inc	160.80
Marvin Aberle	1068.34
Neuberger Oil Co.	765.00
Russell Duppong	11.30
Quill Corporation	305.99
Julie Dschaak	50.00
Harold Lee Smith	2.46
Northern Plains Contracting, Inc.	50.00
Dakota Pump & Control, Inc	1780.00
Mercer County Auditor	215.28
Kameron Plienis	1571.67
Michael Todd Company	304.78

11/5/2018

NSC Minerals	2751.44
Beulah Airport Authority	4958.95
Beulah Senior Center	3542.11
Beulah Park District	18320.67
Beulah Park District	18418.98
New York Life Insurance	389.48
Environmental Toxicity Control Inc	725.00
US Bank	1752.87
Mercer County Water Resource Dist	6042.00
J & M Hardware Inc	91.96
Postmaster	361.58
Clyde Schulz	51.98
Myron Stern	13.40
Mercer County Sheriff's Department	25.00