

The regular Beulah City Council meeting of May 15, 2017 was called to order at 7:00 pm at Beulah City Hall by Mayor Darrell Bjerke.

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

Absent: Travis Frey

Also Present: City Attorney Scott Solem, 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, Cindy Zahn, Scott Johnson, Connie Loomis, Keith Koenigshof, Susan Lewis, Kate Johnson

#### Pledge of Allegiance

Lenzen made a motion seconded by Keller to dispense with the reading of the minutes of the last regular meeting on May 1 and the special meeting on May 11 and approve as furnished to the Council by email. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz and Timmer in favor.

Duppong presented a variance request of a rear yard setback for Scott Johnson at 417 3<sup>rd</sup> St NW. P&Z has reviewed the variance and recommends approval of the 10 foot variance to allow the garage to sit 15 feet away from the house, with submittal of new plans to P&Z. Hoffer arrived. Keller made a motion seconded by Lenzen to approve the variance as presented. Schulz questioned if the garage would be on a separate lot. Duppong stated it would be on another lot, but the lots would need to be sold as one unit in the future. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Cindy Zahn with WARC requested a site authorization for the Main Bar and the Nite Owl. Zahn commented on food items purchased, the Christmas program, emergency grants and school supplies. Funds earned through gaming stay in Mercer County. Kelsch made a motion seconded by Schulz to approve the site authorizations for WARC at Main Bar and at the Nite Owl from July 1, 2017 to June 30, 2018. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor. Lenzen commented on the wonderful service WARC provides.

Keith Koenigshof commented that the owner is responsible for the curb stop for water but cannot use a wrench to grease the curb stop and keep it in good use. He stated the residents should be able to take care of their curb stop if responsible for maintaining it. Bjerke commented the maintenance of the curb stop is an issue. Koenigshof stated he knows it won't be decided tonight, but wanted to voice his opinion. He stated his curb stop may not have been turned off in thirty years. Discussion followed.

Bjerke commented on water needs for Beulah and presented options discussed in a conference with Moore Engineering. Water rationing may be needed. Flushing of hydrants still needs to take place to prevent other problems. This was an anticipated issue with the shutdown of one plant. A contingency plan needs to be in place to maintain water levels in storage in the event we have a hot summer. Educating the public will be needed for cooperation on watering only on certain days. Keller commented he doesn't want residents to be surprised and we are hoping to get more help at

the water plant. Bjerke commented on salaries for extra employees or a nightshift differential for current employees. Lenzen commented residents could start conserving now by watering less.

Kelsch commented on the building purchase by the Chamber. A survey was completed last month. She stated Solem expressed reservations about completing the purchase agreement with the metes and bounds and stressed the need to have a replat on the area. Kelsch commented the Chamber has incurred extra rent expense due to the extra time added to the project.

Keller commented on last week's special meeting to discuss the Water and Sewer/Wastewater Ordinance. Keller made a motion seconded by Timmer to have the second reading of Ordinance #424 for the Water and Sewer System with the changes the Council recommended. Schulz questioned if a lower charge could be put in place to assist residents with curb stop maintenance. Bjerke stated it could be a policy put in place by Council. Keller stated he knows this needs to be addressed. He mentioned options that could be handled after the water plant and water meter projects are finished. Schulz commented on "City Engineer" that was questioned in 11-106. Keller stated it could be taken out. Schulz questioned 11-117. Daede stated it is clear in this rewrite. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Keller commented Total Backflow had installed 558 water meters as of Saturday afternoon. He stated they are hoping to complete the project within six weeks of their start date.

Schulz made a motion seconded by Lenzen to have the second reading of Ordinance #425 for the Wellness Center Sales Tax Revenue Notes. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Schulz made a motion seconded by Timmer to approve the Joint Powers Agreement with the Beulah Park District. It states the funds come to the City and are transferred to the Park District to pay the debt of the Wellness Center. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Schulz made a motion seconded by Keller to approve Resolution 2017-05 approving issuance of the \$6,500,000 Park District Sales Tax Revenue Note. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Schulz commented the Waterpark had a cleanup day and they are hoping to open at the beginning of June.

Senn commented on the incident of an officer involved shooting. Pursuit started in Beulah and terminated in Bismarck. It has been turned over to the Mercer County Sheriff's Department. Senn stated a police vehicle was approved as a municipal lease through Ford and Solem looked into local financing of the vehicle. Solem stated the loan would be amortized over four years. The City will save on fees and interest and keep the loan local. Hoffer made a motion seconded by Schulz to approve the purchase of a police vehicle to be financed by a local bank as per ND Century Code. Keller questioned if it can be paid off at any time. Senn confirmed it can be paid off without a penalty. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Schulz made a motion seconded by Kelsch to accept the municipal court report. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Hoffer commented Public Works cleaned up the burned out camper in Sun Valley RV Park. An electrician will repair the spots damaged from the explosion that are not being used right now.

Lenzen commented the City Cleanup went very well and he appreciated seeing the schools out there picking up trash.

Hankins commented on concrete repairs currently in Beulah. Lenzen commented the bridge has been painted on the Knife River. He commented on an area where trees are causing concrete to shift and cause problems.

Daede stated he received the contracts from Strata for street patching. Lenzen made a motion seconded by Schulz to accept the bids from Strata Corporation as presented. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor. Daede commented this is his last meeting and it has been great working for the City of Beulah for the last 30 years. Bjerke thanked Daede for the work he has done for the City.

Solem presented the dedication of a new utility easement across City property for the Wellness Center. Daede explained it is a 10 foot wide public utility easement. Schulz made a motion seconded by Lenzen to approve the easement as presented. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Solem presented Resolution 2017-06 for the BND Water Revenue Bond (NDSWC Infrastructure Revolving Loan Fund) for the Water Plant. Keller made a motion seconded by Timmer to approve Resolution 2017-06 as presented. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Solem commented on the replat of Maiers Addition to Sleepy Hollow Addition. Public notice is in the paper for hearings on June 1 at P&Z and June 5 at City Council.

Yeager commented sweeping is done, they have started mowing ditches, new banners are up, they took the International garbage truck to Bismarck for repairs, they took a load of recycle to Minot, the Transfer Station took in \$700 last week, and Ernie is filling in out there. Kelsch thanked Kate for the article in the paper about the Transfer Station.

Duppong commented P&Z has a hearing Thursday for the LDS easement relocation. The firearms repair business has been approved by P&Z.

Ferebee presented a bingo permit for Mercer County 4H at the Mercer County Fairgrounds on July 14, 2017. Lenzen made a motion seconded by Hoffer to approve the bingo permit as presented. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Ferebee presented a raffle permit for the Beulah Lions Club at the Beulah Middle School On May 21, 2017. Lenzen made a motion seconded by Schulz to approve the raffle permit as presented. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Schulz made a motion seconded by Kelsch to approve the April financial reports. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Ferebee requested a transfer of \$54,969 from the Sanitation Reserve fund to the Garbage fund for both 2016 and 2017 to pay the annual garbage truck lease payment. This transfer is so that the asset is held in the Garbage fund as per our auditors. Schulz made a motion seconded by Keller to approve transferring \$54,969 from the Sanitation Reserve to the Garbage fund for 2016 and transferring \$54,969 from the Sanitation Reserve to the Garbage fund for 2017 for the garbage truck lease. Roll call vote found Morgan, Kelsch, Keller, Lenzen, Schulz, Timmer and Hoffer in favor.

Phillips commented on the Heritage Park Committee and the all the work the members have put into the events that are planned this year. The bakery building has been a challenging project and a contractor needs to be decided on. It will be a big addition to Main Street. The Beulah Municipal Airport now has an automated fuel system. He commented on how many flights land in Beulah to fuel up.

Meeting adjourned at 8:50 pm.

---

Darrell R. Bjerke, Mayor

---

Heather Ferebee, Auditor