

RESOLUTION ESTABLISHING A JOB DEVELOPMENT AUTHORITY  
FOR THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA

WHEREAS, the City Council of Beulah has considered the question of creating a job development authority for the City, and

WHEREAS, the City Council of the City of Beulah held a public hearing for the purpose of allowing interested persons in the public an opportunity to be heard concerning the creation of a job development authority, and

WHEREAS, said public hearing was held on the 17th day of December, 1990 at 7:30 p.m. at the City Hall in the City of Beulah, before the City Council of the City of Beulah, and

WHEREAS, Notice of said public hearing was published in the Beulah Beacon, being the official newspaper of the City of Beulah, not less than 30 days prior to said hearing, and

WHEREAS, after careful consideration of the advantages and disadvantages of creating a job development authority and after due consideration it was resolved as follows.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Beulah, North Dakota, as follows:

- I. That pursuant to Chapter 40-57.4 of the North Dakota Century Code there is hereby created for the City of Beulah a job development authority, to be known as The Job Development Authority of the City of Beulah.
- II. That there shall be appointed by the City Council of the City of Beulah, six (6) members to the Board of Directors of said Job Development Authority and that said directors shall be appointed

without regard to political affiliation and solely upon their fitness to serve as members by reason of character, experience, and training.

III. The members of the Job Development Authority board of directors shall serve a term of three (3) years or until their successors are duly qualified. Terms of office shall begin on January 1st and will terminate on December 31st three (3) years thereafter. However, in order to establish staggered terms, with approximately 1/3 of the directors expiring each year, the original board of directors shall be made up as follows:

- A. Two (2) members with three year terms
- B. Two (2) members with two year terms
- C. Two (2) members with one year term

IV. The board of directors shall annually elect members of the board to serve as chairmen, vice chairmen, secretary and treasurer. The board of directors shall further select an executive committee with such powers and duties as may be delegated by the board of directors.

V. The directors may be reimbursed from funds available to the authority for mileage and expenses at the rates provided for state employees in Sections 44-08-04 and 54-06-09 of the North Dakota Century Code, however directors may not receive compensation for service.

VI. The Job Development Authority shall use its financial and other resources to encourage and assist in the development of employment within the city. In fulfilling this objective, the Job Development Authority may exercise the following powers:

- A. To sue and be sued.

- B. To make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the authority.
- C. To hire professional personnel skilled in seeking and promoting new or expanded opportunities within the city.
- D. To make, amend, and repeal resolutions consistent with the provisions of this ordinance as necessary to carry into effect the powers and purposes of the authority.
- E. To acquire by gift, trade or purchase, and to hold, improve, and dispose of real or personal property.
- F. To certify a tax levy as provided in section 40-57.4-04 and to expend moneys raised by the tax for the purposes provided in this ordinance.
- G. To insure or provide for insurance of any real or personal property in which the authority has an insurable interest.
- H. To invest any funds held by the authority.
- I. To cooperate with political subdivisions in exercising any of the powers granted by this ordinance.
- J. To exercise any other powers necessary to carry out the purposes and provisions of this ordinance.

VII. The City Council of the City hereby may establish an annual tax levy not to exceed four (4) mills to be used for the purposes for which the Job Development Authority is established. The City Auditor shall keep the funds separate from other money of the City and transmit all funds received pursuant to this Resolution within 30 days, to the board of directors of the Job Development Authority. The funds when paid to the city Job Development Authority shall be deposited

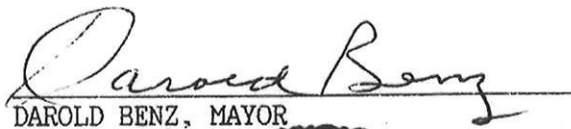
in the special account in which other revenues of the City Job Development Authority are deposited and may be expended by the Job Development Authority in accordance with its powers.

Alderman Galloway moved the adoption of the above Resolution. The Motion for the adoption of the Resolution was duly seconded by Alderman Koppi and upon vote being taken, the following Aldermen voted in favor thereof:

Dittus, Koppi, Allard, Flemmer, Bjerke and Galloway

The following voted against the same: None

WHEREUPON, said Resolution was declared duly passed and adopted.

  
DAROLD BENZ, MAYOR

ATTEST:

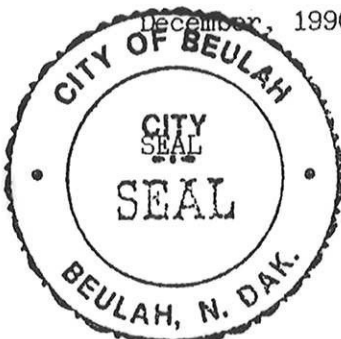
  
ROBERT F. WENDEL, CITY AUDITOR

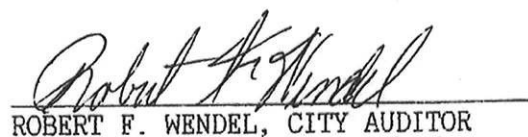


CERTIFICATE

I, ROBERT F. WENDEL, do hereby certify that I am the duly elected, acting and qualified City Auditor of the City of Beulah, Mercer County, North Dakota and the foregoing is a true and correct copy of the Resolution adopted by the City Council of the City of Beulah at its regular meeting on the 17th day of

December, 1990.



  
ROBERT F. WENDEL, CITY AUDITOR