

PUBLIC NOTICES

CITY OF BEULAH MAY 19 MEETING MINUTES

CITY OF BEULAH
MAY 19, 2025, 6:30 PM
BEULAH CITY HALL COUNCIL CHAMBERS

Mayor Sean Cheatley and Council Members Auston Biles, Tim Aichele, Bill Keller, Gary Miller, Jason Isaak, Adam Baker and Cameron Brown present. Kameron Plienis absent.

Also Present: City Attorney Scott Solem, Economic Dev. Dir. Beaver Brinkman, Police Chief Frank Senn, City Engineer Rebecca Berner, Operation Dir. Assist. Jennifer Wolf, Jo Hafner, Roger Gazur, Beulah residents

CITY COUNCIL MEETING

The regular meeting of the Beulah City Council was called to order at 6:30 pm.

Pledge of Allegiance.

Isaak moved to dispense with the reading of the minutes of the last regular meeting on May 5 and approve as provided to the Council by email. Miller seconded. Roll call vote found Isaak, Miller, Keller, Biles, Baker and Aichele in favor. Brown abstained. Motion passed.

COUNCIL PORTFOLIOS
Mayor Cheatley

Baker moved to approve the April financial reports. Keller seconded. Roll call vote found Baker, Keller, Miller, Biles, Isaak, Brown and Aichele in favor.

The City Engineer recommendation was sent out to the council. It will be voted on at the next council meeting. Council can stop at City Hall to read over the proposals and contact city staff with any questions.

Isaak moved to approve the Site Authorization for WARC to provide gaming at Nite Owl Bar from July 1, 2025 to June 30, 2026. Baker seconded. Roll call vote found Isaak, Baker, Brown, Biles, Keller and Miller in favor. Aichele abstained. Motion passed.

Miller moved to approve the Site Authorization for WARC to provide gaming at Main Bar from July 1, 2025 to June 30, 2026. Keller seconded. Roll call vote found Miller, Keller, Biles, Isaak, Baker and Brown in favor. Aichele abstained. Motion passed.

Council Member Aichele

Two estimates were received from M Construction for repairs on 12th Street NW. The last repair in the area, done by M Construction, required extra excavation due to the soil type under the existing pavement. The current quotes include extra excavating and material. The repair can be completed this year. Concrete has a longer life expectancy. It was requested to get more bids. The City Engineer stated it will take 5-6 hours to write up specs for the project. Isaak moved for the City Engineer to write up the specs to repair the road on 12th St NW with concrete from the west where the concrete stopped going east past the second entrance of the clinic. Aichele seconded. Roll call vote found Isaak, Aichele, Brown, Baker, Biles, Keller and Miller in favor.

Council Member Isaak

The new garbage truck arrived and will be used on Tuesday. Mercer County Landfill is not allowing the city to dump due to the wet weather.

Economic Development

Bids were received for the Civic

Center repairs and forwarded to Baker and Brown. The roof is 32 years old and has exceeded its life expectancy. CVB has entered into an agreement with High Plains Concepts to take care of Memory Park. A request has been received to place a handicap sign on Main Street in front of the Main Bar. The abstract relating to the Civic Center area has been received from Mercer County Abstract and it is being reviewed. A grant from Commerce for \$107,000 with a 20% match has been approved for upgrading the lighting and insulation at the Public Works building. WBI sent four locations for a natural gas line, all north of Beulah. They are in the design phase. The power outage last week was caused by a large tree on east Main Street that fell on the power line that goes to the substation. The tree is on city property by the old lift station but is too big for the city to remove. An estimate to remove three trees in the area will be presented at a future meeting.

City Attorney

First reading of Tree Ordinance No. 461:

Miller commented that the tree ordinance includes that trees must be planted five feet from the curb. Miller stated that Article 5, Section 1 states the property owner would pay 50% for removal and stump grinding of a tree on the boulevard, and the city would be responsible for 50%. It should state the city "may" pay 50% pending grant approval. Solem stated he will change some of the wording. Isaak stated Article 3, Section 1, Number 5 regarding branches should refer to only trees on boulevards. Brinkman requested alleys be added to Number 5 as well. Article 4, Section 1 lists trees that may not be planted on boulevards, but it does not mention corner lots. It was commented that the ordinance should state that it is an infraction if there is a violation. Miller moved to have the first reading of Ordinance No. 461 with the changes discussed. Isaak seconded. Roll call vote found Miller, Isaak, Aichele, Brown, Baker, Biles and Keller in favor.

Second reading of Zoning Ordinance No. 460:

Brinkman stated the definition of a building official may need to be reviewed after it was mentioned that a member of P&Z could be the building official. Solem stated it reads that the building official duties shall be administered by city officers, employees and agents of the city as required. He commented it may need to be clarified that the building official would be an individual or a company that is appointed by council. The definition could give more authority to P&Z as a building official than what they would otherwise have. Gazur stated he made the comment that he could be the building official when referring to the text amendment and checking it for completeness. The definition of the building official will be revised. Council will have the second reading of Ordinance No. 460 at the next meeting.

The meeting adjourned at 7:29 pm.
Sean Cheatley, Mayor
Heather Ferebee, City Auditor
(06-12-2025)

ORDINANCE NO. 461

AN ORDINANCE AMENDING AND RE-ENACTING ORDINANCE NO. 325 ESTABLISHING PROHIBITION OF VIEW OBSTRUCTIONS, INCLUDING TREES AND SHRUBS, ON STREET RIGHTS-OF-WAYS; ESTABLISHING TREE PRESERVATION AND PROTECTION; AND PROVIDING PENALTY FOR VIOLATIONS.

Article VI. Penalty.
Sec.1. Penalty for violation of Ordinance.

Any person who violates or fails to comply with any provision of this Ordinance is guilty of an infraction and shall be subject to a fine of not

more than One Thousand Dollars (\$1,000.00) per incidence or noncompliance, and a separate violation may be determined for each day such violation or non-compliance occurs.

DATED this 2nd day of June, 2025.
/s/ Sean Cheatley, Mayor
ATTEST:
/s/ Heather Ferebee
City Auditor
Introduction and First Reading:
May 19, 2025
Second Reading and Final Passage:
June 2, 2025
Publication Date: June 12, 2025
Effective Date: June 12, 2025
(06-12-2025)

DONATION TO FISHING DERBY



SUBMITTED PHOTO | JEFF GOOSS

Dakota Walleye Classic donated 12 bicycles and two scooters to the Mercer County Cops & Kids Fishing Derby. DWC organizer Jeff Gooss said, with the help of anglers and sponsors, the DWC donated the bikes and scooters in memory of the late Mercer County Sheriff's Office's Paul Martin and the late Ryan Tunge, a former North Dakota Game and Fish warden. "My wife, Jennifer, and I decided to donate to the fishing derby because of how involved these two men were in that event and we wanted to give back in their memory," Jeff said. Pictured with the bikes and scooters are Mercer County Commissioner Jamee Folk and Mercer County Chief Deputy Mark Schimdt.



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