

CITY OF BOX ELDER COMMON COUNCIL MEETING AGENDA

Tuesday, May 7, 2019

7:00 pm Regular Meeting – City Council Chambers, 420 Villa Drive, 2nd Floor, Box Elder

Public comments are welcomed but are limited to 3 minutes, unless prior approval is granted by the Mayor. Action will not be taken at the meeting on any issue not on the Agenda, except by placement on the agenda by unanimous vote of the Common Council members. Any resident wishing to have the Council act on an item at a Common Council Meeting shall complete an agenda request item form and turn it into the City Clerk.

- 1. Call meeting to order**
- 2. Moment of Silence/Pledge of Allegiance**
- 3. Roll Call**
- 4. Approve the Order of Business**
- 5. Declaration of any potential conflicts-of-interest**
- 6. PUBLIC COMMENT (3-minute time limit per speaker):**
A time for the members of the public to address the Council. On any issue not on the agenda, action will not be taken at the meeting except by placement on the agenda by unanimous vote of the Council members present.
- 7. AWARDS AND RECOGNITIONS:**
 - A.** Executive Proclamation for Kids to Parks Day.
 - B.** Recognition of New Staff – Public Works Streets – Kraig Scherr and Charles Sandine; Public Works Water – Khalie Arch; Public Works Sewer – Travis LaBine; Public Safety – Parker Frederick.
 - C.** DENR Recognizes City of Box Elder for Drinking Water Compliance.
- 8. COUNCIL COMMITTEE REPORTS**
 - A. LEGAL, FINANCE AND PUBLIC SAFETY**
 - B. PUBLIC WORKS AND PLANNING AND ZONING**
- 9. CONSENT AGENDA:** Agenda items A through O on the Consent Agenda are meant to be approved as a group with a single motion. Questions may be asked of any Consent Agenda items but may not be debated. Any Consent Agenda item may be removed from the Consent Agenda for separate action at the request of any Council Member or anyone present. All questions are to be directed to the Department Head.
 - A.** Approve the reading of the April 16, 2019 Common Council Meeting Minutes.

- B. Approve Claims List.
- C. Disclosure of new hire personnel per SDCL 6-1-10; Public Works Sewer Department Operator I since 04/25/2019: Travis LaBine - \$38,859.58 annually.
- D. Approve BYRS Lawn Care for Nuisance Lawn Mowing & Abatement Services for 2019.
- E. Approve Business License #1839 – Ahrendt Veterinary Services dba Box Elder Veterinary Clinic.
- F. Approve acceptance of land conveyances from SDEDA.
- G. Approve Resolution 19-08 Bridge Reinspection Program Resolution for Use with SDDOT Retainer Contracts.
- H. Award Bid for City Hall Landscaping Project (PWP 01-2019).
- I. Award Bid for East Mall Drive Construction.
- J. Approve Annual Fireworks License for Big Fireworks.
- K. Approve Voluntary Annexation of MDU Property.
- L. Approve Final Plat for Boom Construction (Veterinary Clinic).
- M. Approve Final Plat for Fox Borough Subdivision (Contingent upon Public Works Acceptance of Infrastructure).
- N. Approve Sign Permit for Yesway Convenience Stores.
- O. Approval of Resolution 19-09 for the Creation of Tax Increment Financing District Four (4), TIF #4, by Pennington County within the City of Box Elder pursuant to SDCL 11-9-8.

10. INFORMATIONAL ITEMS:

- A. Annual Report Presentation, Per SDCL 9-22-21.

11. REPORTS FROM BOARDS AND/OR COMMISSIONS:

12. UNFINISHED BUSINESS:

- A. First Reading of Ordinance 623 – Line Road Zoning Map Ordinance.
- B. Approve Proposed Emergency Snow Route Map.
- C. Discuss and Recommend Action Regarding Request for Property Tax Abatement for 2017 & 2018 Owner Occupied Dwelling – Owner LeRoy Hix.

13. ANNOUNCEMENTS AND PRESENTATIONS:

Presentation of plaque and reading of Proclamation in recognition of Ward 3 Council Member Steve Cowley.

Short statement by Steve Cowley

14. RECESS (Short): ending of the 2018-2019 Council Session

Motion: _____ Second: _____ Vote: Yes _____ No _____
Vacant Beltran Cowley Hanson Knight McPherson

15. CALL TO ORDER 2019-2020 Council Session

16. SWEAR IN NEWLY ELECTED COUNCIL MEMBERS: (City Attorney)

A. Oath of Office administered to Ward 3 Council Member: James Maffrand

17. Roll Call

18. Election of Council President

19. Election of Council Vice President

20. Mayor's Change of Committee Assignments

A. Assignment of Committee Meetings Times and Dates

B. Appointment of Backup Council Members

21. PUBLIC HEARING

Retail (on-off sale) Malt Beverage & SD Farm Wine

Applicant/Owner – Half Mile, Inc, 23455 Bradsky Rd., Rapid City, SD 57703

Business name and location - Half Mile, Inc dba Bandit Speedway, 1611 Highway 14-16, Box Elder, SD 57719

Legal description of licensed premises: Track 2 of Speedway Subdivision E1/2 NW1/4 W1/2 of Section 26, T2N R9E of Black Hills Meridian, Box Elder, Pennington County, SD.

Motion to Approve Half Mile, Inc, 23455 Bradsky Rd., Rapid City, SD 57703 license.

22. NEW BUSINESS:

2019-2020 Retail (on-off sale) Malt Beverage & SD Farm Wine Liquor License Renewals:

- A. RB-25416 Love's Travel Stops & Country Stores Love's -Travel Stop #602 Box Elder, 679 Reagan Ave.
- B. RB-21617 Love's Travel Stops & Country Stores Love's -Travel Stop #602 Box Elder, 679 Reagan Ave, Love's Travel Stop/Game room, 629 Reagan Ave
- C. RB-25415 J&L Market, Inc - J&L Market, 520 N Ellsworth Rd, #1B
- D. RB-2299 NPC International Inc - Pizza Hut #2768, 102 Ellsworth Rd

- E. RB-25420 Mini Mart, Inc - Loaf "N Jug, 437 Ellsworth Rd
- F. RB-2412 Cimarron Casino, Inc, Cimarron Casino, 224 Frontage Rd
- G. RB-2721 Cimarron Casino, Inc, Cimarron Casino II, 224 Frontage Rd #A
- H. RB-2068 Atlantis LLC – Palms Pub, 1520 Elk Vale Rd #2
- I. RB -2072 Atlantis LLC- Palm Sports Bar, 1520 N Elk Vale Rd #1
- J. RB-2977 M G Oil Co – Flying J Travel Plaza, 4200 N I-90 Service Rd
- K. RB-2743 M G Oil – Truck Stop Lounge, 4300 N 1-90 Service Rd

23. DEPARTMENT HEAD REPORTS:

24. COUNCIL MEMBERS:

25. EXECUTIVE SESSION:

26. EXECUTIVE SESSION ACTION:

27. ADJOURNMENT: _____ p.m.

ADA Compliance: The City of Box Elder fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of special accommodations, please notify the City Finance Office 24 hours prior to the meeting so that appropriate auxiliary aids and services are available.