

**Brookings City Council**  
**October 9, 2018**

The Brookings City Council held a meeting on Tuesday, October 9, 2018 at 6:00 p.m., at City Hall with the following City Council members present: Mayor Keith Corbett, Council Members Mary Kidwiler, Ope Niemeyer, Dan Hansen, Nick Wendell, Patty Bacon, and Holly Tilton Byrne. City Manager Paul Briseno, City Attorney Steve Britzman, and City Clerk Shari Thornes were also present.

**6:00 PM Regular Meeting**

**Consent Agenda.** A motion was made by Council Member Hansen, seconded by Council Member Wendell, to approve the Consent Agenda, as amended. The motion carried by the following vote: Yes: 7 - Niemeyer, Hansen, Kidwiler, Wendell, Bacon, Tilton Byrne and Corbett.

**3.A. Action to approve the agenda, as amended.**

**3.B. Action to approve the September 25, 2018 City Council Minutes.**

**3.C. Action on Resolution 18-082, a Resolution authorizing the Liquor Operating Agreement – renewal The Pheasant Restaurant & Lounge.**

Resolution 18-082 The Pheasant Restaurant & Lounge  
Liquor Operating Agreement Renewal

Be It Resolved by the City of Brookings, South Dakota, that the City Council hereby approves a Lease Renewal Agreement for the Liquor Operating Management Agreement between the City of Brookings and The Pheasant Restaurant & Lounge, Ron & Georgiana Olson, owners, for the purpose of a liquor manager to operate the On-Sale Establishment or business for and on behalf of the City of Brookings at 726 Main Ave. So.

Be It Further Resolved that the City Manager be authorized to execute the Agreement on behalf of the City, which shall be for the remaining 5-years of the 10-year agreement.

**3.D. Action on Resolution 18-083, a Resolution Authorizing Revised Change Order No. 1 (Final) for 2018-06TI Chip Seal Project, Topkote, Inc.**

Resolution Authorizing Revised Change Order No. 1 (Final) for 2018-06TI  
Chip Seal Project, Topkote, Inc.

Be it Resolved by the City Council that the following change order be allowed for 2018-06STI, Chip Seal Project:

Construction Change Order Number 1: Adjust plan quantities to as-constructed quantities for a total decrease of \$48,706.61 to the contract to close out the project.

Resolution 18-073 adopted on September 11, 2018 shall be rescinded.

**Love Wins in Brookings Announcement.** George Hamer, Human Rights Commission Member, invited everyone to attend the Love Wins in Brookings event on October 10, 2018 at 4:30 pm at McCrory Gardens.

**Resolution 18-084.** A motion was made by Kidwiler, seconded by Niemeyer, that Resolution 18-084, a Resolution Authorizing Change Order No. 1 (Final) for 2018-04SSI, 8<sup>th</sup> Street & 20<sup>th</sup> Avenue Drainage Improvement Project, VJ Ahlers Excavating, Inc., be approved. The motion carried by the following vote: Yes: 7 - Niemeyer, Hansen, Kidwiler, Wendell, Bacon, Tilton Byrne, and Corbett.  
Resolution 18-084 – Resolution Authorizing Change Order No. 1 (Final) for 2018-04SSI, 8<sup>th</sup> Street & 20<sup>th</sup> Avenue Drainage Improvement Project, VJ Ahlers Excavating, Inc.

Be it Resolved by the City Council that the following change order be allowed for 2018-04SSI, 8<sup>th</sup> Street & 20<sup>th</sup> Avenue Drainage Improvement Project: Construction Change Order Number 1: Adjust plan quantities to as-constructed quantities and for additional storm sewer work for a total increase of \$8,112.50 to the contract to close out the project.

**Ordinance 18-014.** A public hearing was held on Ordinance 18-014, an Ordinance amending the Zoning Ordinance of the City of Brookings and pertaining to side yard setbacks for RB-4, B-2, B-2A, and B-3 Districts for the purposes of administration of the Zoning Ordinance. A motion was made by Council Member Tilton Byrne, seconded by Council Member Hansen, that Ordinance 18-011 be approved. The motion carried by the following vote: Wendell: 7 - Niemeyer, Hansen, Kidwiler, Wendell, Bacon, Tilton Byrne, and Corbett.

**Council Introduction of Topics for Future Discussion.**

A motion was made by Council Member Niemeyer, seconded by Council Member Hansen, for staff to draft an Ordinance requiring future development to install sump pump lines directly into the storm sewer system. The motion carried by the following vote: Yes: 7 - Niemeyer, Hansen, Kidwiler, Wendell, Bacon, Corbett, and Tilton Byrne.

**Adjourn.** A motion was made by Council Member Hansen, seconded by Council Member Wendell, to adjourn the meeting at 6:08 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS

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Keith W. Corbett, Mayor

ATTEST:

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Shari Thornes, City Clerk