

BROOKINGS CITY COUNCIL
February 25, 2025

The Brookings City Council held a meeting on Tuesday, February 25, 2025 at 6:00 PM, at the Brookings City & County Government Center, Chambers, with the following City Council members present: Mayor Oepke Niemeyer, Council Members Wayne Avery, Brianna Doran, Andrew Rasmussen, Bonny Specker, Holly Tilton Byrne, and Nick Wendell. City Manager Paul Briseno, City Attorney Steve Britzman, and City Clerk Bonnie Foster were also present.

Agenda. A motion was made by Council Member Specker, seconded by Council Member Tilton Byrne, that the agenda be approved. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Rasmussen, Specker, and Tilton Byrne; Absent: 1 - Wendell

Open Forum. Council Member Andrew Rasmussen submitted his resignation to the City Council, effective February 28, 2025, making the following statement: "I'd like to announce tonight that I have taken a new job that's going to be taking me outside of the Brookings community and this is going to result in my resignation from council effective February 28th. I've been very grateful for the opportunity to serve my hometown in this role alongside these other dedicated individuals. I want to say thank you to the Brookings community, my fellow council members and city staff for their tireless efforts that make Brookings such a great place. This has been an exciting time this has been an exciting time for our community and the work of the city is something to be proud of. This is a special place and I'm confident Brookings is on track to continue that tradition. It's been an honor to serve in this role and I'm thankful to the Brookings community for allowing me to represent you."

Consent Agenda. A motion was made by Council Member Doran, seconded by Council Member Specker, to approve the Consent Agenda. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Rasmussen, Specker, and Tilton Byrne; Absent: 1 - Wendell

A. Action to approve the February 11 and February 18, 2025 City Council Minutes.

B. Action on Resolution 25-017, a Resolution Authorizing the SD State Department of Transportation to include the City of Brookings in the Bridge Reinspection Program.

RESOLUTION 25-017 - RESOLUTION AUTHORIZING THE SOUTH DAKOTA STATE
DEPARTMENT OF TRANSPORTATION TO INCLUDE THE CITY OF THE
BROOKINGS IN THE BRIDGE REINSPECTION PROGRAM

WHEREAS, 23 CFR 650, Subpart C, requires initial inspection of all bridges and re-inspection at intervals, not to exceed two years, with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are inspected at intervals not to exceed four years; and

WHEREAS, South Dakota Department of Transportation (SDDOT) administers the

Bridge Inspection Program, utilizing funds from the Federal Bridge Replacement Program; and

WHEREAS, the City of Brookings is desirous of participating in the Bridge Inspection Program using Federal Bridge Replacement Funds.

NOW, THEREFORE, BE IT RESOLVED, the City of Brookings hereby requests that SDDOT hire Civil Design Inc. for the inspection work and secure Federal approvals, make payments to Civil Design, Inc., for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

C. Action on Resolution 25-018, a Resolution Removing Uncollectible, Delinquent Accounts from the Records.

RESOLUTION 25-018 - A RESOLUTION REMOVING UNCOLLECTIBLE, DELINQUENT ACCOUNTS FROM THE RECORDS.

WHEREAS, the City has attempted by reasonable means to collect the outstanding accounts receivable on the below-listed accounts; and

WHEREAS, the City considers the accounts outstanding for more than one year to be “uncollectible” for purposes of disclosing the financial statements of the City; and

WHEREAS, the City may continue efforts to collect such “uncollectible” debt.

NOW, THEREFORE, BE IT RESOLVED, that the City of Brookings hereby authorizes the removal of the following accounts as uncollectible pursuant to SDCL 9-22-4 and authorizes the disclosure of the same on the annual financial reports:

<u>Customer Name</u>	<u>Department / Fund</u>	<u>Reason</u>	<u>Amount</u>
Parly Group	Solid Waste Disposal	Exhausted Collection Efforts	\$409.35

D. Action to abate property taxes in the amount of \$1,078.43 for Parcel #40385-00200-005-05, also known as 125 Jefferson Avenue. Legal description: South 70 of Lot 5, Block 2, Morningside Addition.

E. Action on Temporary Alcohol / Special Event Alcoholic Beverage Licenses from existing alcohol license holders: Sodexo Catering (Licenses RB-28249 and RW-28251): SDSU TL25-026; SDSU TL25-027; SDSU TL25-028; SDSU TL25-029.

F. Action to cancel the March 18, 2025 City Council Study Session.

Recognition of Council Member Andrew Rasmussen. Recognition of Council Member Andrew Rasmussen for his 2 years of service to the City of Brookings. Council Member Andrew Rasmussen has served the City of Brookings in a variety of leadership roles:

- City Council Member: May 2023 - February 25, 2025
- Brookings Municipal Utilities Board Ex-Officio Member: May 2023 - May 2024
- Brookings Health System Board of Trustees Ex-Officio Member: May 2024 - February 2025

- SDSU Student Senate Ex-Officio Member: May 2024 - February 2025

Employee Service Awards Recognition. City Administration: Bonnie Foster (20 years), and Jacob Meshke (5 years); Community Development: Patrick Ammann (25 years), Mike Struck (15 years); Fire Dept.: Pete Bolzer (25 years); Human Resources: Casey Bell (5 years), Nancy Olson (5 years); Library: Mikaela Neubauer (5 years); Parks, Recreation & Forestry: Payton Schultz (5 years); Police Dept.: Seth Bonnema (10 years), Geoffrey Pollman (10 years), Nathan Bowden (5 years), James DeBough (5 years), Ronda May (5 years); Public Works – Engineering Division: Sean Doremus (5 years), Lucas Dahl (10 years); Public Works – Street Division: Kurth Athey (20 years), Todd Johnson (15 years).

Report: SDSU Students Association Report. Claire Koenecke, SDSU Students Association Government Affairs Chair, provided an update on SDSU current affairs.

(Council Member Wendell arrived at 6:09 p.m.)

Report: Economic Agency Merger efforts. Council Member Nick Wendell provided an update on the economic agency merger efforts. For more information go to: www.growtogetherbrookings.com

2025 Outside Agency Funding. A motion was made by Council Member Tilton Byrne, seconded by Council Member Doran, that the 2025 Outside Agency Funding recommendations be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

City of Brookings					
Amount to allocate 2023 - 2024	\$ 258,035				
Amount to allocate 2024 - 2025	\$ 263,715				
Agency Name / Program	Impact Area	2023 Funding	2024 Funding	2025 Funding Request	2025 Funding Recommendation
BATA	Transportation	\$98,000	\$96,810	\$115,000	\$89,500
Brookings Area Crime Stoppers	Safety	\$600	\$500	\$1,000	\$1,000
Habitat for Humanity	Affordable Housing	\$9,800	\$9,500	\$50,000	\$7,000
Boys & Girls Club of Brookings	Youth Development	\$60,500	\$59,325	\$70,000	\$52,500
Great After School Place	Youth Development	\$3,900	\$3,100	\$25,000	\$4,100
Brookings County Youth Mentoring	Youth Development	\$5,900	\$5,700	\$8,000	\$5,700
Margo's Place (Domestic Abuse Shelter)	Health	\$13,700	\$13,000	\$20,000	\$14,000
E.C. CASA	Health	\$1,900	\$1,700	\$5,000	\$1,700

Brookings Backpack Project	Health	\$11,800	\$11,500	\$10,000	\$10,000
Food Pantry	Health	\$14,500	\$14,200	\$20,000	\$14,200
Feeding Brookings	Health	\$14,500	\$14,200	\$25,000	\$14,200
Brookings Behavioral Health & Wellness	Health	No request	\$14,250	\$50,000	\$14,250
Avera Behavioral Health	Health	\$14,680	\$14,250	\$40,000	\$14,250
Lutheran Social Services	Health	\$2,700		\$4,500	\$1,500
Harvest Table	Health			\$10,000	\$4,815
Salvation Army	Health			\$20,000	\$15,000
Total		\$252,480	\$258,035	\$473,500	\$263,715

FIRST READING – Ordinance 25-007. Introduction and First Reading was held on Ordinance 25-007, an Ordinance Authorizing Budget Amendment No. 1 to the 2025 Budget. Second Reading and Action: March 11, 2025.

FIRST READING – Ordinance 25-006. Introduction and First Reading was held on Ordinance 25-006, an Ordinance pertaining to an Application for a Conditional Use Permit to Establish a Major Home Occupation (Gunsmithing Business) in a Residence R-1C Single-Family District (1630 Olwien Street). Public Hearing and Action: March 11, 2025.

FIRST READING – Ordinance 25-005. Introduction and First Reading was held on Ordinance 25-005, an Ordinance to Change the Zoning Within the Joint Jurisdictional Area Surrounding the City of Brookings (Rezone Outlots 10 and 11 in the West ½ of the South ½ of the NE ¼ of Section 11, Township 109, Range 50 West, Brookings County, South Dakota from a Joint Jurisdiction Agriculture District to a Joint Jurisdiction Business B-3 Heavy District). Public Hearing and Action: March 11, 2025.

Ordinance 25-004. A motion was made by Council Member Tilton Byrne, seconded by Council Member Specker, that Ordinance 25-004, an Ordinance Amending Section 62-86 of the Code of Ordinances of the City of Brookings, South Dakota, to provide for removal of the Designation of "No Mow May" in the City of Brookings, South Dakota, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

Resolution 25-019. A motion was made by Council Member Specker, seconded by Council Member Wendell, that Resolution 25-019, a Resolution Providing for the Creation of Tax Increment Financing District #17, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

RESOLUTION 25-019 - RESOLUTION PROVIDING FOR THE CREATION OF TAX
INCREMENT FINANCING DISTRICT #17, CITY OF BROOKINGS

WHEREAS, the Planning Commission has recommended the District Boundaries for Tax Increment Financing District #17, City of Brookings, and has recommended its creation; and

WHEREAS, the City of Brookings has the powers, pursuant to SDCL 11-9-2, to create Tax Increment Financing District #17, City of Brookings, and to define its boundaries.

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. Authority and Declaration of Necessity. The City of Brookings declares the necessity for the creation of Tax Increment Financing District Number Seventeen, City of Brookings (hereinafter sometimes referred to as the "District"), pursuant to SDCL Chapter 11-9. Further, the City finds that the improvement of the area within the District is likely to enhance significantly the value of substantially all of the other real property in the District and is necessary for economic development within the city.
2. Findings. The City Council makes the following findings with regard to economic development:
 - a. The proposed improvements will create new jobs and diversify the overall economic base of the City of Brookings through economic development.
 - b. The South Dakota Department of Revenue has reviewed the TIF Plan and classified the Tax Increment District Seventeen of City of Brookings to be Economic Development.
 - c. At least 50 percent of the real property within the district will stimulate and develop the general economic welfare and prosperity of the state through the promotion and advancement of economic opportunities.
 - d. The improvement of the area is likely to significantly enhance the value of substantially all other real property in the district.
 - e. The aggregate assessed value of the District plus the tax incremental base of all other existing Districts in the city does not exceed ten (10%) percent of the total assessed valuation in the City.
3. Boundaries of District. The Boundaries of the district are determined to be as follows:
 - Lot 1A in Block 4 of Hill Park Addition, an addition to the City of Brookings, Brookings County, South Dakota
 - Lot 13A in Block 2 of Sanderson's Addition to the City of Brookings, Brookings County, South Dakota
 - S 40-feet Lot 4, Lot 5, N 15-feet Lot 6, Block 1 of Sanderson's Addition to the City of Brookings, Brookings County, South Dakota

All located in the City of Brookings, Brookings County, South Dakota including within and adjacent rights-of-ways.

4. Findings of Annual Appropriation TID. Tax Increment District Number Seventeen will be designated as an Annual Appropriations TIF to ensure that it does NOT count against constitutional debt.
5. Creation of Tax Increment Fund. There is hereby created, pursuant to SDCL 11-9-31, a City of Brookings Tax Increment Financing District Number Seventeen Fund, which shall be a segregated asset account. All tax increments collected pursuant to Tax Incremental District Number Seventeen shall be deposited into the Tax Increment Financing District Number Seventeen Fund. All funds in the Tax Increment Financing District Number Seventeen Fund shall be used solely for those purposes expressly stated and reasonably inferred in SDCL Chapter 11-9.

Resolution 25-020. A motion was made by Council Member Tilton Byrne, seconded by Council Member Doran, that Resolution 25-020, a Resolution Approving Tax Increment Financing District #17 Project Plan, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

RESOLUTION 25-020 - RESOLUTION APPROVING TAX INCREMENT FINANCING DISTRICT NUMBER SEVENTEEN

WHEREAS, the Brookings Planning Commission has recommended the approval of the Tax Increment Financing District Number Seventeen Project Plan, City of Brookings; and

WHEREAS, the City Council finds that all requirements have been met in order to approve said Tax Increment Plan.

NOW THEREFORE, BE IT RESOLVED by the City Council

1. Approval of Project Plan. The project plan, a copy of which is on file with the City Finance Officer hereby approved.
2. Findings. The City Council finds that the project plan is feasible and that it conforms to the City's master plan. All findings made in the tax increment financing project plan are included herein by reference.
3. Effective 20 days after publication. This resolution shall become effective 20 days after publication and absent any challenge at law all findings and conclusions in the Tax Increment Financing Project Plan for Tax Increment Financing District Number Seventeen, City of Brookings shall be final.

TABLED ITEM: Resolution 25-013. A motion was made by Council Member Wendell, seconded by Council Member Specker, that TABLED ITEM: Action on Resolution 25-013, a Resolution Authorizing the Naming of Streets in the Brookings Marketplace, be

removed from the table. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

A motion was made by Council Member Tilton Byrne, seconded by Council Member Wendell, that Resolution 25-013, a Resolution Authorizing the Naming of Streets in the Brookings Marketplace, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Niemeyer, Rasmussen, Specker, Tilton Byrne, and Wendell.

RESOLUTION 25-013 - A RESOLUTION AUTHORIZING THE NAMING OF STREETS WITHIN THE BROOKINGS MARKETPLACE DEVELOPMENT

WHEREAS, the City Council is authorized under Article 1, Section 74-1 to change the names of streets within the city; and

WHEREAS, the Plat of Lot 1, Lot 2, Lot 3, Lot 4, Outlot A, Outlot B, and LeFevre Drive Right-of-way, all in Block 9 of Wiese Addition in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 19-T110N-R49W to the City of Brookings, Brookings County, South Dakota did not include the name of a private street running east/west between Lot 2 and Outlot A;

WHEREAS, the City received a voluntary dedication for right-of-way purposes of the North 35 feet of Lot 3 excluding the West 134 feet, Block 1, Wiese Addition; and the North 35 feet of the West 134 feet of Lot 3, Block 1, Wiese Addition; and the South 35 feet of Block 3, Wiese Addition; and the right-of-way dedication did not include the name of the public street running east/west from LeFevre Drive to 32nd Avenue;

NOW, THEREFORE, BE IT RESOLVED by the governing body that the following street rights-of-ways shall be named:

New street name: Market Street shall be a public street between 32nd Avenue and LeFevre Drive

Abutting legal descriptions are as follows:

- Lot 3 excluding West 134 feet and North 35 feet, Block 1, Wiese Addition, City of Brookings, Brookings County, South Dakota
- W 134 feet of Lot 3 excluding North 35 feet, Block 1, Wiese Addition, City of Brookings, Brookings County, South Dakota
- Block 3 excluding South 35 feet, Wiese Addition, City of Brookings, Brookings County, South Dakota

New street name: Pasqueflower Place shall be a private street from LeFevre Drive west between Lots 2 and 3, and Outlot A and Lot 1 of Block 9, Wiese Addition

Abutting legal descriptions are as follows:

- Lot 1-4, Outlot A and B, LeFevre Drive Right-of-way, all in Block 9, Wiese Addition, City of Brookings, Brookings County, South Dakota

The City Clerk is directed to file a copy of this resolution with the Brookings County Register of Deeds Office and to request the above referenced plat(s) be noted with the new street names and a reference to this resolution be added describing the proper miscellaneous record.

Progress Report. Samantha Beckman, Assistant to the City Manager, provided a progress report highlighting the City's activities and projects.

Adjourn. A motion was made by Council Member Tilton Byrne, seconded by Council Member Doran, that this meeting be adjourned at 7:14 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS, SD

Oepke G. Niemeyer, Mayor

ATTEST:

Bonnie Foster, City Clerk