

Resolution 23-106

A Resolution Authorizing the Issuance of On-Sale Alcoholic Beverage Licenses for Use at City-Owned Facilities

Whereas, SDCL § 35-4-14.1 provides that a municipality may, by resolution, issue an on-sale license for alcoholic beverages for use at any municipally owned entertainment venue, event venue event center, arena, performance hall, theater, outdoor amphitheater, convention center, stadium, athletic venue, recreational facility, municipal auditorium, or public convention all; and

Whereas, these licenses may be issued at no cost to the municipally owned facilities; and

Whereas, these on-sale licenses are not included in the total number of on-sale licenses the City may issue pursuant to SD DCL § 35-4-11; and

Whereas, the City of Brookings wishes to issue on-sale licenses to five city-owned facilities; and

Whereas, the City Council finds it is appropriate to authorize the City Clerk to issue these licenses annually at no cost to the facility until such time as the facility does not seek renewal of the license or this resolution is rescinded or otherwise amended.

Now, Therefore, Be It Resolved that the City Council authorizes the City Clerk to issue on-sale licenses for alcoholic beverages to each of the following city-owned facilities:

1. Brookings Activity Center, 516 4th Street
2. Brookings Arts Council (Carnegie Library Building), 524 4th Street
3. Dacotah Bank Center, 824 32nd Avenue
4. Edgebrook Golf Course, 1415 22nd Avenue South
5. Larson Ice Center, 824 32nd Avenue

Be It Further Resolved that issuance of these licenses may occur annually in accordance with the timeline for renewal and expiration of on-sale licenses for alcoholic beverages as provided by state law, unless the facility does not seek renewal of the license, or this resolution is amended to provide otherwise.

Be It Further Resolved that the on-sale licenses for alcoholic beverages issued by this resolution are not transferable.

Be It Further Resolved that the on-sale licenses for alcoholic beverages issued by this resolution shall not be used at any city-owned facility for the primary purpose of only providing food and beverages services to the public, and such licensed facilities shall continue to be used for their primary public purposes.

Be It Further Resolved that the City may contract with any person or entity for the purposes of providing food and beverage services at the city-owned facility and operation of the on-sale license for alcoholic beverages authorized by this Resolution.

Dated this 28th day of November, 2023.

CITY OF BROOKINGS, SD

Oepke G. Niemeyer, Mayor

ATTEST:

Bonnie Foster, City Clerk