

Brookings City Council
March 9, 2021

The Brookings City Council held a meeting on Tuesday, March 9, 2021 at 6:00 PM, at the City & County Government Building Chambers with the following City Council members present: Mayor Keith Corbett, Council Members Patty Bacon, Leah Brink, Joey Collins, Oepke Niemeyer, Holly Tilton Byrne, and Nick Wendell. City Attorney Steve Britzman, City Manager Paul Briseno, and City Clerk Bonnie Foster were also present.

6:00 PM REGULAR MEETING

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

3.A. Action to approve the agenda.

3.B. Action to approve the February 18, February 23, and February 25-27, 2021 City Council Minutes.

3.C. Action to abate property taxes in the amount of \$912.54 for Parcel #40385-00200-005-05, also known as 125 Jefferson Avenue, Karen Korkow, owner. Legal description: South 70 of Lot 5, Block 2, Morningside Addition.

3.D. Action to abate property taxes in the amount of \$973.78 for Parcel #40045-00300-004-00, also known as 421 State Avenue, Joan Bennett, owner. Legal description: Lot 4, Block 3, Bane & Poole Addition.

3.E. Action to abate property taxes in the amount of \$601.40 for Parcel #40325-00600-022-00 also known as 722 3rd Street South, Donald Nordbye, owner. Legal description: East 80' of Lot 22, 23, 24, 25, 26, 27, 28, Block 6, Matthews & Scobey Addition.

Presentation: Annual Dr. Martin Luther King, Jr. / Black History Month Awards by the Human Rights Commission. In celebration of Dr. King's birthday, the Brookings Human Rights Commission sponsored an essay contest for middle school and high school students to help students reflect on Dr. King's ideas and their effect on our community through their contest entry. However, any student was encouraged to write on any aspect of Black History should they choose, designed so students can better envelop themselves into the greater history of America. This year's theme was: "There comes a time when one must take a position that is neither safe, nor politic, nor popular, but he must take it because conscience tells him it is right." Mayor Keith Corbett presented the following awards: Essay - Middle School: 1st Place - Kendis Sackreiter, 2nd Place - Shae Lefers, 3rd Place - Alex Kidangathazhe. Essay - High School: 1st Place - Zoey Henderson.

Presentation: Award in Excellence in Concrete Paving. Jason Reaves, Executive Vice President of the SD Chapter of the American Concrete Pavement Association, presented the American Concrete Pavement Association Gold Project Award to the City of Brookings for the 22nd Avenue Reconstruction Project between Minnesota Drive and

Eastbrook Drive. The project included full reconstruction to widen the roadway with concrete pavement, new concrete sidewalk and shared-use [path](#), replacement of underground utilities, traffic signal upgrades, and new street lighting. The project was designed by Civil Design, Inc. and was constructed by Timmons Construction in 2019. The project category for the award was Municipal Streets & Intersections (under 30,000 Square Yards) from their Excellence in Concrete Paving Awards Program. Any concrete pavement project in the state of South Dakota qualifies for the award. The City is proud of the project results and the street construction was a great benefit to the community. City Engineer Jackie Lanning, Brad Timmons (Timmons Construction), Jason Peterson ([Project Engineer](#)), and Jeff Cooley ([CEO](#)) accepted the award on behalf of the City of Brookings.

Introduction of new City of Brookings employee. City Manager Paul Briseno introduced DJ Buthe, Public Works Director, to the City Council and the public.

2020 Full Year CFO Report. Erick Rangel, Chief Financial Officer, presented the year-end 2020 CFO Report to the City Council and members of the public.

Open Forum. Jeanette Gibbons urged the City Council to remove the mandates and guidelines related to COVID-19. Bradley Walker encouraged the City Council to lift the restrictions associated with COVID-19.

FIRST READING – Ordinance 21-006. Introduction and First Reading on Ordinance 21-006, an Ordinance to Rezone Aldrichs Addition, legal description: West 60-feet of the East 120-feet, also known as 1402 6th Street, and Aldrichs Addition, legal description: East 60-feet, also known as 1404 6th Street, from Business B-2A Office District to Business B-2 District. Public Hearing: March 23, 2021.

FIRST READING – Ordinance 21-007. Introduction and First Reading on Ordinance 21-007, an Ordinance to Rezone Lot 1 and 2, Block 2, Telkamp Industrial Addition from I-1R to I-1. Public Hearing: March 23, 2021.

Ordinance 21-003. A motion was made by Council Member Brink, seconded by Council Member Niemeyer, that Ordinance 21-003, an Ordinance Amending Division 3 of Article V, Chapter 2 of the Code of Ordinances of the City of Brookings, and pertaining to the Brookings Disability Awareness Committee, be approved. Public Comment: Brianna Doran. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Ordinance 21-005. A motion was made by Council Member Collins, seconded by Council Member Brink, that Ordinance 21-005, an Ordinance Authorizing Supplemental Appropriation No. 2 to the 2021 Budget, be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Resolution 21-019. A public hearing was held on Resolution 21-019, a Resolution of Intent to Lease Real Property at the Brookings Regional Airport to South Dakota State University for a 5-year lease term. A motion was made by Council Member Wendell, seconded by Council Member Brink, that Resolution 21-019 be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Resolution 21-019 - A Resolution of Intent to Lease Real Property at the Brookings Regional Airport to South Dakota State University

Be It Resolved by the governing body of the City of Brookings, South Dakota, that the City of Brookings intends to enter into a Lease with South Dakota State University for a period of five (5) years, commencing on March 9, 2021 and ending December 31, 2026 and pertaining to the following described property:

4,800 square feet on Site 201 at the Brookings Regional Airport, in Section 26 and 27-T110N-R50W in the City of Brookings, Brookings County, South Dakota.

The lease will be payable annually by the last day of January of each year and subject to increases set by the Brookings City Council. The 2021 lease amount will be six hundred twenty-four dollars (\$624.00).

Be It Further Noted, that a Public Hearing on this Resolution was held on March 9, 2021 at 6:00 o'clock P.M. in the Chambers at the Brookings City and County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 21-020. A public hearing was held on Resolution 21-020, a Resolution of Intent to Lease Real Property at the Brookings Regional Airport to Robert Fite. A motion was made by Council Member Wendell, seconded by Council Member Bacon, that Resolution 21-020 be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Resolution 21-020 - A Resolution of Intent to Lease Real Property at the Brookings Regional Airport to Robert Fite

Be It Resolved by the governing body of the City of Brookings, South Dakota, that the City of Brookings intends to enter into a Lease with Robert Fite for a period of twenty-five (25) years, commencing on March 9, 2021 and ending December 31, 2046 and pertaining to the following described property:

7,600 square feet on Site 203 at the Brookings Brookings Regional Airport, in Section 26-T110N-R50W in the City of Brookings, Brookings County, South Dakota.

The lease will be payable annually by the last day of January of each year and subject to increases set by the Brookings City Council. The 2021 lease amount will be nine hundred eighty-eight dollars (\$988.00).

Be It Further Noted, that a Public Hearing on this Resolution was held on March 9, 2021 at 6:00 o'clock P.M. in the Chambers at the Brookings City and County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 21-021. A motion was made by Council Member Brink, seconded by Council Member Wendell, that Public Hearing and Action on Resolution 21-021, a Resolution of Intent to Lease Real Property at the Brookings Regional Airport to Harry Thompson. be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Resolution 21-021 - A Resolution of Intent to Lease Real Property at the Brookings Regional Airport to Harry Thompson

Be It Resolved by the governing body of the City of Brookings, South Dakota, that the City of Brookings intends to enter into a Lease with Harry Thompson for a period of twenty-five (25) years, commencing on March 9, 2021 and ending December 31, 2046 and pertaining to the following described property:

5,280 square feet on Site 135 at the Brookings Brookings Regional Airport, in Section 26 and 27-T110N-R50W in the City of Brookings, Brookings County, South Dakota.

The lease will be payable annually by the last day of January of each year and subject to increases set by the Brookings City Council. The 2021 lease amount will be six hundred eighty-six dollars and forty cents (\$686.40).

Be It Further Noted, that a Public Hearing on this Resolution was held on March 9, 2021 at 6:00 o'clock P.M. in the Chambers at the Brookings City and County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 21-022. A motion was made by Council Member Bacon, seconded by Council Member Brink, that Action on Resolution 21-022, a Resolution authorizing the Brookings Summer Arts Festival Committee to have exclusive use of Pioneer Park. be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Resolution 21-022 - A Resolution authorizing the Brookings Summer Arts Festival Committee to have Exclusive Use of Pioneer Park

Whereas, the Brookings Summer Arts Festival will be held in Pioneer Park on July 10-11, 2021; and

Whereas, the Summer Arts Festival Committee has requested the exclusive use and control of Pioneer Park and its facilities for said festival, plus additional days for

preparation and takedown; and

Whereas, the Summer Arts Festival Committee will provide evidence of liability insurance coverage including the City of Brookings as named insured; and

Whereas, the Summer Arts Festival Committee has agreed to accept responsibility for the conduct of the Summer Arts Festival on said premises.

Now, Therefore, Be It Hereby Resolved, that the use of Pioneer Park and its facilities as a public park shall terminate for the period of July 6 through July 13, 2021.

Be It Further Resolved, that the City Council does hereby grant the exclusive use of Pioneer Park and its facilities during the Brookings Summer Arts Festival to the Summer Arts Festival Committee.

Further, It Is Resolved, that the Summer Arts Festival Committee shall be responsible for maintaining said facilities and cleaning them and returning them to the City of Brookings in good condition following the festival.

COVID-19 Update. City Manager Paul Briseno provided an update on COVID-19 to the City Council and public.

City Council member introduction of topics for future discussion. A motion to reconsider was made by Council Member Collins, seconded by Council Member Brink, for Ordinance 21-004, an Ordinance revising Division 3 of Chapter 82 of the Code of Ordinances of the City of Brookings pertaining to Speed Zones in the City of Brookings, SD. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins. Ordinance 21-004 was therefore reconsidered, and further action will be required at a subsequent meeting.

A motion was made by Council Member Brink, seconded by Council Member Collins, to revise current Ordinance 21-001 to instead provide by Resolution recommended measures to address COVID-19, with the Resolution to be discussed at the 3/16/2021 Study Session, with possible action to follow. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

Adjourn. A motion was made by Council Member Bacon, seconded by Council Member Wendell, that the meeting be adjourned at 7:33 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS

ATTEST:

Keith W. Corbett, Mayor

Bonnie Foster, City Clerk