

BROOKINGS CITY COUNCIL
April 28, 2026 (unapproved)

The Brookings City Council held a meeting Tuesday, April 28, 2026 at 6:00 PM, at the Brookings City & County Government Center, Chambers, with the following City Council members present: Mayor Oepke Niemeyer, and Council Members Wayne Avery, Brianna Doran, Lisa Hager, Bonny Specker, Tilton Byrne, and Nick Wendell. City Manager Paul Briseno, City Attorney J. Vince Jones, and City Clerk Bonnie Foster were also present.

Agenda. A motion was made by Council Member Wendell, seconded by Council Member Doran, that the agenda be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Hager, Niemeyer, Specker, Tilton Byrne, and Wendell.

Consent Agenda. A motion was made by Council Member Specker to remove Item E, Action on an appointment to the Utility Board, from the Consent Agenda. Motion died for lack of a second.

A motion was made by Council Member Hager, seconded by Council Member Wendell, that the consent agenda be approved. The motion carried by the following vote: Yes: 6 - Avery, Doran, Hager, Niemeyer, Tilton Byrne, and Wendell; No: 1 - Specker.

A. Action to approve the April 14, 2026 City Council Minutes.

B. Action on an appointment to the Brookings Disability Awareness Committee: reappoint Isabelle Weller as the College Student Representative (term expires 5/1/2027).

C. Action on appointments to the Park & Recreation Board: reappoint Nathaniel Condelli (term expires 5/1/2029), appoint Kaitlin Biteler (term expires 5/1/2029), appoint Ava Brenner as the College Student Representative (term expires 5/1/2027), and appoint Kerrick He Zhang as the High School Student Representative (term expires 5/1/2027).

D. Action on an appointment to the Sustainability Council: appoint Alexis Anderson as the College Student Representative (term expires 5/1/2027).

E. Action on appointment to the Utility Board: appoint Van Fishback (term expires 5/1/2031).

F. Action on Temporary Alcohol / Special Event Alcoholic Beverage Licenses from existing alcohol license holders: Sodexo Catering (License Holder RB-28249 and RW-28251): SDSU TL26-059, SDSU TL26-060, SDSU TL26-061, SDSU TL26-062, and SDSU TL26-063.

Reports: City Council Ex-Officio Reports. A Brookings Municipal Utility Board report was given by Council Member Specker.

FIRST READING – Ordinance 26-015. Introduction and First Reading was held on Ordinance 26-015, an Ordinance Authorizing Budget Amendment No. 2 to the 2026 Budget. Second Reading and Action: May 12, 2026.

FIRST READING – Ordinance 26-014. Introduction and First Reading was held on Ordinance 26-014, an Ordinance to amend Section 94-362 Home Occupations. Public Hearing and Action: May 12, 2026.

FIRST READING – Ordinance 26-016. Introduction and First Reading was held on Ordinance 26-016, an Ordinance to Change the Zoning within the City of Brookings (Portions of Outlot 2 in the SW ¼ of the NW ¼ in Section 23, Township 110 North, Range 50 West from a Residence R-1A Single-Family District to a Residence R-3 Multi-Family District and a Business B-3 Heavy District). Public Hearing and Action: May 12, 2026.

FIRST READING – Ordinance 26-013. Introduction and First Reading was held on City of Brookings Ordinance 26-013 and Brookings County Commission 2026-02, an Ordinance Amending Chapter 94, Appendix A - Joint Zoning Ordinance for Brookings County and the City of Brookings. Public Hearing and Action: May 12, 2026.

Special Event Temporary Alcoholic Beverage License. A public hearing was held on a Special Event Temporary Alcoholic Beverage Application from the Brookings Cubs Baseball Group for the 2026 Brookings Cubs Baseball Game Season. A motion was made by Council Member Tilton Byrne, seconded by Council Member Wendell, that the Special Event Temporary Alcoholic Beverage Application for the Brookings Cubs Baseball Group be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Hager, Niemeyer, Specker, Tilton Byrne, and Wendell.

Ordinance 26-011. A motion was made by Council Member Tilton Byrne, seconded by Council Member Specker, that Ordinance 26-011, an Ordinance Amending Chapter 14 - Animals, of the Code of Ordinances of the City of Brookings, South Dakota, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Hager, Niemeyer, Specker, Tilton Byrne, and Wendell.

Resolution 26-025. A motion was made by Council Member Tilton Byrne, seconded by Council Member Wendell, that Resolution 26-025, a Resolution Amending the Consolidated Fee Schedule, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Hager, Niemeyer, Specker, Tilton Byrne, and Wendell.

**RESOLUTION 26-025 - RESOLUTION AMENDING THE
CONSOLIDATED FEE SCHEDULE**

WHEREAS, the adopted Municipal Code and City Policies make references to fees charged; and

WHEREAS, it is prudent that the fees be reviewed for cost effectiveness.

NOW, THEREFORE, BE IT RESOLVED, that the City of Brookings hereby adopts the following amendment to the Consolidated Fee Schedule

Fines & Violations

<u>City Code</u>	<u>Offense</u>	<u>Fine</u>	<u>Costs</u>	<u>Total</u>
<u>Article 1</u>	<u>In General</u>			
14-10	Abandoned Animals	\$50.00	\$72.50	\$122.50
14-11	Hunting Prohibited	\$200.00	\$72.50	\$272.50
14-12	Trapping of Animals	\$100.00	\$72.50	\$172.50
14-13	Deer Feeding Prohibited	\$50.00	\$72.50	\$122.50
<u>Article 4 Div. 1</u>	<u>Dogs and Cats - Generally</u>			
	Dogs running at large			
14-121	2 nd Offense	\$100.00	\$72.50	\$172.50
14-121	3 rd Offense	\$200.00	\$72.50	\$272.50
14-121	4 th Offense	\$400.00	\$72.50	\$472.50
	Restricted Animals			
14-130	Vicious Animal	\$200.00	\$72.50	\$272.50
14-132	Immediate Notice of Bite	\$50.00	\$72.50	\$122.50
14-133	Duty to Give Information, Render Aid	\$100.00	\$72.50	\$172.50
<u>Article 4 Div. 2</u>	<u>Dogs and Cats – Licensing Requirements</u>			
14-154	City License Fee (Altered) – 3 Years from Date of Issue	\$15.00	\$72.50	\$87.50
14-155	City License Fee (Unaltered) – 3 Years from Date of Issue	\$75.00	\$72.50	\$147.50
<u>Article 4 Div. 3</u>	<u>Dogs and Cats – Impoundment and Redemption</u>			
14-188	Interference with Performance of Duties	\$60.00	\$72.50	\$132.50
<u>Article 7</u>	<u>Rabies Control</u>			
14-298	Vaccination Required	\$50.00	\$72.50	\$177.50
14-299	Keeping Rabid Animals	\$200.00	\$72.50	\$272.50

Resolution 26-026. A motion was made by Council Member Tilton Byrne, seconded by Council Member Wendell, that Resolution 26-026, a Resolution of Support for the Parks, Recreation and Forestry Department to apply for the Land and Water Conservation Fund 2026 Grant Cycle, be approved. The motion carried by the following vote: Yes: 7 - Avery, Doran, Hager, Niemeyer, Specker, Tilton Byrne, and Wendell.

**RESOLUTION 26-026 - LAND AND WATER CONSERVATION FUND
(LWCF) APPLICATION**

WHEREAS, the United States of America and the State of South Dakota have authorized the making of grants from the Land and Water Conservation Fund (LWCF) to public bodies to aid in financing the acquisition and/or construction of specific public outdoor recreation projects.

NOW, THEREFORE BE IT RESOLVED:

1. That the City Council of the City of Brookings, South Dakota is hereby authorized to execute and file an application on behalf of the City of Brookings of South Dakota with the National Park Service, U.S. Department of the Interior, through the State of South Dakota, Department of Game, Fish and Parks, Division of Parks and Recreation, for an LWCF grant to aid in financing the Brookings Lions Park Playground Replacement for the City of Brookings, Dakota and its Environs.

2. That Oepke G. Niemeyer, Mayor, is hereby authorized and directed to furnish such information as the above mentioned federal and/or state agencies may reasonably request in connection with the application which is hereby authorized to be filed.
3. That the City of Brookings, South Dakota shall provide a minimum of 50% of the total cost of the project; and will assume all responsibility in the operation and maintenance of the project upon completion of construction, for the reasonable life expectancy of the facility.

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

Adjourn. A motion was made by Council Member Tilton Byrne, seconded by Council Member Doran, that this meeting be adjourned at 6:50 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS, SD

ATTEST:

Oepke G. Niemeyer, Mayor

Bonnie Foster, City Clerk