

BROOKINGS CITY COUNCIL
March 11, 2025 (unapproved)

The Brookings City Council held a joint meeting with the County Commission on Tuesday, March 11, 2025 at 5:30 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, Bonny Specker, Holly Tilton Byrne, and Nick Wendell. County Commission Members present: Shawn Hostler, Larry Jensen, Dave Miller, Doug Post, and Kelly VanderWal. City Manager Paul Briseno, City Attorney Steve Britzman and City Clerk Bonnie Foster were also present.

Agenda. A motion was made by Mayor Niemeyer, seconded by Council Member Tilton Byrne, that Item #14, Executive Session, be removed from the agenda. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell. A motion was made by Council Member Avery, seconded by Council Member Wendell, that the agenda be approved, as amended. The motion carried by the following vote: 6 - Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell. A motion was made by County Commissioner Hostler, seconded by County Commissioner Miller, that the agenda be approved, as amended. The motion carried by the following vote: Yes: 5 - Hostler, Jensen, Miller, Post, and VanderWal.

Ordinance 25-005. A public hearing was held on City of Brookings Ordinance 25-005 and Brookings County Commission Ordinance 2025-02, 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). A motion was made by Council Member Tilton Byrne, seconded by Council Member Wendell, that Ordinance 25-005 be approved. The motion carried by the following vote: 6 – Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell. A motion was made by County Commissioner Miller, seconded by County Commissioner Hostler, that Ordinance 2025-02, be approved. The motion carried by the following vote: 5 - Hostler, Jensen, Miller, Post, and VanderWal.

Adjourn the Joint Meeting. A motion was made by Council Member Specker, seconded by Council Member Tilton Byrne, that this portion of the Joint Meeting be adjourned at 5:42 p.m. The motion carried by a unanimous vote. A motion was made by County Commissioner VanderWal, seconded by County Commissioner Miller that this portion of the Joint Meeting be adjourned at 5:42 p.m. The motion carried by a unanimous vote.

(A brief recess began at 5:42 p.m. to end the joint portion of the meeting, dismissing the County Commission. The City Council reconvened at 6:00 p.m.)

Open Forum. Amelia Wendell and Lauren Bortnem spoke on the Brookings High School Health Occupation Students Association for future Healthcare Professionals (HOSA) Program.

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

A. Action to approve the February 25, 2025 City Council Minutes.

B. Action on Temporary Alcohol / Special Event Alcoholic Beverage Licenses from existing alcohol license holders: Main Street Pub (License Holder RB-3206 and RL-19765): City TL25-003; Mosaic Wine Bar (License Holder RW-27721 and RB-27720): City TL25-004; Sodexo Catering (License Holder RB-28249 and RW-28251): SDSU TL25-030 and SDSU TL25-031.

C. Action to abate the 2024 Drainage Fee in the amount of \$73.68, for Parcel # 40494-00300-004-05, Owners: Linda Moilan, Sherri Forrette, and Gary & Dianne Foster, Address: 2024/2026/2028 Rapid Valley Avenue, Legal description: Lot 4A, Block 3, River Run Addition.

D. Action to abate the 2024 Drainage Fee in the amount of \$73.68, for Parcel # 40340-00200-001-00, Owner: Christine Condos, Address: 908 Christine Avenue, Legal description: Lots 1 & 2, Block 2, Meadowwood Addition.

E. Action to abate the 2024 Drainage Fee in the amount of \$73.68, for Parcel # 40340-00100-001-00, Owner: Christine Condos, Address: 808 Christine Avenue, Legal description: Lots 1 & 2, Block 1, Meadowwood Addition.

F. Action on Resolution 25-025, a Resolution declaring surplus property for the City of Brookings.

RESOLUTION 25-025 - DECLARING SURPLUS PROPERTY

WHEREAS, the City of Brookings is the owner of the following described equipment formerly used at the City of Brookings:

Parks, Recreation & Forestry: JET Dust Collector Serial #17010177; Homemade Spiral Staircase; Tradesman Drill Press Serial #007995; Eskimo Shark Z51; Makita Table Saw & Extension Serial #168004A; Laguna Band Saw Serial #15097043; Kreg Router & Table Saw; Dewalt 18 Volt Tool Kit; LB White Heater Serial #19242; 4 – Ball Field Speakers; Milwaukee Drill Press Serial; 2 - Dewalt 3/8 Drill; Milwaukee Sawzall Kit; Makita 3/8 Drill; Power Smith ½ Electric Impact Drill; Makita ½ Hammer Drill
Police Department: 2015 Chevy Tahoe - VIN 1GNSK3EC5FR688080, (Bikes) GMC Denali, Serial #L121203611, Tag #80, Pink; Roadmaster, Serial #SNFS098DD4478, Tag #3100, Gray; Murray Flexor, Serial #020543, Tag #3058, Blue; Roadmaster Granite Peak, Serial #SNFSD16CA3022, Tag #3089, Black; Huffy Stone Mountain, Serial #HC0329549, Tag #3029, Gray; Genesis GS, Serial #GS151208195, Tag #31, Black; Genesis GX7, Serial #GS120520177, Tag #3023, Silver; Genesis V2100, Serial #GS140324211, Tag #3036, Blue; Schwinn Cruiser, Serial #ER800923, Tag #2050, Red; Trek Mountain Track, Tag #4046, Red; Mongoose Exhibit, Serial #19HN4760, Tag #0049, Blue; Huffy Rockcreek, Serial #SNHBT23B04860, Tag #1011, Blue; Huffy Trail Runner, Serial #AH23K008773, Tag #1077, Black; Roadmaster Granite Peak, Serial #18F310A7, Tag #3032, Black; Mongoose Rebel, Serial #SNFSD23L16940, Tag

#2094, Black; Break Point, Serial #39060588, Tag #1088, Red; Next Break Point, Serial #39060588, Tag #1080, Red; Shimano Tourney, Tag #1017, Green; Huffly Alpine, Serial #AL13B027446, Tag #4039, Purple; Magna Zanzibar, Serial #95TD144599, Tag #4020, Pink; Huffly Shimano, Serial #057141, Tag #65, Blue; Team Dual Tracker, Tag #0075, Red; Genesis V2100, Serial #BAOYI, Tag #1035, Black; Fisher Shimano, Serial #00TD201990, Tag #0030, Black; Next ES Extreme, Serial #00TD201990, Tag #0020, Black; Roadmaster Ridgeland, Serial #211060684, Tag #3062, Blue; Kent 20, Serial #23U2U62232, Tag #3053, Black; Kent Chaos, Serial #62302036045, Tag #3107, Black; Murray Ultra Terrain, Tag #3064, Gray; Roadmaster Kent 700, Serial GS52714WMA, Tag #3048, Black; Schwinn High Timber, Serial #SNIDC060106, Tag #3046, Silver; Genesis GX7, Serial #GS120601, Tag #3804, Silver; MGX Denali, Serial #L121203011, Tag #3076, Red; Mongoose Rebel, Serial #R1016WMDS, Tag #3078; Mongoose Shimano, Serial #SNFSD08D099, Tag#3090, Red; Hiawatha, Tag #3085, Maroon; Huffly Rock Creek, Serial #SNHBT23E, Tag #3114, Blue; Schwinn Ranger, Serial #374009570-0, Tag #3050, Blue; Huffly Rockcreek, Serial #SNHBT23E13, Tag #3075, Black; Hyper Urban, Serial #TJ18EO11197, Tag #3071, Gray; Roller, Tag #3016, Black; Shimano V2900, Serial #UNK, Tag #4047, White; Schwinn Messa Runner, Serial #76041, Tag #46, Blue; Huffly Rockcreek, Tag #0077, Purple; Trek 700, Serial #GT705817, Tag #0007, Orange; Shimano Hyper Speed 21, Serial #WMA102605, Tag #4036, Black; Hyper Havoc, Serial #FF24A39045, Tag #4091, Black; Giant Alux 600 Series, Serial #C5AC3801, Tag #4061, Red; Genesis GX7, Serial #S141104628, Tag #4032, Blue; Roadmaster Platinum, Serial #R70881316, Tag #4028, Blue; State Bicycle Co #43, Tag #4077, Blue; Shimano Bayside, Serial #GS72653, Tag #4052, Silver; Shimano Bayside, Serial #GS72653, Tag #4053, Silver; Trek Multi Track, Tag #0017, Black; Roadmaster Mountain Sport, Serial #CK52422777, Tag #61; Huffly Tundra, Tag #0013, Blue; Razor Electric Scooter, Serial #400, Tag #25, Turquoise; Hyper Shocker, Serial #TC21L230359, Tag #3086, Black; Schwinn Skyliner, Serial #8027, Tag #3049, Silver; Kent Flexor 29, Serial #6190208083, Tag #50, Blue; Kent Flexor 29, Serial #6190308083, Tag #50, Pink; Kent Flexor 29, Serial #6190308083, Tag #50, Blue; Specialized Calcoon Classic, Serial #F4092331, Tag #71, Copper; Roadmaster Mt Fury, Serial #SNFSD05L49042, Tag #79, Silver; Next Gauntlet, Serial #DJIC0545C3, Tag #53, Red; Kent Seachange, Serial #62107838848, Tag #81, Silver; Huffly Rockcreek, Serial #SNHBT23E13085, Tag #32, Blue; Huffly Rockcreek, Serial #SNHTM21L42116, Tag #42, Purple; Kent Flexor 29, Serial #6190208083, Tag #50, Blue; Kent Flexor, Serial #6190308083, Tag #50, Blue; GMC Denali, Serial #L121203611, Tag #80, Pink.

Fire Department: 4 – Scott Ska-Pak Confined Space Harness, 41 – Scott X-3 4.5 Self Contained Breathing Apparatus, 41 – Scott AV-3000 SCBA Masks, 82 – Scott 60-Minute 4500 PSI Carbon Wrapped Air Tanks, 2 – Scott RIT-Pak II RIT Bags, 1 – Survivair RIT Bag

Library: HP 800GD EDT (HP48); 4 HP EliteDesk 800 63 6W (HP64, HP66, HP56, HP58); HP EliteDesk 800 G1 Tower (HP44); HP Elite 800 G2 EDT (HP46); Acer 24" Monitor; 3 – Wooden Books Carts; 1 – Metal 3-Tier Book Cart; Microfilm Scanner/Printer.

WHEREAS, in the best financial interest, it is the desire of the City of Brookings to

dispose of as surplus property; and

WHEREAS, the City Manager is hereby authorized to sell or dispose of said surplus property.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Brookings, SD, that this property be declared surplus property according to SDCL Chapter 6-13.

G. Action on a Restriction Agreement with Ryan Companies US Inc., for the Brookings Marketplace Parcel.

Report: Ex-Officio Reports. A Brookings Municipal Utility Board report was given by Council Member Specker. A Brookings Health Systems Board of Trustees report was given by Council Member Doran.

Update: Downtown Fire. Jacob Meshke, Deputy City Manager, provided an update on the December 2024 Downtown Fire, which has affected 4 buildings and 21 businesses. Kirsten Gjesdal, Downtown Brookings Executive Director, provided an update on the Community Fund and how it is being dispersed to those affected by the fire.

Discussion on Council Member Vacancy Process. City Clerk Bonnie Foster provided an overview of the process to fill Council Member Andrew Rasmussen's vacant seat. Council Member Andrew Rasmussen resigned from the City Council, effective February 28, 2025.

FIRST READING – Ordinance 25-009. Introduction and First Reading was held on Ordinance 25-009, an Ordinance Authorizing Budget Amendment No. 10 to the 2024 Budget. Second Reading and Action: March 25, 2025.

FIRST READING – Ordinance 25-010. Introduction and First Reading was held on Ordinance 25-010, an Ordinance Amending Chapter 38 - Floods, of the Code of Ordinances of the City of Brookings, and Pertaining to the Flood Prevention and Regulations. Public Hearing and Action: March 25, 2025.

Ordinance 25-007. A motion was made by Council Member Tilton Byrne, seconded by Council Member Specker, that Ordinance 25-007, an Ordinance Authorizing Budget Amendment No. 1 to the 2025 Budget, be approved. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell.

Ordinance 25-006. A public hearing 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). A motion was made by Council Member Specker, seconded by Council Member Doran, that Ordinance 25-006 be approved. Public Comment: Reid Cummings. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell.

Resolution 25-021. A motion was made by Council Member Tilton Byrne, seconded by Council Member Specker, that Resolution 25-021, a Resolution Transferring Contingency Funds, be approved. The motion carried by the following vote: Yes: 6 - Avery, Doran, Niemeyer, Specker, Tilton Byrne, and Wendell.

RESOLUTION 25-021 - A RESOLUTION TRANSFERRING CONTINGENCY FUNDS

WHEREAS, the City of Brookings hereby transfers City Manager's contingency funds to fund unplanned operational obligations of the municipality. This resolution is for the purpose of completing a transfer of contingency funds to the following accounts:

421 Police Department	
101-421-5-101-04 Overtime Pay	\$145,000
454 Forestry	
101-454-5-425-04 Maintenance Equipment	<u>\$ 11,700</u>
Total Transfers	\$ 156,700

The Financing Source for this transfer is from the following accounts:

101-405-5-856-99 Contingency	<u>\$156,700</u>
Total Source of Funding	\$156,700

WHEREAS, this resolution is deemed necessary for the immediate preservation of the public peace, health, safety and support of the City, and shall become effective upon publication.

Adjourn. A motion was made by Council Member Wendell, seconded by Council Member Tilton Byrne, that this meeting be adjourned at 6:51 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS, SD

Oepke G. Niemeyer, Mayor

ATTEST:

Bonnie Foster, City Clerk