

BRING YOUR DREAMS.



**City of Brookings**  
**Meeting Agenda - Final**  
**City Council**

Brookings City Council  
Brookings City & County  
Government Center  
520 3rd St., Suite 230  
Brookings, SD 57006  
Phone: (605) 692-6281

*"We are an inclusive, diverse, connected community that fuels the creative class, embraces sustainability and pursues a complete lifestyle. We are committed to building a bright future through dedication, generosity and authenticity. Bring your dreams!"*

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Tuesday, February 8, 2022

6:00 PM

Council Chambers

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*The City of Brookings is committed to providing a high quality of life for its citizens and fostering a diverse economic base through innovative thinking, strategic planning, and proactive, fiscally responsible municipal management.*

**6:00 PM REGULAR MEETING**

- 1. Call to Order / Pledge of Allegiance.**
- 2. Record of Council Attendance.**
- 3. Action to approve the agenda.**
- 4. Open Forum.**

*At this time, any member of the public may request time on the agenda for an item not listed or to make a brief announcement or invitation. Items will be scheduled at the end of the meeting. Individuals are asked to state their name and address for the record.*

**5. Consent Agenda:**

*Action: Motion to Approve, Request Public Comment, Roll Call*

*Matters appearing on the Consent Agenda are expected to be non-controversial and will be acted upon by the Council at one time, without discussion. At the request of any one Council Member or the City Manager, an item may be removed from the Consent Agenda and placed on the regular agenda whenever additional discussion on an item is necessary. Items removed from the Consent Agenda will be discussed at the beginning of the formal items.*

- 5.A. [ID 22-0052](#)** Action on the January 25, 2022 City Council minutes.

**Attachments:** [Minutes](#)

- 5.B. [ID 22-0044](#) Action to abate property taxes in the amount of \$2,087.48 for Parcel #40365-00600-002-05, Edward R. Brockhoff, owner. Legal description: North 135 feet of Lot 2, Block 6, and a portion of Vacated Alley, Morehouse Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.C. [ID 22-0045](#) Action to abate property taxes in the amount of \$2,191.15 for Parcel #40458-00700-010-00, Thomas Lombard, owner. Legal description: Lot 10, Block 7, Pheasants Nest Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.D. [ID 22-0046](#) Action to abate property taxes in the amount of \$358.32 for Parcel #40490-00700-003-00, Shawn Storhaug, E. Et. Ux, owner. Legal description: Lots 3 and 3A, 7th Railroad Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.E. [ID 22-0047](#) Action to abate property taxes in the amount of \$592.64 for Parcel #40504-00300-010-00, Kathryn Clark, owner. Legal description: Lot 10, Block 3, Reserve Second Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.F. [ID 22-0048](#) Action to abate property taxes in the amount of \$2,191.15 for Parcel #40256-00300-006-00 Martin and Jennifer Wagner, owners. Legal description: Lot 6, Block 3, Hunters Ridge Second Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.G. [ID 22-0049](#) Action to abate property taxes in the amount of \$1,048.97 for Parcel #40991-40005-000-20 Madison Air Craft, LLC, owner. Legal description: Airport Hangar on Leased Site Lot U-1.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.H. [ID 22-0050](#) Action to abate property taxes in the amount of \$90.48 for Parcel #40999-00009-065-00 Ryan Evans, owner. Legal description: Medary Village #65 (mobile home on leased site).
- Attachments:** [Abatement Application](#)  
[Location Map](#)

- 5.I. [ID 22-0051](#) Action to abate property taxes in the amount of \$799.17 for Parcel #40517-00400-003-00 George Faehnrich, Jr., owner. Legal description: Lot 3A of Replat of Block 4, Sale Barn Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.J. [ID 22-0053](#) Action to abate property taxes in the amount of \$38.86 for Parcel #40970-11050-354-05 Prairie Meadow Inc., owner. Legal description: Farmland in the Southeast Quarter, excluding the West 113 feet, excluding Outlot A, excluding McClemans Addition, and excluding the West 1,176 feet of the East 1,301 feet of the South 340 feet of Section 35-T110N-R50W.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.K. [ID 22-0054](#) Action to abate property taxes in the amount of \$167.87 for Parcel #40970-11050-354-00 Prairie Meadow Inc., owner. Legal description: Farmland in the Northeast Quarter of the Southeast Quarter, excluding the South 300 feet thereof, and excluding McClemans Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.L. [ID 22-0055](#) Action to abate property taxes in the amount of \$126.69 for Parcel #40338-00100-000-00 Prairie Meadow Inc., owner. Legal description: Block 1, Block 5A, Block 12, and Lot 4B of McClemans Addition.
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.M. [ID 22-0061](#) Action to abate property taxes in the amount of \$308.87 for Parcel #40487-00000-000-00, John Mills, owner. Legal description: Lot H-1 and H-2, R-Surene Morgan Farm Addition (2015 and 2019 22nd Avenue South).
- Attachments:** [Abatement Application](#)  
[Location Map](#)
- 5.N. [RES 22-014](#) Action on Resolution 22-014, a Resolution Designating Vote Center locations, and the Appointment of Election Superintendents and Judges for the April 12, 2022 Combined Municipal / School Board Election.
- Attachments:** [Resolution](#)

- 5.O. [RES 22-012](#) Action on Resolution 22-012, a Resolution Adopting the Brookings Regional Airport Bid Protest Procedures.

Attachments: [Memo](#)  
[Resolution](#)  
[Protest Procedures](#)

## 6. Presentations/Reports:

- 6.A. [ID 22-0040](#) Proclamation: 211 Helpline Center Day - February 11, 2022

Attachments: [Proclamation](#)

6.B. SDSU Student Association Report.

## 7. Contracts/Change Orders:

- 7.A. [ID 22-0062](#) Discussion and Possible Action on the 2022 Outside Agency Funding Recommendations.

Attachments: [Memo](#)  
[United Way Recommendation](#)

*Possible Action: Motion to Approve, Request Public Comment, Roll Call*

## 8. Ordinance First Readings:None

*No vote is required on the first reading of an Ordinance. The title of the Ordinance is read. Public Comment and Council discussion is permitted. The date for the second reading or public hearing is announced.*

## 9. Public Hearings and Second Readings:

- 9.A. [ORD 22-002](#) Public Hearing and Action on Ordinance 22-002, an Ordinance amending Chapter 94, Zoning, pertaining to Section 94-125.7, Residence R-1D Single-Family for the Purposes of Adding Regulations for Single-Family, Small Lot, and Single-Family Zero Feet Side Yard - 2 Units, Small Lot as permitted Special Uses.

Attachments: [Memo](#)  
[Ordinance - Clean](#)  
[Ordinance - Marked](#)  
[Legal Notice - City Council](#)  
[Legal Notice - Planning Commission](#)  
[Planning Commission Minutes](#)  
[Example](#)

*Action: Open & Close Public Hearing, Motion to Approve, Roll Call*

- 9.B.**     [ORD 22-003](#)     Public Hearing and Action on Ordinance 22-003, an Ordinance to rezone within the Joint Jurisdiction Area, Outlot C (3823 Main Avenue South) and Outlot D (portions of 3901 Main Avenue South) in the Northwest Quarter of the Southeast Quarter of Section 11, Township 109 North, Range 50 West, from Joint Jurisdiction Residence R-3A Multiple-Family and Mobile Home District to Joint Jurisdiction Business B-3 Heavy District.

**Attachments:**

[Memo](#)  
[Ordinance](#)  
[Legal Notice - City Council](#)  
[Legal Notice - Planning Commission](#)  
[Planning Commission Minutes](#)  
[Application](#)  
[Area Map](#)  
[Zoning Map](#)  
[Future Land Use Map](#)

*Action: Open & Close Public Hearing, Motion to Approve, Roll Call*

- 9.C.**     [ORD 22-004](#)     Public Hearing and Action on Ordinance 22-004, an Ordinance to Permit by Conditional Use an apartment building on Outlot E (130 9th Street) and the East 100 Feet of Outlot F in Parkdale Home Addition and the North 100 feet of Lots Six and Seven in Block Five of Oyloe's Addition (124 9th Street).

**Attachments:**

[Memo](#)  
[Ordinance](#)  
[Legal Notice - City Council](#)  
[Legal Notice - Planning Commission](#)  
[Planning Commission Minutes](#)  
[Aerial Map](#)  
[Application](#)  
[Site Plan](#)  
[Building Plans](#)

*Action: Open & Close Public Hearing, Motion to Approve, Roll Call*

- 9.D.**     [ORD 22-005](#)     Public Hearing and Action on Ordinance 22-005, an Ordinance to Permit by Conditional Use an office building on Outlots B and S of Section 23, Township 110 North, Range 50 West.

**Attachments:**

[Memo](#)  
[Ordinance](#)  
[Legal Notice - City Council](#)  
[Legal Notice - Planning Commission](#)  
[Planning Commission Minutes](#)  
[Aerial Map](#)  
[Conditional Use Application](#)  
[Site Plan](#)  
[Building Plans](#)

*Action: Open & Close Public Hearing, Motion to Approve, Roll Call*

- 9.E.**     [ORD 22-006](#)     Public Hearing and Action on Ordinance 22-006, an Ordinance amending Chapter 94, Zoning, and Chapter 66, Planning, pertaining to Sections 94-42 - 94-45 and Sections 66-13 - 66-16, authorizing the Planning Commission to act as the Board of Adjustment.

**Attachments:**

[Memo](#)  
[Ordinance](#)  
[Legal Notice - City Council](#)  
[Legal Notice - Planning Commission](#)  
[Planning Commission Minutes](#)

*Action: Open & Close Public Hearing, Motion to Approve, Roll Call*

## **10. Other Business:**

- 10.A.**     [RES 22-013](#)     Action on Resolution 22-013, a Resolution Authorizing the Licensing of Shangri-La SD, LLC, dba Shangri-La Dispensary, as a Medical Cannabis Dispensary in the City of Brookings.

**Attachments:**

[Memo](#)  
[Resolution](#)  
[Application](#)  
[Location Map](#)  
[Ordinance 21-028](#)  
[Medical Cannabis - Summary](#)

*Action: Motion to Approve, Request Public Comment, Roll Call*

**11. City Council member introduction of topics for future discussion.**

*Any Council Member may request discussion of any topic at a future meeting. Items cannot be added for action at this meeting. A motion and second is required which states the topic, requested outcome, and time frame. A majority vote is required.*

**12. Executive Session**

[ID 22-0065](#)

Executive Session, pursuant to SDCL 1-25-2.3, for purposes of consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters, and SDCL 1-25-2.5 for purposes of discussing marketing or pricing strategies by a board or commission of a business owned by the state or any of its political subdivisions, when public discussion may be harmful to the competitive position of the business.

*Action: Motion to enter Executive Session, Voice Vote*

*Action: Motion to exit Executive Session, Voice Vote*

**13. Adjourn.**

*Brookings City Council: Oepke G.Niemeyer, Mayor; Nick Wendell, Deputy Mayor  
Council Members Wayne Avery, Patty Bacon, Leah Brink, Joey Collins, Holly Tilton Byrne,*

*Brookings City Council Staff:*

*Paul M. Briseno, City Manager   Steven Britzman, City Attorney   Bonnie Foster, City Clerk*

*Public Comment is limited to a maximum of three minutes per person during the meeting. Individuals are asked to give their name and address for the record. Public Comment may be submitted prior to the meeting: 1) Email comments to the City Clerk (bfoster@cityofbrookings-sd.gov), 2) participate via Zoom, or 3) via eComment (<https://cityofbrookings.legistar.com/Calendar.aspx>). Those who provide comments in any manner should understand their comments will become part of the official record and subject to review by all parties and the public.*

*Meetings are broadcast live and recorded. Go to [www.cityofbrookings-sd.gov](http://www.cityofbrookings-sd.gov) for more information. Government Channel 9 Rebroadcast Schedule: Wednesday 1:00 pm / Thursday 7:00 pm / Friday 9:00 pm / Saturday 1:00 pm*

*Upon request, accommodations for meetings will be provided for persons with disabilities. Please contact Susan Rotert, City Human Resources Director and ADA Coordinator at (605) 692-6281 at least three (3) business days in advance of the meeting.*