

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!"

Tuesday, May 9, 2023

6:00 PM

Council Chambers

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. [ID 23-0192](#) Present Certificate of Election and Oath of Office to City Council Members Brianna Doran (3-year City Council Term), and Andrew Rasmussen (3-year City Council Term).

Attachments: [Certificate of Election - B. Doran](#)
[Certificate of Election - A. Rasmussen](#)
[Oath of Office - B. Doran](#)
[Oath of Office - A. Rasmussen](#)

3. Record of Council Attendance.

4. Action to approve the agenda.

5. Open Forum.

At this time, any member of the public may make a brief announcement or invitation, or request time on the agenda for an item not listed. Items to be added to the agenda will be scheduled at the end of the meeting. Individuals will state their name and city of residence for the record. Public Comment is limited to a maximum of three minutes per person. The comments and views expressed by the public are those of the speakers and do not necessarily reflect the views or positions of the City of Brookings or City Council.

6. 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.

- 6.A.** [ID 23-0188](#) Action to approve City Council meeting minutes.
- Attachments:** [4/25/2023 Minutes](#)
- 6.B.** [ID 23-0197](#) Action on Annual Malt Beverage Alcohol License Renewals.
- Attachments:** [Malt License Renewals](#)
- 6.C.** [RES 23-040](#) Action on Resolution 23-040, a Resolution authorizing the City Manager to sign an On-Sale Wine Operating Agreement renewal for Common Wealth Gaming & Holdings, Co., dba Deuces Casino, Suite 105A, Bryant Soberg and Kirby Muilenburg, owners. Location: 223 6th Street, Suite 105A.
- Attachments:** [Resolution](#)
[Operating Agreement](#)
[Location Map](#)
[Building Layout](#)
- 6.D.** [RES 23-042](#) Action on Resolution 23-042, a Resolution authorizing the City Manager to sign an On-Sale Wine Operating Agreement renewal for Common Wealth Gaming & Holdings, Co., dba Deuces Casino, Suite 105B, Bryant Soberg and Kirby Muilenburg, owners. Location: 223 6th Street, Suite 105B.
- Attachments:** [Resolution](#)
[Operating Agreement](#)
[Location Map](#)
[Building Layout](#)
- 6.E.** [ID 23-0199](#) Action to abate property taxes in the amount of \$2,323.07 for Parcel #40621-00500-004-00. Legal description: Lot 4, Block 3, Timberline Addition, City of Brookings.
- Attachments:** [Abatement Application](#)
[Location Map](#)
- 6.F.** [ID 23-0198](#) Action to abate property taxes in the amount of \$1,282.79 for Jones Optometric Clinic LLC, owner, located at 1208 22nd Avenue South, Brookings.
- Attachments:** [Abatement Application](#)
[Location Map](#)

- 6.G. [RES 23-044](#) Action on Resolution 23-044, a Resolution awarding a bid on Landfill Leachate Hauling.

Attachments: [Resolution](#)

7. Presentations/Reports:

- 7.A. [ID 23-0205](#) Proclamation: National Travel and Tourism Week

Attachments: [Proclamation](#)

- 7.B. [ID 23-0206](#) Report: 2023 1st Quarter Finance Report

Attachments: [Presentation](#)

- 7.C. [ID 23-0189](#) Reports: City Council Ex-Officio Reports

- 7.D. [ID 23-0190](#) Report: SDSU Student Association.

8. Contracts/Change Orders:

- 8.A. [RES 23-046](#) Action on Resolution 23-046, a Resolution Approving the Installation of a New Roofing System for the Swiftel Center Arena Roof.

Attachments: [Memo](#)
[Resolution](#)
[Proposal](#)
[Interlocal Purchasing System \(TIPS\)](#)

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

- 8.B. [RES 23-045](#) Action on Resolution 23-045, a Resolution Authorizing Change Order No. 1 for the Swiftel Center HVAC System Upgrade from Johnson Controls, Inc.

Attachments: [Memo](#)
[Resolution](#)
[Change Order](#)

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

9. Ordinance First Readings:

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.A. [ORD 23-018](#) Introduction and First Reading on Ordinance 23-018, an Ordinance Amending Article III of Chapter 42 of the Code of Ordinances of the City of Brookings, South Dakota. Second Reading and Action: May 23, 2023.

Attachments: [Memo](#)
 [Ordinance - clean](#)
 [Ordinance - marked](#)

10. Public Hearings and Second Readings:

- 10.A. [ORD 23-017](#) Second Reading and Action on Ordinance 23-017, an Ordinance Authorizing Budget Amendment No. 4 to the 2023 Budget.

Attachments: [Memo](#)
 [Ordinance](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.B. [ORD 23-012](#) Public Hearing and Action on Ordinance 23-012, an Ordinance to Change the Zoning within the City of Brookings (20.28 acres along 20th Street South).

Attachments: [Memo](#)
 [Ordinance](#)
 [Hearing Notice - City Council](#)
 [Hearing Notice - Planning Commission](#)
 [Planning Commission Minutes](#)
 [Petition to Rezone](#)
 [Location Map](#)
 [Future Land Use Map](#)
 [Zoning Map](#)
 [R-3 Zoning Exhibit](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.C. [ORD 23-013](#) Public Hearing and Action on Ordinance 23-013, an Ordinance to change the Zoning within the City of Brookings (2.85 acres located along 20th Street South).

Attachments: [Memo](#)
[Ordinance](#)
[Hearing Notice - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Petition to Rezone](#)
[Location Map](#)
[Zoning Map](#)
[Future Land Use Map](#)
[B-2 Zoning Exhibit](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.D. [ORD 23-014](#)** Public Hearing and Action on Ordinance 23-014, an Ordinance to Change the Zoning Within the City of Brookings (Cree Village Indian Hills Addition).

Attachments: [Memo](#)
[Ordinance](#)
[Hearing Notices - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Petition to Rezone](#)
[Location Map](#)
[Future Land Use Map](#)
[Zoning Map](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.E. [ORD 23-015](#)** Public Hearing and Action on Ordinance 23-015, an Ordinance to Change the Zoning Within the City of Brookings (Prairie Hills Addition).

Attachments: [Memo](#)
[Ordinance](#)
[Hearing Notice - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Petition to Rezone](#)
[Current Zoning Map](#)
[Rezone Map Exhibit](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.F.** [ORD 23-016](#) Public Hearing and Action on Ordinance 23-016, an Ordinance to Change the Zoning within the City of Brookings (Prairie Hills Addition).

Attachments:

[Memo](#)
[Ordinance](#)
[Hearing Notice - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Petition to Rezone](#)
[Current Zoning Map](#)
[Rezone Map Exhibit](#)

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

Legislative History

4/25/23 City Council read into the record

- 10.G.** [ID 23-0193](#) Public Hearing and Action to move a single-story residential home from 1218 6th Street to the property described as Lot 4, Block 9, Moriarty-Edgebrook Addition.

Attachments:

[Memo](#)
[Notice](#)
[Location Map](#)
[Pictures](#)

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

- 10.H.** [ID 23-0196](#) Public Hearing and Action on a Temporary Alcohol Application from the Brookings Cubs Baseball Group for a temporary alcohol license to operate within the City of Brookings, South Dakota for the 2023 Brookings Cubs Baseball Game Season to be held on at Bob Shelden Field, 530A Elm Avenue.

Attachments:

[Memo](#)
[Legal Notice](#)

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

- 10.I.** [ID 23-0191](#) Public Hearing and Action on a Temporary Alcohol Application from the Brookings Area Chamber, to host a series of events for Downtown at Sundown on the 300 Block of 5th Street and the 400 Block of Main Avenue on July 27, and August 3, 10, 17, and 24, 2023.

Attachments:

[Memo](#)
[Legal Notice](#)
[Location Map](#)

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

11. Other Business:

11.A. [ID 23-0207](#) Action on a Preliminary Plat for Blocks 1 and 2 in Trails Head Addition.

Attachments: [Memo](#)
[Hearing Notice - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Location Map](#)
[Preliminary Plat](#)
[Preliminary Grading Plan](#)
[Preliminary Drainage Plan](#)
[Preliminary Utility Plan](#)
[Zoning Map](#)

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

11.B. [ID 23-0208](#) Action on an Initial Development Plan for the Planned Development District of Blocks 1 and 2 of Trails Head Addition.

Attachments: [Memo](#)
[Hearing Notice - City Council](#)
[Hearing Notice - Planning Commission](#)
[Planning Commission Minutes](#)
[Location Map](#)
[Initial Development Plan](#)

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

12. 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.

13. Adjourn.

*Brookings City Council: Oepke G.Niemeyer, Mayor; Nick Wendell, Deputy Mayor
Council Members Wayne Avery, Holly Tilton Byrne, Bonny Specker, Brianna Doran, Andrew Rasmussen*

*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. Individuals will give their name and city of residence for the record. Public Comment may be submitted prior to the meeting by the following means: 1) Email comments to the City Clerk (cityclerk@cityofbrookings-sd.gov), 2) participate remotely, or 3) via eComment (<https://cityofbrookings.legistar.com/Calendar.aspx>). Comments provided will become part of the official record and subject to review by all parties and the public. The comments and views expressed by the public are those of the speakers and do not necessarily reflect the views or positions of the City of Brookings or City Council.

Meetings are broadcast live and recorded. Go to 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 the City ADA Coordinator at (605) 692-6281 at least three (3) business days in advance of the meeting.