

BRING YOUR DREAMS.



City of Brookings
Meeting Agenda - Final-revised
City Council

Brookings City Council
Brookings City & County
Government Center
520 3rd St., Suite 230
Brookings, SD 57006
Phone: (605) 692-6281
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"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, March 23, 2021

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. Record of Council Attendance.

3. 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, unless a member of the Council or City Manager requests an opportunity to address any given item. Items removed from the Consent Agenda will be discussed at the beginning of the formal items. Approval by the Council of the Consent Agenda items means that the recommendation of the City Manager is approved along with the terms and conditions described in the agenda supporting documentation.

3.A. Action to approve the agenda.

3.B. [ID 21-0132](#) Action to approve the March 9 and March 16, 2021 City Council minutes.

Attachments: [3/9/2021 Minutes](#)
 [3/16/2021 Minutes](#)

3.C. [RES 21-023](#) Action on Resolution 21-023, a Resolution declaring surplus property for the City of Brookings.

Attachments: [Resolution](#)

- 3.D. [ID 21-0125](#) Action on appointment to the Sustainability Council.
- 3.E. [RES 21-026](#) Action on Resolution 21-026, a Bridge Reinspection Program Resolution for use with South Dakota Department of Transportation (SDDOT) Retainer Contracts.
- Attachments: [Resolution](#)
[Map](#)
- 3.F. [RES 21-027](#) Action on Resolution 21-027, a Resolution in Support of Recreational Trails Fund Grant Application.
- Attachments: [Memo](#)
[Resolution](#)
[Trail Extension Map](#)
- 3.G. [ID 21-0145](#) Action to abate property taxes in the amount of \$1,398.91 for Parcel #40991-40005-000-20, Madison Air Craft, LLC, Chris Funk, owner. Legal description: Airport Hangar on Leased Site Lot U-1 at the Brookings Regional Airport.
- Attachments: [Abatement Application](#)
[Location Map](#)

4. Items removed from Consent Agenda.

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

5. Open Forum/Presentations/Reports:

- 5.A. [ID 21-0137](#) Retirement Recognition: Todd Langland, Brookings Regional Landfill Director
- Attachments: [Certificate of Appreciation](#)
- 5.B. [ID 21-0092](#) Proclamation: Child Abuse Prevention Month.
- Attachments: [Proclamation](#)
- 5.C. [ID 21-0134](#) Proclamation: Developmental Disabilities Awareness Month.
- Attachments: [Proclamation](#)
- 5.D. SDSU Student Association Report.
- 5.E. Open Forum.

At this time, any member of the public may request time on the agenda for an item not listed. Items are typically scheduled for the end of the meeting; however, very brief announcements or invitations will be allowed at this time.

6. Contracts/Change Orders:

- 6.A.** [ID 21-0139](#) Discussion and Possible Action on an Amendment to the Developer's Agreement associated with Tax Increment District #8.

Attachments: [Memo](#)
 [Amendment](#)
 [Developers Agreement](#)
 [Amendment Request](#)
 [SDHDA Letter](#)
 [Article - Lumber Prices](#)

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

7. Ordinance First Readings:

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

- 7.A.** [ORD 21-008](#) Introduction and First Reading on Ordinance 21-008, an Ordinance Authorizing Supplemental Appropriation #3 to the 2021 Budget - Parts 1,2 & 3. Second Reading: April 27, 2021.

Attachments: [Memo](#)
 [Ordinance](#)
 [Resolution 20-009](#)
 [Resolution 20-014](#)
 [Picture - Fire Truck](#)

- 7.B.** [ORD 21-009](#) Introduction and First Reading on Ordinance 21-009, an Ordinance Amending Article II of Chapter 22 of the Code of Ordinances of the City of Brookings and pertaining to the Adoption of the 2018 International Building Code, the 2018 International Residential Code, the 2018 International Mechanical Code, the 2018 International Fire Code, and the 2018 International Existing Building Code with certain Amendments thereto. Public Hearing: April 27, 2021.

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

8. Public Hearings and Second Readings:

- 8.A.** [RES 21-024](#) Remove from the Table. Discussion and Possible Action on Resolution 21-024, a Resolution Replacing the Mandatory Provisions set forth in Emergency Ordinance 21-001 with Recommendations to Address a Public

Health Crisis and Slow the Spread of Coronavirus (COVID-19) in the City of Brookings, South Dakota.

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

Action: Motion to Remove from the Table, Roll Call

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

Legislative History

3/16/21 City Council tabled to a date specific

- 8.B. [ORD 21-012](#)** Second Reading and Action on Ordinance 21-012, an Emergency Ordinance Amending Emergency Ordinance 21-001 to Extend and to Comprehensively Adopt Provisions to Address a Public Health Crisis and to Revise Certain Measures which are Necessary for the Immediate Preservation of the Public Health, Safety and Welfare of the City and are Necessary to Slow the Community Spread of Coronavirus (COVID-19) in the City of Brookings, South Dakota.

Attachments: [Memo](#)
 [Ordinance 21-012 - clean 3/23/2021](#)
 [Ordinance 21-012 - marked 3/23/2021](#)
 [Hospital COVID 19 Dashboard](#)
 [Weekly COVID 19 Report](#)
 [Ordinance 21-012 - clean 3/16/2021](#)
 [Ordinance 21-012 - marked 3/16/2021](#)

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

Legislative History

3/16/21 City Council read into the record

3/16/21 City Council approved

- 8.C. [ORD 21-013](#)** Second Reading and Action on Ordinance 21-013, an Emergency Ordinance Amending Emergency Ordinance 21-001 to Extend and to Comprehensively Adopt Provisions to Address a Public Health Crisis and to Revise Certain Measures which are Necessary for the Immediate Preservation of the Public Health, Safety and Welfare of the City and are Necessary to Slow the Community Spread of Coronavirus (COVID-19) in the City of Brookings, South Dakota.

Attachments: [Memo](#)
 [Ordinance 21-013 - clean 3/23/2021](#)
 [Ordinance 21-013 - marked 3/23/2021](#)
 [Hospital COVID 19 Dashboard](#)
 [Weekly COVID 19 Report](#)
 [Ordinance 21-013 - clean 3/16/2021](#)
 [Ordinance 21-013 - marked 3/16/2021](#)

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

Legislative History

3/16/21	City Council	read into the record
3/16/21	City Council	approved

- 8.D. [ORD 21-004](#)** Public Hearing and Action on reconsideration of Ordinance 21-004, an Ordinance revising Division 3 of Chapter 82 of the Code of Ordinances of the City of Brookings and Pertaining to Speed Zones in the City of Brookings, South Dakota.

Attachments:

[Memo](#)
[Ordinance - clean](#)
[Ordinance - marked](#)
[Traffic Safety Minutes](#)
[Hearing Notice - Reconsideration](#)
[Hearing Notice](#)
[Map](#)
[Speed comparison map](#)

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

Legislative History

2/9/21	City Council	read into the record
2/23/21	City Council	approved

- 8.E. [ORD 21-006](#)** Public Hearing and Action 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.

Attachments:

[Memo](#)
[Ordinance](#)
[Public Notice](#)
[Planning Commission Minutes](#)
[Area Map](#)
[Zoning Map](#)
[Future Land Use Map](#)

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

Legislative History

3/9/21	City Council	read into the record
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- 8.F. [ORD 21-007](#)** Public Hearing and Action on Ordinance 21-007, an Ordinance to Rezone Lot 1 and 2, Block 2, Telkamp Industrial Addition from I-1R to I-1.

Attachments: [Memo](#)
 [Ordinance](#)
 [Public Notice](#)
 [Planning Commission Minutes](#)
 [Area Map](#)
 [Zoning Map](#)
 [Future Land Use Map](#)

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

Legislative History

3/9/21 City Council read into the record

- 8.G.** [ID 21-0141](#) Public Hearing and Action on a request for an On-Off Sale Malt License for MG Oil Company, dba Corner Pantry #24, Marlyn Erickson and Troy Erickson, owners, 600 6th Street., Suite B, legal description: Lots 5-7, Block 11, Second Addition, Suite B. Pending permit issuance and final inspection per the Community Development Dept.

Attachments: [Memo](#)
 [City Attorney Opinion on AR 48.02.11.02](#)
 [Legal Notice](#)
 [Proposed Building Plan](#)
 [Location Map](#)

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

- 8.H.** [ID 21-0143](#) Public Hearing and Action on a request for Video Lottery for MG Oil Company, dba Corner Pantry #24, Suite B, Marlyn Erickson and Troy Erickson, owners, 600 6th Street, legal description: Lots 5-7, Block 11, Second Addition, Suite B. Pending permit issuance and final inspection per the Community Development Dept.

Attachments: [Memo](#)
 [City Attorney Memo on Video Lottery - 2018.05.02](#)
 [City Attorney Opinion on AR 48.02.11.02](#)
 [Video Lottery - State Statues and Admin Rule](#)
 [Legal Notice](#)
 [Location Map](#)
 [Proposed Building Plan](#)
 [Current Video Lottery List](#)

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

9. Other Business:

- 9.A.** [RES 21-025](#) Action on Resolution 21-025, a Resolution Vacating Lot H-1 in SE ¼ of Section 36, Township 110 North, Range 50 West.

Attachments: [Memo](#)
 [Resolution](#)
 [Notice](#)
 [Petition to Vacate](#)
 [Plat](#)
 [Exhibit](#)
 [Map](#)

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

- 9.B.** [ID 21-0140](#) Action on the City of Brookings 2021-2026 City Council Strategic Plan.

Attachments: [Memo](#)
 [2021-2026 Strategic Plan_Final](#)

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

- 10.** [ID 21-0151](#) City of Brookings Progress Report.

Attachments: [March Progress Report](#)

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

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

12. Executive Session

- 12.A.** [ID 21-0153](#) Executive Session, pursuant to SDCL 1-25-2.5, for Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters; and for 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 into Executive Session, Voice Vote

Action: Motion to exit Executive Session, Voice Vote

13. Adjourn.

*Brookings City Council: Keith Corbett, Mayor; Patty Bacon, Deputy Mayor
Council Members Leah Brink, Joey Collins, Ope Niemeyer, Holly Tilton Byrne, and Nick Wendell*

Council Staff:

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

View the City Council Meeting Live on the City Government Access Channel 9.

Rebroadcast Schedule: Wednesday 1:00pm/Thursday 7:00pm/Friday 9:00pm/Saturday 1:00pm

The complete City Council agenda packet is available on the city website: www.cityofbrookings.org

Assisted Listening Systems (ALS) are available upon request by contacting (605) 692-6281. If you require additional assistance, alternative formats, and/or accessible locations consistent with the Americans with Disabilities Act, please contact Susan Rotert, City Human Resources Director and ADA Coordinator at (605) 692-6281 at least three working days prior to the meeting.

Public Comment can be submitted: 1) via eComment on InSite (<https://cityofbrookings.legistar.com/Calendar.aspx>), 2) Email your comments the City Clerk (bfoster@cityofbrookings-sd.gov), or 3) participate via Zoom (contact the City Clerk for login access bfoster@cityofbrookings-sd.gov). Thank you.