

**Brookings City Council**  
**August 25, 2020** (unapproved)

The Brookings City Council held a meeting on Tuesday, August 25, 2020 at 6:00 PM, at City Hall with the following City Council members present: Mayor Keith Corbett and Council Members Holly Tilton Byrne, Leah Brink, Patty Bacon, Joey Collins, Nick Wendell, and Ope Niemeyer. City Attorney Steve Britzman, City Manager Paul Briseno, and City Clerk Bonnie Foster was also present.

**6:00 PM REGULAR MEETING**

**Consent Agenda.** A motion was made by Council Member Brink, seconded by Council Member Tilton Byrne to approve the consent agenda. The motion carried by the following vote: Yes: 6 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**3.A. Action to approve the agenda.**

**3.B. Action to approve the August 11, and August 18, 2020 City Council Minutes.**

**3.C. Action Resolution 20-067, a Resolution in Support of Land and Water Conservation Fund Grant Application.**

Resolution 20-067 - Resolution in Support of  
Land and Water Conservation Fund Grant 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; and

Whereas, the Parks, Recreation and Forestry Director, 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; and

Whereas, the City of Brookings 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; and

Whereas, the City of Brookings dedicates Sexauer Park for park and outdoor recreation purposes in perpetuity.

Now, Therefore Be It Resolved that the Parks, Recreation and Forestry Director is hereby authorized to execute and file an application on behalf of the City of Brookings 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 Sexauer Park Improvements to create an off leash dog exercise area (Dog Park) for the City of Brookings, South Dakota and its Environs.

**3.D. Action on Resolution 20-068, a Resolution authorizing the City Manager to**

**sign an Agreement for Project PP 3273(10), PCN 087T; 17<sup>th</sup> Avenue Rail Crossing Project, Brookings, SD.**

Resolution 20-068 - A Resolution for Authorizing the Mayor to  
sign an Agreement for Project PP 3273(10), PCN 087T, 17<sup>th</sup> Avenue South Rail  
Crossing Signals, Brookings, SD

Whereas, the Brookings City Council desires the design, construction administration and construction of highway rail grade crossing signals for Project PP 3273(10), PCN 087T on 17<sup>th</sup> Avenue South; and

Whereas, the City of Brookings is obligated and hereby agrees to provide the associated roadway work required for the crossing surface and to maintain the roadway, sidewalks and pavement markings at the highway-rail grade crossing as stated in the Agreement between the City and the State of South Dakota; and

Whereas, the City of Brookings is obligated and hereby agrees to reimburse the State of South Dakota the City's 10% share of the participating project costs.

Now, Therefore Be It Resolved, that the Mayor is hereby authorized to sign the Agreement and other related documents for Project PP 3273(10), PCN 087T.

**City Staff Promotion.** Police Chief Dave Erickson introduced newly appointed Assistant Police Chief Joe Fishbauger to the City Council and public.

**Proclamation.** Mayor Corbett read a Proclamation celebrating the 100th Anniversary of the 19<sup>th</sup> Amendment to the United States Constitution, guaranteeing women the right to vote.

Mayoral Proclamation  
City of Brookings, SD

Whereas, on August 26, 1920 the 19th Amendment to the United States Constitution was signed into law, guaranteeing women the right to vote; and

Whereas, courageous activists fought for decades for women's suffrage; and

Whereas, the City of Brookings will commemorate the 100th anniversary of the 19th Amendment by illuminating the Brookings City and County Government Building for the Forward into Light event on August 26, 2020.

Now, Therefore, Be It Resolved, that I, Keith W. Corbett, Mayor of the City of Brookings, do hereby recommend that residents and institutions celebrate the 19th Amendment, inspiring future generations to cherish and preserve the rights of all women.

In Witness Whereof, I have placed the Seal of the City of Brookings, State of

South Dakota, this 25<sup>th</sup> day of August, 2020.

Keith W. Corbett, Mayor

**Open Forum.** Fedora Sutton expressed some concerns regarding the storm drainage pond located by Peace Lutheran Church off of 22nd Ave., and concerns with the appointment of Joe Fishbaugher as Assistant Police Chief.

**FIRST READING – Ordinance 20-018.** Introduction and First Reading was held on Ordinance 20-018, an Ordinance appropriating monies to fund the necessary expenditures and liabilities of the City of Brookings for the 2021 Fiscal Year and providing the Annual Tax Levy and Annual Tax for All Funds. Second Reading: September 8, 2020.

**FIRST READING – Ordinance 20-016.** Introduction and First Reading was held on Ordinance 20-016, an Ordinance Waiving Sidewalk Café Permit Fees during the COVID-19 Pandemic. Second Reading: September 8, 2020.

**FIRST READING – Ordinance 20-017.** Introduction and First Reading was held on Ordinance 20-017, an Ordinance Amending Ordinance 20-010 to Extend the Provisions Regarding a Public Health Crisis and to Revise Certain Measures which have been deemed necessary to slow the Community Spread of Coronavirus (COVID-19) in the City of Brookings, South Dakota. Public Comment: Bradley Walker, Bill Alsaker, and SDSU President Barry Dunn. Second Reading: September 8, 2020.

**On-Off Malt License.** A public hearing was held on a request for an On-Off Sale Malt License for MG Oil Company, Marlyn Erickson and Troy Erickson, owners, 722 Western Ave., Suite B, legal description: Lots 1 and 2, Block 1, Suite B, Snyder's Addition. A motion was made by Council Member Brink, seconded by Council Member Niemeyer, that the On-Off Malt License be approved, pending permit issuance and final inspection per the Community Development Department. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**Video Lottery request.** A public hearing was held on a request for Video Lottery for MG Oil Company, Marlyn Erickson and Troy Erickson, owners, 722 Western Ave., Suite B, legal description: Lots 1 and 2, Block 1, Suite B, Snyder's Addition. A motion was made by Council Member Brink, seconded by Council Member Niemeyer, that the Video Lottery request be approved, pending permit issuance and final inspection per the Community Development Department. T. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**On-Off Malt License.** A public hearing was held on a request for an On-Off Sale Malt License for MG Oil Company, Marlyn Erickson and Troy Erickson, owners, 722 Western Ave., Suite C, legal description: Lots 1 and 2, Block 1, Suite C, Snyder's Addition. A motion was made by Council Member Brink, seconded by Council Member Wendell, that the On-Off Malt License be approved, pending permit issuance and final inspection per the Community Development Department. The motion carried by the following vote:

Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**Video Lottery request.** A public hearing was held on a request for Video Lottery for MG Oil Company, Marlyn Erickson and Troy Erickson, owners, 722 Western Ave., Suite C, legal description: Lots 1 and 2, Block 1, Suite C, Snyder's Addition. A motion was made by Council Member Brink, seconded by Council Member Collins, that the Video Lottery request be approved, pending permit issuance and final inspection per the Community Development Department. T. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**On-Off Malt License.** A public hearing was held on a request for an On-Off Sale Malt License for BP of Brookings, Dan Park and Lance Park, owners, 2420 6th Street, Suite B, legal description: Block 1, Lot 2A, Suite B, Holibrook Addition. A motion was made by Council Member Niemeyer, seconded by Council Member Wendell, that the On-Off Malt License be approved, pending permit issuance and final inspection per the Community Development Department. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**Video Lottery request.** A public hearing was held on a request for Video Lottery for BP of Brookings, Dan Park and Lance Park, owners, 2420 6th Street, Suite B, legal description: Block 1, Lot 2A, Suite B, Holibrook Addition. A motion was made by Council Member Brink, seconded by Council Member Wendell, that the Video Lottery request be approved, pending permit issuance and final inspection per the Community Development Department. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Brink, Bacon, Wendell, Tilton Byrne, and Collins.

**Progress Report.** Jacob Meshke, Assistant City Manager, provided a progress report highlighting the City's activities and projects.

**COVID-19 Update.** City Manager Paul Briseno provided an update on COVID-19 to the City Council and members of the public. Laura Schoen Carbonneau, Visit Brookings, provided information on the Brookings Stay Safe Pledge.

**City Council Member introduction of topics for Future Discussion.** Council Member Brink requested a Study Session discussion on Fireworks in the City of Brookings and Brookings County later this fall/winter.

Council Member Wendell asked to bring the finalized City / County Settlement Agreement forward to a future Council Meeting.

**Adjourn.** A motion was made by Council Member Niemeyer, seconded by Council Member Wendell, that this meeting be adjourned at 7:26 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS

---

ATTEST:

Keith W. Corbett, Mayor

---

Bonnie Foster, City Clerk