

Brookings City Council
August 12, 2014

The Brookings City Council held a meeting on Tuesday, August 12, 2014 at 5:00 p.m., at City Hall with the following members present: Mayor Tim Reed, Council Members Keith Corbett, Dan Hansen, Ope Niemeyer, Tom Bezdichek and Jael Thorpe. John Kubal was absent. City Attorney Steve Britzman, City Manager Jeffrey Weldon and City Clerk Shari Thornes were also present.

5:00 p.m. Budget Work Session

6:00 p.m. Regular Council Meeting

Consent Agenda. A motion was made by Hansen, seconded by Corbett, to approve the consent agenda.

- A. Action to approve the agenda.**
- B. Action to approve the July 15 and July 22 Council Meeting Minutes.**
- C. Action on an appointment to the Historic Preservation Commission:** Janet Merriman (term: 8/12/2014-1/1/2015).
- D. Action on Resolution No. 56-14, a Resolution declaring items as surplus property.**
Resolution No. 56-14 - Appraising and Authorizing Sale of Surplus Property

Whereas, the City of Brookings has surplus items as listed in a Notice of Sale that are no longer necessary or useful for City purposes, and it is the desire of the City to dispose of same as surplus property;

Now, Therefore Be It Resolved, that all the attached listed property be declared surplus by the City Council.

Further Be It Resolved by the City Council that the property be offered for sale at public auction on September 25, 2014.

2014 CITY GENERAL & ENTERPRISE

Fire Dept.: SuperVac gas-powered ventilation fan, Darley pump w/18hp Briggs & Stratton engine, Makita cut-off saw, 2-cycle jump start pack w/halogen light, bathroom sink, 19" REA television, 1982 International Truck, Model 1724 – VIN#1HTAA1756CHB13598. **Information Technology:** HP DX2200MP, P4 2.6ghz, 2GB; HP DX2200MP, P4 3ghz, 1GB; HP DC 5100MT, P4 2.76ghz, 2GB; Compaq DX2200, p4 3ghz, 1GB; HP DC5100MC, p4 2.8ghz, 3GB; Compaq DX2200, 2.80ghz, 1 GB; HP DC5100MT, p4 3ghz, 2GB; HP Compaq DC5100MT, p4 3ghz, 2GB; 4 misc. Computers; HP D330 workstation, 2.8ghz, 1.5GB; Compaq EVO D310M, P3 1.8ghz, 1GB; HP Compaq DL5000MT; Compaq D5D, p4 1.7ghz, 256MB; Compaq Armada E700, P3 500mhz, 128MGB; Compaq DeskproEN; Compaq 2510p Laptop, dual 1ghz, 2GB; HP 9100 Laptop, P4 3.19ghz, 1 GB; Compaq NX9010 Laptop, 1.59ghz, 448MB, and HP Pavilion ZV600 Laptop, 2.19ghz, 512MB. **Library:** Gateway 930 series Intel Pentium III, 512 gb RAM, 11 GB hard drive, Allied tech 12 port hub, IBM Computer 8319-52U with Pentium 4 2.53

ghz, IBM Computer 8319-52U with Pentium 4 2.53ghz (doesn't work), Lenovo Computer G550 with Pentium Dual Core 2.10, Lenovo Computer 8820 (doesn't work), iMac 2.0 Computer, Dell Dimension 4700 Computer, Gateway G E4300 computers (2) with Pentium 4 3.2ghz, Gateway G E4500D computer with Pentium D 3ghz, Gateway G E4610D Computer with Intel Core 2 Duo E640 2.13, HP Laptop with AMD turion 2.2ghz, IBM Laptop, Lenovo Laptop, Dell Laptop, 14 computer keyboards, 2 wireless computer keyboards, assorted speakers, mice and power cords, 2 Gateway LCD monitors (don't work), 2 Gateway CRT monitors (1 works), Dell CRT monitor (doesn't work), Acer LCD monitor (doesn't work), Canon small printer, HP 4050 printer, Epson 8000 printer, HP PSC 1210v all-in-one printer, HP 4500N printer, HP Deskjet 9300 printer, 2 Vantage CCD TeleSensory Reading magnifier machines, Vicon CCTV monitor and quad splitter, Brother intelliFAX machine, Panasonic VHS player, Sharp LCD projector, IBM/Lenmark typewriter, 2 Wooden chairs, and Stanley metal toolbox. Police Dept. Bikes: #1740 Next Break Point Pro, Serial #30056033; #1828 Schwinn Mt Bike, Serial #9NIDC05D06404; #1833 Huffy Highland Adult Mtn Bike, Serial #K6518-9153813; #1845 Next Powerx, Serial #LWIE052544; #1849 Firestone classic old style bike, Serial #0921; #1852 Huffy Leading edge Mtn., Serial #346G5-9284414; #1853 Next Power X Mtn Bike, Serial #CBH2611B; #1856 Mongoose Threshold Sport, Serial #115FA86177; #1857 MTN Tamer/Vertical, Serial #8549-65; #1859 Mongoose Outher Limit Reeestyle, Serial #SNFSD10DJ5623; #1860 Schwinn Men's MT Bike, Serial #POFF68922; #1868 Next Breakpoint MTN Bike, Serial #38354007; #1881 Next Avalon CS, Serial #L060109426; #1882 Schwinn Sidewinder Women's MTN Bike, Serial #UNK43622; #1884 Huffy Sea Star Childs Bike, Serial #4BCK0M29604; #1885 Next Pwr Climer, Serial #74312877; #1886 Roadmaster Chromium 20" MT Bike; #1887 Shimario Hyper Flite 26 Mt Bike; #1888 Rampage Thruster BMX, Serial #G10041275820; #1889 Raleigh Technium MT Bike; #1890 Mongoose XR75, Serial #SNFSD08G653; #1894 Schwinn Sidewinder MT Bike, Serial #SNMN007B3154; #1895 Huffy Rock Trail; #1897 Huffy Superia, Serial #K6667-9211712; #1898 Next Turbo Kid's Dirt Bike, Serial #8595-59H; #1899 Auto Bike Classic; #1900 Next Power Climber, Serial #38527717; #1901 Huffy Gnite – Youth MTN Bike, Serial #1L06M000879; #1904 Huffy Highlane MTN Bike; #1906 Roadmaster MTN Sport, Serial #SNFSD10C56401; #1910 Huffy Ultra Terrain 18 Speed Girls, Serial #54159-0; #1911 Mongoose EFX Adult MTN Bike, Serial #SNHUA04L2562; #1912 Roadmaster MT Fury, Serial #SNFSD07H95431; #1913 Huffy Superia MT Bike Green, Serial #56669163715H6; #1914 Next Power Climber MTN Bike; #1916 Huffy Stylin Pink, Serial #BB05B44803; #1917 Roadmaster MT Fury MT Mike, Serial #GR50966014; #1918 Unknown Manufacture and Model, Serial #00TD470946; #1919 Unknown Manufacture and Model; #1920 Trek 7100 MT Bike; #1921 Apollo Bounty Youth MTN Bike, Serial #GW11E02803; #1922 Trek Antelope MT Bike, Serial #13DE1137; #1923 Murray Mountain Scene, Serial #XXL-2-9993-030. Swiftel Center: 2 Drawer file cabinet; 4 Drawer file cabinet; 5 Drawer file cabinet; Black leather office chair; Oak Podium; Galaxy Internet remote antenna; Compaq computer, keyboard and remote for TV display; 6 – Tripod easel display stands; 7 – Computer keyboards and Misc. cords; HP Compaq, Pentium 4 computer, keyboard and flat panel monitor; HP Compaq, Pentium 4 computer; Nobilis Xeon Server; Dell Poweredge T300 Server; Compaq EVO N600c

Laptop computer; 12 – White table skirts; 4' X 4' wall mounted canopy; 12' X 4' wall mounted canopy; and misc. SonicWall accessories.

- E. **Action on Abatement from Thomas and Lynn Carlson Revocable Trust for Lot 1, Blairhill Addition, in the amount of \$3,151.29.**
- F. **Action on Resolution No. 57-14, a Resolution authorizing the Mayor to sign a Joint Powers Agreement between the Department of Transportation and the City of Brookings for Project P0014(204)421 PCN 04TV; Sunrise Ridge Road Project, Brookings, SD.**

Resolution No. 57-14 - A Resolution authorizing the Mayor to sign a Joint Powers Agreement between the Department of Transportation and the City of Brookings for Project P 0014(204)421 PCN 04TV; Sunrise Ridge Road, Brookings, SD

Whereas, the Brookings City Council desires the construction improvement of Sunrise Ridge Road from 6th Street to 25th Avenue in Brookings, SD; and

Whereas, the City of Brookings is obligated and hereby agrees to provide maintenance as required by the Joint Powers Agreement between the Department of Transportation and the City of Brookings; and

Whereas, the City of Brookings is obligated and hereby agrees to the provisions outlined in the Joint Powers Agreement between the Department of Transportation and the City of Brookings.

Now, Therefore Be It Resolved, that the Mayor is hereby authorized to sign the State of South Dakota Joint Powers Agreement between the Department of Transportation and the City of Brookings for Project Number P 0014(204)421 PCN 04TV.

All present voted yes; motion carried.

Resolution No. 58-14. A motion was made by Corbett, seconded by Hansen, to approve Resolution No. 58-14, a Resolution awarding the contract for 2014-05SSI Division Avenue Drainage Improvement Project, Phase I. All present voted yes; motion carried.

Resolution No. 58-14 - Resolution Awarding Bids for
2014-05SSI Division Avenue Drainage Improvement Project, Phase I

Whereas, the City of Brookings opened bids for 2014-05SSI Division Avenue Drainage Improvement Project, Phase I, on Tuesday, August 5, 2014 at 1:30 pm at the Brookings City & County Government Center; and

Whereas, the City of Brookings has received the following bids for 2014-05SSI Division Avenue Drainage Improvement Project, Phase I: Bowes Construction, Inc.: \$253,024.95 and Rounds Construction Company, Inc.: \$272,670.24.

Now Therefore, Be It Resolved that the project be awarded to the low bid of Bowes Construction, Inc. for \$253,024.95, contingent on South Dakota Department of Environmental and Natural Resources approval.

Resolution No. 59-14. A motion was made by Hansen, seconded by Corbett, to approve Resolution No. 59-14, a Resolution authorizing Change Order No. 3 (CCO#3) for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013; Bowes Construction, Inc. All present voted yes; motion carried.

Resolution No. 59-14 - A Resolution authorizing Change Order No. 3 (CCO#3) for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013; Bowes Construction, Inc.

Be It Resolved by the City Council that the following Change Order be allowed for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013, Construction Change Order Number 3, Bowes Construction, Inc.:

Adjust the contract for excavation and backfill for the Instrument Landing System shelters, MALSR Lights and Localizer Antenna, 1080 Ft of 24" RCP storm sewer and one flared end, 4 storm sewer junction boxes, rip rap, PCC Non-aircraft pavement for jet blast protection at the ends of Runway 12/30, and sub base course for Taxiways B, B1, and B2 for a total increase of \$286,116.05 to the project.

Resolution No. 60-14. A motion was made by Niemeyer, seconded by Hansen, to approve Resolution No. 60-14, a Resolution authorizing Change Order No. 2 (CCO#2) for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013; Muth Electric, Inc. All present voted yes; motion carried.

Resolution No. 60-14 - A Resolution authorizing Change Order No. 2 (CCO#2) for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013; Muth Electric, Inc.

Be It Resolved by the City Council that the following change order be allowed for Brookings Runway Re-Alignment Project (Phase 2), AIP #3-46-0005-026-2013, Construction Change Order Number 2; Muth Electric, Inc.:

Adjust the contract for additional quantity for the bored 1-2" Duct to allow for boring under the MALSR Road, and for an additional 2-Panel Taxiway Sign (Destination Sign) on Taxiway A, the addition of Taxiway Location Signs, Unlighted Taxiway Ending Marker Signs and sign relocation, and extra work to move the DME Antenna Foundation due to unstable subsurface conditions for a total increase of \$15,372.00 to the project.

Adjust the contract completion date by 63 calendar days for FAA NAVAIDS for the Instrument Landing System and adjust the contract completion date by 14 calendar days for the electrical work for Phase A.

Ordinance No. 18-14. A public hearing was held on Ordinance No. 18-14, an Ordinance amending Division 1 of Article VI of Chapter 22 of the Code of Ordinances of the City of Brookings and pertaining to Licensing of Rental Dwelling Units in the City of Brookings, South Dakota. No public comment. A motion was made by Corbett, seconded by Hansen, to approve Ordinance No. 18-14. All present voted yes; motion carried.

Ordinance No. 19-14. A public hearing was held on Ordinance No. 19-14, an Ordinance amending Article II of Chapter 22 of the Code of Ordinances of the City of Brookings and pertaining to Building Code Variances in the City of Brookings, SD. No public comment. A motion was made by Corbett, seconded by Niemeyer, to approve Ordinance No. 19-14. All present voted yes; motion carried.

Temporary Liquor License. A public hearing was held on a temporary liquor license for the VFW 727th/DAV Charity Poker Run to be held at the National Guard Armory on August 30, 2014. A motion was made by Corbett, seconded by Niemeyer, to approve. All present voted yes; motion carried.

TABLED ITEM: Resolution No. 55-14. A motion was made by Hansen, seconded by Corbett, to remove from the table, Resolution No. 55-14, a Resolution of Intent of the City of Brookings to Lease to SGS North American Inc. the following described property in the Research & Technology Center, 803 32nd Avenue, Brookings, SD. All present voted yes; motion carried. A motion was made by Niemeyer, seconded by Thorpe, to approve Resolution No. 55-14. All present voted yes; motion carried.

Resolution No. 55-14 - Resolution of Intent to Lease Real Property to SGS North America Inc.

Be It Resolved by the governing body of the City of Brookings, South Dakota that the City of Brookings intends to enter into a lease agreement with SGS North America Inc., for a period of one year with an option to renew for two additional one year periods pertaining to the following described property: Research & Technology Center – 803 32nd Avenue.

The Lease will be an amount of \$10.00 per square foot for Year One (1), and increased by the percentage increase of the previous twelve month period of the Consumer Price Index – Midwest Region based on the agreed upon square footage of 2,120 square feet.

Be It Further Noted, that a Public Hearing on this Resolution was held on July 22, 2014 at 6:00 o'clock P.M. at the Brookings City & County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Adjourn. A motion was made by Hansen, seconded by Corbett, to adjourn. All present voted yes; motion carried. Meeting adjourned at 6:37 p.m.

CITY OF BROOKINGS

ATTEST:

Tim Reed, Mayor

Shari Thornes, City Clerk