

Brookings City Council
November 22, 2016

The Brookings City Council held a meeting on Tuesday, November 22, 2016 at 5:15 p.m., at City Hall with the following members present: Mayor Tim Reed, Council Members Keith Corbett, Mary Kidwiler, Dan Hansen, Ope Niemeyer, Nick Wendell, and Patty Bacon. City Manager Jeffrey Weldon, City Attorney Steve Britzman and City Clerk Shari Thornes were also present.

Executive Session. A motion was made by Council Member Hansen, seconded by Council Member Corbett, to enter into Executive Session at 5:17 p.m. for purposes of consulting with legal counsel regarding proposed or pending litigation or contractual matters and 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, with the City Council, City Manager, City Clerk, City Attorney, Kevin Catlin, Assistant to the City Manager, and Mike Struck, Community Development Director, present. The motion carried by a unanimous vote. A motion was made by Council Member Niemeyer, seconded by Council Member Bacon, to exit Executive Session at 5:34 p.m. The motion carried by a unanimous vote.

Consent Agenda. A motion was made by Council Member Hansen, seconded by Council Member Corbett, to approve the consent agenda. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-091. A motion was made by Council Member Niemeyer, seconded by Council Member Kidwiler, that Resolution 16-091, a Resolution awarding a Contract for Purchase for one new Articulated Dump Truck for the Landfill Department through the National Joint Powers Alliance, be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-091 - Resolution Awarding the Bid
for one new Articulated Dump Truck

Whereas, the City of Brookings will purchase a John Deere 260E Articulated Dump Truck from RDO Equipment Company through the National Joint Powers Alliance; and

Whereas, the City of Brookings will purchase from RDO Equipment Company, Sioux Falls, South Dakota one John Deere 260E Articulated Dump Truck in the amount of \$387,300.49; and

Whereas, this John Deere 260E Articulated Dump Truck will replace a 2003 Ford Gravel Truck with delivery and payment made after January 1, 2017; and

Whereas, the capital budget for the purchase of one Articulated Dump Truck is

\$400,000.00.

Now Therefore, Be It Resolved that the contract from RDO Equipment Company in the amount of \$387,300.49 be accepted.

FIRST READING: Ordinance 16-025. Introduction and First Reading was held on Ordinance 16-025, an Ordinance pertaining to an application for a Conditional Use Permit for a Major Home Occupation for an Individual Counseling Office, in the Residence R-1B Single Family District on Lot 13, Block 11, Camelot Square Addition (1514 12th St. So.). Public Hearing: December 13, 2016.

FIRST READING: Ordinance 16-026. Introduction and First Reading was held on Ordinance 16-026, an Ordinance rezoning Lot 1, Block 7, Wiese Addition from an Industrial I-1R Restricted to an Industrial I-1 Light District (located along 32nd Ave.). Public Hearing: December 13, 2016.

FIRST READING: Ordinance 16-027. Introduction and First Reading was held on Ordinance 16-027, an Ordinance rezoning Block 2, Christie Third Addition from an Agricultural A to an Residence R-1B Single Family District (located at the northwest corner of 26th Street South and Main Avenue South). Public Hearing: December 13, 2016.

FIRST READING: Ordinance 16-028. Introduction and First Reading was held on Ordinance 16-028, an Ordinance authorizing Supplemental Appropriation #3 to the 2016 Budget. Public Hearing: December 13, 2016.

TABLED ITEM: Wine License Renewal for The Dixie. A motion was made by Council Member Hansen, seconded by Council Member Corbett, to remove from the table action on annual 2017 Wine Alcohol License Renewal for The Dixie, 1300 Main Ave. So. rom the table. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell. A motion was made by Council Member Hansen, seconded by Council Member Corbett, that the annual 2017 Wine Alcohol License Renewal for The Dixie, 1300 Main Ave. So., be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Ordinance 16-024. A motion was made by Council Member Wendell, seconded by Council Member Kidwiler, that Ordinance 16-024, an Ordinance establishing the University Community Coalition (UCC) of the City of Brookings, SD, be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

On-Off Sale Malt License. A public hearing was held on an On-Off Sale Malt Beverage Alcohol License for Cinema 8, Richard Peterson, owner, 219 6th Street, Brookings, South Dakota, legal description: N 138' of Lot 22 of Sublots 14 and 15, and N 138' of W 13' of Lot 25, all in Block 3, Henry's Addition. A motion was made by

Council Member Wendell, seconded by Council Member Kidwiler, that the On-Off Sale Malt License be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-087. A public hearing was held on Resolution 16-087, a Resolution authorizing the City Manager to sign an On-Off Sale Wine Operating Agreement for Cinema 8, Richard Peterson, owner, 219 6th Street, Brookings, SD, legal description: N 138' of Lot 22 of Sublots 14 and 15 and the N 138' of the W 13' of Lot 25, all in Block 3, Henry's Addition. A motion was made by Council Member Hansen, seconded by Council Member Corbett, that the On-Off Sale Wine Operating Agreement be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-087 - Cinema 8 – Wine Operating Agreement

Be It Resolved by the City of Brookings, South Dakota, that the City Council hereby approves a Lease Agreement for the Operating Liquor Management Agreement for Wine between the City of Brookings and Richard Peterson, owner, Cinema 8, for the purpose of a liquor manager to operate the On-Sale Establishment or business for and on behalf of the City of Brookings at 219 6th Street.

Be It Further Resolved that the City Manager be authorized to execute the Agreement on behalf of the City, which shall be for a period of five (5) years, with a renewal for another five (5) years.

Resolution 16-095. A public hearing was held on Resolution 16-095, a Resolution authorizing the City Manager to sign an On-Off Sale Wine Operating Agreement for Wooden Legs Brewing Co., LLC, Seth Koch, Brent Mathiason, and Steven Kreeger, owners, 304 5th St., Suite 100, Brookings, SD, legal description: Lots 15-16, Block 14, Second Addition. A motion was made by Council Member Bacon, seconded by Council Member Wendell, that the On-Off Sale Wine Operating Agreement be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-095 Wooden Legs Brewing Co., LLC – Wine Operating Agreement

Be It Resolved by the City of Brookings, South Dakota, that the City Council hereby approves a Lease Agreement for the Operating Liquor Management Agreement for Wine between the City of Brookings and Seth Koch, Brent Mathiason, and Steven Kreeger, owners, Wooden Legs Brewing Co., LLC, for the purpose of a liquor manager to operate the On-Sale Establishment or business for and on behalf of the City of Brookings at 304 5th Street, Suite 100.

Be It Further Resolved that the City Manager be authorized to execute the Agreement on behalf of the City, which shall be for a period of five (5) years, with a renewal for another five (5) years.

Resolution 16-097. A public hearing was held on Resolution 16-097, a Resolution of Intent to Lease Real Property at the Brookings Regional Airport to Brian Fett. A motion was made by Council Member Corbett, seconded by Council Member Kidwiler, that the lease be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-097 - Resolution of Intent to Lease Hay Land
at the Brookings Regional Airport to Brian Fett

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 with Brian Fett for the period of 2017-2018, pertaining to the following described property: the designated hay land, three hundred fifteen acres more or less, in Sections 26, 27, and 28, T110N-R50W in the City of Brookings, Brookings County, South Dakota.

The Lease will be an amount of \$78.10 per acre for hay land, payable on July 1 and November 1 of each year.

Be It Further Noted, that a Public Hearing on this Resolution was held on November 22nd, 2016 at 6:00 o'clock P.M. in the Chambers of the City & County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 16-098. A public hearing was held on Resolution 16-098, a Resolution of Intent to Lease Real Property in Section 21-T110N-R50W to David Rochel. A motion was made by Council Member Hansen, seconded by Council Member Corbett, that the lease be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-098 - Resolution of Intent to Lease Real Property
in Section 21-T110N-R50W to David Rochel

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 David Rochel for a period of two (2) years, commencing January 1, 2017 and ending December 31, 2018, and pertaining to the following described property: the designated hay land, sixty (60) acres more or less, in Section 21, T110N-R50W in the City of Brookings, Brookings County, South Dakota.

The Lease will be an amount of One Hundred Eight Dollars and Fifty Cents (\$108.50) for hay land, payable the first half payment will be due July 1st with the second half due November 1st of each year.

Be It Further Noted, that a Public Hearing on this Resolution was held on November 22, 2016, at 6:00 o'clock P.M. in the Chambers of the City & County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 16-100. A public hearing was held on Resolution 16-100, a Resolution of Intent to Lease Real Property in Section 11-T109N-R50W to Brian Fett. A motion was made by Council Member Bacon, seconded by Council Member Wendell, that the lease be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-100 - Resolution of Intent to Lease Hay Land
in Section 11-T109N-R50W to Brian Fett

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 Brian Fett for the period of 2017-2018, pertaining to the following described property: the designated hay land, eighteen (18) acres more or less, in Section 11-T109N-R50W in the City of Brookings, Brookings County, South Dakota.

The Lease will be an amount of \$66.00 per acre for hay land, payable on July 1 and November 1 of each year.

Be It Further Noted, that a Public Hearing on this Resolution was held on November 22, 2016 at 6:00 o'clock P.M. in the Chambers of the City & County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 16-101. A public hearing was held on Resolution 16-101, a Resolution of Intent to Lease Real Property in the Wiese and Freeland Additions to David Rochel. A motion was made by Council Member Wendell, seconded by Council Member Hansen, that the lease be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-101 - Resolution of Intent to Lease Crop Land
in the Wiese and Freeland Additions to David Rochel

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 David Rochel for a period of one (1) year commencing January 1, 2017 and ending December 31, 2017, with a possible option to renew for one additional year, and pertaining to the following described property: the designated crop land, twenty-two (22) acres in Freeland Addition and thirty (30) acres in Wiese Addition, in the City of Brookings, Brookings County, South Dakota.

The Lease will be an amount of Two Hundred Six Dollars and Fifty Cents (\$206.50) for hay land, payable the first half payment will be due July 1st with the second half due November 1st of each year.

Be It Further Noted, that a Public Hearing on this Resolution was held on November 22, 2016, at 6:00 o'clock P.M. in the Chambers of the City & County Government Center and that all persons were given an opportunity to be heard on the intent to lease real property.

Resolution 16-099. A motion was made by Council Member Hansen, seconded by Council Member Bacon, that Resolution 16-099, a Resolution for the City of Brookings 2017 Dental Insurance Premium Adjustment, be approved. The motion carried by the following vote: Yes: 7 - Corbett, Niemeyer, Hansen, Reed, Kidwiler, Bacon, and Wendell.

Resolution 16-099 - Establishing Dental Insurance Monthly Contribution Rates
for the City of Brookings Dental Insurance Plan

Be It Resolved that the 2017 employee and employer contributions for the Dental Insurance Plan be established as follows:

City General & Public Safety Employees

	Employer's Share (75% of Single Rate)	Employee's 2017 Share	TOTAL
Employee Only	\$32.48	\$10.82	\$43.30
Employee/Spouse	\$32.48	\$50.68	\$83.16
Employee/Child(ren)	\$32.48	\$53.00	\$85.48
Family	\$32.48	\$83.36	\$115.84

2016 Strategic Plan and Departmental Goals. City Manager Jeff Weldon reviewed the 2016 Strategic Plan year-end report and provided an overview of departmental year-end goals.

2017 Major Construction & Program Projects. City Manager Jeff Weldon reviewed significant construction and program project activities slated for 2017.

Construction Projects

Airport crosswind runway reconstruction	\$1,091,810
South Main Avenue Fire Station	\$1,366,000
Highway 14 gateway Project	\$ 600,000
Athletic Complex parking lot reconstruction	\$ 200,000
Playground ADA compliant surfacing transition plan	\$ 150,000
Sidewalk ADA compliant transition plan	\$ 70,000
Pioneer Park playground equipment	\$ 70,000
15 th Avenue & 7 th Street Improvement Project	\$2,000,000

20 th Street South Improvement Project	\$1,000,000
Annual street maintenance chip seal project	\$ 305,000
Street improvements/overlays/traffic signals @ several locations	\$1,000,000
Alley improvement/assessments	\$ 100,000
Community Cultural Center renovation (Carnegie Library)	\$ 490,000
Armory bldg./property re-development/rehabilitation	\$ TBD
Highway 14 East (6 th St) re-construction (coordinate with SDDOT)	\$ state

Programmatic Projects

Comprehensive Master Plan re-write
 Bicycle Master Plan completion, and initial program implementation
 Park District Master Plan
 Recreation Center Development Plan
 Affordable Housing Task Force committee recommendations
 20th Street South Overpass/Interchange program planning
 Sustainability Council work plan projects
 Public Arts Commission work plan projects
 Implementation of parking permit program
 Swiftel Center strategic planning process
 University-Community Coalition activities
 Brookings Marketplace development activities
 Retail development; Brookings Marketplace/Wilbert Square/Prairie Hills
 Re-write Joint Jurisdictional Zoning Code with Brookings County

Small Ms4 Storm Water Management Program Goals from 2015. City Engineer Jackie Lanning provided a presentation on the Small MS4 Storm Water Management Program Goals from 2015 highlighting achievements and providing a preview of 2017 Program Goals related to water quality. A Storm Water Management Program was developed via the federal Clean Water Act, through the development of National Storm Water Regulations. This program is intended to improve surface water quality by reducing the quantity of pollutants that storm water picks up and carries into storm sewer systems during storm events. Common pollutants include oil and grease from roadways and parking lots, pesticides from lawns, sediment from construction sites, and discarded trash. These pollutants can impair the waterways, thereby discouraging recreational use of the resource, contaminating drinking water supplies, and interfering with habitat for fish, other aquatic organisms, and wildlife.

Adjourn. A motion was made by Council Member Hansen, seconded by Council Member Wendell, to adjourn the meeting at 7:18 p.m. The motion carried by a unanimous vote.

CITY OF BROOKINGS

Tim Reed, Mayor

ATTEST:

Shari Thornes, City Clerk