

City Hall

Brookings City & County Government Center

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234751  
**brookings**  
SOUTH DAKOTA

**Tim Reed**  
**Office of the Mayor**

September 3, 2013

Ms. Cynthia Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E Street, S.W.  
Washington, DC 20423-0111

RE: STB Finance Docket No. 35081-2

Dear Ms. Brown:

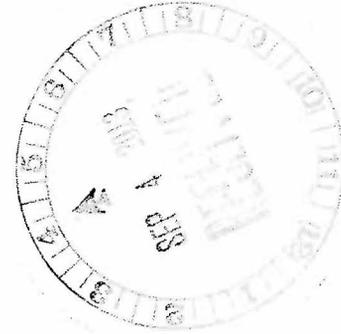
Enclosed please find Resolution No. 93-13 – Resolution to the Surface Transportation Board on the Petition of the State of South Dakota Finance Docket No. 35081. The Resolution was passed unanimously at a special Council Meeting today.

Sincerely,

CITY OF BROOKINGS



Tim Reed  
Mayor



ENTERED  
Office of Proceedings

SEP 3 - 2013

Part of  
Public Record

## **Resolution No. 93-13**

### **Resolution to the Surface Transportation Board on the Petition of the State of South Dakota Finance Docket No. 35081.**

Whereas, Brookings County is located on the eastern edge of the State of South Dakota and serves as both an economic and agricultural trade center for a 45-mile radius around the City of Brookings; and

Whereas, the City of Brookings, the fourth largest community in South Dakota, is a regional employment and trade center, and home to several industries that rely heavily upon rail service including: distribution centers, soybean processing facilities, grain elevators, ethanol plants, and multiple manufacturing industries; and

Whereas, the Brookings Area is implementing an economic development strategy resulting in the development of industry clusters reliant upon rail service, one of which is a \$56 million dollar facility which will begin construction in 2013 to produce high value oils from agricultural crops and will be constructing a rail spur to access the rail line; and

Whereas, the Canadian Pacific Railroad owns and operates the only rail line that serves Brookings County and the surrounding region; and

Whereas, the maintenance and improvement of the rail line, and its connections to larger rail carriers serving the nation, is vital to the economic future of the Brookings region; and

Whereas, the Honorable Dennis Daugaard, Governor of the State of South Dakota, has petitioned the Surface Transportation Board to require the CP to demonstrate compliance with the commitments which it made for capital improvements and safety compliance on that railroad trackage in South Dakota at the time of the purchase thereof from the Dakota Minnesota and Eastern (DME) Railroad; and

Whereas, when the CP acquired the DME railroad in South Dakota, it made commitments to expend capital sums to improve the railroad lines;

Now, Therefore, the Brookings City Council does hereby adopt, in its entirety, the Petition of the State of South Dakota to the Surface Transportation Board and the City of Brookings

endorses the Petition with the unqualified support for the request for relief set forth therein; and further

The City of Brookings does direct that a certified copy of this Resolution be submitted to the Surface Transportation Board of the United States in such proceeding now known as Canadian Pacific Railway Company, et al. – Control – Dakota, Minnesota & Eastern Railroad Corp, et al, Finance Docket No. 35081.

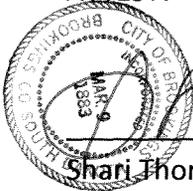
Passed and approved this 3<sup>rd</sup> day of September, 2013.

CITY OF BROOKINGS



Tim Reed, Mayor

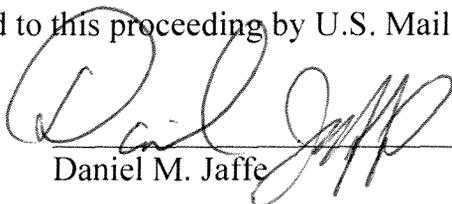
ATTEST:



Shari Thornes, City Clerk

**CERTIFICATE OF SERVICE**

I hereby certify that on this fourth day of September, 2013, I served copies of the forgoing on all parties of record to this proceeding by U.S. Mail, postage prepaid.

  
Daniel M. Jaffe