

RESOLUTION #2022-11
RESOLUTION OF NECESSITY

BE IT RESOLVED, by the City Council of the City of Salem, South Dakota, that the convenience and necessity has arisen to improve areas of town without curb & gutter in order to preserve the asphalt being fixed or added in the following locations and in plans and specifications by the City's Engineer.

- Location 1: Jefferson Avenue between Hill & Peck
- Location 2: Dakota Street between Jefferson & Washington
- Location 3: Main Street between Richard & Jefferson
- Location 4: Norton Ave between Hill & Pierce and Hill North of valley gutter and south of Norton Ave
- Location 5: Minnesota between Drake & Lightner; and Lightner between Minnesota & Dakota.
- Location 6: Dakota Street 128' North of Center; and Center 161' East of Dakota.

BE IT FURTHER RESOLVED that the material to be used in the project shall be according to plans and specifications prepared by engineers for the City of Salem, and on file in the office of the Municipal Finance Officer and open to public inspection and incorporated hereby.

BE IT FURTHER RESOLVED that the cost of said project shall be assessed against the lots abutting the project who currently do not have curb & gutter and/or asphalt according to the provisions of SDCL 9-43-79 as to each of such lots or tracts stated below. The total cost to the property owners shall include the Asphalt Street Surfacing 100% (first time paving); Concrete Curb & Gutter 100% (if no existing). After determining the amount of the total cost of said project, the same shall be assessed according to the provisions of SDCL 9-43-79, on a per-foot basis and/or as constructed quantity. The **estimated cost** of construction is as follows:

Asphalt Street Surfacing (41') Residential (100%) -	\$20.05	SQ. YD
Curb & Gutter 30" Curb - 100% -	\$19.00	L. FT of Frontage

All lots, whether intermediate or corner lots will be assessed by the number of linear feet and/or as constructed quantity abutting upon the improvement. Costs for intersections will be paid by the City of Salem.

BE IT FURTHER RESOLVED that the following is a description of the classes of lots and the legal descriptions of the affected property fronting or abutting upon the affected streets which lots and property are to be assessed and levied by way of special assessment to pay for said improvement:

ASSMT #	PROPERTY OWNER (LAST, FIRST)		LEGAL	Curb/Gutter Length (ft)	Asphalt (ft)		Total Assessment
	Length	Width					
2022-01	Rayman	Bethany	Lots 3 & Blk C Misc NW13	143.5	143.5	4	4,005.24
2022-02	Reif	Judy	N2 of Lots 1 & 2; Blk C Misc 13	143.5	143.5	4	4,005.24
2022-03	Gilskey,	Michael	E90' of S2 of Blk 45 Pett 2nd Addt	116	116	4	3,237.69
2022-04	Olinger	Rhonda	S109' of Lots 9 & 10; Blk 55; Pett 2nd Addt	0	80	4	712.89
2022-05	Kampshoff	Lisa	Lots 8, 9, 10 & 11 Blk 73 Pett 2nd Addt	0	90	4	802.00
2022-06	Livingston,	Eugene & Martha	Lots 4, 5, 6 & 7; Blk 73; Pett 2nd Addt	0	90	4	802.00
2022-07	Nelson	Ilana	Lots 23-26; Blk 74 & Lots 27-30; Blk 74 Pett 2nd Addt	72	72	8	2,651.20
2022-08	Krutsinger	Michael	Lots 5 & 6 & S6' of Lot 7; Blk 9; Park Addt	72	72	8	2,651.20
2022-09	Smart	Alex	N60' of Lot 7 and All of Lot 8; Blk 9 Park Addt	269	269	7.5	9,605.54
2022-10	Gilskey	Michael	Lot 6; Blk 4 Park Addt	143.5	143.5	7	4,964.30
2022-11	Strong Towers LLC		S34' of Lot 4 & All of Lot 5; Blk 4 Park Addt	143.5	143.5	7	4,964.30
2022-12	Kennedy	Jay & Vivian	Lots 1, 2, 3 & 4; Blk 9 Park Addt.	0	143.5	7	2,237.80
2022-13	Salem Housing & Redevelopment Commission		All of Lots 5, 6, 7 & 8; Blk 8 Park Addt & All of Vacated Peck Street Lying Adj	0	209.5	7	3,267.04
2022-14	Robbins	Lance & Teresa	Lots 4 & 5; Blk 5 Park Addt	0	143.5	7	2,237.80
2022-15	Boyd,	Donna & Dow	Lots 1 & 8; Blk 8 Park Addt	143.5	143.5	7	4,964.30
2022-16	Gessner	Brian	Lots 1 & 2; Blk 11; Drakes Addt	0	155	8.5	2,935.10
2022-17	Dorale	Naomi	E89' of Lots 13 & 14; Blk 11 Drakes Addt	89	89	8.5	3,376.31
2022-18	Lofswold	Wayne	Lots 6 & 7 EX N33' of Lot 7; Blk 6 Drakes Addt	252	252	8.2	9,391.48
2022-19	Beiswanger	Colton & Whitney	S15' of Lot 4 & All Lot 5; Blk 5 Drakes Addt	0	79	10	1,759.94
2022-20	Gessner	Martin & Laura	S2 of Lot 3 & N51' of Lot 4; Blk 5 Drakes Addt	0	83.5	10	1,860.19
2022-21	Deters	Paul	N33' of Lot 7 All of Lot 8; Blk 6 Drakes Addt	29	97.5	6	1,854.25

2022-22	Smart	Alex	S2 of Lot 2 & N2 of Lot 3; Blk 5 Drakes Addt	65	65	10	2,683.06
2022-23	Pfann	Terry	Lot 1 & N2 of Lot 2; Blk 5 Drakes Addt	97.5	97.5	10	4,024.58
2022-24	Wright Trust Agreement		Lots 9 & 10; Blk 6 Drakes Addt.	0	130	6	1,737.67
2022-25	Olinger	Leroy E & Deanna M	N13'.08' Lot 7; Blk 11 Drakes Addt	0	13	11.5	333.05
2022-26	Palmer	David & Pamela	S112' Lot 7; Blk 11 Drakes Addt	0	276	11.5	7,070.97

BE IT FURTHER RESOLVED that the assessments above described shall be determined immediately upon filing of the Assessment Roll in the office of the Municipal Finance Officer of the City of Salem and divided into ten equal annual installments, which shall be payable under Plan One, with collection by the McCook County Treasurer, as set forth in SDCL 9-43-102, *et seq*, as amended, and that all deferred installments shall bear interest at such rate determined by the City Council, according to law.

BE IT FURTHER RESOLVED that the Finance Officer is directed to take such action as is necessary to carry out the intent of the resolution.

Dated this 6th day of June 2022.

(Seal)

Shawn English
Mayor

ATTEST:

Lori Heumiller
Finance Officer

Adopted: June 6, 2022
Published: June 16, 2022
Effective: July 6, 2022