

RESOLUTION #2023-09
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; along with curb & gutter the installation of concrete driveway approaches limits sediment and aggregates from reaching the curb and gutter that results from vehicle traffic in and out of driveways. Sediment in the curb and roadway does not allow for curb to function as intended and blocks runoff from being conveyed which creates standing water. Concrete driveway approaches extend the life of the street pavement by limiting this standing water which accelerates the deterioration of concrete and asphalt road surfaces. Carriage walks provide safe access to cement walkways to buildings.

- 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 & Center; and Lightner between Minnesota & Dakota.
- Location 6: Dakota Street 128' North of Center; and Center 161' East of Dakota.
- Location 7: Jefferson Ave between Main Street and Nebraska Street.
- Main Street: North + South of Jefferson; Peck Street North of Norton Ave; Center between Hill and Pierce & Pierce; Pierce between Center & Sabers

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; asphalt; cement driveway approach; or carriage walk 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); and Cement Driveway Approach 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 **cost** of construction is as follows:

Asphalt Street Surfacing (41') Residential (100%) -	\$22.32 SQ. YD.
Curb & Gutter 30" Curb - 100% -	\$24.00 L. FT (Frontage)
Cement Driveway Approach - 100% (new) -	\$65.00 SQ. YD.

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:

PARCEL #	ASSMT #	PROPERTY OWNER (LAST, FIRST)		LEGAL	Curb/gutter Length (ft)	Driveway			Total Assessment
						Asphalt (ft)		Approach SQ YRDS	
		Length	Width						
17.16.0901	2022-35	Kennedy	Jay & Vivian	Lots 1, 2, 3 & 4; Blk 9 Park Addt.				7	455.00
17.16.0406	2022-36	Gilkskey	Michael	Lot 6; Blk 4 Park Addt				13	845.00
17.12.7317	2022-37	Lamont	Jeff & Connie Sue	Lots 17, 18, 19 & 20; Blk 74 Pett 2nd Addt	157			13	4,613.00
17.12.7321	2022-38	Weber	Mark E	E58' of Lots 21, 22 & 23; Blk 73 Pett 2nd Addt		3	4		327.36
17.12.7322	2022-39	Rechtenbaugh	Myra	Lots 21, 22 & 23; Blk 73 Pett 2nd Addt Ex E58' thereof & H1 in Lot 21 Blk 73		82	4		813.44
17.12.5719	2022-40	South Eastern Development FND		Lots 19, 20, 21 & 22; blk 57 Pett 2nd Addt; Ext Lot H1 in Lot 22		141	8		2,797.44
17.12.5701	2022-41	Heumiller	Paul J & Wanda M	Lots 1, 2 & 3; Blk 57 Pett 2nd Addt	158	158	8	13	7,771.72
17.60.0201	2022.42	Streff	Rodney & Teresa	Lot 1 & 2; Blk 2 Sabers Addt in OLG		140	18		6,249.60
17.60.0206	2022-43	Streff Family LLC		Lot 6; Blk 2 Sabers Addt		140	18		6,249.60
17.60.0107	2022.44	Erickson	Amy Lynn	Lot 7A Blk 1 Sabers Addt		70	18		3,124.80
17.60.01071	2022-45	Rotert	Ruth E	Lot 7B Blk 1 Sabers Addt		70	18		3,124.80
17.60.0108	2022-46	Kinzley	Sharon	Lot 8A; Blk 1 Saber's Addt		70	18		3,124.80
17.60.01081	2022-47	Scheier	Joni	Lot 8B; Blk 1 Saber's Addt		70	18		3,124.80
17.60.01081	2022-47	Scheier	Joni	Lot 8B; Blk 1 Saber's Addt		100	18		4,464.00
17.60.0109	2022-48	Snyders	Todd & Carla R	Lot 9; Blk 1 Saber's Addt		88	18	15	4,903.32
17.60.0110	2022-49	Pechholt	Mathieu R & Masey A	Lots 10 & 11; Blk 1 Saber's Addt		176	18		7,856.64
17.60.0112	2022-50	Olinger	Nathan & Becky	Lot 12, Blk 1, Saber's Addt		88	18		3,928.32
17.60.0113	2022-51	Moe	Ronaold D	Lot 13; Blk 1 Saber's Addt		88	18		3,928.32
17.60.0101	2022-52	GALT 5 LLC		Lot 1, 2 & 14; Blk 1 Saber's Addt		50	18		2,232.00
17.30.0901	2022-53	Stiefvater	Bradley Jr.	N120' of W110'; Blk 9 Pett So Salem		100	18	15	5,885.40
17.30.0900	2022-54	Salem Economic Development Corp		Blk 9; Pett Addt to So Salem, 1/2 Vac Hollister Ave & Vacated Peck Street; EX N120' of W110'	187	187	18		12,835.68
17.28.01100	2022-55	Salem Economic Development Corp		Colonial Manor Tract #1	288	288	18		19,768.32
17.12.7312	2022-56	Grace	Travis & Rebecca	Lots 12, 13, 14, 16 & 17; Blk 73 Pett 2nd Addt	113	113	2	18	4,442.48
17.12.7317	2022-57	Lamont	Jeff & Connie Sue	Lots 17, 18, 19 & 20; Blk 74 Pett 2nd Addt	90	90	2		2,606.40
17.12.7411	2022-58	Gerlach, Coffee	Roger Hal	Lots 11-15; blk 74 Pett 2nd Addt	82	82	2	24	3,934.72
17.12.5701	2022-59	Heumiller	Paul J & Wanda M	Lots 1, 2 & 3; Blk 57 Pett 2nd Addt	113	113	2		3,272.48
17.12.5704	2022-60	Tushcen	Larry & Sharon	Lots 4, 5 & 6; blkd 57 Pett 2nd addt	90	90	2	16	3,646.40
17.12.5610	2022-61	Hansen	Rob D & Mary L	S8' of W80' of Lot 10 & W80' of Lots 11, 12, 13, 14 & 15: Blk 56 Pett 2nd Addt	121	121	2		3,504.16
17.18.1113	2022-62	Dorale	Naomi	E89' of Lots 13 & 14 Blk 11 Drakes Addt	132	132	4	10	5,127.44
17.18.1112	2022-63	Paradeis	Kimberly	E90' of Lot 12 Blk 11 Drakes Addt	66	66	4	15	3,213.72
17.18.1207	2022-64	Hoffman	Doris	Lot 7 Blk 12 Drakes Addt	58	58	4		1,967.36
17.16.0405	2022-65	Kirschman	Justin & Angile	S34' of Lot 4 & All of Lot 5 Blk 4 Park Addt	95	95	2	16	3,791.20

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. In all cases where interest on such assessment or the installments thereof is to be charged and collected in accordance with the law the rate to be charged is hereby fixed at two and one-half (2 ½) percent per annum.

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 2023.

(Seal)

Glenda Blindert
Mayor

ATTEST:

Lori Heumiller
Finance Officer

Adopted: June 6, 2023
Published: June 15, 2023
Effective: July 5, 2023