

**RESOLUTION #2024-06**  
**PROPOSED 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.

- Location 1: 720 N Main Street – Main Street between Richard and Jefferson.
- Location 2: Peck Street between Essex and Vermont plus 240 N Peck Street - Peck between Vermont and Norton.
- Location 3: 301 E Vermont Street: Minnesota between Vermont & Norton.

**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); Cement Driveway Approach 100% (if no existing) and Carriage Walk 100% of extension to new curb & gutter. 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%) -	\$22.67 SQ. YD.
Curb & Gutter 30" Curb - 100% -	\$30.00 L. FT (Frontage)
Cement Driveway Approach - 100% (new) -	\$80.00 SQ. YD.

**BE IT FURTHER RESOLVED** that the following is 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		LEGAL	Front	Curb/Gutter	Asphalt (ft)		Driveway	Total
	(LAST, FIRST)			Footage	Length (ft)	Length	Width	Approach	
2024-01	Gerlach	Roger R	Lots 16, 17, 18 & 19 Blk 74 Pett 2nd Addt	90	86	70	2	22	4,692.64
	Coffey	Hal							
2024-02	Pesky	Jordan	LOT 1 & N2 OF LOT 2 BLK 3 PARK ADDT.	99	-	47	19	-	2,249.37
2024-03	Sandine	Owen	S2 OF LOT 2 & N2 OF LOT 3 BLK 3 PARK ADDT.	67	-	67	2	-	337.53
2024-04	Spohn	Renaë	E93.5' OF S2 OF LOT 3 & E93.5' OF N47' OF LOT 4 BLK 3 PARK ADDT.	80	-	80	2	-	403.02
2024-05	Pederson	Derek	N2 OF LOT 8 & ALL OF LOTS 9 & 10; BLK 2 PARK ADDT.	165	165	165	10	49	13,026.17
2024-06	Gessner	Anpo	N22' OF LOT 7 & S2 OF LOT 8 BLK 2 PARK ADDT	55	-	55	2	12	1,237.08
2024-07	Van Middendorp	Debra	W85.5' OF LOT 6 & W85.5' OF S44' OF LOT 7 BLK 2 PARK ADDT.	110	103	103	8	-	5,165.56
2024-08	Mead	Rhonda	W77.5' OF LOT 9 EX 56' & W77.5' OF LOT 10; BLK 5 PARK ADDT.	126	108	50	2	25	5,491.89
2024-09	Osborne	Aleander & Ash	FIRST ADDT.	144	135	124	6	14	7,044.05

**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.

**BE IT FURTHER RESOLVED** that notice is hereby given that the above resolution will be considered for adoption at a meeting of the City Council of the City of Salem, South Dakota, to be held in the McCook Central School located at 200 E Essex Ave in the City of Salem, South Dakota, on the **9<sup>th</sup> day of July 2024**, at the hour of **5:00 P.M.**, at which time the City council will take up and consider the objections, if any, to said resolution by owners of property liable to be assessed for the improvement and may adopt said resolution with or without amendments as it may deem proper. Details, plans, and specifications regarding the above project may be reviewed during regular office hours at the finance office.

Dated this 5<sup>th</sup> day of June 2024.

(Seal)

Glenda Blindert  
Mayor

ATTEST:

Lori Heumiller  
Finance Officer

Adopted: June 5, 2024  
Published: June 13, 2024  
Effective: July 3, 2024