

RESOLUTION NO. 11-510

A RESOLUTION TO CONSTRUCT CURB AND GUTTER

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKSTON, SOUTH DAKOTA:

SECTION 1. It is necessary to INSTALL CURB AND GUTTER in accordance with specifications therefore prepared by McLaury Engineering at the City Finance Office of the City Hall, 207 W. Main Street, Parkston, South Dakota, 57366, in front of and abutting upon the following described property:

Second Street between Walnut & Sycamore Street less the south 180 ft. on the west side; Second Street between Sycamore & Teek Street; Second Street between Teek & Apple Street east side only; Walnut Street from Second Street west approx. 340 ft.; Sycamore Street between First & Second Street; Teek Street between First & Second Street; and Apple Street from Second Street east approx. 100 ft. on north side.

SECTION 2. The cost and expense of the above-listed improvement shall be levied by special assessment upon the above-described property in accordance with Chapter 9-43 of the South Dakota Compiled Laws.

a). For concrete curb and gutter, to be assessed to the property fronting and abutting on the improvement, such cost of each portion of the project on which the construction is substantially uniform shall be divided by the number of feet fronting or abutting on said portion of the project, and the quotient shall be the rate of assessment per front foot throughout said portion of the project on which such uniformity exists.

b). The street and alley intersections to be assessed to all lots, tracts or parcels of land according to the area of each to include  $\frac{1}{2}$  of the property between the street improvement and the next street, whether or not such property abut on such street or not, but in no case shall any property situated more than 300 feet from such improvement be assessed.

SECTION 3. Said assessment may be paid in Ten (10) equal annual installments. Any such assessment of any installment thereof unless paid within Thirty (30) days after the filing of the assessment roll in the Office of the City Finance Officer shall be collected with interest in accordance with the procedure provided by 1967 SDCL 9-43-31 through 9-43-41, 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 seven and one-half ( $7\frac{1}{2}$ ) percent per annum.

SECTION 4. The estimated cost of the above-named improvements are as follows:

Assmt #	First Name	Last Name	Legal Description	Cost Estimate
576	Deborah A.	Doyle	N 47' of Lots 7 & 8, Blk 18, Original City	\$710
577	Rodney W. & Cynthia A.	Juhnke	S 95' of Lot 7 & W 38' of S 95' of Lot 8, Blk 18, Original City	\$1,380
578	Parkston	Properties LLC	E 12' of S 95' of Lot 8 & ALL of Lot 9, Blk 18, Original City	\$1,020
579	Kenneth J. & Cynthia	Henke	N 1/2 of "A" of OL 23	\$3,790
580	Verlin	Giblin	N 1/2 of B of OL 23	\$1,790
581	Steven H.	Mogck	OL 23 BA & S 1/2 of Lot B of OL 23	\$5,450
582	Gary A. & Cindy N.	Schoenfelder	E. 54' of S 158' of Lot A of OL 23' & E 54' of Lot AA of OL 23	\$2,220
583	Jill A.	Bax	W 1/2 of OL 23 AA & W 1/2 of S 1/2 of A of OL 23	\$2,220
584	Zack	Behrend	W. 50' of OL 72	\$1,760
585	James	Hoffert	E. 92' of OL 72	\$1,250
586	Dan	Wegehaupt	Lot A-1 of Irreg. Tract #1	\$1,440
587	Dan	Wegehaupt	N. 79' of Lot 1, Blk 1, Stamps Add.	\$480
588	Jimmy L. & Rosemary F.	Bialas	Lots 2 & 3, Blk 1, Stamps Add.	\$4,450
589	Jerold & Carrol	Juhnke	N 77' of Lot 5 & N 77' of Lot 4, Blk 1, Stamps Add.	\$3,870
590	Kristi	Boehmer	S 65' of Lot 4 & S 65' of Lot 5, Blk 1, Stamps Add.	\$2,690
591	MBA	Realty LLC	Lots 6 & 7, Blk 1, Stamps Add.	\$5,460
592	Thomas W.	Zirpel	Lot 8 & W 1/2 of Lot 9, Blk 1, Stamps Add.	\$3,480
593	Christopher M. & Barbara A.	Brale	S 82' of E 1/2 Lot 9 & S 82' Lot 10, Blk 1, Stamps Add.	\$1,620
594	Christopher M. & Barbara A.	Brale	S 82' Irreg. Tract 2 in NW 1/4 Se 1/4 18.99.60, Weidenbach Add.	\$2,300
595	Christopher M. & Barbara A.	Brale	N 70' of Lot 1, Blk 8, Stamps Add.	\$1,040
596	Richard L. & Nina D.	Stirling	Lot 2, Blk 8, Stamps Add.	\$1,960
597	Norbert & Donna	Nolz	Lot 3, Blk 8, Stamps Add.	\$2,720
598	Marilyn Mendro	Beth Perkins	Lots 4 & 5, Blk 8, Stamps Add.	\$5,430
599	Salem United Church	of Christ (Church)	W 20' of Lot 5 & ALL of Lots 6, 7, 8, 9, & 10, Blk 2, Stamps Add.	\$1,320
600	Alvin J. Polreis	(Trust) Alvin Trustee	S 1/2 of Lots 11 & 12, Blk 2, Stamps Add.	\$1,860
601	Robert F. & Anita W.	Wegehaupt	N 1/2 of Lots 11 & 12, Blk 2, Stamps Add.	\$2,900

602	Irene	Schultz	S 1/2 of Lot 1 & S 1/2 of E 35' of Lot 2, Blk 2, Stamps Add.	\$2,170
603	Darrell W.	Hohn	N 1/2 of Lot 1 & N 1/2 of E 35' of Lot 2, Blk 2, Stamps Add.	\$2,170
604	Brad & Carrie	Oakley	W 15' of Lot 2 & ALL of Lot 3, Blk 2, Stamps Add.	\$780
605	Darren & Sherry	Feistner	S 76' of N 176' of D of OL 23	\$3,400
606	James D.	Triebwasser	N 100' of D of OL 23	\$4,920
607	Berdene V.	Nuebel	W 100' of E 300' of OL 24, Less S 150' of W 100' of E 300' of OL 24	\$1,410
608	Joanne Weiss &	James Weiss	N 166.5' of E 92' of W 167' of OL 24 (AKA N 166.5' of D of OL24)	\$2,540
609	Larry & Phyllis	Boddicker	Lots 7 & 8, Blk 19 & E. 33' of a portion of vacated Third St. between blocks 19 & 20, Original City	\$3,290
610	Travis Lee	Spykstra	Lot 9, Blk 19, Original City	\$1,500
611	Joseph	Hafner	Lot 10 & W 1/2 of Lot 11, Blk 19, Original City	\$2,670
612	Vern A. & Marcella A.	Herrmann	S 1/2 of E 1/2 of Lot 11 & S 1/2 of Lot 12, Blk 19, Original City	\$2,460
613	Juanita Lindemann	C/o Doreen L. Aasen	N 1/2 of E 1/2 of Lot 11 & N 1/2 of Lot 12, Blk 19, Original City	\$990
614	Catherine A. Tiede &	Charles Stainbrook	N 77' of Lots 6 & 7, Blk 8, Stamps Add.	\$3,340
615	Harriett	Gukeisen	S 65' of Lots 6 & 7, Blk 8, Stamps Add.	\$2,820
616	Teck Limited Partnership	c/o Alvin W Tecklenburg	Lots 8 & 9 AND West 25' of the S 57' of Lot 10, Blk 8, Stamps Add.	\$1,620
617	Nancy J.	Larsen	E 100' OL 24 less S 150'	\$3,240
618	Christopher M. & Barbara A.	Braley	S 69 1/2' of Irreg Tract #3	\$1,100
619	Darold J & Betty L	Mattheis	S 62' of OL 22A	\$1,340
620	Salem Lutheran	Church	N 70' of OL 22A & OL 22	\$690
621	Jenne Schlaffman &	Michael Roth	Lot A of Irreg Tract #1	\$1,300
622	Thomas A	Gerlach	N 65' of Irreg Tract #4, JJ Weidenbach Addition	\$1,030
623	Margaret A & Leo G	Berg	N 18.5' of Irreg Tract #5 & S 76' of Irreg Tract #4, JJ Weidenbach Addition	\$120
624	Thomas A	Gerlach	S 60' of Lot 1, Blk 8	\$130

Notice is hereby given that the above resolution will be considered for adoption at a meeting of the City Council of the City of Parkston, South Dakota, to be held in the Council Chambers of the City Hall in the City of Parkston, South Dakota, on the **13th day of December, 2011**, at the hour of **7:30 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.

CITY OF PARKSTON, SOUTH DAKOTA

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Brenda K. Huether  
City Finance Officer

Publish: Legal November 16<sup>th</sup>, 2011