



City of Flandreau City Council Meeting

Agenda

5:15 p.m., Tuesday
October 29th, 2024
City Council Chambers
1005 W. Elm Avenue
Flandreau, SD

Meeting called by: Mayor Sutton

Type of meeting: Special

Agenda Topics

Pledge of Allegiance

Alderman Tufty

2

Adopt Agenda

Old Business

None

New Business

10

Resolution 2024-17: Resolution of Necessity

Special notes:

Other business properly referred to the City Council.

Cohl Turnquist
City Administrator

Distribution:

Mayor Sutton
Alderman Ahlers
Alderman Bjerke
Alderman Ekern
Alderman Fargen
Alderman Tufty
Alderman Yeaton

Cc:
Newspaper: Moody County Enterprise
City Attorney: Corey Bruning

Resolution 2024-17

A RESOLUTION OF NECESSITY AUTHORIZING THE COMMENCEMENT OF CONDEMNATION PROCEEDINGS FOR ACQUISITION OF REAL PROPERTY LOCATED IN MOODY COUNTY, SOUTH DAKOTA FOR PUBLIC USE

WHEREAS, the City of Flandreau (“the City”) is authorized and proposes to undertake and carry out for public use a project to enhance the Flandreau Municipal Airport (4P3) by improving service and safety and ensuring compliance with applicable Federal Aviation Administration design standards, including reconstructing the existing runway pavement, lengthening and widening the runway, and obtaining an instrument approach (“the Project”); and

WHEREAS, in connection with the Project, it is necessary to acquire real property in fee simple from landowner listed below; and

WHEREAS, the Project phase that affects the landowner listed below is scheduled for construction in 2026 or 2027; and

WHEREAS, in connection with such acquisition, the City has obtained an independent real estate appraisal to determine fair market value, which appraisal has been reviewed by an independent real estate appraiser; and

WHEREAS, a purchase offer at fair market value based on the appraisal has been by the City for the property; and

WHEREAS, the City has been unable to acquire, by voluntary purchase or agreement, the property described below that is necessary for the construction of the Project; and

WHEREAS, it is deemed necessary and in the best interest of the City that the acquisition of the property needed for the Project proceed expeditiously; and

WHEREAS, SDCL § 9-12-1(2) and § 50-7-4 authorize a municipality to acquire real property by condemnation for any purpose authorized by law, including to maintain and operate a municipal airport; and

WHEREAS, SDCL § 9-27-1 authorizes a municipality to proceed with condemnation after passing a resolution by a two-thirds majority vote that such condemnation is necessary;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FLANDREAU, SOUTH DAKOTA:

Section 1. That is necessary to acquire the following real property by condemnation in accordance with the provisions of SDCL Ch. 21-35:

Landowner: Henry Family Farm Trust

Property: The Northwest Quarter (NW 1/4) of Section Nine (9), Township One Hundred Six (106) North, Range Forty-eight (48), West of the 5th P.M. Except Tract One (1) of Henry Addition in the North Half (N1/2) of Section (9), Moody County, South Dakota.

Tract 2, Henry Addition to North Half (N1/2) of Section Nine (9), Township One Hundred Six (106) North, Range For-eight (48), West of the 5th P.M., Moody County, South Dakota.

Property to be acquired: Henry Family Farm-Flandreau Airport Addition in the N1/2 of Section 9-T106N-R48W of the 5th P.M., Moody County, South Dakota, according to the plat shown in Attachment A. The plat contains 54.13 acres, more or less.

Section 2. That the City shall publish this Resolution, without attachment, after its passage. The attachment is on file and available for inspection in the office of the Finance Officer

Adopted and effective this 29th day of October, 2024.

Daniel D. Sutton
Mayor

Lori Kneebone
Finance Officer

Adopted: October 29, 2024

Published: November 6, 2024

Effective: October 29, 2024