second reading by City Attorney Morrison. It was moved by Alderman Fraley that Ordinance No. 738 pass the second reading and be enacted . The motion was seconded by Alderman Fillingham and upon vote being taken thereon the following voted in favor thereof: Donnelly, Ewing, Fillingham, Fraley, Fritts, Haedt, Surface, Washburn, Chase, Hickey, and the following voted against the same: None, whereupon Ordinance No. 738 was declared duly adopted and enacted.

The following written resolution was introduced, read by the City Attorney, and Alderman Donnelly moved its adoption:

RESOLUTION BY POLITICAL SUBDIVISION OF THE STATE AND AGREEMENT
BETWEEN THE POLITICAL SUBDIVISION AND THE STATE
FOR FEDERAL-AID HIGHWAY IMPROVEMENT

RESOLUTION

WHEREAS, the State Highway Commission, hereafter designated as the Commission, proposed the ___ construction or improvement of a street or highway identified as US Highway No. 16, Federal Aid Urban Project No. U 017-1(3) Pennington County, hereinafter designated as the Project, extending through the City of Rapid City, South Dakota, hereinafter referred to as the Municipality, located and further described as follows:

Beginning at a point 35.2 ft. North of Intersection of Cleveland Street and Eighth Street North on Eighth Street to the Intersection of Eighth Street and Kansas City Street.

WHEREAS, the Commission is desirous of receiving Federal Funds for the improvement of said street or highway, and

WHEREAS, the Statutes of the State of South Dakota give assent to the provisions of the Federal-aid Highway Act and acts amendatory thereof or supplementary thereto and regulations issued pursuant thereto by the Bureau of Public Roads, Department of Commerce, United States of America, which hereinafter collectively will be designated as the Act, and charge the Commission to do all things necessary fully to carry out the cooperation contemplated and provided for by the Act; and

WHEREAS, the section of the Project within the Municipality will be subject to the provisions of the Act, and is within the legal jurisdiction of the Municipality for traffic regulations and the control of buildings and other structures; and

WHEREAS, the construction of the project is conditioned upon the fulfillment of the obligation of the Municipality in a manner satisfactory to the Commission or the Commissioner of Public Roads, or both, or their authorized representatives;

NOW, THEREFORE, be it resolved for and in consideration of the Commission's undertaking of this Project under the requirements of the Act, that insofar as its legal jurisdiction over the Project is concerned the Municipality assents to the requirements of the Act and pledges its good faith to carrying out the purposes stipulated in the Act, and to this end the Municipality hereby agrees:

1. That all signs and traffic control devices and other protective structures erected on or in connection with the Project, including such of these as are installed at the sole cost and expense of the Municipality or by others, will be in conformity with the Manual on Uniform Traffic Control Devices dated August, 1948, with revisions dated September, 1954, and prepared by the American Association of State Highway Officials, approved by the Commission and concurred in by the Commissioner of Public Roads or any subsequent revisions.

2. That it will not designate a speed limit of less than 35 miles per hour.

3. That it will prohibit all parking from Cleveland Street to St. Patrick Street and prohibit double and diagonal parking from St. Patrick Street to Kansas City Street and that it will control all parallel where allowed within the limits of the project in a manner satisfactory to the Commission and the Commissioner of Public Roads, or both, or their authorized representative.

4. That it will not allow access to the project at points other than shown on the plans without prior approval of the Commission, the Commissioner of Public Roads, or both, or their authorized representatives.

5. That having examined the plans for the Project prepared under the supervision of the State Highway Commission and identified as sheets numbered 1 to 40 incl. the plans as shown are hereby approved.

6. That the Municipality will enact such ordinances as are necessary to properly enforce any of the above provisions.

7. That the Mayor is authorized and directed to enter into a mutual agreement with the Commission providing for the undertaking of this project under the considerations described above.

Approved Warner Hickey
President of the
City Council

IPW103012-29

BBC011

This is to certify that the above resolution was adopted and passed at a regular meeting of the City Council of the City of Rapid City, South Dakota, on the 1st day of December, 1958.

R. R. Lang
City Auditor

THIS AGREEMENT, made this 1st day of December, 1958, by and between the Municipality and the Commission, is for the undertaking of the Project described in the foregoing Resolution.

NOW THEREFORE, in consideration of this undertaking, it is agreed by and between the parties hereto that all provisions of the Resolution are herein accepted and made a part of this agreement and shall become binding upon the said parties:

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed as of the day and year above written.

City of Rapid City, South Dakota
Political Subdivision

BY: Warner Hickey
President of the
City Council

STATE HIGHWAY COMMISSION

ATTEST: R. R. Lang
City Auditor

BY: _____ Governor
Chairman

BY: _____
Secretary

The motion for the adoption of the foregoing resolution was seconded by Alderman Fritts and upon vote being taken thereon the following voted YES: Donnelly, Ewing, Fillingham, Fraley, Fritts, Haedt, Surface, Washburn, Chase, Hickey, and the following voted NO: None, whereupon said resolution was declared duly passed and adopted.

The following written resolution was introduced, read by the City Attorney, and Alderman Fillingham moved its adoption:

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF CONSOLIDATED ASSESSMENT BONDS, SERIES 1959, FIXING THE FORM AND SPECIFICATIONS AND PROVIDING COVENANTS AS SECURITY FOR THEIR PAYMENT.

WHEREAS, by resolutions heretofore duly adopted the council has determined to provide for the financing of various improvements by the issuance of Consolidated Assessment Bonds, and

WHEREAS, such bonds have been issued, sold and delivered from time to time, and

WHEREAS, additional improvements have been completed for which assessments have been or will hereafter be levied during 1958 and the city will require additional financing,

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rapid City, South Dakota, as follows:

1. It is hereby determined to provide by resolution for the issuance and sale of negotiable coupon bonds without a vote of the electors for the purpose of providing money for various improvements heretofore or hereafter constructed by the city as authorized by Section 45.2114, S.D.C. 1939 as amended by Chapter 264, Laws of 1953. The bonds to be issued hereunder shall be payable solely from a special fund hereby created to be called Consolidated Assessment Series 1959 Fund from receipts from special assessments heretofore or hereafter levied for the improvements to be financed hereunder. All proceeds derived from the collection of said special assessments are hereby irrevocably appropriated to the said fund for the payment of said bonds. Prior to the delivery of bonds, the City Auditor shall execute a certificate describing the improvement by number, stating the amount of unpaid assessments and that said assessments have been appropriated to the fund hereby created. The said certificate shall be evidence of the appropriation hereby made of such assessments. Bonds may be issued hereunder from time to time in total principal amount not exceeding the principal amount of such assessments.

2. The bonds shall be called Consolidated Assessment Bonds, Series 1959, and shall be in the total principal amount of $200,000. The bonds shall bear date January 1, 1959, shall be 200 in number and numbered 1 to 200, both inclusive, in the denomination of $1,000 each, shall bear interest payable July 1, 1960 and semiannually thereafter on the 1st day of January and the 1st day of July in each year at the following rates: bonds maturing in 1961 to 1967 inclusive and in 1970 at the rate of 5% per annum and bonds maturing in 1968 and 1969 at the rate of 5.25% per annum. Said bonds shall mature serially on July 1 in the amount of $20,000 in