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RESOLUTION NO. 26-03

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**A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF BOX ELDER TO SIGN AN AGREEMENT BETWEEN THE CITY OF BOX ELDER AND THE STATE OF SOUTH DAKOTA, DEPARTMENT OF GAME, FISH & PARKS LAND & WATER CONSERVATION FUND PROGRAM FOR THE PURPOSE OF ACQUIRING BOX ELDER CREEK FLOODWAY PROPERTIES AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO CERTIFY AND SIGN PAYMENT REQUESTS**

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**WHEREAS**, the City of Box Elder (City) desires assistance from the State of South Dakota, Department of Game, Fish & Parks Land & Water Conservation Fund Program for the purpose of establishing a framework for a future recreational biking/hiking trail by working to acquire via sale or easement, current privately-owned property located along the Box Elder Creek floodway. The Project will link this area to the City of Box Elder Master Park and accompanying City-wide trail and community sidewalk network; and

**WHEREAS**, the City hereby commits to the continued maintenance of the above referenced Project; and

**WHEREAS**, the City commits to local match funds (including cash and in-kind) as appropriate for the Project; and

**WHEREAS**, the Project shall meet all local zoning and planning regulations and ordinances related to the Project; and

**WHEREAS**, it is necessary to designate an authorized representative to certify and sign payment requests in the event financial assistance is awarded for the Project.

**NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Box Elder,** that:

1. The City hereby approves the submission of an agreement with the State of South Dakota, Department of Game, Fish & Parks Land & Water Conservation Fund Program for the Project.
2. The Mayor of the City is hereby authorized to execute the Agreement and submit it to the State of South Dakota, Department of Game, Fish & Parks and to execute and deliver such other documents and perform all acts necessary to effectuate the Agreement for financial assistance.
3. The City Finance Officer is hereby designated as the authorized representative of the City, as per the agreement, to do all things on its behalf to certify and sign payment requests in the event financial assistance is awarded for the Project.

PASSED, APPROVED AND ADOPTED this 6 day of January, 2026.



Larry Larson  
Larry Larson, Mayor

Renee Baker  
Renee Baker, Finance Officer

#### ATTESTATION

I, Chaz Kokesh, the City Clerk of the City of Box Elder, South Dakota, do hereby attest and state the above resolution was published in the manner required by law and that all procedures required by the State of South Dakota law were complied with. This resolution shall become effective on February 3rd 2026.

Chaz Kokesh  
Chaz Kokesh, City Clerk