

RESOLUTION NO. 09-05

Commissioner Lawson introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN SEAL COAT IMPROVEMENT DISTRICT 09-2.

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA:

That the Board of City Commissioners has received the Engineer's Report for the **SEAL COAT IMPROVEMENT DISTRICT 09-2**, and determines that it is necessary to make **seal coat improvements** in:

Aafedt Addition, Airport First Addition, Airport Second Addition, Airport Fourth Addition, Airport Fifth Addition, Bye Rearrangement, Davidson Park Addition, Municipal Park Addition, Ferndale Subdivision, Foster Addition, Foster Rearrangement, Garden Homes, Garden Homes Rearrangement #1, Garden Homes Rearrangement #2, Garden Homes Rearrangement #3, Garden Homes Rearrangement #4, Garden Homes Rearrangement #5, Garden Homes Rearrangement #6, Garden Homes Rearrangement #7, Garden Homes Rearrangement #8, Garden Homes Rearrangement #9, Highland Homes First Addition, Highland Homes Second Addition, Hoffelt & Palmer Addition, Kalil Rearrangement, Klucken Second Addition, Knollcrest Addition, Larson--Stang Addition, Liberty Homes, Longview Addition, Mercy Rearrangement of Larson--Stang Addition, Mercy Rearrangement #2, Million Dollar Center Addition, Mockle Subdivision, Mockle Subdivision Rearrangement, Petis Subdivision, Rawitscher Addition, Reep Addition, Sandvik Rearrangement, Scott Addition, Stenehjems Rearrangement, West Park Addition, Whites Subdivision, and in the unplatted portions of Section 14, T154N, R101W: Outlots 1, 2 and 3, 11.76 A Tract in the NWSW S of 9th Ave NW ROW, 30' X 30' in NE NE (MDU), 417.4' X 455.86' X 419.4' X 456.15' in SESE (4.4± A) (Economart), 785' X 554' in NE SE ex DD (Bethel Home) and W 350' X 179.58' in SESE (Highland Manor Apartments).

That the boundaries of said improvement District are as follows:

Aafedt Addition, Airport First Addition, Airport Second Addition, Airport Fourth Addition, Airport Fifth Addition, Bye Rearrangement, Davidson Park Addition, Municipal Park Addition, Ferndale Subdivision, Foster Addition, Foster Rearrangement, Garden Homes, Garden Homes Rearrangement #1, Garden Homes Rearrangement #2, Garden Homes Rearrangement #3, Garden Homes Rearrangement #4, Garden Homes Rearrangement #5, Garden Homes Rearrangement #6, Garden Homes Rearrangement #7, Garden Homes Rearrangement #8, Garden Homes Rearrangement #9, Highland Homes First Addition, Highland Homes Second Addition, Hoffelt & Palmer Addition, Kalil Rearrangement, Klucken Second Addition, Knollcrest Addition, Larson--Stang Addition, Liberty Homes, Longview Addition, Mercy Rearrangement of Larson--Stang Addition, Mercy Rearrangement #2, Million Dollar Center Addition, Mockle Subdivision, Mockle Subdivision Rearrangement, Petis Subdivision, Rawitscher Addition, Reep Addition, Sandvik Rearrangement, Scott Addition, Stenehjems Rearrangement, West Park Addition,

Whites Subdivision, and in the unplatted portions of Section 14, T154N, R101W: Outlots 1, 2 and 3, 11.76 A Tract in the NWSW S of 9th Ave NW ROW, 30' X 30' in NE NE (MDU), 417.4' X 455.86' X 419.4' X 456.15' in SESE (4.4± A) (Economart), 785' X 554' in NE SE ex DD (Bethel Home) and W 350' X 179.58' in SESE (Highland Manor Apartments).

As shown on the attached drawings.

That the City Auditor is hereby authorized and directed to cause the Resolution Declaring Necessity of an improvement in **SEAL COAT DISTRICT 09-2** to be published once each week for two (2) consecutive weeks in the official newspaper of the City.

That a resolution declaring the necessity to make the improvements described in the Engineer's Report previously filed herein shall require a protest hearing and that the owners of property within said improvement district be afforded an opportunity to file written protests against said improvements with the City Auditor at any time within 30 days of the first publication of this resolution. The Board of City Commissioners shall meet to hear and to determine the sufficiency of any protests that are filed with the City Auditor prior to **APRIL 14, 2009**, at 7:30 PM at City Hall in the Commission Room.

The motion for the adoption of the foregoing Resolution was duly seconded by Commissioner Bekkedahl, and upon vote being taken thereon, the following Commissioners voted "AYE": Bekkedahl, Klug, Lawson and Koeser

and the following voted "NAY": None

Absent and not voting: Bogar. Whereupon said motion was declared duly passed and adopted this 24th day of February 24th, 2009.

ATTEST:

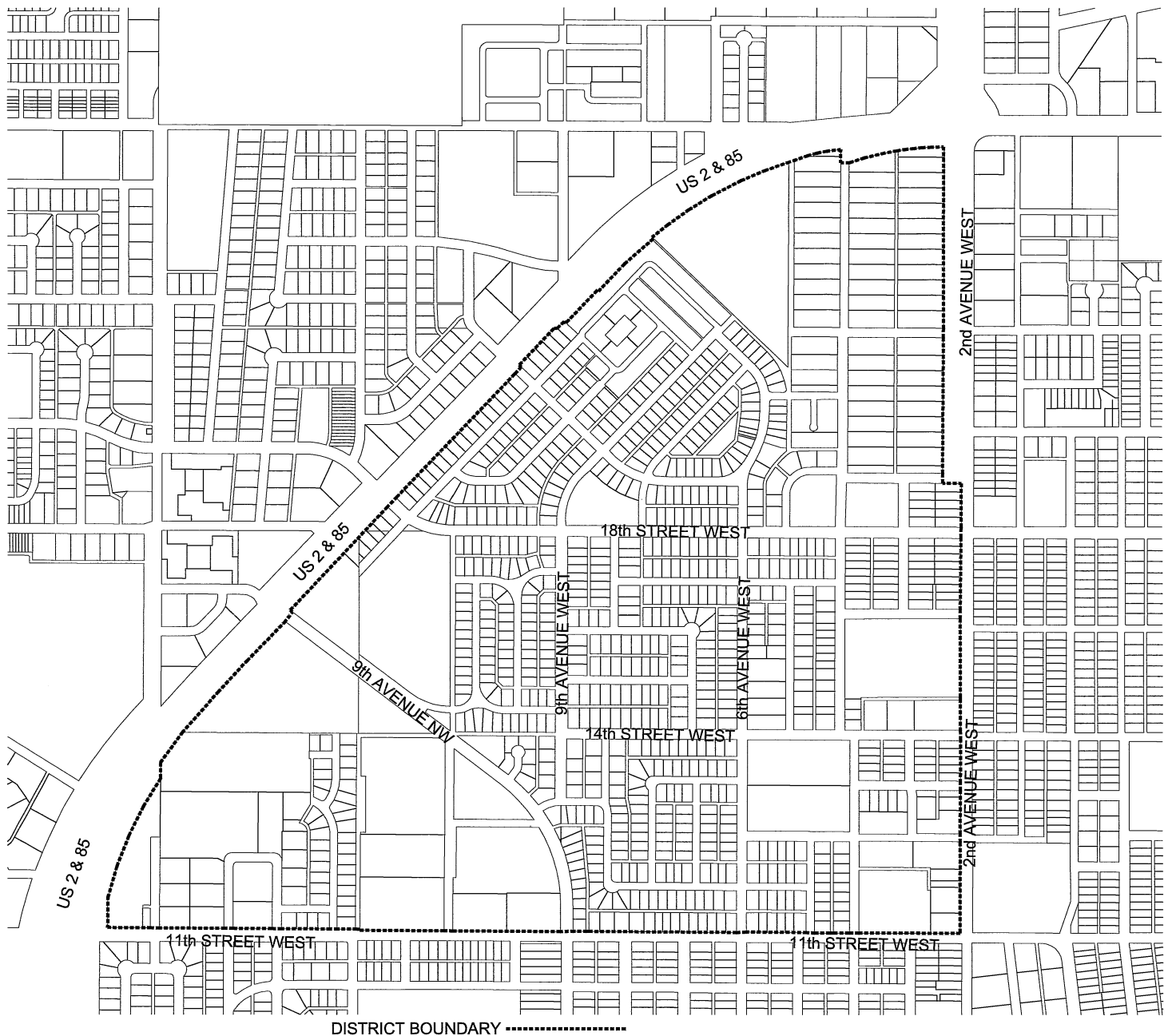
John Kautzman
John Kautzman, City Auditor



Ward Koeser
Ward Koeser, President
Board of City Commissioners

Publish: March **2** and **9**, 2009.

SEAL COAT IMPROVEMENT DISTRICT 09-2



DISTRICT DESCRIPTION

Aafedt Addition, Airport First Addition, Airport Second Addition, Airport Fourth Addition, Airport Fifth Addition, Bye Rearrangement, Davidson Park Addition, Municipal Park Addition, Ferndale Subdivision, Foster Addition, Foster Rearrangement, Garden Homes, Garden Homes Rearrangement #1, Garden Homes Rearrangement #2, Garden Homes Rearrangement #3, Garden Homes Rearrangement #4, Garden Homes Rearrangement #5, Garden Homes Rearrangement #6, Garden Homes Rearrangement #7, Garden Homes Rearrangement #8, Garden Homes Rearrangement #9, Highland Homes First Addition, Highland Homes Second Addition, Hoffelt & Palmer Addition, Kalil Rearrangement, Klucken Second Addition, Knollcrest Addition, Larson--Stang Addition, Liberty Homes, Longview Addition, Mercy Rearrangement of Larson--Stang Addition, Mercy Rearrangement #2, Million Dollar Center Addition, Mockle Subdivision, Mockle Subdivision Rearrangement, Petis Subdivision, Rawitscher Addition, Reep Addition, Sandvik Rearrangement, Scott Addition, Stenehjems Rearrangement, West Park Addition, Whites Subdivision, and in the unplatted portions of Section 14, T154N, R101W: Outlots 1, 2 and 3, 11.76 A Tract in the NWSW S of 9th Ave NW ROW, 30' X 30' in NE NE (MDU), 417.4' X 455.86' X 419.4' X 456.15' in SESE (4.4± A) (Economart), 785' X 554' in NE SE ex DD (Bethel Home) and W 350' X 179.58' in SESE (Highland Manor Apartments).