

RESOLUTION NO. 09-20

Commissioner Bekkedahl introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN WATER, SEWER, STORM SEWER, STREET AND ALLEY IMPROVEMENT DISTRICT 09-5.

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 **WATER, SEWER, STORM SEWER, STREET AND ALLEY IMPROVEMENT DISTRICT 09-5**, and determines that it is necessary to make **Water, Sewer, Storm Sewer, Street and Alley Improvements** in:

Section I—19th Avenue West & 25th Street:

Lot 1, Block 4; Lots 40 to 57, Block 5; the south 145 feet of Block 6 and the west 236' of the south 145 feet of Block 7 of the Joan Hagan First Addition and the east 96 feet of Block 29 and the east 96 feet of Block 30 of the Pheasant Run First Addition

Section II—11th Avenue West & 24th Street:

Lots 1, 7, 8 & 9, Block 5 of the Lewison Addition; a 102.66 foot wide strip of land laying adjacent to and north of the south Lot Line of Lot 1R, Block 1 of the Lewison Rearrangement beginning at the southwest Lot Corner of said Lot 1R, thence easterly along the south Lot Line of said Lot 1R a distance of 235.00 feet; Lot 7R, Block 2 of the Lewison Rearrangement; and Lots 1R & 2R, Block 1 of the Sundance Rearrangement.

Section III—19th Avenue West & 16th Street:

Part A--Street & Alley Improvements:

The west 132 feet of Lot 2, Block 3 of the Endres First Addition; Blocks 3 & 4 of the Endres Second Addition; Blocks 3 & 4 of the Endres Townhouse Subdivision; and Block 2 of the Rothhouse Rearrangement.

Part B--Storm Sewer Improvements:

Blocks 1, 2, Lot 1 of Block 3, Blocks 4, 5 and 6 of the Creekside Ridge Subdivision; Lots 1, 2, 3, and 4 of Block 1 of the Day Break Subdivision; Block 3 of the Endres First Addition; Blocks 2, 3 and 4 of the Endres Second Addition; Blocks 3 & 4 of the Endres Townhouse Subdivision; Block 2 of the Rothhouse Rearrangement and Lots 1, 7, 8 and 9, Block 4 of the Sierra Summit Rearrangement.

That the boundaries of said improvement District are as follows:

Section I—19th Avenue West & 25th Street:

Lot 1, Block 4; Lots 40 to 57, Block 5; the south 145 feet of Block 6 and the west 236' of the south 145 feet of Block 7 of the Joan Hagan First Addition and the east 96 feet of Block 29 and the east 96 feet of Block 30 of the Pheasant Run First Addition.

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Part A--Street & Alley Improvements:

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As shown on the attached drawing.

That the City Auditor is hereby authorized and directed to cause the Resolution Declaring Necessity of an improvement in **WATER, SEWER, STORM SEWER, STREET AND ALLEY IMPROVEMENT DISTRICT 09-5** 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 water, sewer and storm sewer improvements described in the Engineer's Report previously filed herein shall not require a protest hearing because of the provisions of Section 40-22-15 of the North Dakota Century Code.

That a resolution declaring the necessity to make the street 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 Klug , 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, 2009.

ATTEST:

 John Kautzman
John Kautzman, City Auditor

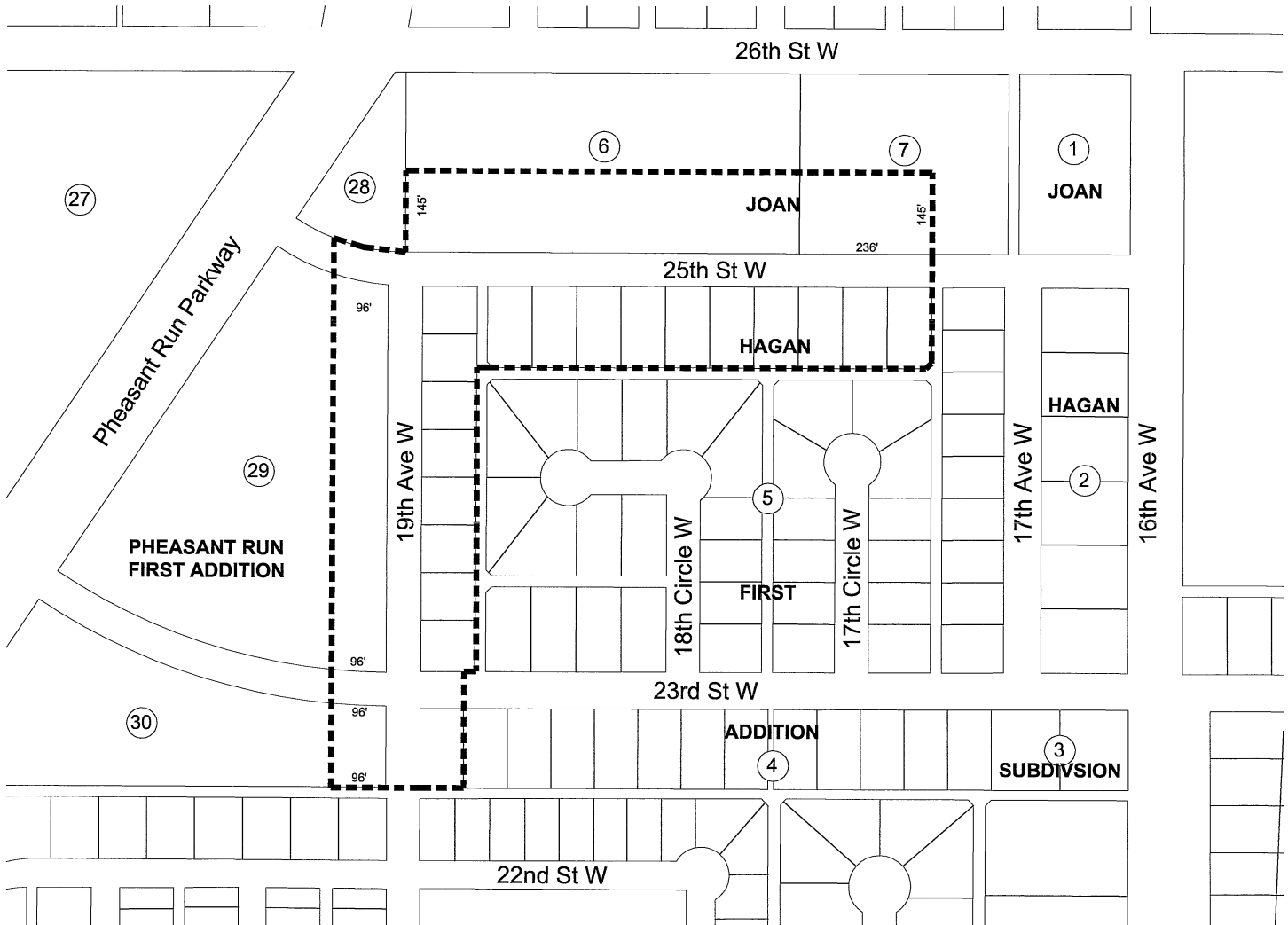


 Ward Koeser
Ward Koeser, President
Board of City Commissioners

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

WATER, SEWER, STORM SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 09-5

SECTION I 19th AVE W AND 25th STREET WATER, SEWER & STREET IMPROVEMENTS



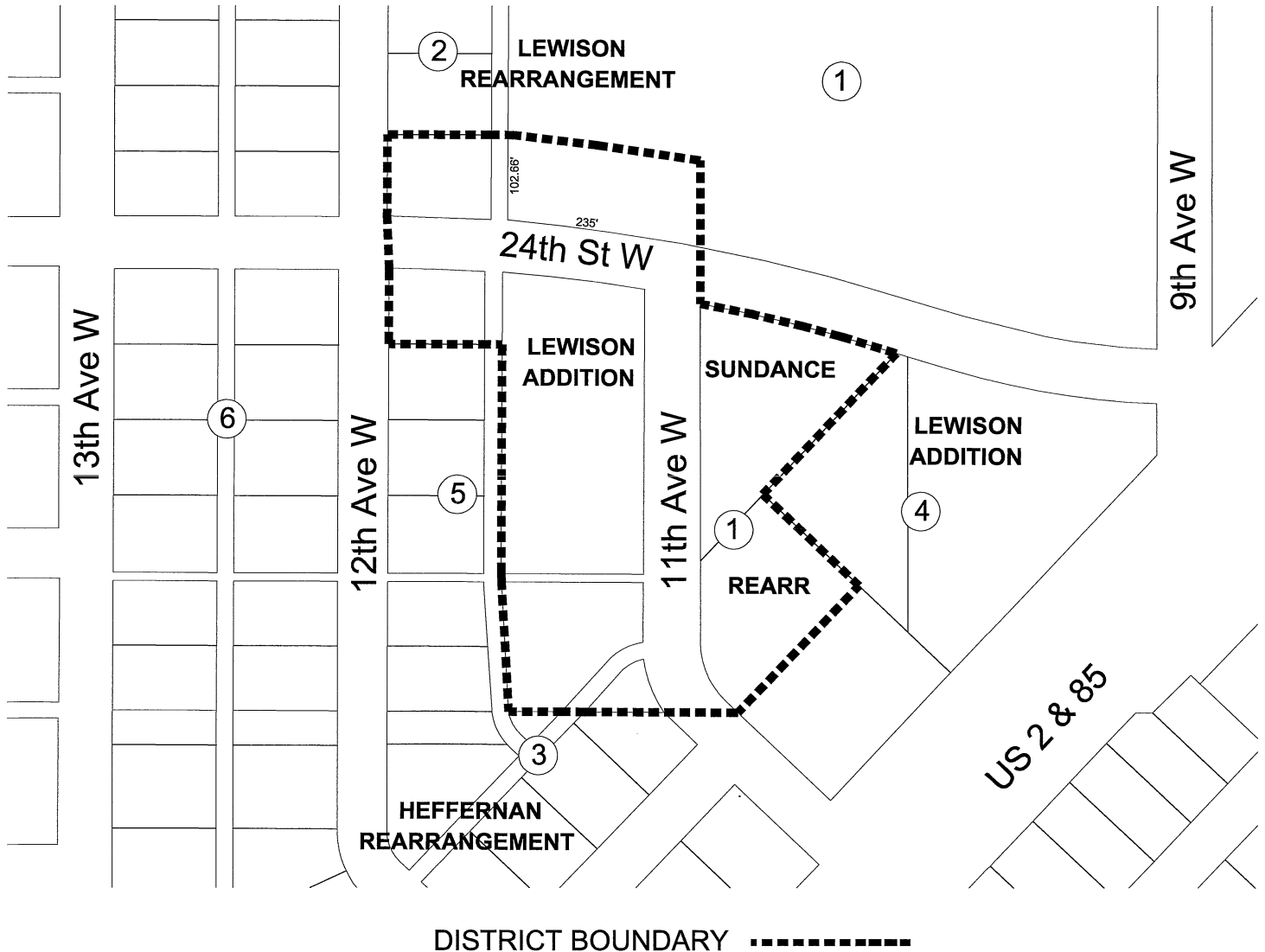
DISTRICT BOUNDARY - - - - -

DISTRICT DESCRIPTION

Lot 1, Block 4; Lots 40 to 57, Block 5; the south 145 feet of Block 6 and the west 236' of the south 145 feet of Block 7 of the Joan Hagan First Addition and the east 96 feet of Block 29 and the east 96 feet of Block 30 of the Pheasant Run First Addition

WATER, SEWER, STORM SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 09-5

SECTION II 11th AVE W AND 24th STREET WATER, SEWER & STREET IMPROVEMENTS

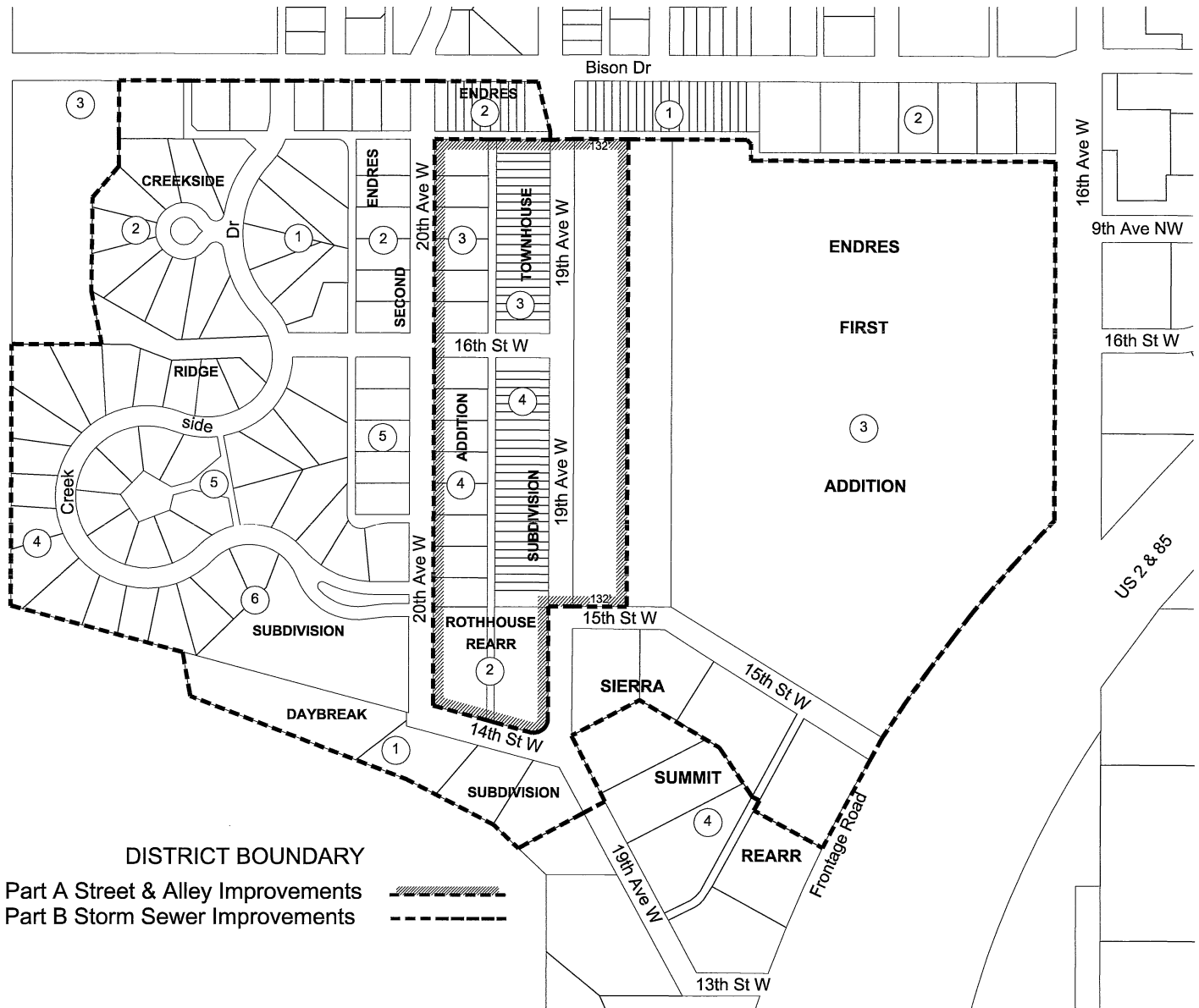


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WATER, SEWER, STORM SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 09-5

SECTION III 19th AVE W STORM SEWER, STREET & ALLEY IMPROVEMENTS



DISTRICT DESCRIPTION

Part A--Street & Alley Improvements:

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