

RESOLUTION NO. 11-49

The City Auditor presented to the Board of City Commissioners a certificate as to the sufficiency of protests on the proposed improvements benefiting **AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4, Section VI** which certificate was examined, found to be satisfactory, and ordered to be placed on file.

Commissioner Bekkedahl introduced the following Resolution and moved its adoption:

**RESOLUTION AS TO PROTESTS ON PROPOSED IMPROVEMENT BENEFITTING
AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4,
Section VI.**

BE IT RESOLVED by the Board of City Commissioners of the City of Williston, North Dakota, that the Resolution of Necessity for the improvement benefiting **AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4, Section VI** has been published in accordance with law, providing for the determination of the sufficiency of the protests at the meeting of the Board of City Commissioners held this date, and it is determined that written protests **HAVE BEEN** filed with the City Auditor by the owners of a majority of the area of property within the district, within 30 days from the first publication of the resolution, and the Board of City Commissioners **IS NOT** authorized by NDCC 40-22-18 to cause the improvement to be made and to contract or otherwise provide for the construction thereof and the acquisition of any property required in connection therewith, and to levy and collect special assessments therefore.

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, Koeser, Cymbaluk and the following voted "NAY": None. Absent and not voting: Bogar. Whereupon said motion was declared duly passed and adopted this **14th day of June, 2011**.

ATTEST:



John Kautzman, City Auditor



Board of City Commissioners
E. Ward Koeser, President

AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4
Section VI: Reconstructing 22nd Street West between 2nd and 4th Ave W.
DATE: June 14, 2011

PROTESTS RECEIVED:

Protester	Protested Area (sf)	Percent of Protest
Triple DJ Properties (Ebel)	40,623.34	27.19
A & F Rentals	34,500.00	23.09
	75,125.34	50.28

This is to certify that 50.28% of the District area has protested the creation of **AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4, Section VI: Reconstructing 22nd Street West between 2nd and 4th Ave W.**

The protests **ARE** sufficient to cause the City Commission to dissolve **AMENDED WATER, SEWER, STREET & ALLEY IMPROVEMENT DISTRICT 11-4, Section VI—Reconstructing 22nd Street West between 2nd and 4th Ave W.**



 John Kautzman, City Auditor

 Date