

RESOLUTION NO. 63

Commissioner Bogar introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN WATER, SEWER AND STREET IMPROVEMENT DISTRICT 11-6.

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 AND STREET IMPROVEMENT DISTRICT 11-6**, and determines that it is necessary to make the following improvements:

SECTION I—STREET IMPROVEMENTS:

An urban section asphalt street along 4th Avenue West from 42nd Street to 44th Street.

SECTION II—WATER AND SEWER IMPROVEMENTS:

A municipal water and sewer system along 44th Street West from 4th Avenue West to 6th Avenue West.

That the boundaries of said improvement District are as follows:

SECTION I—STREET IMPROVEMENTS:

Lot One, Block One of the Archer Subdivision of the City of Williston, ND and Lot One, Block of the Archer Subdivision to the City of Williston, ND.

SECTION II—WATER AND SEWER IMPROVEMENTS

Lots One and Two of the Burnett Subdivision to the City of Williston, ND.

As shown on the attached map.

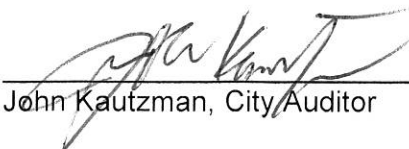
That this Resolution Declaring The Necessity to make the Improvements described in the Engineer's Report previously filed herein for **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 11-6, Section I** shall require a protest hearing and that the owners of property within said **WATER, SEWER, STREET IMPROVEMENT DISTRICT 11-6, Section I** shall 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 **September 13th, 2011**, at 7:30 PM at City Hall in the Commission Room.

That this Resolution Declaring the Necessity to make the improvements described in the Engineer's Report previously filed here in for **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 11-6, Section II** shall not require a protest hearing because of the written petitions received by the Board of City Commissioners as allowed by the provisions of Section 40-22-15 of the North Dakota Century Code.

That the City Auditor is hereby authorized and directed to cause the Resolution Declaring Necessity of an improvement in **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 11-6** to be published once each week for two (2) consecutive weeks in the official newspaper of the city.

The motion for the adoption of the foregoing Resolution was duly seconded by Commissioner Cymbaluk, and upon vote being taken thereon, the following Commissioners voted "AYE": Klug, Cymbaluk, Bogar, Bekkedahl, Koeser and the following voted "NAY": None Absent and not voting: None. Whereupon said motion was declared duly passed and adopted this **9th day of August, 2011**.

ATTEST:



John Kautzman, City Auditor



Board of City Commissioners
E. Ward Koeser, President

Publish: August 14th & 21st, 2011