

RESOLUTION NO. 12-11

Commissioner Bekkedahl introduced the following Resolution and moved its adoption:

RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN STREET AND ALLEY IMPROVEMENT DISTRICT 12-2.

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 **STREET AND ALLEY IMPROVEMENT DISTRICT 12-2**, and determines that it is necessary to make the following improvements:

Section I—Street Overlay.

The Asphalt Overlay of the City Streets lying between East Broadway and 11th Street from 8th Avenue East to East Dakota Parkway.

Section II— Block 29, Bruegger's 2nd Addition Alley Improvements

The Asphalt Paving of the Alley located in Block 29, Bruegger's 2nd Addition.

Section III—Larson Stang Alley Improvements.

The Asphalt Paving of the Alley located between Block 6 of the Larson Stang Addition and Block 2 and 3 of the Mercy Rearrangement of the Larson Stang Addition.

That the boundaries of said improvement District are as follows:

Section I—Street Overlay.

All that property lying between East Broadway and 11th Street from 8th Avenue East to East Dakota Parkway and Plots 1, 9, 10 and 18 of the Homecroft Addition; Lot 1, Block 6 of the Jim Bridger Subdivision; Lots 4 and 9 of the Jim Bridger Rearrangement of Block 3; and Lots 3, 10 and 11, Block 4 of the Wegley Addition.

Section II— Block 29, Bruegger's 2nd Addition Alley Improvements

Block 29, Bruegger's 2nd Addition.

Section III—Larson Stang Alley Improvements.

Block 6 of the Larson Stang Addition and Lot 3, Block 2 and all of Block 3 of the Mercy Rearrangement of the Larson Stang Addition.

As shown on the attached drawings.

That a resolution declaring the necessity to make the Street Improvements described in the Engineer's Report previously filed herein for Section I—Street Overlay 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 **March 27th, 2012**, at 6:00 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 Section II— Block 29, Bruegger's 2nd Addition Alley Improvements and Section III—Larson Stang Alley Improvements 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 **STREET AND ALLEY IMPROVEMENT DISTRICT 12-2** 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 Bogar, and upon vote being taken thereon, the following Commissioners voted "AYE": Bogar, Bekkedahl, Klug, Cymbaluk, Koeser and the following voted "NAY": None. Absent and not voting: None. Whereupon said motion was declared duly passed and adopted this **14th day of February, 2012**.

ATTEST:



John Kautzman, City Auditor



Board of City Commissioners
E. Ward Koeser, President

Publish: February 19th and 26th, 2012