

**RESOLUTION NO. 12-19**

Commissioner Bekkedahl introduced the following Resolution and moved its adoption:

**RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN WATER, SEWER AND STREET IMPROVEMENT DISTRICT 12-3.**

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 12-3**, and determines that it is necessary to make the following improvements:

Section I—4<sup>th</sup> Avenue West Street Improvements.

The construction of a new asphalt surfaced street along 4<sup>th</sup> Avenue West from 42<sup>nd</sup> Street to 44<sup>th</sup> Street.

Section II— 44<sup>th</sup> Street West Water and Sewer Improvements.

The construction of a new water and sewer system along 44<sup>th</sup> Street from 4<sup>th</sup> Avenue West to 6<sup>th</sup> 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 Lots 1, 2, 3, 1R, 2R and 3R of the K A V Subdivision of the City of Williston, ND.

Section II--Water & Sewer Improvements:

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

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 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 27<sup>th</sup>, 2012**, at 6:00 PM at City Hall in the Commission Room.

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 12-3** 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 **14<sup>th</sup> day of February, 2012**.

ATTEST:

  
John Kautzman, City Auditor

  
Board of City Commissioners  
E. Ward Koeser, President

**Publish: February 19<sup>th</sup> and 26<sup>th</sup>, 2012**