

**RESOLUTION NO. 13-049**

Commissioner Cymbaluk introduced the following Resolution and moved its adoption:

**RESOLUTION DECLARING NECESSITY OF AN IMPROVEMENT IN WATER, SEWER AND STREET IMPROVEMENT DISTRICT 13-8.**

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA:

1. That the Board of City Commissioners has received the Engineer's Report for the **WATER, SEWER AND STREET IMPROVEMENT DISTRICT 13-8** and determines that it is necessary to reconstruct the **WATER, SEWER AND STREET IMPROVEMENT** of the following streets:
  - 4<sup>th</sup> Street from Main Street to University Avenue
  - 5<sup>th</sup> Street from Main Street to University Avenue
  - 1<sup>st</sup> Avenue East from East Broadway to 6<sup>th</sup> Street
  - 2<sup>nd</sup> Avenue East from East Broadway to 6<sup>th</sup> Street
  - 3<sup>rd</sup> Avenue East from East Broadway to 6<sup>th</sup> Street
  - 4<sup>th</sup> Avenue East from East Broadway to 6<sup>th</sup> Street
2. That the boundaries of said improvement District are as follows:
  - Block 1, Lots 1 to 16 and 21 to 24 of Block 2, Lots 1 to 9 and Lots 20 to 24 of Block 7 and Lots 1 to 8 and Lots 15 to 22 of Block 8 of the Original Townsite; Blocks 2, 3 and 21 of the Brueggers Amended Addition; the east 90 feet of Lot 1 and Lots 2 to 12 of Block 1, Block 2, Block 21, Block 26 and Lots 1 to 9 and Lot 12 of Block 27 of the Brueggers 2nd Addition; Blocks 28 and 29 of the Brueggers 3rd Addition; the south half of Lot 1 and Lots 2 to 7 of Block 36 of the Brueggers 5th Addition; the Delorme Addition; the Russell Rearrangement; the Sorben & Carpentier Outlots and the unplatted portion of Section 24, T154N, R101W bounded by the right of way lines of East Broadway & 4th Street East and 4th Avenue East & University Avenue.


As shown on the attached map.

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 13-8** to be published once each week for two (2) consecutive weeks in the official newspaper of the City.

And the owners of property within said improvement district are afforded an opportunity to file written protests with the City Auditor at any time within 30 days after the first publication of the 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 **May 28, 2013** at 6:00 p.m. at City Hall, in the Commission Room.

The motion for the adoption of the foregoing Resolution was duly seconded by Commissioner Bekkedahl, and upon vote being taken thereon, the following Commissioners voted "AYE": Klug, Cymbaluk, Bogar, Bekkedahl and Koeser and the following voted "NAY": None. Absent and not voting: None. Whereupon said motion was declared duly passed and adopted this **9<sup>th</sup> day of April, 2013**.

ATTEST:

  
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John Kautzman, City Auditor  
Publish:  
April 21, 28, 2013

  
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Board of City Commissioners  
E. Ward Koeser, President