

RESOLUTION NO. -2024

A RESOLUTION DETERMINING THE PROTESTS OF THE 2024 ROAD
MAINTENANCE SPECIAL IMPROVEMENT DISTRICT NO. 202401-2 AND DIRECTION TO
ADVERTISE FOR BIDS.

WHEREAS, the Board of City Commissioners of the City of Dickinson has considered the creation of a special assessment improvement district for certain road improvements in MJB Subdivision, Heart River Third Subdivision, and Heart River Fourth Subdivision, within the city limits of the City of Dickinson;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Dickinson, North Dakota, as follows:

1. The City of Dickinson created the 2024 Road Maintenance Special Improvement District No. 202401-2. Such special assessment improvement district shall include the following:

LOTS 3-5, BLOCK 1, MJB SUBDIVISION

LOTS 22-25, BLOCK 11, HEART RIVER THIRD SUBDIVISION
WEST PART LOT 7, BLOCK 17, HEART RIVER THIRD SUBDIVISION
BLOCK 18, HEART RIVER THIRD SUBDIVISION (except LOTS 2-7)
BLOCK 19, HEART RIVER THIRD SUBDIVISION
BLOCK 20, HEART RIVER THIRD SUBDIVISION

BLOCK 20, HEART RIVER FOURTH SUBDIVISION
LOTS 1-11 & 13-20, BLOCK 21, HEART RIVER FOURTH SUBDIVISION
BLOCK 24, HEART RIVER FOURTH SUBDIVISION
LOT 6, BLOCK 25, HEART RIVER FOURTH SUBDIVISION

2. Pursuant to NDCC 40-22-10, the Board of City Commissioners directed its municipal engineering consultant to prepare a report as to the general nature, purpose, and feasibility of the proposed improvement and an estimate of the probable cost of the improvement, including: (1) a separate statement of the estimated cost of the work for which proposals must be advertised under NDCC Section 40-22-19; and (2) a separate statement of all other items of estimated cost not included under subsection (1) which are anticipated to be included in the cost of the improvement under NDCC Sections 40-23-05 and 40-23.1-04. Such engineer's report was received by the City and was approved.

3. The Board of City Commissioners declared that it was necessary to make the improvements described in the engineer's report.

4. The protest period for the 2024 Road Maintenance Special Improvement District No. 202401-2 ended on Friday, December 29, 2023.

5. The City received 14 protests for a total of 22.4% protests of the total number of properties.

6. Pursuant to N.D.C.C. § 40-22-18 protests need to be received from a majority of the area of the property included within the improvement district. The protests received in this improvement district did not meet the statutory requirement to bar the City from proceeding with the special improvement project.

7. Pursuant to N.D.C.C. § 40-22-19, the Board of City Commissioners hereby directs the advertisement of bids for the Sundance Coves Lighting Special Improvement District.

Dated this 6th day of January, 2024.

Scott Decker, President
Board of City Commissioners

ATTEST:

Dustin Dassinger
Dickinson City Administrator