

RESOLUTION OF NECESSITY
Paving and Street Lighting District No. 776, Project No. 8707

RESOLVED That the city council has received and considered the report of the city engineer as to the general nature, purpose and feasibility of the proposed paving and street lighting in and for Paving and Street Lighting District No. 776, designated as Project No. 8707, and an estimate of the probable cost of the work, and approves the report and directs it to be filed in the city auditor's office, where any person interested may examine it, and directs the engineer to prepare detailed plans and specifications for construction of the improvement and determines that it is necessary to make the improvement as described in the report, to-wit: Purpose and general nature: Improvement of the municipal system serving the district by construction of paving street lighting.

Location: Project location area consists of North of 17th Ave N. and eas of N 52nd St at the Korynta-Lemm 6th Resubdivision.

FURTHER RESOLVED That special assessments for the improvement shall be levied upon properties within the boundaries of the district as heretofore created, to-wit: **To serve the following plated lands to the City of Grand Forks:**

Korynta-Lemm Sub-Division

Lot A, Block A;

Korynta-Lemm 2nd Addition

Lot 1 , Block1;

Korynta-Lemm 3rd Resubdivision

Lot 1, Block 1;

Korynta-Lemm 4th Resubdivision

Lots 2, 3 & 5, Block 1;

Kortyna-Lemm Sixth Resubdivision

Lots 1 & 2, Block 1; Lots 2 & 3, Block 2; Lot 1, Block 3;

Lee's Resubdivision

Lot 1, Block 1;

Lee's Second Resubdivision

Lots 1 - 3, Block 1;

Myron's First Addition

Lots 1 - 4, Block 1;

Skelly Oil Co. Subdivision

Lots 1 & 2, less Hwy Right of Way, Block A; Lots A & B, Block B;

Strata Second Addition

Lots C, D, E & F, Block 1;

West Forks Too Resubdivision

Lots 1 - 9 & A, Block B;

Also to include unplatted parts of Falconer Township:

All that of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31, Twp. 152., RGE 50 W., 5th Prime Meridian, County of Grand Forks, State of North Dakota, described as follows to-wit: Commencing at a point of the East Line of said SE $\frac{1}{4}$ which is 114 feet North of the Southeast corner of thereof, thence West parallel with the south line thereof a distance of 1576 feet to the actual point of beginning, thence West parallel with the South line of said section a distance of 300 feet, thence North parallel with the East line of said SE $\frac{1}{4}$ a distance of 333 feet, thence East parallel with the South line of said section a distance of 300 feet to the Northwest corner of that tract described in Warranty Deed recorded in Book "154" of Deeds, page 6.33, thence South to the actual point of beginning, Excepting that portion thereof described as beginning at a point 114 feet north and 1576 feet west of the southeast corner of said SE $\frac{1}{4}$, thence running west parallel with the south line of said SE $\frac{1}{4}$ 177.2 feet, thence N 18 degrees 26 minutes E 351.0 feet, thence south to the point of beginning, and except that portion conveyed to the State of North Dakota for the use and benefit of the North Dakota Department of Transportation by Doc. No. 526550.

To serve the flowing unannexed areas:

Campbell Addition

Lots 1 - 4, Block 1; Lots 1 & 2, Block 2;

Lot 3 of Block 2 of Campbell Addition according to the plat recorded in Book 152 of Deeds at Page 288, excepting therefrom the north 120.00' of said Lot 3 as described in the Warranty Deed to the City of Grand Forks recorded at Doc # 581142;

Lot 4 of Block 2 of Campbell Addition according to the plat recorded in Book 152 of Deeds at Page 288, excepting therefrom the north 120.00' of said Lot 4 as described in the Warranty Deed to the City of Grand Forks recorded at Doc # 580944;

The north 120.00' of Lot 3 of Block 2 of Campbell Addition according to the recorded in Book 152 of Deeds at Page 288;

The north 120.00' of Lot 4 of Block 2 of Campbell Addition according to the recorded in Book 152 of Deeds at Page 288;

The north 120.00' of Lot 1 of Block 3 of Campbell Addition according to the recorded in Book 152 of Deeds at Page 288;

Lot 1 of Block 3 of Campbell Addition according to the plat recorded in Book 152 of Deeds at Page 288, excepting therefrom the north 120.00' of said Lot 1 as described in the Warranty Deed to the City of Grand Forks recorded at Doc # 581142;
Lots 1 & 2, Block 6; Lots 1 & 2, Block 7; Block 8;

West Forks Too Resubdivision

Lot B, Block B;

Korynta- Lemm 4th Resubdivision

Lot 1, Block 1;

Korynta-Lemm Subdivision

Lot A, B & C, Block 4;

The westerly 70.00 feet of Block 3, and easterly 50.00 feet of North 55th Street and the northerly 40.00 feet of 20th Street North;

Part of Block 2 and the westerly 50.00 feet of North 55th Street and the southerly 40.00 feet of 20th Avenue North;

All of Block 3 of Korynta-Lemm Subdivision and the north ½ of Vacated 20th Avenue North, excepting therefrom that parcel deeded to the City of Grand Forks by the Warranty Deed recorded at Document # 581141, and also excepting the east 10.00 feet of said Block 3 dedicated as ROW for North 52nd Street by the plat for Korynta-Lemm 6th Resubdivision recorded at Doc # 832994;

All of Block 2 of Korynta-Lemm Subdivision and the south ½ of Vacated 20th Avenue North, excepting therefrom that parcel deeded to the City of Grand Forks by the Warranty Deed recorded at Document # 580540, and also excepting therefrom all of Block 1 of Korynta-Lemm 6th Resubdivision recorded at Doc # 832994, and also excepting therefrom that the East 10.00 feet of said Block 2 dedicated as Right of Way for North 52nd Street by said plat for Korynta-Lemm 6th Resubdivision, also exception that portion of the Right of Way for 19th Avenue North, located within said Block 2, dedicated by said plat for Korynta-Lemm 6th Resubdivision;

All of Block 5 of Korynta-Lemm Subdivision and the north ½ of Vacated 20th Avenue North, excepting therefrom all of Block 3 of Korynta-Lemm 6th Resubdivision recorded at Doc # 832994;

All of Lot 2, Block 6 of the Replat of Block 6, Korynta-Lemm Subdivision and the south ½ of Vacated 20th Avenue North, excepting therefrom all of Block 1 and all of Block 3 of Korynta-Lemm 6th Resubdivision recorded at Doc # 832994, also excepting therefrom that portion of the Right of Way for 19th Avenue North, located within said Lot 2, Block 6 of the Replat of Block 6, Korynta-Lemm Subdivision, dedicated by said plat for Korynta-Lemm 6th Resubdivision;

Also serving unplatted parts follows:

Unplatted parts of Falconer Township: The northerly 250.0 feet of the westerly 100.0 feet and the westerly 130.0 feet of the northerly 467 feet except the northerly 250.0 feet thereof

in the Northwest Quarter of the Northwest Quarter of Section 31, Township 152 North, Range 50 West of the Fifth Principal Meridian

FURTHER RESOLVED That the entire cost, except such part not exceeding one-fifth as the city council may direct to be paid by general taxation, shall be paid by the levy of special assessments upon such properties in amounts proportionate to and not exceed the benefits to be received by them from the improvement, as determined by the Special Assessment Commission and the city council after hearings as required by law.

FURTHER RESOLVED That the City proposes to undertake the acquisition and construction of the project described above (the "Project") and to make original expenditures with respect thereto prior to the issuance of reimbursement bonds, and reasonably expects to issue reimbursement bonds, in one or more series, for the Project in a principal amount not to exceed **\$ 3,540,216.40**. Other than (i) de minimis amounts permitted to be reimbursed pursuant to Section 1.150-2(f)(1) of the Income Tax Regulations (the "Regulations") or (ii) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, the City will not seek reimbursement for any original expenditures with respect to the foregoing Project paid more than 60 days prior to the date of adoption of this resolution. All original expenditures for which reimbursement is sought will be capital expenditures or costs of issuance of the reimbursement bonds.

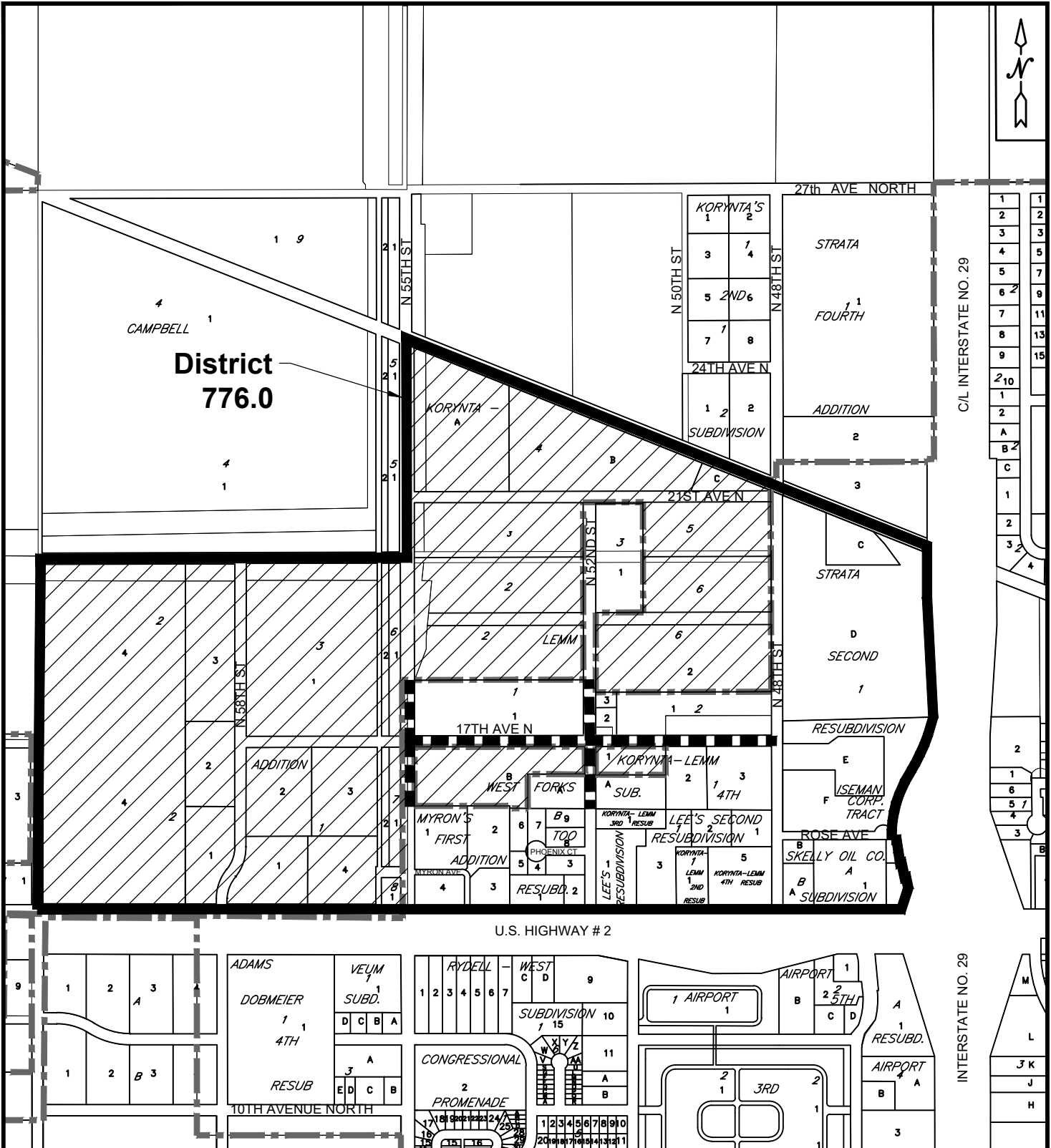
FURTHER RESOLVED That this resolution shall be published once each week for two consecutive weeks in the official newspaper, and the city council shall at its regular meeting to be held **December 1, 2025**, to hear and determine the sufficiency of any written protests which owners of property within the district may file with the city auditor within thirty days after the first publication.

Done by order of the city council of the City of Grand Forks, North Dakota, this 17 day of July 2023.

Approved this 7th day of July, 2023

Maureen Storstad, City Auditor

Brandon Bochenski, Mayor



PAVING & STREET LIGHTS FOR KORYNTA-LEMM 6TH RESUBDIVISION

LEGEND

- PROJECT # 8707
- DISTRICT # 776.0
- ASSESSMENT DISTRICT BOUNDARY
- PROJECT LIMITS
- CITY LIMITS
- FUTURE ASSESSMENT DISTRICT