

RESOLUTION OF NECESSITY

Paving (Mill & Overlay) District No. 799.1, Project No. 9010.1

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 (Mill & Overlay) in and for Paving (Mill & Overlay) District No.799.1, designated as Project No. 9010.1, 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 S 4th St (Rail Road to Gertrude), Bruce Ave (S 5th to Parking Garage), Division Ave (S 4th St to S 3rd St), & Gertrude Ave (S 4th St to Alley)

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 platted land to the City of Grand Forks:

Original Townsite

Lot 1, Less GnRr R/w & all of Lots 3, 5 & 7-16 Inc, Block 30; Lot 1 less BN right of way, West 63' of Lot 4, Less right of way, East 37' of Lot 4 less right of way, That part of west ½ of Lot 2 lying west of GN right of way, That part of Northeast ½ of Lot 2 being North of GN right of way, Lot 5 less BN right of way, Block 31; Lot 2 & North 40' of Lot 4 & Srly ½ of vacated Bruce, Southeast 10' of Lot 4 & All of Lot 6, South ½ of Lot 7 & North 6' of North ½ of Lot 9, Serly 24'6" of Nwrly 25' of Lot 9, South ½ of Lot 9, Lot 8, Lot 10, Lot 11, Lot 12, Block 33; Lots 1 & 3, Lot 5, Block 34;

Partly Lots

Lot 2, 4 & 6, Block 34 Original Township & Viets; Lot 7, 9 & 11, Block 34 Part of Original Township & Viets;

Town of Grand Forks First Resubdivision

Lot 1, Lot 2, Lot 3, Block 1;

Viets

Front 47' of Rear 50' of Lot 1, Front 80' of Lot 1, Lots 2 & 4 (less rear 6' for alley), North ½ of Lot 3 less 6' for alley, South ½ of Lot 3 less 6' for alley, Lots 5 - 12, Block 2; Lot 1, Lots 2, 3, 4, 5, 7 & 9, Lot 6, Lot 8, Lots 10 & 12, Rear 50' of Lot 11, Front 90' of Lot 11, Block 3; Lot 2, Lot 4, Lot 6, Lots 7-12 plus ½ of vacated Franklin Ave, Block 5; Lots 2,4,6,8,10,12 plus ½ of

vacated Franklin Ave, Block 8; Front 90' of Lots 8, 10 & 12, Rear 50' of Lots 8, 10 & 12, Block 34;

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 **\$310,185.40**. 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.

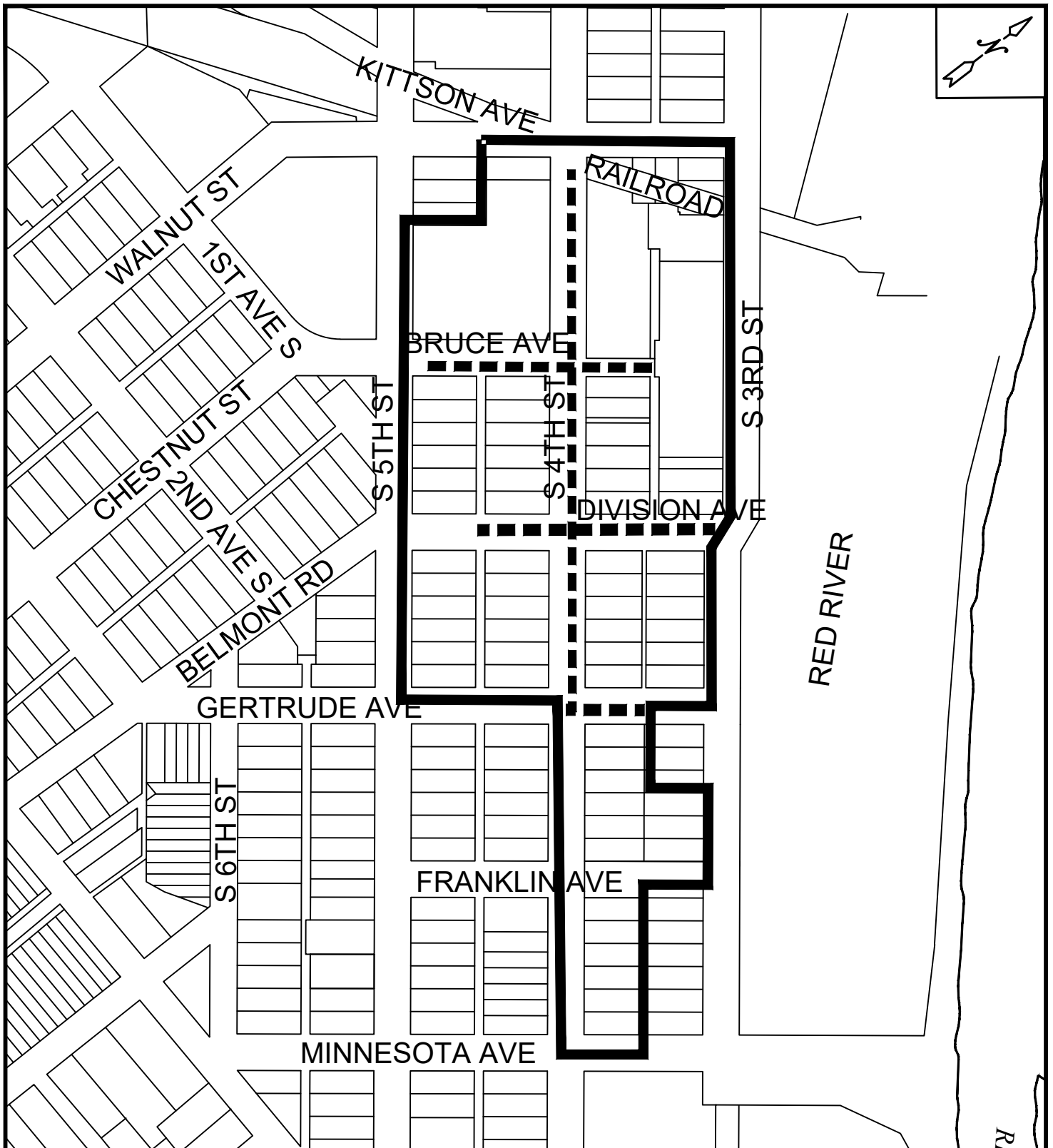
FURTHER RESOLVED That this resolution shall be published once each week for two consecutive weeks in the official newspaper, and the city council shall at its regular meeting to be held **March 16, 2024**, to hear and determine the sufficiency of any written protests which owners of property within the 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 20th day of January, 2026

Approved this 20th day of January, 2026

Maureen Storstad, City Auditor

Brandon Bochenski, Mayor



2026 MILL & OVERLAY

**S 4TH ST (RR TO GERTRUDE) BRUCE (S 5TH ST TO PARKING GARAGE)
 DIVISION (S 4TH ST TO S 3RD ST) GERTRUDE AVE (S 4TH ST TO ALLEY)**

LEGEND

PROJECT # 9010.1

— ASSESSMENT DISTRICT BOUNDARY

DISTRICT # 799.1

- - - PROJECT LIMITS