

Resolution of Necessity

Be it resolved by the Board of Park Commissioners of the City of Bismarck North Dakota that it is hereby found, determined and declared that it is necessary and expedient for the Park District to create Improvement Districts 2009-01 and 2009-02 on the 15th day of January 2009.

District 20069-01 Cottonwood Park: Roadway and parking lot development including base and asphalt, signage and striping, landscaping, land acquisition, common excavation and miscellaneous concrete and trails.

District 2009-02 Pebble Creek Recreation Area: Roadways and parking lot development including base and asphalt, signage and striping, water, sewer, culverts, electrical service, landscaping, land acquisition, miscellaneous concrete, sidewalks, curb, gutter and trails, common excavation.

In accordance with and described in this resolution creating the Improvement Districts, this resolution serves as the report of the proposed projects, engineers preliminary reports and scope of work presented to the Board of Park Commissioners on January 15, 2009 and is on file in the Office of the Park District, 400 East Front Avenue, and available for review.

The costs of improvements are to be paid for by special assessments levied by the Park District against their properties within the city limits of Bismarck.

The Board authorizes the Director to proceed with plan development and final budget for proposed improvements and enter into contract for architectural and engineering services to prepare final concept plans.

Upon receipt of the final concept plans and budget, the Board may accept, modify, add to, or reject all or part of the plan. If accepted, added to, or modified and accepted, the Board authorizes the Director to finalize all design plan and documents and proceed with call for bids for presentation to the Board.

The Director is hereby authorized and directed to publish this resolution, together with a map indicating the improvement locations. The owners of the property within the proposed improvement district shall have the opportunity to file written protests to the Director of Parks and Recreation at the address indicated below within 30 days after the first publication of this resolution. The Board of Park Commissioners shall, after the expiration of said period, on Thursday, February 19, 2009 at 5:15 pm the Tom Baker Room, Bismarck, ND, for the purpose of hearing and determining the sufficiency of any protest filed and receive additional public comment, shall then take such other action with reference to said improvements as may then be deemed necessary and expedient. By order of the Board of Park Commissioners, Bismarck Park District

Approved this 15th day of January 2009.

Steven M. Neu, Director/Clerk
Bismarck Park District
400 East Front Avenue
Bismarck, ND 58504

Publish: January 20, 2009 and February 3, 2009