Commissioner Cymbaluk introduced and moved the adoption of the following Resolution:

RESOLUTION – 11-88

WHEREAS, the City of Williston duly passed a Resolution of Annexation at a regular meeting of the City Commission held on November 22, 2011, a copy of which is marked exhibit “A”, annexed hereto and by reference made a part hereof as much as if the same were recited herein in its entirety; and

WHEREAS, said Resolution was published in the official newspaper of the City of Williston, North Dakota on October 16, 2011 and October 23, 2011; and

WHEREAS, notice of Resolution was mailed to the owner of each parcel of real property within the area to be annexed at the person’s last know mailing address; and

WHEREAS, thirty days has now elapsed from the date of the first publication of such Resolution as evidenced by the hereto for referred to Affidavit of Publication; and

WHEREAS, said Resolution came on for hearing in the City Hall on November 22, 2011 at 6:00 p.m.; and

WHEREAS, protests were not filed by more than one fourth (1/4) of the territory proposed to be annexed;
NOW THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Williston, North Dakota, that the property hereinbefore described in Exhibit “A” shall and is hereby declared to be annexed to the City of Williston, North Dakota, in accordance with and pursuant to Section 40-51.2-07 of the North Dakota Century Code.

E. Ward Koeser, President
Board of City Commissioners

ATTEST:

John Kautzman, City Auditor

Commissioner Bogar seconded the motion. On roll call, the following Commissioners voted in favor of said motion: Bekkedahl, Klug, Cymbaluk, Bogar, Koeser. The following members voted nay: None. The following members were absent and not voting: None. The majority having voted aye, the motion was carried and the Resolution was duly adopted.

STATE OF NORTH DAKOTA  
COUNTY OF WILLIAMS  

On this 1st day of February 2012 before me personally appeared E. Ward Koeser and John Kautzman, known to me to be President of the Board of City Commissioners and City Auditor, respectively, of City of Williston, that is described in and that executed the within instrument, and acknowledged to me that such party executed the same.

RANDY DONNELLY
Notary Public
State of North Dakota
My Commission Expires October 19, 2017

Notary Public
EXHIBIT "A"

RESOLUTION NO. 11-70 A

BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON:

WHEREAS, the City of Williston, Williams County, North Dakota, is a municipal corporation, organized and existing under the laws of the State of North Dakota; and

WHEREAS, there is contiguous and adjacent to the City of Williston a tract or parcel of land hereinafter specifically described, containing approximately 7.10 acres, more or less which tract or parcel of land is not presently a part of the City of Williston.

NOW, THEREFORE, BE IT RESOLVED, by the Board of City Commissioners of the City of Williston, North Dakota, that the boundaries of the City of Williston be, and they are hereby extended to as to include and incorporate within the corporate limits of the City of Williston, Williams County, North Dakota, the following described land, to-wit:

See Attached Map and Description

BE IT FURTHER RESOLVED, by the Board of City Commissioners of the City of Williston, North Dakota, that this Resolution be published in the official newspaper for the City of Williston once each week for two successive weeks, that notice of the Resolution be mailed to the owner of each parcel of real property within the area to be annexed at the person’s last known mailing address, and a hearing be held on November 22, 2011, at 6:00 p.m. in the City Commission Room, City Hall, Williston, North Dakota. The owners of any real property within the territory proposed to be annexed, within 30 days of the first publication of such resolution, may file written protests with the City Auditor protesting against the proposed annexation.

Commissioner __________ BOGAR __________ moved the adoption of the foregoing resolution. The motion was seconded by Commissioner __________ KLUG __________. On roll call vote of the Commissioners, the following Commissioners voted “AYE”: BOGAR, KLUG, CYMBALUK, KOESER, and the following Commissioners voted “NAY”: __________ NONE _____________. Absent and not voting:

BEKKEDAHL
WHEREUPON the motion was passed and the Resolution declared adopted this 22nd day of November, 2011.

E. WARD KOESER, President
Board of City Commissioners

ATTEST:

JOHN KAUTZMAN, City Auditor