

RESOLUTION No. 36860

Declare intent to terminate local improvement district formation proceedings to construct street, sidewalk and stormwater improvements from Long St to Schiller St in the SE 29th Ave Local Improvement District (Resolution; C-10041)

WHEREAS, valid petitions from owners of properties within the proposed SE 29th Avenue Local Improvement District were filed with the Local Improvement District Administrator as contained in Exhibit A (attached to the original only); and

WHEREAS, the Local Improvement District Administrator has reviewed the petitions attached in Exhibit A and determined all of them to be valid; and

WHEREAS, the petitions contain signatures of owners of property representing a majority of the properties which would have been specially benefited by the proposed improvement as evaluated in Exhibit B; and

WHEREAS, as set forth in Section 17.08.010 of City Code the Bureau of Transportation is the Responsible Bureau for the proposed improvement, and the Bureau recommends termination of local improvement district formation proceedings, but the decision whether to proceed rests with City Council; and

WHEREAS, the project is located in the Reed neighborhood, whose neighborhood association was notified of this project on January 7, 2011;

NOW, THEREFORE, BE IT RESOLVED, that the general character and scope of the improvement as petitioned was to remove the existing dirt, gravel and/or hard surface; grade the street to its proper subgrade; construct an asphaltic concrete street with an aggregate base; construct stormwater management facilities; construct sidewalks on both sides of the street; and plant street trees in most locations; and

BE IT FURTHER RESOLVED, that the local improvement district was to have been known as the SE 29th Avenue Local Improvement District and for purposes of the Local Improvement District Formation Hearing as set forth in Section 17.08.070 of City Code, the boundary was as shown in the map in Exhibit C; and

BE IT FURTHER RESOLVED, the preliminary estimate of the cost of the improvements is \$463,544.00 and the Local Improvement District Administrator's level of confidence in the cost estimate for this project as of the filing date of this resolution is "Low" per Exhibit A of Resolution No. 36430 adopted by Council on July 26, 2006, given that project specifications are preliminary; and

BE IT FURTHER RESOLVED, that the assessment methodology of the SE 29th Avenue would have been on an abutting square footage basis; and

BE IT FURTHER RESOLVED, that property owners will not provide funding estimated at \$396,429.57 plus the costs of extra work, if any; and the Bureau of Transportation will not provide funding of overhead costs estimated at \$67,114.43; and

BE IT FURTHER RESOLVED, that the Council does not intend to construct the project; and

BE IT FURTHER RESOLVED, that the limits of the project were to have been the south right-of-way line of SE Long Street and the north right-of-way line of SE Schiller Street, with a stormwater facility to have been constructed in the SE Schiller Street right-of-way; and

BE IT FURTHER RESOLVED, that the Local Improvement District Administrator will not repetition this or a substantially similar local improvement district for six months after adoption of this Resolution pursuant to Section 17.08.060 of City Code.

Adopted by the Council, **MAY 04 2011**

Mayor Sam Adams

Prepared by: Andrew Aebi:slg

Date Prepared: April 19, 2011

LaVonne Griffin-Valade

AUDITOR OF THE CITY OF PORTLAND

By *Emily Matasan*

Deputy

Agenda No. **36860**
RESOLUTION NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: <i>K. Adams</i> MAYOR SAM ADAMS COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other <i>Greg Jones</i></p> <p>Prepared by: Andrew Aebi:slg Date Prepared: April 19, 2011</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date May 4, 2011</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>APR 29 2011</u></p> <p><i>LaVonne Griffin-Valade</i> LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/> Start time: 9:30 AM, Regular Agenda.</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 min. (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	—	
Adams	Adams	✓	