

RESOLUTION No. 37416

Declare intent to terminate local improvement district formation proceedings to construct street, sidewalk, and stormwater improvements in the SW 47th Ave and Brugger St Local Improvement District (Resolution; C-10066)

WHEREAS, a valid petition from an owner of property within the proposed SW 47th Avenue & Brugger Street Local Improvement District was 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 petition attached in Exhibit A and determined it to be valid; and

WHEREAS, the petition, when combined with existing waivers of remonstrance, represent a majority of the properties which would be 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 with the project rests with City Council; and

WHEREAS, the project is located in the Ashcreek neighborhood, whose neighborhood association was notified of this project on February 5, 2019; and

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 petitioned as the SW 47th Avenue & Brugger Street Local Improvement District for properties as shown in the map in Exhibit C; and

BE IT FURTHER RESOLVED, that the preliminary estimate of the cost of the improvements is \$6,652,887.57 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 SW 47th Avenue & Brugger Street Local Improvement District was petitioned on an equal shares basis in three (3) assessment zones; and


BE IT FURTHER RESOLVED, that termination of local improvement district formation proceedings postpones but does not eliminate property owners' future financial obligation to improve these streets currently estimated at \$5,934,934.08; and therefore, the Portland Bureau of Transportation will not provide funding estimated at \$717,953.49 for overhead costs for this local improvement district as currently petitioned; and

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

BE IT FURTHER RESOLVED, that the Council directs 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, MAR 06 2019

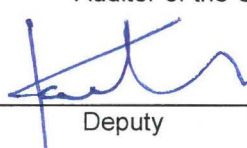
Commissioner Chloe Eudaly
Prepared by: Andrew Aebi:cdb
Date Prepared: February 5, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By 

Deputy

Agenda No.
RESOLUTION NO. 37416
 Title

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INTRODUCED BY Commissioner/Auditor: Chloe Eudaly	CLERK USE: DATE FILED FEB 26 2019
COMMISSIONER APPROVAL Mayor—Finance & Administration – Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Hardesty Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By:  Deputy
BUREAU APPROVAL Bureau: PBOT Group: Policy, Planning & Projects Group Manager: Art Pearce <i>AP</i> Director: Chris Warner <i>AW</i> Prepared by: Andrew Aebi: cdb <i>AAA 2/13/19</i> Supervisor: Millicent Williams Date Prepared: February 5, 2019	ACTION TAKEN:
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	
✓ City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan <i>LJR</i>	
Council Meeting Date March 6, 2019	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Hardesty	3. Hardesty	✓	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	