

## ORDINANCE NO. 149174

(IMPROVEMENT—TIME AND MANNER)

Letter \_\_\_\_\_ Dist. \_\_\_\_\_ Page 41 File C- 9197

An Ordinance providing for the time and manner of improving as a District: NE Brazee Street, NE 84th Avenue, NE 86th Avenue and construct sumps, and declaring an emergency.

## THE CITY OF PORTLAND ORDAINS:

Section 1. That as a District: NE Brazee Street, NE 84th Avenue, NE 86th Avenue and construct sumps, shall be improved as follows:

that the cost of said assessment shall be assessed as provided by the Charter and Ordinances of said City upon the property specially and peculiarly benefited thereby, which property is hereby determined and declared to be all the lots, parts thereof and parcels of land within the district of said City described as follows:

Beginning on the east line of NE 82nd Avenue 120 feet north of the north line of NE Brazee Street; thence east 205 feet parallel to the north line of NE Brazee Street; thence north parallel to the west line of NE 84th Avenue to the south line of NE Russell Street; thence east on the south line of NE Russell Street to a point 225 feet east of the east line of NE 84th Avenue; thence south parallel to the east line of NE 84th Avenue to a point 120 feet north of the north line of NE Brazee Street; thence east parallel to the north line of NE Brazee Street to the west line of NE 86th Avenue; thence south on the west line of NE 86th Avenue to the south line of NE Brazee Street; thence east on the south line of NE Brazee Street to a point 235 feet west of the west line of NE 88th Avenue; thence south parallel to the west line of NE 88th Avenue to the north line of NE Sacramento Street; thence west on the north line of NE Sacramento Street to a point 225 feet south of the west line of NE 88th Avenue; thence north a distance of 100 feet; thence west along a line 100 feet north of and parallel to NE Sacramento Street to the east line of NE 82nd Avenue; thence north to the point of beginning.

That the Council of said City does hereby determine that the character of said improvement to be laid and made shall be as follows:

1st: By grading street to proper subgrade;

2nd: Constructing concrete sidewalk, corner, driveways connections;

3rd: Constructing driveway, concrete, 6 inches thick;

4th: Constructing curb, concrete;

5th: Installing 8 inch concrete pipe;

6th: Installing 10 inch concrete pipe;

7th: Installing 8 inch C.S.P. x 1/8 bend;

8th: Installing standard pre-cast manholes;

9th: Installing 10 inch C.S.P. 90° bends;

10th: Installing inlets;

11th: Removing inlet;

12th: Improving the roadway with asphalt concrete Class "C", 1 inch thick on asphalt concrete Class "B", 2 inches thick on a crushed rock base 6 inches thick;

13th: Skinpatching;

14th: Constructing asphalt concrete driveway connections; and,

15th: Installing standard sumps.

That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$126,680.00; that advertising costs, progress payment interest and a fee for engineering and superintendence will be added to the final cost in accordance with the provisions of the Code of the City of Portland.

Section 4. The contractor or contractors shall take entire charge of the work covered by the contract during the progress of the work and shall be responsible for any loss or accident resulting from carelessness or neglect; and the improvement shall be completed to the satisfaction of the Council of said City of Portland.

Section 5. The contractor or contractors shall complete said work covered by the contract by the time fixed by the Council, to wit: by Oct. 31, 1980, 75 day and upon commencing said work shall continue the same without delay until completed unless the time for the completion of the same be extended by the Council, and the contract shall contain a provision that for each day required for the completion of the work covered by the contract after the expiration of said time there shall be forfeited by the contractor to the City the sum prescribed in the General Specifications adopted pursuant to Section 17.16.010 of the Code of the City of Portland, Oregon.

Section 6. The contract shall also contain a stipulation to the effect that the person, firm or corporation to whom the contract is let shall look for payment only to the fund to be assessed upon the property liable to pay for said improvement and collected and paid into the City Treasury for that purpose, and that neither the contractor nor anyone claiming under him will require the City of Portland by any legal process or otherwise to pay the same out of any other fund.

Section 7. The Auditor is hereby directed to advertise for proposals for the aforesaid improvement.

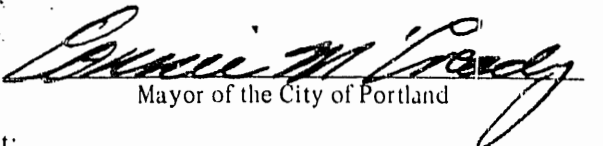
Section 8. The Mayor and Commissioner of Public Works are hereby directed to enter into a contract for the improvement provided for by this Ordinance.

Section 9. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That said improvement should be made as soon as practicable; therefore, an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

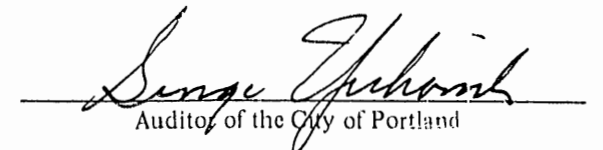
Passed by the Council, FEB 20 1980

Section 2. That said improvement shall in all respects be done and completed in conformity with the plans and specifications therefor heretofore adopted by the Council and in conformity with the requirements of the Code of the City of Portland, Oregon.

Section 3. The contractor or contractors for said improvement shall not dig up or disturb the surface of the street within the limits of said improvement for a greater distance than two blocks without having first obtained a permit to do so from the City Engineer.

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

Letter Dist. Calendar No. 607

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File C-9197

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(IMPROVEMENT)

Time and manner of Improving as a  
District: NE Brazee Street, NE  
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an emergency.

Compared *ce*  
Comm. **FEB 20 1980**

Introduced by

*Mike Lindberg*

Referred to Commissioner of Public  
Works

THE COMMISSIONERS VOTED  
AS FOLLOWS

	YEAS	NAYS
IVANC.E	1	
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
McCREADY	1	

Filed **JAN 30 1980**

**GEORGE YERKOVICH**

AUDITOR OF THE CITY OF PORTLAND

By *Gordon Crall*  
Deputy.

*Removal  
overruled*

*17-Removals.  
petition of 4 that  
do not now remove  
Report of CE & CPW  
dated 2-15-80*