

ORDINANCE NO. 149231

(IMPROVEMENT-TIME AND MANNER)

Letter _____ Dist. _____ Page 61 File C- 9227

An Ordinance providing for the time and manner of improving as a District: All of the Streets Within Phase II of the N. Fessenden HCD Street Improvement Project, and declaring an emergency.

THE CITY OF PORTLAND OKDAINS:

Section 1. That as a District: All of the Streets Within Phase II of the N. Fessenden HCD Street Improvement Project, shall be improved as follows:

that the cost of said improvement 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 at a point on the south line of N. Columbia Boulevard 100 feet east of the east line of N. Exeter Avenue; thence southerly on a line 100 feet east of and parallel to the east line of N. Exeter Avenue to the northwest corner of Lot 19, Block 21, College Place; thence easterly to the northeast corner of said Lot 19; thence southerly to the southeast corner of Lot 2, Block 16, College Place; thence westerly to the southwest corner of said Lot 2; thence southerly on the centerlines of Block 16 and Block 9, College Place, to the northwest corner of Lot 19, Block 9, College Place; thence easterly to the northeast corner of said Lot 19; thence southerly to the southeast corner of Lot 2, Block 4, College Place; thence westerly to the southwest corner of said Lot 2; thence southerly on the east lines of Lots 5 through 23, Block 4, College Place; to the northwest corner of Lot 20, Block 10, Portsmouth Villa Annex; thence easterly to the northeast corner of said Lot 20; thence southerly to the southeast corner of Lot 10, Block 9, Portsmouth Villa Annex; thence westerly to the southwest corner of said Lot 10; thence southerly on the east line of Block A, College Place, to the north line of N. Houghton Street; thence westerly on said north line to the southwest corner of Lot 18, Block B, College Place; thence northerly on the west line of Lots 3 through 18, Block B, College Place, to the southeast corner of Lot 35, Block B, College Place; thence westerly to the southwest corner of said Lot 35; thence northerly to the northwest corner of Lot 36, Block B, College Place; thence northwesterly to the southwest corner of Lot 22, Block 2, College Place; thence northerly on the west line of Lots 1 through 22, Block 2, to the southwest corner of Lot 20, Block 11, College Place; thence easterly to the southeast corner of said Lot 20; thence northeasterly to the northwest

corner of Lot 22, Block 10, College Place; thence easterly to the northeast corner of said Lot 22; thence northerly on the east lines of Lots 23 through 40, Block 10, College Place, and Lots 21 through 38, Block 15, College Place, to the northeast corner of Lot 38, Block 15, College Place; thence westerly on the south line of Lot 38, Block 15, College Place, and Lot 2, Block 14, College Place, to the southwest corner of said Lot 2; thence southerly on the west line of Lots 3 through 20, Block 14, College Place, to the north line of N. Fessenden Street; thence westerly on the north line of N. Fessenden Street to a point 100 feet west of the west line of N. Berkeley Avenue; thence northerly on a line 100 feet west of and parallel to the west line of N. Berkeley Avenue to the north line of N. Cecelia Street; thence easterly to a point on the west line of N. Berkeley Avenue; thence north to a point 50 feet north of the north line of N. Cecelia Street; thence easterly on a line 50 feet north of and parallel to the north line of N. Cecelia Street to the southeast corner of Lot 23, Block 22, College Place; thence northerly on the east line of Lots 23 through 39 of said Block 22, to the south line of N. Columbia Boulevard; thence easterly on the south line of N. Columbia 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 sub-grade;
- 2nd: Constructing concrete sidewalk, corner, driveway connections;
- 3rd: Constructing driveway, concrete, 6 inches thick;
- 4th: Constructing curb, concrete;
- 5th: Constructing stairs, concrete;
- 6th: Sawcut concrete;
- 7th: Installing 8 inch concrete pipe with Class "C" bedding;
- 8th: Installing 10 inch concrete pipe with Class "C" bedding;
- 9th: Relocate 42 L.F. guardrail and posts;
- 10th: Constructing standard

manhole
11th: Constructing catch manhole;
12th: Constructing standard sump;
13th: Installing inlets;
14th: Installing double inlets;
15th: Filling abandoned inlets;
16th: Adjusting manholes;
17th: Filling abandoned sumps;
18th: Improving the roadway with asphalt concrete Class "C" 1-1/2 inches thick on asphalt concrete Class "B" 1-1/2 inches thick on a crushed rock base 6 inches thick;
19th: Skinpatching; and
20th: Constructing asphalt concrete driveway connections.
That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$437,643.00; that advertising costs 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 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.

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: ^{90 days from Notice to Proceed} ~~by November 1, 1980~~, 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.

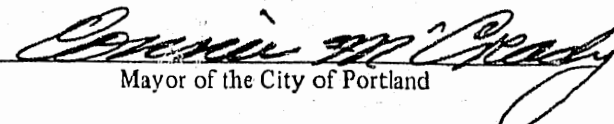
Section 6. The contract shall also contain a stipulation to the effect that the person, firm or corporation to whom the contract is let shall look for payment only to the fund to be assessed upon the property liable to pay for said improvement and collected and paid into the City Treasury for that purpose, 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.

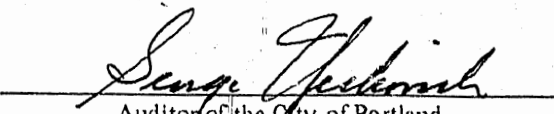
Section 8. The Mayor and Commissioner of Public Works are hereby directed to enter into a contract for the improvement provided for by this Ordinance.

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,


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

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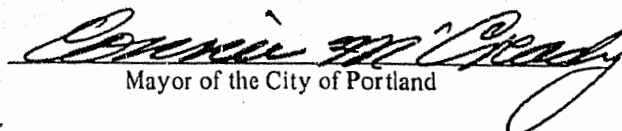
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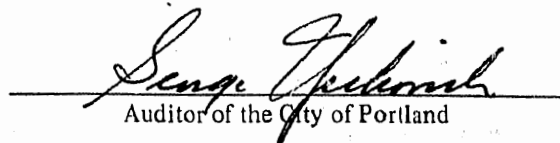
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Mayor of the City of Portland

Attest:


Auditor of the City of Portland

*petition of 5 demonstrating
against parking strip on
N. Clarendon
Report of CE + CPW
Date 2-29-80*

Letter Dist Calendar No. 757

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(IMPROVEMENT)

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Within Phase II of the N.
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Project, and declaring an emergency.

Compared *SE*
Council MAR 5 1980

Introduced by *Mike Lindberg*

Referred to Commissioner of Public
Works

THE COMMISSIONERS VOTED AS FOLLOWS		
	YEAS	NAYS
IVANC.E	/	
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
McCREADY	/	

Filed FEB 12 1980

GEORGE YERKOVICH
AUDITOR OF THE CITY OF PORTLAND

By *Gordon C. Hall*
Deputy.