

ORDINANCE NO. 149320

(IMPROVEMENT-TIME AND MANNER)

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An Ordinance providing for the time and manner of improving N. Amherst Street from the west line of N. Burr Avenue to the east line of N. Alma Avenue, and declaring an emergency.

THE CITY OF PORTLAND ORDAINS:

Section 1. That N. Amherst Street from the west line of N. Burr Avenue to the east line of N. Alma Avenue, 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 the southeast corner of the north half of Lot 8, Block 21, South St. Johns; thence northwesterly to the southwest corner of the north one half of Lot 7, Block 21; thence southwesterly to the southeast corner of Lot 6, Block 21; thence northwesterly to the southwest corner of Lot 5, Block 21; thence southwesterly to the southeast corner of Lot 4, Block 21; thence northwesterly to the southwest corner of Lot 1, Block 21; thence northeasterly on the east line of N. Burr Avenue to the northwest corner of the south half of Lot 16, Block 19; thence southeasterly to the northeast corner of the south half of Lot 15, Block 19; thence northeasterly to the northwest corner of Lot 14, Block 19; thence southeasterly to the northeast corner of Lot 11, Block 19; thence southwesterly to the northwest corner of the south half of Lot 10, Block 19; thence southeasterly to the northeast corner of the south half of Lot 9, Block 19; thence southwesterly along the west line of N. Alma Avenue 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 the proper subgrade.

2nd: Construct concrete sidewalks, corner, driveway connections;

3rd: Construct concrete driveway 6" thick.

4th: Construct concrete curb;

5th: Installing 8" Concrete Pipe with Class "C" bedding;

6th: Moving inlets;

7th: Improving the roadway with asphalt concrete Class "C", 1-1/2" thick, on asphalt concrete Class "B", 1-1/2" thick, on a crushed rock base 8" thick;

8th: Skinpatching.

That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$41,325.10; that advertising costs, right-of-way cost, 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.

GENERAL CONDITIONS

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: ^{30 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.

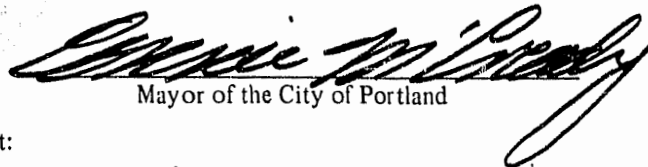
Section 6. The contract shall also contain a stipulation to the effect that the person, firm or corporation to whom the contract is let shall look for payment only to the fund to be assessed upon the property liable to pay for said improvement and collected and paid into the City Treasury for that purpose, 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, **MAR 27 1980**



Mayor of the City of Portland

Attest:



Auditor of the City of Portland

no returns

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Compared PC
Council MAR 26 1980

Introduced by Mike Lindberg

Referred to Commissioner of Public Works

THE COMMISSIONERS VOTED AS FOLLOWS		
	YEAS	NAYS
IVANCIE	1	
JORDAN		
LINDBERG	1	
SCHWAB		
McCREADY		

Filed MAR 4 1980

GEORGE YERKOVICH

AUDITOR OF THE CITY OF PORTLAND

By Gordon Hall
Deputy.