

ORDINANCE NO. 149357

(IMPROVEMENT-TIME AND MANNER)

Letter _____ Dist. _____ Page 45 File C- 9221

An Ordinance providing for the time and manner of improving streets within District No. 1 of the Lents HCD improvement project, and declaring an emergency.

THE CITY OF PORTLAND ORDAINS:

Section 1. That streets within District No. 1 of the Lents HCD 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 SE Holgate Boulevard 100 feet east of the east line of SE 88th Avenue; thence southerly along the line 100 feet east of and parallel to the east line of SE 88th Avenue to the extension of the south line of SE Liebe Street; thence southerly to the northeast corner of Lot 1, Block 4, Shadywood Park; thence southerly to the southeast corner of Lot 10 of said Block 4; thence easterly to a point 25 feet north of the north line of SE Steele Street on the extension of the east line of SE 89th Avenue; thence southerly along the extension of the east line of SE 89th Avenue to the north line of SE Steele Street; thence southwesterly to the northeast corner of Lot 10, Block 2, Evergreen Park; thence southerly 50 feet along the west line of SE 89th Avenue to a point; thence westerly 116 feet along a line parallel to and 50 feet north of the south line of said Lot 10 to a point; thence southerly to a point 50 feet east of the west line of said Lot 10 on the south line of said Lot 10; thence westerly to the southwest corner of said Lot 10; thence southerly to the southeast corner of Tax Lot 43, Section 16, T1S, R2E, W.M.; thence westerly to the northwest corner of Tax Lot 125 of said Section 16; thence southerly to the southwest corner of Tax Lot 125; thence westerly to the northwest corner of Tax Lot 132 of said Section 16; thence southerly to the southwest corner of Tax Lot 43 of said Section 16; thence westerly to the southwest corner of Tax Lot 84 of said Section 16; thence northerly to a point 69.25 feet west of the west line of SE 88th Avenue along the north line of Tax Lot 96 of said Section 16; thence westerly to the southeast corner of Tax Lot 102 of said Section 16; thence northerly to the northeast corner of said Tax Lot 102; thence northerly to the mid-point of the south line of Tax Lot 29 of said Section 16; thence northerly to the mid-point of a line parallel to and 18.82 feet south of the north line of Lot 2, Block 1, Shadywood Park; thence westerly to a

point 18.82 feet south of the northwest corner of said Lot 2 on the west line of said Lot 2; thence northerly to the southeast corner of Lot 1, Block 5, Rayburn Park; thence westerly to the southwest corner of said Lot 1; thence westerly to a point 10 feet south of the southeast corner of Lot 1, Block 2, Rayburn Park on the east line of SE 87th Avenue; thence westerly to a point 10 feet south of the southwest corner of said Lot 1 on the east line of SE 86th Court; thence northerly to the northwest corner of said Lot 1; thence westerly to a point 101.59 feet west of the west line of SE 86th Court along the extension of the south line of SE Steele Street; thence northerly to the southeast corner of Lot 3, Block 3, Stith's Addition; thence northerly to the northeast corner of Lot 1 of said Block 3; thence easterly to a point 10 feet east of the southwest corner of Lot 3, Block 4, Magdalena Park on the south line of said Lot 3; thence northerly to a point 10 feet east of the southwest corner of Lot 5, Block 5, Magdalena Park on the south line of said Lot 5; thence westerly to the southwest corner of Lot 5, Block 6, Magdalena Park; thence northerly to the southwest corner of Lot 6, Block 6, Diels' Addition; thence westerly to the southwest corner of Lot 6, Block 7, Diels' Addition; thence southerly to the southwest corner of Lot 5 of said Block 7; thence westerly to the southwest corner of Lot 5, Block 8, Magdalena Park; thence northerly to the northwest corner of Lot 1 of said Block 8; thence westerly to the southwest corner of Lot 4, Block 8, Diels' Addition; thence northerly to the southeast corner of Lot 2 of said Block 8; thence westerly to the southwest corner of said Lot 2; thence northerly to the northwest corner of Lot 1, Block 1, Diels' Addition; thence easterly to the southwest corner of Lot 9, Block 10, Elmira; thence northerly to the northwest corner of Lot 5, Block 1, Elmira; thence westerly to the mid-point of the south line of Tax Lot 1, Section 16, T1S, R2E, W.M.; thence northerly to the southwest corner of Lot 9, Block 1, Heyting Addition; thence northerly to the northwest corner of Lot 5 of said Block 1; thence easterly to the southwest corner of Lot 4 of said Block 1; thence northerly to the northwest corner of said Lot 4; thence easterly to the northeast corner of Lot 2, Block 2, Heyting Addition; thence northerly to

the southeast corner of said Lot 1; thence easterly to the southwest corner of Lot 4 of said Block 2; thence northerly to the northwest corner of said Lot 4; thence easterly along the south line of SE Holgate Boulevard to the point of beginning. Excluding the area beginning at the northeast corner of Lot 17, Block 6, Saginaw Heights; thence southerly to the southeast corner of Lot 11 of said Block 6; thence westerly to the southwest corner of said Lot 11; thence northwesterly to the southeast corner of Tax Lot 139, Section 16, T1S, R2E, W.M.; thence westerly to the northwest corner of Tax Lot 1, Block 3, Glennacres; thence northerly to the mid-point of the north line of Lot 3, Block 4, Heyting Addition; thence easterly to the northeast corner of Tax Lot 139, Section 16, T1S, R2E, W.M.; thence northeasterly to the northwest corner of Lot 17, Block 6, Saginaw Heights; thence easterly to the point of beginning. Also excluding the area

beginning at the northeast corner of Lot 2, Block 7, Elmira; thence southerly to the southeast corner of Lot 2, Block 3, Diels Addition; thence westerly to the southwest corner of Lot 5, Block 2, Diels Addition; thence northerly to the northwest corner of Lot 7, Block 8, Elmira; thence easterly 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: Clearing and Grubbing;
- 2nd: Excavation, Common;
- 3rd: Excavation, Concrete;
- 4th: Excavation, Common Trench;
- 5th: Granular Trench Backfill;
- 6th: Embankment, Common Backfill Material;
- 7th: Concrete Sidewalk, Corner, Driveway Connections;
- 8th: Driveway, Concrete 6 Inches Thick;
- 9th: Curb, Concrete;
- 10th: Sawcut Concrete;
- 11th: Concrete Steps;
- 12th: 10-inch Concrete Pipe with Class C Bedding;
- 13th: 12-inch Concrete Pipe with

- Class C Bedding;
 - 14th: Precast Sump, 30 Feet Deep;
 - 15th: Precast Sump, 20 Feet Deep;
 - 16th: Sedimentation Manholes;
 - 17th: Adjust Existing Sump;
 - 18th: Adjust Manhole (24" Diameter);
 - 19th: Adjust Manhole (48" Diameter);
 - 20th: Convert Sump to Sedimentation Manhole;
 - 21st: Rain Drain, 3 Inch Diameter;
 - 22nd: Inlets, Single;
 - 23rd: Inlets, Double;
 - 24th: Adjusting Inlets;
 - 25th: Filling Abandoned Inlets;
 - 26th: Aggregate Base 4 Inches Thick;
 - 27th: Aggregate Base 6 Inches Thick;
 - 28th: Asphalt Concrete Pavement Class B, 1 1/4 Inches Thick;
 - 29th: Asphalt Concrete Pavement Class C, 1 1/4 Inches Thick;
 - 30th: Asphalt Concrete Skinpatch;
 - 31st: Asphalt Concrete Driveway Connection, Class C, 3 Inches Thick;
 - 32nd: Retaining Wall No. 1;
 - 33rd: Retaining Wall No. 2;
 - 34th: Retaining Wall No. 3;
 - 35th: Retaining Wall No. 4;
 - 36th: Retaining Wall No. 5;
 - 37th: Retaining Wall No. 6;
 - 38th: Retaining Wall No. 7;
 - 39th: Retaining Wall No. 8;
 - 40th: Retaining Wall No. 9;
 - 41st: Retaining Wall No. 10 with Steel;
 - 42nd: Retaining Wall No. 11 with Steel;
 - 43rd: Rock Retaining Wall;
 - 44th: Fence Reconstruction — Chain Link;
 - 45th: Fence Reconstruction — Wood;
 - 46th: Fence Removal — Chain Link;
 - 47th: Fence Removal — Wood;
 - 48th: Chain Link Fence;
 - 49th: Concrete Valley Gutter; and
 - 50th: Organic Mulch.
- That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$1,487,196.00; 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: ^{150 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.

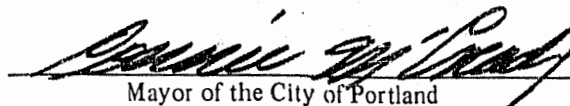
Section 6. The contract shall also contain a stipulation to the effect that the person, firm or corporation to whom the contract is let shall look for payment only to the fund to be assessed upon the property liable to pay for said improvement and collected and paid into the City Treasury for that purpose,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

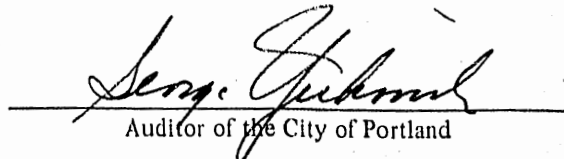
Section 8. The Mayor and Commissioner of Public Works are hereby directed to enter into a contract for the improvement provided for by this Ordinance.

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, **APR 3 1980**


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

*Removal
of street*

*6 letters of memo.
1- petition representing
8 ppty owners memo.*

*Report of CE & CPW
dated 3-78-80*

*2- late memo.
1- late letter forwarding*

Letter Dist. Calendar No. 1091

Page 45

File C- 9221

Ordinance No. 149357
(IMPROVEMENT)

Time and manner of Improving streets
within District No. 1 of the Lents
HCD improvement project, and
declaring an emergency.

Compared *DE*
Council APR 2 1980

Introduced by *Mike Lindberg*

Referred to Commissioner of Public
Works

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

Filed MAR 11 1980
GEORGE YERKOVICH

AUDITOR OF THE CITY OF PORTLAND

By *Gordon Crowell*
Deputy.