

## ORDINANCE NO. 149973

(IMPROVEMENT—TIME AND MANNER)

Letter \_\_\_\_\_ Dist. \_\_\_\_\_ Page 99 File C 9219

An Ordinance providing for the time and manner of improving as a District: SW Brugger Street from the east line of SW 50th Avenue to the west line of SW 51st Avenue; SW 50th Avenue from the centerline of SW Taylors Ferry Road to the south line of SW Brugger Street and construct a storm sewer, and declaring an emergency.

## THE CITY OF PORTLAND ORDAINS:

Section 1. That as a District: SW Brugger Street from the east line of SW 50th Avenue to the west line of SW 51st Avenue; SW 50th Avenue from the centerline of SW Taylors Ferry Road to the south line of SW Brugger Street and construct a storm sewer, 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 on the east line of SW 51st Avenue at a point 100 ft. north of the north line of SW Brugger St.; thence east parallel to the north line of SW Brugger St. to the west line of SW 50th Avenue; thence south on the west line of SW 50th Ave. to its intersection with the north line of SW Brugger St.; thence southeasterly to the south line of SW Brugger St. at its intersection with the east line of SW 50th Ave.; thence east 50 ft. on the south line of SW Brugger St.; thence south 100 ft. parallel to the east line of SW 50th Ave.; thence east parallel to the south line of SW Brugger St. to a point 100 ft. east of the east line of SW 50th Ave.; thence south parallel to the east line of SW 50th Ave. to the north line of SW Taylors Ferry Road; thence west on the north line of SW Taylors Ferry Road to a point 50 ft. west of the west line of SW 50th Ave.; thence north parallel to the west line of SW 50th Ave. to the point 350 ft. south of the south line of SW Brugger St.; thence west 50 ft. parallel to the south line of SW Brugger St.; thence north parallel to the west line of SW 50th Ave. to a point 100 ft. south of the south line of SW Brugger St.; thence west parallel to the south line of SW Brugger St. to the east line of SW 51st Ave.; 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 the proper subgrade;
  - 2nd: Constructing driveway connections;
  - 3rd: Constructing concrete driveway 6" thick;
  - 4th: Constructing concrete curb;
  - 5th: Installing 8-inch concrete pipe;
  - 6th: Installing 10-inch concrete pipe;
  - 7th: Installing field inlet, Std. Plan No. 211-C;
  - 8th: Installing double inlet, Std. Plan No. 211-B;
  - 9th: Constructing inlets;
  - 10th: Adjusting manholes;
  - 11th: 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 6" thick;
  - 12th: Skinpatching;
  - 13th: Resetting stop sign;
  - 14th: Constructing a storm sewer.
- That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$35,718.00; that advertising costs, progress payment interest, 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.

ORDINANCE NO. 11074

AN ORDINANCE TO AMEND THE CITY CHARTER

OF THE CITY OF PORTLAND, OREGON

BEFORE THE CITY OF PORTLAND, OREGON, COMMISSIONERS OF THE CITY OF PORTLAND, OREGON, IN A PUBLIC HEARING HELD AT THE CITY CLERK'S OFFICE, IN THE CITY OF PORTLAND, OREGON, ON THE 11TH DAY OF MAY, 1954, THE FOLLOWING RESOLUTION WAS PASSED:

RESOLUTION NO. 11074

WHEREAS, the City of Portland, Oregon, has adopted the following resolution:

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 ~~75 days from Notice to Proceed~~ by the Council, to wit 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.

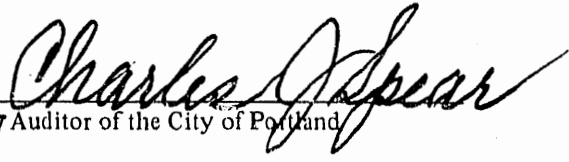
Section 7. The Auditor is hereby directed to advertise for proposals for the aforesaid improvement.

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, JUL 9 1980

Attest:

  
Chief Deputy Auditor of the City of Portland

*Removal  
of sewer*

*1 removal.  
Report of CEd dated 7/7/80*

Letter Dist. Calendar No. \_\_\_\_\_

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(IMPROVEMENT)

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SW 50th Avenue from the centerline  
of SW Taylors Ferry Road to the  
south line of SW Brugger Street and  
construct a storm sewer, and  
declaring an emergency.

*Commissioner*  
*CLERK* **JUL 29 1980**  
Introduced by Mike Lindberg

Referred to Commissioner of Public  
Works

THE COMMISSIONERS VOTED AS FOLLOWS		
	YEAS	NAYS
IVANCIE	<u>1</u>	
JORDAN	<u>1</u>	
LINDBERG	<u>1</u>	
SCHWAB	<u>1</u>	
McCREADY	<u>1</u>	

Filed JUN 20 1980

**GEORGE YERKOVICH**  
AUDITOR OF THE CITY OF PORTLAND

By Gordon D. [Signature]  
Deputy.