

# ORDINANCE NO. 151405

(IMPROVEMENT-TIME AND MANNER)

Letter D Page 11 File C- 9223

An Ordinance providing for the time and manner of improving SW Dolph Ct. from the centerline of SW 21st Avenue to its westerly terminus, constructing a storm sewer, and declaring an emergency.

## THE CITY OF PORTLAND ORDAINS:

Section 1. That SW Dolph Ct from the centerline of SW 21st Avenue to its westerly terminus, constructing a storm sewer, shall be improved as follows:

that  
the improvement shall be  
in accordance with the  
plans and specifications  
submitted to the City  
Engineer and approved  
by him. The work shall  
be completed within  
the time specified in  
the plans and specifications.  
The City Engineer shall  
have the right to stop  
the work at any time  
if it is not being  
completed in accordance  
with the plans and  
specifications.  
The City Engineer shall  
also have the right to  
require the contractor  
to furnish a bond in  
accordance with the  
provisions of the Code  
of the City of Portland.  
The contractor shall  
be responsible for the  
cost of the improvement  
except the cost of the  
storm sewer which shall  
be paid by the City.

2nd. Constructing concrete driveway  
connections.  
3rd. Constructing curb and sidewalk  
connections.  
4th. Constructing concrete driveway  
connections.  
5th. Constructing concrete curb  
and sidewalk connections.  
6th. Installing 10" concrete pipe.  
7th. Installing pipe bedding. Class  
C.  
8th. Installing curb and sidewalk  
connections.  
9th. Installing concrete curb  
and sidewalk connections.  
10th. Installing concrete driveway  
connections.  
11th. Improving the roadway with  
asphalt concrete. The thickness  
of the asphalt concrete shall be  
three (3) inches or more of thick-  
ness.  
12th. Constructing  
13th. Constructing a storm sewer.  
That the estimated cost of said im-  
provement in accordance with said  
plans, specifications and estimates is  
\$38310.00 that advertising costs, prog-  
ress payment interest, and a fee for en-  
gineering 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: 45 days after receipt of notice to proceed by August 1, 1981, 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 15 1981**

\_\_\_\_\_  
Mayor of the City of Portland

Attest:

\_\_\_\_\_  
Auditor of the City of Portland

*3 - remone*  
*copy of CC sketch*  
*11/12/81*

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*Remone  
approved*

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Time and manner of Improving  
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its westerly terminus,

constructing a storm sewer,  
and declaring an emergency.

Introduced by Mike Lindberg *1981*

Referred to Commissioner of Public  
Works

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

Filed MAR 24 1981

**GEORGE YERKOVICH**

AUDITOR OF THE CITY OF PORTLAND

By John C. Wall  
Deputy.

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Passed by the Council, **APR 15 1981**

\_\_\_\_\_  
Mayor of the City of Portland

Attest:

\_\_\_\_\_

*George G. Johnson*  
\_\_\_\_\_  
Auditor of the City of Portland

3 - remon  
Report of CC dated  
4/23/81

Letter D Calendar No. 1172

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File C- 9223

*Remon  
approved*

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106-  
1561

Referred to Commissioner of Public  
Works

THE COMMISSIONERS VOTED  
AS FOLLOWS

	YEAS	NAYS
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
STRACHAN	1	
IVANCIE	1	

Filed MAR 24 1981

**GEORGE YERKOVICH**

AUDITOR OF THE CITY OF PORTLAND

By John C. Wall  
Deputy.