

RESOLUTION No. 36783 As Amended

Declare intent to initiate local improvement district formation proceedings to construct street, sidewalk and stormwater improvements from NE Glisan Street to 74 feet north of NE Davis Street in the NE 97th Avenue Green Street Local Improvement (Resolution; C-10035)

WHEREAS, valid petitions from owners of properties within the proposed NE 97th Avenue Green Street Local Improvement District were filed with the Local Improvement District Administrator as contained in Exhibit A (attached to the original only); and

WHEREAS, the Local Improvement District Administrator has reviewed the petitions attached in Exhibit A and determined all of them to be valid; and

WHEREAS, as set forth in Section 17.08.010 of City Code the Bureau of Transportation is the Responsible Bureau for the proposed improvement, and the Bureau recommends initiation of local improvement district formation proceedings; and

WHEREAS, the petitions contain signatures of owners of property representing a majority of the properties which will be specially benefited by the proposed improvement as evaluated in Exhibit B; and

WHEREAS, the project is located in the Hazelwood neighborhood, whose neighborhood association was notified of this project on April 1, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the general character and scope of the improvement is to remove the existing asphaltic concrete, dirt, and gravel; grade the street to its proper subgrade; construct an asphaltic concrete street with an aggregate base; construct stormwater drainage facilities primarily consisting of stormwater curb extensions; construct sidewalks on both sides of the street as necessary to provide a complete pedestrian connection to current City standards; and plant street trees in most locations; and

BE IT FURTHER RESOLVED, that the Council declares the intent of the City of Portland to initiate local improvement district formation proceedings to construct street, sidewalk and stormwater improvements on NE 97th Avenue from NE Glisan Street to 74 feet north of NE Davis Street, plus any transition work on abutting street segments, intersections, Oregon Department of Transportation right-of-way, and/or adjacent property determined to be necessary by the City Engineer; and

BE IT FURTHER RESOLVED, that the local improvement district shall be known as the NE 97th Avenue Green Street Local Improvement District and for purposes of the Local Improvement District Formation Hearing as set forth in Section 17.08.070 of City Code, the boundary shall be as shown in the map in Exhibit C; and

BE IT FURTHER RESOLVED, the preliminary estimate of the cost of the improvements is \$1,157,750.41 and the Local Improvement District Administrator's level of confidence in the cost estimate for this project as of the filing date of this resolution is "Low" per Exhibit A of Resolution No. 36430 adopted by Council on July 26, 2006, given that project specifications are preliminary; and

BE IT FURTHER RESOLVED, that the assessment methodology of the NE 97th Avenue Green Street Local Improvement District shall be on an abutting linear footage basis, unless this assessment methodology is modified by Council at the Local Improvement District Formation Hearing; and

BE IT FURTHER RESOLVED, that the exempt properties will be assessed only if the owner of a benefited property enters into an Extra Work Agreement to construct additional street improvements either on NE 97th Avenue south of 74 feet north of NE Davis Street or to construct a new east-west street connection from NE 97th Avenue to NE 99th Avenue; and acceptance of an Extra Work Agreement to expand the project scope shall be at the sole discretion of the City Engineer, and costs of which will be segregated from the core project to construct improvements to NE 97th Avenue from NE Glisan Street to 74 feet north of NE Davis Street; and

BE IT FURTHER RESOLVED, that property owners will provide funding estimated at \$438,659.72 plus the costs of extra work, and the Portland Development Commission (PDC) will provide funding estimated at \$719,090.69 with \$302,090.69 from Gateway Urban Renewal Area tax-increment funds and \$417,000.00 of PDC funding from grants funds administered by the Bureau of Environmental Services; and

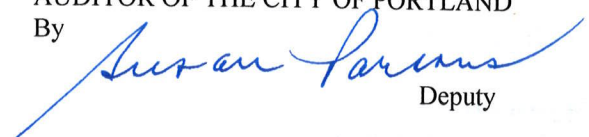
BE IT FURTHER RESOLVED, that the Council intends to construct the project; and

BE IT FURTHER RESOLVED, that the Council directs the Local Improvement District Administrator to initiate local improvement district formation proceedings as set forth in Section 17.08.070 of City Code and to schedule a Local Improvement District Formation Hearing on May 26, 2010 at 9:30 AM or on the earliest practicable date thereafter.

Adopted by the Council, APR 28 2010

Mayor Sam Adams
Prepared by: Andrew Aebi:slg
Date Prepared: April 9, 2010

LaVonne Griffin-Valade
AUDITOR OF THE CITY OF PORTLAND
By


Deputy

Agenda No.
RESOLUTION NO.
Title

36783 As Amended

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>F. Pittman on behalf of Mayor Adams</i> COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other <i>DL</i> <i>AV</i></p> <p>Prepared by: Andrew Aebi:slg <i>AHA</i> Date Prepared: April 8, 2010 <i>4/09/10</i></p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date APRIL 28, 2010</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>APR 23 2010</u></p> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA

TIME CERTAIN
Start time: **10:00 AM**

Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: _____
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	<i>Adams</i>	✓	
2. Fish	<i>FISH</i>	✓	
3. Saltzman		_____	
4. Leonard		✓	
Adams		✓	