

SUBSTITUTE

3 6 8 0 3

RESOLUTION No.

Declare intent to initiate local improvement district formation proceedings to construct street and stormwater improvements south of NE Whitaker Way in the NE 136th Ave Phase I Local Improvement District (Resolution; C-10036)

WHEREAS, valid petitions from owners of properties within the proposed NE 136th Avenue Phase I 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 Argay neighborhood, whose neighborhood association was notified of this project on June 15, 2010;

NOW, THEREFORE, BE IT RESOLVED, that the general character and scope of the improvement is to remove the existing dirt, gravel and/or hard surface; grade streets to their proper subgrade; construct asphaltic concrete streets with an aggregate base; construct stormwater drainage facilities consisting of curb extensions with water quality treatment facilities; construct sidewalks on both sides of the street; 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 and stormwater improvements on NE 136th Avenue from 80 feet south of the south right-of-way line of NE Whitaker Way to the north property line of 4525 NE 136th Avenue, plus any transition work on abutting street segments, intersections, and/or adjacent property determined to be necessary the City Engineer; transition work is anticipated on NE 136th Avenue from the south right-of-way line of Whitaker Way to 80 feet south; and

BE IT FURTHER RESOLVED, that although petitioned as the NE 136th Avenue Local Improvement District, the local improvement district shall instead be known as the NE 136th Avenue Phase I 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 \$865,110.60 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 136th Avenue Phase I 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 property owners will provide funding estimated at \$865,110.60 plus the costs of extra work, and the Portland Bureau of Transportation will fund overhead costs in the estimated amount of \$91,070.78; 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 August 25, 2010 at 9:30 AM or on the earliest practicable date thereafter.

Adopted by the Council,

JUL 28 2010

Mayor Sam Adams
Prepared by: Andrew Aebi:slg
Date Prepared: July 21, 2010

LaVonne Griffin-Valade
AUDITOR OF THE CITY OF PORTLAND

By



Deputy

S-1082

J140

Agenda No.
SUBSTITUTE RESOLUTION NO.
Title

SUBSTITUTE
36803

Declare intent to initiate local improvement district formation proceedings to construct street and stormwater improvements south of NE Whitaker Way in the NE 136th Ave Phase I Local Improvement District (Resolution; C-10036)

<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>K. Dillmann 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>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other <i>AHA 7/21/10</i></p> <p>Prepared by: Andrew Aebi:slg Date Prepared: July 21, 2010</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 JULY 28, 2010</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>JUL 23 2010</u></p> <p><i>LaVonne Griffin-Valade</i> 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
<p>TIME CERTAIN <input checked="" type="checkbox"/> Start time: 9:30 AM</p> <p>Total amount of time needed: 15 min (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Leonard	4. Leonard <input checked="" type="checkbox"/>	
Adams	Adams <input checked="" type="checkbox"/>	