

# ORDINANCE NO. 105976

(IMPROVEMENT - TIME AND MANNER)

Letter...H.....Page.....9.....File C - 7149.....

An Ordinance providing for the time and manner of improving N. Hudson Street from the center line of N. St. Louis Avenue to the center line of N. Trumbull Avenue, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. That N. Hudson Street from the center line of N. St. Louis Avenue to the center line of N. Trumbull Avenue, shall be improved as follows:

- 1st: By grading said street to the proper subgrade;
- 2nd: By reconstructing sidewalk (concrete);
- 3rd: By reconstructing concrete driveway;
- 4th: By adjusting a manhole to grade;
- 5th: By improving the roadway with gravel 6 inches thick and oil mat surfacing.

All of which shall be made in accordance with the Charter and Ordinances of the City of Portland and the plans and specifications of the City Engineer of said City filed in the office of the City Auditor of said City on the 21st day of February, 1957, endorsed: "PLANS, SPECIFICATIONS AND PRELIMINARY ESTIMATE for two or more kinds of appropriate improvements, and the PROBABLE TOTAL COST of each class of improvement, including all items of material and work required in improving N. Hudson Street from the center line of N. St. Louis Avenue to the center line of N. Trumbull Avenue together with a map and description of the boundaries of the proposed assessment district to be benefited and assessed therefor," which plans and specifications are satisfactory to the Council and are hereby approved and adopted.

That the cost of said improvement shall be assessed as provided by the Charter and Ordinances of the City of Portland upon all the lots, parts thereof and parcels of land lying within the district bounded and described as follows:

Beginning on the southerly line of N. Trumbull Avenue 126.5 feet westerly of the westerly line of N. Hudson Street; thence easterly along the southerly line of N. Trumbull Avenue to 126.5 feet easterly of the easterly line of N. Hudson Street; thence southerly parallel to the easterly line of N. Hudson Street to the northerly line of N. St. Louis Avenue; thence westerly along the northerly line of N. St. Louis Avenue to 126.5 feet westerly of the westerly line of N. Hudson Street; thence northerly to the point of beginning.

That the amount of the lowest responsible bid submitted for said character of improvement is:

Excavation, Earth, per cu. yd.	\$ 1.25
Excavation, Concrete, Sidewalk, Curb, per cu. yd.	5.00
Sidewalk, Concrete, per sq. ft.	1.00
Driveway, Concrete No. 3, six inches thick, per sq. yd.	6.00
Adjusting Manhole to Grade, each	25.00
Gravel 6 inches thick, per cu. yd.	3.00
Oil mat surfacing	

Per sq. yd. . . . . 40  
aggregating \$1,552.50, according to said City Engineer's estimate of the quantities required; that said City Engineer's estimate of the probable cost of said improvement was \$1,603.00. Six per cent will be added to final cost for engineering and superintendence.

ORDINANCE NO. 105376

IMPROVEMENT - TIME AND MANNER

Section 1. That the City Engineer be and he is hereby authorized to

An Ordinance providing for the time and manner of improving N. Hudson Street from the center line of N. 30. Louis Avenue to the center line of N. Trembly Avenue, and declaring an emergency.

The City of Portland does ordain as follows:

Section 2. That N. Hudson Street from the center line of N. 30. Louis Avenue to the center line of N. Trembly Avenue, shall be improved as follows:

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 Ordinance No. 76971.

Section 3. The surface of the street shall be cleared of all timber, planks or other obstructions, excepting such sidewalks, cross-walks and plank roadways of the proper width, as are in good condition, and are on the established grade, and which are not included in the estimate of the City Engineer for said improvement.

Section 4. 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.

## ORDINANCE NO. 105976

Section 5. 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.

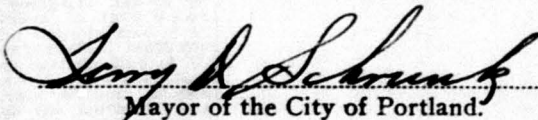
Section 6. The contractor or contractors shall complete said work covered by the contract within the time fixed by the Council, to wit: 90 days from the date of the passage of this Ordinance, and upon commencing said work shall continue the same without delay until completed unless the time for the completion 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 Section 5-418 of said Ordinance No. 76971.

Section 7. 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 8. The Mayor and Commissioner of Public Works are hereby directed to enter into a contract for the improvement provided for by this Ordinance.

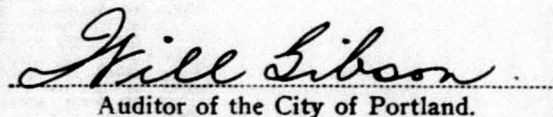
Section 9. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That said improvement should be made, if possible, before winter weather sets in; therefore, an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, MAY 29 1957

  
Mayor of the City of Portland.

Attest:



  
Auditor of the City of Portland.



Letter H Calendar No. 2186

Page 9 2467

File C - 7149

**ORDINANCE NO. 105976  
(IMPROVEMENT)**

Time and manner of Improving  
N. Hudson Street from the  
center line of N. St. Louis  
Avenue to the center line of  
N. Trumbull Avenue and de-  
claring an emergency.

Compared  
Council

*[Signature]*  
MAY 15 1957

*W.A.B.*  
Referred to Commissioner of Public  
Works

MAY 16 1957

Read first and second times and up for

third reading Referred to Commissioner of Public Works

Filed MAY 8 - 1957

*Will Gibson.*  
AUDITOR OF THE CITY OF PORTLAND

By *[Signature]* Deputy.

THE COMMISSIONERS VOTED AS FOLLOWS		
	YAYS	NAYS
BEAN	/	
BOOCY	/	
BOWES	/	
EARL	/	
SCHUNK	/	