

ORDINANCE NO. 698 FOR 1949

In the Matter of Street Improvement )  
District for the construction of )  
Curbs and Paving on Rose Street )  
Williams Street to Park Street )

ORDINANCE NO. 698  
FOR 1949

ORDINANCE BILL NO.  
18

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND THE PAVING OF ROSE STREET FROM WILLIAMS STREET TO PARK STREET, AND DECLARING AN EMERGENCY:

WHEREAS, the owners of more than fifty (50) per cent of the property abutting upon the street improvement district above described, have filed with the City Recorder of the City of Lebanon, Oregon, their petition asking for the improvement of said street, by the laying of pavement thereon and the construction of necessary curbs, and said petition was accepted by the Common Council of the City of Lebanon and the City Engineer was ordered to prepare and file plans, specifications, and estimates of the cost of said improvements, and

WHEREAS, the City Engineer thereafter did prepare and file with the City Recorder of the City of Lebanon plans, specifications, and estimates of the probable cost of said improvements, and the Common Council of the City of Lebanon, by Resolution No. 19 passed on the 15th day of June, 1948, and approved by the Mayor, approved, ratified, and affirmed the said plans, specifications, and probable costs, and ordered the City Recorder to cause notice of intention to make said improvements to be published in the manner provided by the Charter of the City of Lebanon, and

WHEREAS, pursuant to the order of the City Council the City Recorder of the City of Lebanon caused notice of intention to make said improvements to be published in the Lebanon Express, the official newspaper, of the City of Lebanon, in the manner provided by the Charter of said City, proof of the publications



of said notice now being on file herein, and the time fore remonstance having elapsed without any thereof having been made against said improvements, and

WHEREAS, prior to June 15, 1948, the City Council, by Resolution, combined the street improvement district on Rose Street from Cleveland Street to Williams Street with the Street improvement district on Rose Street from Williams Street to Park Street, and on the 15th day of June, 1948, there was read to the City Council an Ordinance Bill called Ordinance Bill No. 17, describing the street improvement district as Rose Street from Cleveland Street to Park Street and it appearing unto the Council that said improvment should be made, it did by this Ordinance as read to them duly establish and declare its jurisdiction to make the improvements on Rose Street from Cleveland Street to Park Street and ordered that the same be done by contract to be awarded to the lowest responsible bidder and that the Recorder publish for ten (10) days a notice inviting proposals for the making of said street improvements referring in said notice to the plans and specifications therefore filed in his office and the time when said work shall be completed, and

WHEREAS, the City Council did by said Ordinance order that the work be commenced not later than the 15th day of August, 1948, and be completed not later than the 15th day of September, 1948, and that it be done in the manner provided by the plans and specifications theretofore filed by the City Engineer, and approved by the Council and that the contractor be subject to the penalties and default for failure to complete said work in the manner, and within the time provided in his contract with the City, and that he shall indemnify the City by a bond in an appropriate amount with a surety or sureties approved by the Council for faithful and prompt performance of his contract, and for the failure, payment of damages thereof in a sum or sums provided in said contract, and



WHEREAS, an error was made describing the improvement district in this, that the improvement district was described in the Ordinance as Rose Street from Cleveland Street to Williams Street and the notice inviting proposals for making said improvements described the street improvement district as Rose Street from Cleveland Street to Williams Street and no notice inviting proposals for the improvement of Rose Street from Williams Street to Park Street was published, and

WHEREAS, pursuant to the publication of notice inviting proposals on Rose Street from Cleveland Street to Williams Street the Warren Northwest, Inc. submitted a per unit bid on that project which was accepted by the Council with the impression that they were accepting a bid for the improvement of Rose Street from Cleveland Street to Park Street, rather than from Cleveland Street to Williams Street. The bid submitted by the Warren Northwest, Inc. was the lowest bid received and it was awarded the contract and the work on Rose Street from Williams Street to Park Street was completed under this contract and the cost has been determined, and

WHEREAS, it is the judgment of the City Council that a lower and better bid would not have been received for the construction of the paving and curbing on Rose Street from Williams Street to Park Street, had notice inviting proposals been published and that the work done on this project is satisfactory and that the benefits received by the abutting property owners is equal to the cost of the improvement to them as hereinafter shown in this assessment.


NOW, THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section I. That the cost of said work and improvement to be borne by the property abutting upon and adjacent to the portion of ROSE STREET FROM WILLIAMS STREET TO PARK STREET is \$4542.57

Section II. That the proportionate share of said cost of said work and improvement to be borne by the real property especially



benefitted thereby and to be assessed therefor is hereby declared to be the amount set immediately after the separate description of each lot or tract of land hereinafter stated, and each of said lots or tracts of land is determined and declared to be benefitted by said improvement in the sum equal to or greater than the amount assessed thereto hereinafter; and each of said lots or tracts of land should be, and the same hereby is, assessed for its proportionate share of the cost of said improvement in the sum set opposite the description thereof, to-wit:





ASSESSMENT TO PROPERTY OWNERS

Rose Street  
Williams to Park

Paving-----	3892.32
Curb Removal-----	
Curbs-----	650.25
Total	<u>4542.57</u>

THE  
BERKSHIRE  
1927  
BOARD  
COURT REPORT



RILEY W. & BERTHA TURNIDGE WEEKS (177-635) Rose Street Improvement  
Williams to Park.

Lot 4, Block 6, Cowans Addition to the City of Lebanon.

Paving	159' frontage	@ 3.06	486.54
		Total	<u>486.54</u>
		Paid	<u>486.54</u>
		Balance	<u>          </u>

GENE & LORAYNE BLALOCK (174-801) Rose Street Improvement Williams  
to Park.

The East 96' of Lot 1, Block 2, Cowans Addition to the City  
of Lebanon.

Curbs	96' frontage	@ 1.21	116.16
Paving	96' "	@ 3.06	293.76
		Total	<u>409.92</u>
		Paid	<u>          </u>
		Balance	<u>          </u>

JOHN & CORA TURNIDGE (172-871) Rose Street Improvement Williams to  
Park.

The West 63' of Lot 1, Block 2, Cowans Addition to the City of  
Lebanon.

Curbs	67.2' frontage	@ 1.21	81.31
Paving	63' "	@ 3.06	192.78
		Total	<u>274.09</u>
		Paid	<u>274.09</u>
		Balance	<u>          </u>

ANISE E. & HARVEY C. COOPER (119-382) Rose Street Improvement Williams  
to Park.

Lot 5, Block 2, Cowans Addition to the City of Lebanon.

Curbs	56.2' frontage	@ 1.21	68.00
Paving	159' "	@ 3.06	486.54
		Total	<u>554.54</u>
		Paid	<u>          </u>
		Balance	<u>          </u>



D. E. & ELSIE M. VAN ATTA (174-735) Rose Street Improvement Williams to Park.

Lot 1, Block 5, Cowans Addition to the City of Lebanon.

Curbs	159' frontage	⊙ 1.21	192.39 -
Paving	159' "	⊙ 3.06	486.54 -
		Total	<u>678.93</u>
		Paid	
		Balance	<u>          </u>

BERNARD & ELIZABETH MICHELS (140-586)(105-602) Rose Street Improvement Williams to Park.

Lots 5 & 6, Block 5, Cowans Addition to the City of Lebanon.

Curbs	159' frontage	⊙ 1.21	192.39 -
Paving	159' "	⊙ 3.06	486.54 -
		Total	<u>678.93</u>
		Paid	<u>678.93</u>
		Balance	<u>          </u>

RICHARD M. & VELMA L. MORRISON (172-163) Rose Street Improvement Williams to Park.

The East 80' of Lot 2, Block , Cowans Addition to the City of Lebanon.

Paving	80' frontage	⊙ 3.06	244.80 -
		Total	<u>244.80</u>
		Paid	
		Balance	<u>          </u>

O. M. & LEAN M. STEVENSON (158-118) Rose Street Improvement Williams to Park.

The West 79' of Lots , Block 6, Cowans Addition to the City of Lebanon.

Paving	79' frontage	⊙ 3.06	241.74 -
		Total	<u>241.74</u>
		Paid	<u>241.74</u>
		Balance	<u>          </u>



W. E. HARDEN (171-437) Rose Street Improvement Williams to Park.

The West 55' of Lot 2, also Lot 1 and the East 104' of Lot 2,  
Block 1, Cowans Addition.

Paving	159' frontage	© 3.06	486.54
		Total	<u>486.54</u>
		Paid	
		Balance	<u>          </u>

BERT K. & MAGDELINE CONNET (151-524) Rose Street Improvement Park  
to Williams.

Lot 4, Block 1, Cowans Addition to the City of Lebanon.

Paving	159' frontage	© 3.06	486.54
		Total	<u>486.54</u>
		Paid	
		Balance	<u>          </u>


W. E. HARDEN  
BEVERLY HILL  
BOYD  
CONNET



Section III. That the Recorder of the City of Lebanon be and he hereby is ordered and directed to enter immediately in the docket of City Liens of the City of Lebanon, a statement of each assessment made, declared and levied by this Ordinance, together with the names of the respective owners of reputed owners and the description of such lots and tracts of land hereinabove described, in the manner, as provided by the Charter; and to give notice forthwith to the owners of all of said property as to said assessments, in the manner provided by the Charter of the said City of Lebanon.

Section IV: That the said City of Lebanon having seriously depleted its funds, and this Ordinance therefore being required for the peace, health and safety of said City, an emergency is hereby declared and said Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this *30th* day of *March* 1949.

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder