

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY ESPECIALLY BENEFITTED THEREBY ASSESSMENTS FOR THE COST OF STREET IMPROVEMENTS OF VINE STREET FROM TENTH STREET TO TWELFTH STREET; ELEVENTH STREET FROM SHERMAN STREET TO VINE STREET; ACADEMY FROM NINTH STREET TO TENTH STREET AND NINTH-CAROLINA TO TANGENT STREET; SECOND STREET FROM WALKER ROAD TO JUNCTION OF SOUTH MAIN AND SECOND STREET; FIFTH STREET FROM TANGENT STREET TO MARY STREET; EIGHTH STREET FROM WALKER ROAD TO AZALEA; "J" STREET FROM FIFTH STREET TO SECOND STREET; GRANT STREET FROM EIGHTH STREET TO TENTH STREET; AIRWAY ROAD FROM OAK STREET TO VINE STREET; AIRWAY PLACE; SHERMAN STREET FROM GREENWAY STREET TO AIRWAY ROAD; SIXTEENTH STREET FROM SHERMAN STREET TO VINE STREET; SIXTEENTH PLACE; MAPLE PLACE; AND MAPLE STREET FROM TENTH STREET TO TWELFTH STREET; EIGHTH STREET FROM TANGENT STREET TO HARRISON STREET; AND VINE STREET FROM SEVENTH STREET TO TENTH STREET, AND DECLARING AN EMERGENCY.

ORDINANCE BILL NO. 36
for 1975

ORDINANCE NO. 1578

WHEREAS, the owners of more than fifty (50) percent of the property abutting upon the streets hereinafter described have filed with the City Recorder of the City of Lebanon, Oregon, their petition asking for street improvements and paving of Vine Street from Tenth Street to Twelfth Street; Eleventh Street from Sherman Street to Vine Street; Academy from Ninth Street to Tenth Street and Ninth- Carolina to Tangent Street; Second Street from Walker Road to Junction of South Main and Second Street; Fifth Street from Tangent Street to Mary Street; Eighth Street from Walker Road to Azalea; "J" Street from Fifth Street to Second Street; Grant Street from Eighth Street to Tenth Street; Airway Road from Oak Street to Vine Street; Airway Place; Sherman Street from Greenway Street to Airway Road; Sixteenth Street from Sherman Street to Vine Street; Sixteenth Place; Maple Place; and Maple Street from Tenth Street to Twelfth Street; Eighth Street from Tangent Street to Harrison Street; and Vine Street from Seventh Street to Tenth Street; and

WHEREAS, the Common Council of the City of Lebanon ordered the City Engineer of the City of Lebanon to prepare and file plans, specifications and estimates of the cost of improvements to said streets; and

WHEREAS, the City Engineer by order of said Council, thereafter prepared and filed plans, specifications and estimates of the cost of improvements to said streets which were approved and accepted by:

Resolution No. 14 passed May 14, 1974
Resolution No. 19 passed July 9, 1974

WHEREAS, the Common Council thereafter gave notice of intention to improve said streets in the manner provided by the Charter of said City, the proof of giving of such notices being now on file herein; and the time for remonstrances did elapse thereafter without any remonstrance having been made against the said street improvements by the owners of a majority of the property adjacent thereto; and it then appearing unto the said Council that said street improvements should be made, the Council did by:

Ordinance No. 1510 passed June 11, 1974
Ordinance No. 1526 passed August 13, 1974

duly establish and declare its jurisdiction to make said street improvements and ordered that the work be done by contract to be awarded to the lowest responsible bidder, and there be published for ten (10) days in a newspaper published in Lebanon, Oregon, a notice inviting proposals for improvement of said streets; and

WHEREAS, pursuant to said Order, the City Recorder caused to be published in the LEBANON EXPRESS Notices Inviting Proposals for Making Street Improvements, in the manner required by the Ordinance and Charter

of the City of Lebanon, proof of the publications of said notices now being on file herein; and

WHEREAS, upon the expiration of the time required by the Charter for the submission of bids, the bids received by the City Recorder for making of said street improvements were opened and submitted to the Council. By Ordinance the bids were awarded to the companies having submitted the lowest bids, in the amounts as follows:

<u>Ordinance No.</u>	<u>Company</u>	<u>Amount</u>
1521	Morse Bros, Inc.	\$135,220.38
1528	Corvallis Sand & Gravel	170,921.06

and;

WHEREAS, the said work and improvements has been completed and approved in accordance with the Charter and Ordinances of the City of Lebanon, and the cost of said work and improvements has been determined,

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

Section 1. That the costs of improving said streets to be borne by the property owners abutting upon and adjacent to said above described streets is \$306,141.44.

Section 2. 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 improvements 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 improvements in the sum set opposite the description thereof, to-wit:

Section 3. That the Recorder of the City of Lebanon be, and he is hereby, ordered and directed to immediately enter a statement of each assessment made, declared and levied by this Ordinance, together with the names of the respective owners of such lots and tracts of land hereinabove described, in the Docket of City Liens of said City, as provided by the Charter; and to give notice forthwith to the owners of all of said property as to said assessments as provided by the Charter of said City of Lebanon.

Section 4. 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 13th day of November, 1975.

M. Arrogin Gonzalez
Mayor

ATTEST:

Robert E. Jones
Recorder