

ORDINANCE NO. 4459

ORDINANCE TO DETERMINE THE ASSESSMENTS AGAINST THE PROPERTIES SPECIFICALLY BENEFITED BY STREET IMPROVEMENTS FOR ST-80-6, 7TH AVENUE CUL-DE-SAC, AND DECLARING AN EMERGENCY.

RECITALS:

1. The street assessment as referred to in this ordinance and previous resolutions and ordinances is for the street to serve ST-80-6, 7th Avenue Cul-De-Sac.
2. Preliminary resolutions and ordinances prescribing the manner and extent of the improvements are set forth in Resolution Nos. 2256 and 2258.
3. The assessments set forth in the following ordinance are based upon the request and recommendation of the City Engineer in compliance with Ordinance No. 2864.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The costs of the street to serve ST-80-6, 7th Avenue Cul-De-Sac are as follows:

<u>Project</u>	<u>Int. & Misc.</u>	<u>Cost</u>	<u>15% E.L.A.</u>	<u>Total</u>
ST-80-6	\$103.03	\$11,395.43	\$1,709.31	\$13,207.77

Section 2: Property and assessment data are listed on the attached sheets.

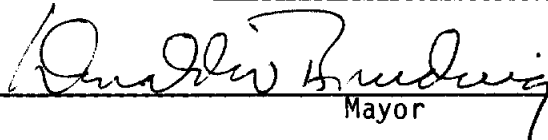
Section 3: The City Recorder is hereby directed to enter a statement of the assessments as above provided in the docket of the city liens and give notice thereof as provided by law.

Section 4: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, safety, and health of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon passage by the Council and approval by the Mayor.


Passed by the Council: October 28, 1981

Approved by the Mayor: October 28, 1981

Effective Date: October 28, 1981


Mayor

ATTEST:


City Recorder

INTERDEPARTMENTAL MEMORANDUM
Public Works Department
Engineering Division

TO: Albany City Council
VIA: Bill Barrons, City Manager
FROM: Bob Jackson, Public Works Director
DATE: October 19, 1981 for October 28, 1981 City Council Meeting
RE: Final Assessment on ST-80-6, 7th Avenue Cul-De-Sac

Description of Project:

This project included construction of a 36' cul-de-sac at the end of 7th Avenue east of Waverly Drive.

The project was approved by the City Council on May 27, 1981. The contract was awarded to Morse Brothers, Inc., on July 22, 1981.

<u>Summary of Costs:</u>	<u>Approved Estimate</u>	<u>Final Cost</u>
A. Total Construction Cost	\$12,556.50	\$11,395.43
B. 15% ELA	1,883.48	1,709.31
C. Warrant Interest	500.00	103.03
D. Total Assessable Cost	14,939.98	13,207.77

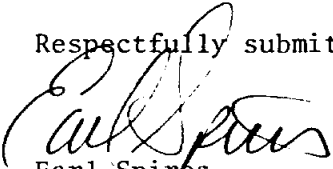
Method of Assessment:

The one benefitting property owner shall be assessed for the entire cost of the project.

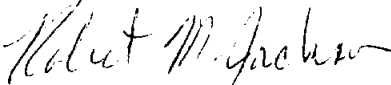
Property and Assessment Data:

Please refer to attached sheet.

Respectfully submitted,


Earl Spires
Engineering Division Manager

Approved by,


Robert M. Jackson, P.E.
Public Works Director

PROPERTY AND ASSESSMENT DATA

Office of Public Works Director

NO.	OWNER/ADDRESS	TAX LOT AND DESCRIPTION	TOTAL ASSESSMENT
1.	Johnson, William P.O. Box 805 Corvallis, OR 97330	<p>11-3W-5DD, TL 700</p> <p>Beginning at a 5/8" iron rod which is on the southerly right-of-way of Seventh Avenue (a 40 foot right-of-way), said point also being North 01°25'00" West 285.00 feet and North 88°28'00" East 32.56 feet from the northwest corner of Lot 4 of Block 13 of FREEWAY ADDITION to Linn County, Oregon; and running thence northeasterly along a 345.00 foot radius curve right a distance of 138.95 feet (the long chord of which bears North 74°07'48" East 138.01 feet); thence North 85°40'05" East 5.66 feet; thence southeasterly along a 20.00 foot radius curve right a distance of 19.25 feet (the long chord of which bears South 66°45'25" East 18.52 feet); thence northwesterly along a 50.00 foot radius curve left a distance of 253.33 feet (the long chord of which bears North 04°19'44" West 57.14 feet); thence southwesterly along a 20.00 foot radius curve right a distance of 19.25 feet (the long chord of which bears South 58°05'35" West 18.52 feet); thence South 85°40'05" West 5.66 feet; thence southwesterly along a 385.00 foot radius curve left a distance of 63.01 feet (the long chord of which bears South 80°59'00" West 62.93 feet); thence leaving said right-of-way North 01°25'00" West 194.50 feet to the south line of that certain described tract in Book 309 and Page 142 of the Linn County Deed Records; thence North 88°28'00" East 122.68 feet to a 5/8" iron rod; thence South 01°30'00" East 45.00 feet to a 5/8" iron rod; thence North 88°28'00" East 371.00 feet to a 5/8" iron rod on the westerly boundary of that certain described tract in Book 246 and Page 715 of said Deed Records; thence southeasterly on a 881.47 foot radius curve left 330.75 feet to a 5/8" iron rod on the north line of that certain described tract in microfilm records 171 and Page 629 of said Deed Records; thence South 88°28'00" West 193.56 feet to a 5/8" iron rod; thence North 42°40'00" West 69.00 feet to a 5/8" iron rod; thence North 01°39'00" West 50.00 feet to a 5/8" iron rod; thence South 88°28'00" West 412.44 feet to the true place of beginning.</p>	\$13,207.77
TOTAL			<u>\$13,207.77</u>

INTERDEPARTMENTAL MEMORANDUM
Public Works Department
Engineering Division

SUBJECT: Engineer's Report for ST-81-3, 14th Avenue
TO: Albany City Council
VIA: Bill Barrons, City Manager
FROM: Bob Jackson, Public Works Director
DATE: September 14, 1981 for September 23, 1981 Council Meeting

Description of Project

This project will provide sanitary sewer service, street access and storm drainage to the Albany Plaza Shopping Center under construction south of Santiam Highway and east of Waverly Drive. 440 lineal feet of 8" sanitary sewer pipe will be installed. Approximately 550 feet of 40 foot wide street will be constructed and 800 lineal feet of 24" storm drain pipe installed. An on-site detention basin will be constructed by the developer to control discharge of storm water from the site. A five foot wide sidewalk will be constructed along the north side of the entire length of the street.

The two benefitted property owners have signed a Petition for Improvements and Waiver of Remonstrance. The right-of-way for 14th Avenue has been dedicated to the City. No easements will be necessary.

SUMMARY OF ESTIMATED COSTS

I. Sanitary Sewer

A. Total Estimated Construction Cost	\$14,595.00
B. 10% Contingencies	\$ 1,459.50
C. Total Estimated Construction Cost	\$16,054.50
D. 13% Engineering, Legal and Administrative Fees	\$ 2,087.08
E. Television Inspection (440 L.F. @ \$0.80/ft)	\$ 352.00
F. Warrant Interest	\$ 500.00
G. Total Estimated Property Owner Assessment	\$18,993.58

II. Street and Storm Drain

A. Total Estimated Construction Cost	\$82,757.75
B. 10% Contingencies	\$ 8,275.77
C. Total Estimated Construction Cost	\$91,033.52
D. 15% Engineering, Legal and Administrative Fees	\$13,655.03
E. Sign Cost	\$ 280.99
F. Warrant Interest	\$ 2,500.00
G. Total Estimated Property Owner Assessment	\$107,469.54

Cost per Front Foot = \$107,469.54 divided by 1,078.47 Front Feet = \$99.65

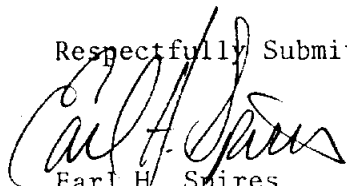
III. Sidewalk

A. Total Estimated Construction Cost	\$ 3,958.50
B. 10% Contingencies	\$ 395.85
C. Total Estimated Construction Cost	\$ 4,354.35
D. 15% Engineering, Legal and Administrative Fees	\$ 653.15
E. Warrant Interest	\$ 100.00
F. Total Estimated Property Owners Cost	\$ 5,107.50

METHOD OF ASSESSMENT

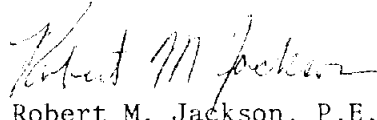
It is proposed that the total cost of the sanitary sewer construction be assessed to the developer of the shopping center because the Fulton-Kauffman property is already served from Waverly Drive. The street construction cost will be assessed to both benefitting properties on a front foot basis as per Resolution No. 1392. Sidewalk is being constructed on the shopping center side of the street only and the total cost of construction will be assessed to the developer. See attached estimated assessment sheet.

Respectfully Submitted,



Earl H. Spires
Engineering Division Manager

Approved by,



Robert M. Jackson, P.E.
Public Works Director

PROPERTY AND ESTIMATED ASSESSMENT DATA

September 14, 1981
Office of Public Works Director

NO.	OWNER/ADDRESS	TAX LOT AND DESCRIPTION	FRONT FEET	ESTIMATED STREET ASSESSMENT	ESTIMATED S.S. ASSESSMENT	ESTIMATED S.W. ASSESSMENT	TOTAL ASSESSMENT
1.	Victor G. Lands M.D. 811 Strada Vecchia Rd. Los Angeles, CA 90024	11-3W-8AD-Parcel described by County Survey No. 17803, Except 14th Avenue Right-of-Way.	546.50'	\$54,458.73	\$18,993.58	\$5,107.50	\$78,559.81
2.	John Fulton and Myron Kauffman P.O. Box 604 Albany, OR 97321	11-3W-8D, TL 300 Beginning at a point that is S 1 ⁰ 22' E, 1256.15' and S 70 ⁰ 33'E, 32.02' from a point that is 93.04 chains north of the southwest corner of Anderson/Cox DLC. no. 49: Thence S 70 ⁰ 33' E, 722.09'; thence S 1 ⁰ 22' E, 247.20'; thence N 70 ⁰ 25' W, 722.09'; thence N 1 ⁰ 22' W, 247.60 to the point of beginning.	531.97'	\$53,010.81	\$ 0.00	\$ 0.00	\$53,010.81
TOTALS			1078.47'	\$107,469.54	\$18,993.58	\$5,107.50	\$131,570.62