

ORDINANCE NO. 4742

AN ORDINANCE TO DETERMINE THE ASSESSMENT AGAINST PROPERTIES SPECIFICALLY BENEFITED BY SIDEWALK REPAIRS PURSUANT TO THE PROVISIONS OF THE ALBANY MUNICIPAL CODE SECTIONS 14.16.010 - 14.16.060, PROVIDING FOR THE DOCKETING OF ASSESSMENTS AS CITY LIENS AND DECLARING AN EMERGENCY.

WHEREAS, the City Engineer, on behalf of the City of Albany, has previously inspected certain property within the city and has determined that a defective sidewalk existed on certain property and notice was duly given as required by Municipal Code 14.16.020 for the repair of the defective sidewalks by the owners of the properties hereinafter described and the owners of the properties did request the City to make the repairs or failed to repair said sidewalk; and

WHEREAS, the City Engineer of the City of Albany, pursuant to the direction of Municipal Code Section 14.16.040 did repair the defective sidewalks on the property hereinafter described and did keep a complete record of the cost of labor and materials used in connection with such repair and has reported the same to the City Council and the report has been found in order by the City Council and the costs deemed to be reasonable.

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

Section 1: There is hereby assessed against the individual pieces of property hereinafter described, those sums of money set forth following the description of the property, said sums to be deemed as an assessment for the repair of defective sidewalks as provided in Municipal Code Section 14.16.050.

Summary of Costs:

<u>Project</u>	<u>Int. & Misc.</u>	<u>Cost</u>	<u>13% E.L.A.</u>	<u>Total</u>
SW-86-1	0.00	\$8,194.40	\$1,065.27	\$9,259.67

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 assessment as listed in the docket of the city liens and given notice thereof as by law provided.

Section 4: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens 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 its passage by the Council.

Passed by the Council: January 14, 1987

Approved by the Mayor: January 15, 1987

Effective Date: January 14, 1987



Mayor

ATTEST:



City Recorder

EXHIBIT "A"
PROPERTY AND ASSESSMENT DATA
November 18, 1986

Sidewalk Improvement Project

Office of the Public Works Director

Owner/Address	Site Address	County Map No.	Tax Lot No.	Block No.	4-inch Sdwk (Sq. Ft.)	6-inch Sdwk (Sq. Ft.)	Grind/Patch PCC (L. F.)	Total Assess.	Approx. Monthly Pay
Virginia Matland 208 E. 7th Ave. Albany, OR 97321	705 Lyons	11-3W-7BA	2800	8			2.8 L.F.	41.13	41.13
Martha L. Wagner c/o Alice M. Mbeller 37980 River Dr. Lebanon, OR 97355	210 E. 7th Ave.	11-3W-7BA	3800	9	3.0 sq.ft.			18.84	18.84
c/o Nancy C. Feeney 215 Harrison NE Albany, OR 97321	238 E. 5th Ave.	11-3W-7BA	5500	3	15.0 sq. ft.		Patch 17.0 l.f.	343.89	21.00
Richard & Betty Draper 2513 Clover Ridge Rd., NE Albany, OR 97321	338 6th E.	11-3W-7BA	7300	9	196.3 sq.ft.			1,232.33	74.00
Deborah G. Birdsell 618 Montgomery Albany, OR 97321	618 Montgomery	11-3W-7BA	4800	4	2.0 sq.ft.			12.55	12.55
Mamie M. Bailey c/o E. D. Clingsings 624 Montgomery Albany, OR 97321	624 Montgomery	11-3W-7BA	4900	4			Patch 3.0 l.f.	44.07	44.07
c/o Harold McLain 2920 Scenic Dr., NW Albany, OR 97321	532 Baker	11-3W-7BA	1500	6			Grind 3.0 l.f./Patch .5 l.f.	51.42	51.42

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Sidewalk Improvement Project

Office of the Public Works Director

Owner/Address	Site Address	County Map No.	Tax Lot No.	Block No.	4-inch Sdsk (Sq. Ft.)	6-inch Sdsk (Sq. Ft.)	Grind/Patch POC (L. F.)	Total Assess.	Approx. Monthly Pay
Annette Cowgill J.K. Weatherford 505 Montgomery Albany, OR 97321	505 Montgomery	11-3W-7BA	7900	10	52.5 sq.ft.		Grind 5.0 l.f.	403.04	24.00
Richard & Betty Draper 2513 Clover Ridge Rd., NE Albany, OR 97321	337 6th E.	11-3W-7BA	8400	10	121.25 sq.ft.		Grind 3.0 l.f.	805.25	48.00
Capital Cities Commn. Inc. P. O. Box 130 Albany, OR 97321	138 6th W.	11-3W-7BB	10500	50	58.2 sq. ft.			365.36	22.00
City of Albany P.O. Box 490 Albany, OR 97321	302 Ferry St.	11-3W-7BB	2900	22	305.0 sq. ft.			1,914.73	115.00
Vivian Forster 339 8th Ave., W. Albany, OR 97321	339 8th Ave., W.	11-3W-7BB	13200	53			Patch 5.5 l.f.	80.80	80.80
A.G. Senders, Inc. c/o Stuart Lang 6635 S.W. Park West Ln. Portland, OR 97225	707 & 719 Washington	11-3W-7BB	13400	54	182.5 sq.ft.			1,145.69	69.00
Albany Properties, Inc. P. O. Box 709 Albany, OR 97321	505 Ellsworth	11-3W-7BB	5100	31	309.5 sq.ft.	25.2 sq.ft.	Grind 4.0 l.f.	2,191.57	132.00
Bob & Ruth Daniels 8456 Lafayette Way Wilsonville, OR 97070	408 W. 8th Ave.	11-3W-7BC	300	67	2.0 sq.ft.		Grind 3.5 l.f./Patch 1.0 l.f.	78.66	78.66

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PROPERTY AND ASSESSMENT DATA
November 18, 1986

Sidewalk Improvement Project

Office of the Public Works Director

Owner/Address	Site Address	County Map No.	Tax Lot No.	Block No.	4-inch Sdkw (Sq. Ft.)	6-inch Sdkw (Sq. Ft.)	Grind/Patch PCC (L. F.)	Total Assess.	Approx. Monthly Pay
Arthur C. & Natalie Mueller 21 Oriole Ln. Oceanside, CA 92056	523 9th Ave., W.	11-4W-12AD	7100	66	15.0 sq.ft.		Patch 1.5 l.f.	116.20	7.00
Charles K. & Melissa Sollitt 540 7th Ave., W. Albany, OR 97321	540 7th Ave., W.	11-4W-12AD	800	55			Patch 14.0 l.f.	205.66	12.00
Lynn Toups 203 Willard Ave. Houma, LA 70360	520 Ellsworth	11-3W-7BB	600	32		20.0 sq. ft. (Lump Sum Bid)		113.00	7.00
David & Joan Krieger 810 Ferry St. Albany, OR 97321	810 Ferry	11-3W-7BC	400	67			Patch 2.5 l.f.	36.73	36.73
Harry Clay 624 Baker Albany, OR 97321	624 Baker	11-3W-7BA	2400	7			Grind 2.0 l.f./Patch 2.0 l.f.	58.76	58.76

INTERDEPARTMENTAL MEMORANDUM
Public Works Department
Transportation Division

TO: Albany City Council
VIA: Bill Barrons, City Manager
FROM: John Joyce, P.E., Public Works Director
DATE: November 19, 1986, for December 3, 1986, City Council Meeting
SUBJECT: Final Assessment, SW-86-1, 1986 Sidewalk Repair Project

Description of Project:

This project involved notifying property owners in an area between 5th and 9th Avenues and Calapooia and Railroad Streets to repair their defective sidewalks in accordance with Municipal Code Chapter 14.16. The attached property and assessment sheets list the property owners that requested the City to do the repairs or failed to make the sidewalk repairs within the time designated.

The City Council awarded the Contract to Shannon Concrete Construction, Co., on August 27, 1986. The original contract amount was \$8,935.50. The final contract amount was \$8,194.40.

Summary of Costs:

Total Construction Cost	\$8,194.40
13% Engineering, Legal, and Administration Fee	1,065.27
Total Property Owner Assessment	\$9,259.67

Method of Assessment:

It is recommended that the property owners be assessed the cost of the repairs and a 13% Engineering, Legal, and Administration Fee (ELA) according to Municipal Code 14.16.050 at the unit cost for the repairs which include ELA listed below.

Remove and replace 4-inch sidewalk	\$ 6.2778/square foot
Remove and replace 6-inch sidewalk	7.537/square foot
Repair of sidewalk by grinding	14.689/lineal foot
Repair of sidewalk by patching	14.689/lineal foot

The notice and collection of assessments should be in accordance with Municipal Code Section 15.04.120. Property owners will not be allowed to bancroft the assessment, but Section 15.04.120 allows payments to be made in 20 equal installments which will include interest. The approximate amount of the installment payment is shown on the Property and Assessment Data form. The exact amount of payments will be provided the owners when they make application for installment payments.

Assessment Data:

Please see attached property and assessment data sheet.

Recommended Action:

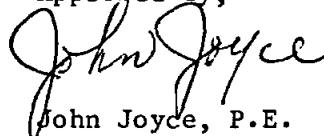
It is recommended that City Council adopt this Final Assessment Report and direct staff to provide notice of the assessment to the property owners and set a date for a public hearing to consider objections, adopt, correct, modify or revise the assessments. It is recommended that January 14, 1987, be the date set for the public hearing.

Respectfully submitted,

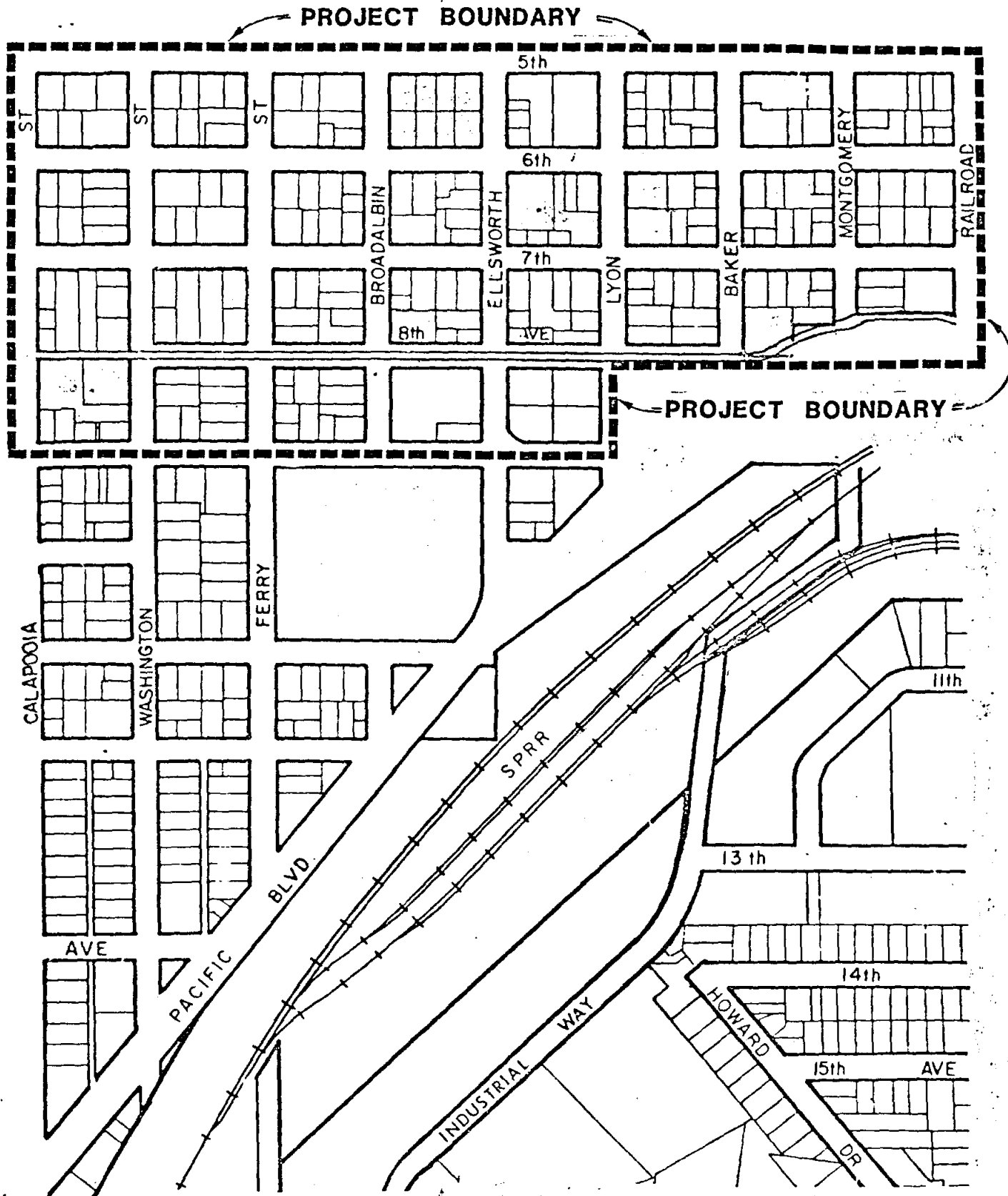


Mike Corso
Transportation Division Manager

Approved by,



John Joyce, P.E.
Public Works Director



SW-86-2

CITY OF ALBANY
 TRANSPORTATION DIVISION
 "SIDEWALK IMPROVEMENT PROJECT"
 COVER SHEET