Ro.

ORDINANCE TO DETERMINE THE ASSESSMENTS AGAINST THE PROPERTIES SPECIFICALLY BENEFITED BY STREET IMPROVEMENTS FOR ST-79-9, 17TH AVENUE, ST-78-1, 9TH AVENUE, AND ST-78-5, DERRINGER SUBDIVISION, AND DECLARING AN EMERGENCY.

RECITALS:

- 1. The street assessments as referred to in this ordinance and previous resolutions and ordinances are the streets to serve ST-79-9, 17th Avenue, ST-78-1, 9th Avenue, and ST-78-5, Derringer Subdivision.
- 2. Preliminary resolutions and ordinances prescribing the manner and extent of the improvements are set forth in Resolution Nos. 2053, 2065, 1955, 1965, and 1994.
- 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:

<u>Section 1:</u> The total cost of the streets to serve ST-79-9, 17th Avenue, ST-78-1, 9th Avenue, and ST-78-5, Derringer Subdivion are as follows:

<u>Project</u>	Int. & Misc.	Cost	15% E.L.A.	<u>Total</u>
ST-79-9	\$2,400.88	\$17,454.55	\$ 2,618.18	\$ 22,473.61
ST-78-1	(see eng. rep.)(see	eng. rep.)	32,582.13	282,554.98
ST-78-5	\$7,698.70	\$37,687.32	\$ 5,653.10	\$ 51,039.12

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

(Swess)

Recorder

<u>Section 3</u>: 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: November 7, 1979

Approved by the Mayor: November 7, 1979

Effective Date: November 7, 1979

Richard S. Olsen

ATTEST:

SUBJEC	T:	Final Assessment: ST-79-9, 17th Avenue, Geary to Alco (Project Name and Number)
TO:		Mayor and Members of the City Council
VIA:		City Manager
FROM:		City Engineer
DATE:		October 24, 1979
Project	Desc	ription:
This proof 17th	oject Aven	provided a 36 foot wide street with standard curb and gutter to $1^{l_{2}}$ blocks we east of Geary Street.
M. O. Sa	almon .40.	was approved by Council on April 25, 1979. The contract was awarded to Construction of Albany on June 13, 1979. The original estimate was The original contract amount was \$19,443.70. The final contract amount 55.
The asse	essme	nt computations are as follows:
A. P	roje	ct Cost Data
2) () () ()	Total Construction Cost \$17,454.55 SCF Oversizing Cost 0 SCF Intersection Cost 0 SCF Corner Lot Credit
	i) i)	Cost (Feet Total SCF Construction Cost 0
В. А	sses	sment Costs
1	1)	SCF Assessment a. SCF Construction Cost 0 b. ELA - 15% 0 c. Total SCF Assessment 0
3	?)	Property Owner Assessment a. Property Owner Construction Cost 17,454.55 b. ELA - 15% 2,618.18 c. Collection for SCF
		f. Total Assessable Cost to Property Owner \$22,473.61
·	Cost	per front foot = $\frac{$22,473.61}{(\cos t)}$ / $\frac{710}{(fr. ft.)}$ = $\frac{$31.65}{}$ /fr. ft.
Method	lof	(cost) (fr. ft.) Assessment
The be		tting properties shall be assessed on a front foot basis as per resolution
Proper	ity a	nd Assessment Data
Please	ref	er to attached sheets.
Respec	tful	ly submitted, Approved by:
	به می ال	Ila Il Wayne Free Ri
		T. Wayne Hickey, P. E.
Civil (Tit		neer I City Engineer

	•			Office	of City Engine	er
NO.	OWNER/ADDRESS TA	X LOT AND DESCRIPTION	ASSESS. FR. FT.	ASSESS. SQ. FT.	TOTAL STREET ASSESS.	TOTAL STORM DRAIN ASSESSMENT
1.	Raymond L. and Twyla Ball 1655 S. Geary Street Albany, OR 97321	11-3W-8CA, TL 2200	150'		4,747.95	
2.	Holt S. and Thelma G. Duedal 1619 Gibson Way Albany, OR 97321	1 11-3W-8CA, TL 2100	80'		2,532.24)
3.	Holt S. and Thelma G. Duedal: Howard G. Kraus Agt. %Dick Dalke P.O. Box 146 Albany, OR 97321	11-3W-8CA, TL 1800	130'		4,114.89	
4.	J.H. and M.J. Bartlett 2718 S. Columbus Street Albany, OR 97321	11-3W-8CA, TL 2300	90'	·	2,848.77	
5.	J.H. and M.J. Bartlett 2718 S. Columbus Street Albany, OR 97321	11-3W-8CA, TL 2400	50'		1,582.65	
6.	J.H. and M.J. Bartlett 2718 S. Columbus Street Albany, OR 97321	11-3W-8CA, TL 2500	. 80°		2,532.24)
7.	John M. and P.A. Richmond 1826 17th Avenue Albany, OR 97321	11-3W-8CA, TL 2800	65'		2,057.44	
8.	Mark A. and Lucinda A. Geffro	e 11-3W-8CA, TL 2801	65'		2,057.43	
	Albany, OR 97321		710'		\$22,473.61	
· 1-						

SUBJECT: Final Engineer's Report for ST-78-1, Ninth Avenue, Hill to Geary

TO: Mayor and Members of City Council

VIA: City Manager Pro Tem

FROM: T. Wayne Hickey

City Engineer

DATE: Amended November 8, 1979

Project Summary:

This project provided a 48 foot wide street with standard curb and gutter, storm drainage and sidewalk in some areas.

The project was approved by Council on June 14, 1978.

The contract was awarded to J.B. Rock Products of Jefferson, Oregon on July 12, 1978.

The original contract amount was \$179,392.75
The final contract amount was 246,258.35
The original estimate was 186,239.68

This left an overrun of \$66,865.60 over the original contract amount and \$60,018.67 over the original engineer's estimate.

The overrun was due to the following:

- A. Unforeseen overexcavation (none was figured into the original bid estimate). Unseasonably bad weather caused the major problem.
- B. Extra work necessary in grading and paving behind curbs for driveways and parking areas. This was caused by the designed cut of the finished street not conforming to the surrounding properties. The extra gradation and paving was not included in the original bid estimate nor shown on the plans.
- C. Construction of the valley gutters necessary for better drainage, and installation of storm drain pipe. (Shown on plans, but not included in bid estimate).
- D. Unforeseen construction of catch basin at Ninth and Hill and connection of floor drain at Wimer's (Both necessary for better drainage.)

The past policy of the City has been to assess no more than 10 percent over the original estimate. However, the Engineering staff recommends that the entire cost be assessed to the adjacent property owners as per Resolution No. 1392 because of the following:

- The extra work described above was necessary to complete the project.
- 2. The property owners to be assessed benefited from the extra work.

Final Engineer's Report for ST-78-1 November 8, 1979 Page Two

- 3. The City does not have the money in the street construction fund to pay the additional cost.
- 4. There are no other City funds available to pay the additional cost.

The assessment computations are as follows:

Summary of Costs:

Street Construction Cost	\$232,570.48
Storm Drain Construction Cost	11,165.87
Sidewalk Construction Cost	2,522.00
Total Construction Cost	\$246,258.35

S.C.F. Costs:

Oversizing	\$	3,586.78
Intersection		7,400.00
Corner Lot Credit		5,827.81
Credit for Existing Curb and Gutter		472.10
Subtotal		17,286.69
15% ELA	,	2,593.00
Total S.C.F. Assessment	\$	19,879.69

Street Assessment:

Street Construction Cost	\$232,570.48
15% ELA *	27,935.95
Collection for S.C.F.: $\frac{3.20}{\cos t} \times \frac{4.022.43}{\text{front feet}} =$	12,871.78
Warrant Interest	10,722.41
Total Assessable Street Cost	284,100.62
Total Assessable Street Cost Intersection Cost to City	\$284,100.62 - 7,400.00 \$276,700.62

Commercial front foot cost = $\frac{276,700}{\cos t}$	$\frac{62}{\cdot \cdot $
Total Commercial Assessment = $\frac{68.79}{\cos t}$	$x = \frac{3,482.92}{\text{Comm. front feet}} = \frac{$239,588.04}{}$
Street Cost Minus Intersection Commercial Assessment Subtotal Oversizing Cost Corner Lot Credit Total Residential Assessment	\$276,700.62 -239,588.04 \$ 37,112.58 - 3,586.78 - 5,827.81 \$ 27,697.99

^{*}ELA figure based on Engineer's estimate of \$186,239.68 as per Council action of 11/7/79

Final Engineer's Report for ST-78-1 November 8, 1979 Page Three

Residential Front Foot Cost =
$$\frac{27,697.99}{\cos t}$$
 $\frac{.}{.}$ $\frac{539.50}{\text{front feet}}$ = $\frac{\$51.34}{\text{front foot}}$

Storm Drain Assessment:

Storm Drain Construction Cost	\$11,165.87
15% ELA	1,674.88
Total Assessable Storm Drain Cost	\$12,840.75

$$\frac{12,840.75}{\text{cost}}$$
 . $\frac{100,623}{\text{square feet}} = \frac{\$0.1276}{\text{most}}$ per square foot

Sidewalk Assessment:

Sidewalk Construction Cost	\$ 2,522.00
15% ELA	378.30
Total Assessable Sidewalk Cost	\$ 2,900.30

$$\frac{2,900.30}{\text{cost}} \cdot \frac{2,522}{\text{lineal feet}} = \frac{\$1.15}{-} \text{ per lineal foot}$$

Method of Assessment:

It is proposed that the benefiting properties be assessed for storm drainage on a square foot basis, and on a lineal foot basis for sidewalk.

The street shall be assessed on a front foot basis as per Resolution No. 1392

Assessment Data:

Please refer to attached sheets.

Respectfully submitted,

Benjamin Shaw Civil EngineerI

Approved by,

T. Wayne Hickey, P.E. City Engineer

js Attachments

SUBJECT: Amended Final Engineer's Report for ST-78-1, Ninth Avenue,

Hill to Geary

TO: Mayor and Members of the Council

VIA: City Manager Pro Tem

FROM: City Engineer

DATE: November 7, 1979

Due to an oversight in the Engineer's Report, a credit of \$472.10 from the street construction fund for existing curb and gutter was given to all of the residential property owners. The credit should have gone to four of the commercial property owners who had curb and gutter previously.

The attached amended Engineer's Report shows the corrected amount (giving the credit where it was due). It shows increases in cost to four residential property owners by approximately two percent over that on the previous Engineering Report.

J. Wayne Hickey, P.E.

City Engineer

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Attachments

	ST-78-1 Ninth Avenue, Hill Street to Geary Street Office of Public Works Director					•			
J.	OWNER AND ADDRESS	DESCRIPTION TAX LOT NO.	FR. FT.	COR LT CREDIT	ASSESS FR.FT.	ASSESS SQ.FT. SD	EST ST	EST SD & SW	EST TOTAL
1.	Reynolds, Robert 1960 S. Geary Albany, OR 97321	11-3W-7AA 9000 C86997	66.31	·	66.31 C		4,561.43		4,561.43
2.	Reynolds, Robert 1960 S. Geary Albany, OR 97321	11-3W-7AA 8900 C86989	66.31		66.31 C	`	4,561.43	76.26(SW)	4,637.69
3.	н	11-3W-7AA 8800 C86971	66.31	are e	66.31 C		4,561.43	76.26(SW)	4,637.69
4.	McGuire, Rolland M. 1037 E. Ninth Albany, OR 97321	11-3W-7AA . 8700 C86963	66.31	14	.66.31 C		4,561.43	76.26(SW)	4,637.69
5.	Young, Jerry C. 1109 E. Ninth Ave. Albany, OR 97321	11-3W-7AA 3100 C86401	66.00		66.00 C		4,540.10	75.90(SW)	4,616.00
6.		11-3W-7AA 3000 C86393	66.00		66.00 C		4,540.10	75.90(SW)	4,616.00
7.	Juanita M. Jones 1125 E. Ninth Albany, OR 97321	11-3W-7AA 2900 C86385	66.00		66.00 C		4,540.10	75.90(SW)	4,616.00
(,,	Schultz, I. R. 1141 E. Ninth Albany, OR 97321	11-3W-7AA 2800 C86377	66.00		. 66.00 C		4,540.10	75.90(SW)	4,616.00
9.	Robert A. & M. Esty 1044 Umatilla Ct. SW Albany, OR 97321	11-3W-7AA 3500 C86443	66.00		66.00 C		4,540.10	75.90(SW)	4,616.00
10.		11-3W-7AA 3400 C86435	25.00		25.00 C		1,719.74	28.75(SW)	1,748.49
11.	**	11-3W-7AA 3300 C86427	25.00		25.00 C		1,719.74	28.75(SW)	1,748.49
12.	Barrott Bros. 123 : Pac. Blvd. Albany, OR 97321	11-3W-8BB 4200 C105011	413.65	(413.65 C	26,400	28,454.74	3368.97(SD) 196.42(SW)	32,020.13

October 24, 1979 Office of Public Works Director ST-78-1 Ninth Avenue, Hill Street to Geary Street EST D E SW EST EST ASSESS ASSESS COR LT FR. FT.

).	OWNER AND ADDRESS	DESCRIPTION TAX LOT NO.	FR. FT.	COR LT CREDIT	ASSESS FR.FT.	ASSESS EST SQ.FT. SD ST	EST SD & SW	EST TOTAL
13.	Mutual Invest. 403 NW Fifth Portland, OR	11-3W-8BB 4300 C105029	100, 20	·	100.20 C	6,892.70		6,892.70
14.	Wimer Logging 815 S. Pine Albany, OR 97321	11-3W-8BB 4600 C105060 4601 C105052	348.91		348.91 C	24,001.32		24,001.32
15.		11-3W-8BB 4901 C105086	28.70		28.70 C	1,974.26	33.01(SW)	2,007.27
(16.	Albany, OR 97321 Smith Land Co.	11-3W-8BB 4900 C105078	53.30	4**	53.30 C	3,666.48	61.30(SW)	3,727.78
17.	Curtis, Roger W. 1640 E. Pac. Blvd. Albany, OR 97321	11-3W-8BB 5000 C105094 4902	122.70		122.70 C	8,440.46	141.11(SW)	8,581.57
18.	Foley, Eugene 1824 Grand Prairie Albany, OR 97321	11-3W-8BB 5100 C105102	140.00		140.00 C	9,630.52	161.00(SW)	9,791.52 - 99.70* 9,691.82
19.	Newton, R.T. Route 4, Box 527-A Albany, OR 97321	11-3W-8BB 5200 C105110	64.00		64.00 C	4,402.52	73.60(SW)	- 97.92* - 4,378.20
	Altig, E. L. Geren, J. & SA, Agt. 1710 E. Pac. Blvd. Albany, OR 97321	11-3W-8BB 5300 C105128	120.00		120.00 C	8,254.73		8,392.73 - 183.60* 8,209.13
21.	Taylor, Merle 255 Co. Club Ln. Albany, OR 97321	11-3W-8BB 5400 C105136	59.40		59.40 C	4,086.09	68.31(SW)	4,154.40 - 90.88* 4,063.52
22.		11-3W-8BC 101 C105151	133.50		133.50 C	9,183.39	153.53(SW)	9,336.92
23.	("	11-3W-8BC 100 C105144	100.00	(100.00 C	6,878.94	115.00(SW)	6,993.94

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October 24, 1979 ST-78-1 Ninth Avenue, Hill Street to Geary Street Office of Public Works Director **ASSESS EST** EST EST **ASSESS** COR LT DESCRIPTION FR. FT. OWNER AND ADDRESS SD & SW TOTAL SQ.FT. SD ST FR.FT. CREDIT TAX. LOT NO. 151.80(SW) 9,080,20 9,232.00 132.00 C 132.00 24. Haines, J.C. 11-3W-8BC 600 C105201 910 S. Geary Albany, OR 97321 146.60 C 168.75(SW) 10,253.28 25. Central Valley Dev. Corp. 11-3W-8BC 146.60 10,084.53 1001 C105250 1160 W. 25th Albany, OR 97321 6342.98(SD) 497.05 497.05 C 49,705 40.534.05 11-3W-8BC 34,191,07 26. Wimer Logging 1000 C105243 815 S. Pine , 40 14 Albany, OR 97321 19,994.59 3128.80(SD) 245.18 C 24,518 16,865.79 245.18 27. Barrett, E.L. 11-3W-8BC 1100 C105268 3215 Park Terrace Albany, OR 97321 8,342.77 8,529.52 162.50 R 186.75(SW). 162.50 28. 9th and Oak Church 11-3W-7AD Walter, Henry M. Agt 100 C88944 1206 E. 9th Avenue Albany, OR 97321 4,723.29 4,829.09 105.80(SW) 92.00 R 11-3W-7AD 92.00 29. G. Murray 105 C88993 1005 S. Hill Albany, OR 97321 116.15(SW) 5,301.50 101.00 101.00 R 5,185,35 11 30. 11-3W-7AD 104 C88985 72.00 R 82.80(SW) 72.00 3,696,49 3,779.29 11 11-3W-7AD 31. 113 C89074 33.93(SW) 1,514.53 77.00 29.50 R 1,548.46 47.50 ** 11-3W-7AD 32. 112 C89066 16.25 R 834.28 18.69(SW) 852.97 50.00 66.25 33. Tidwell, Hazel M. 11-3W-7AD 500 C89165 1028 E. Ninth Albany, OR 97321 3,477.47 3,401.28 76.19(SW) 66.25 R 66.25 11-3W-7AD Smith, Ruby A. 400 C89157 1024 E. Ninth Alba, OR 97321

							of Public W	orks Director	
NO.	OWNER AND ADDRESS	DESCRIPTION TAX LOT NO.	FR. FT.	COR LT CREDIT	ASSESS FR.FT.	ASSESS SQ.FT. SD	EST ST	EST SD & SW	TOTAL»
35.	Church of God of OR I 1020 East Ninth Albany, OR 97321	Inc. 11-3W-7AD 300 C89140	66.25		66.25 C		4,557.30	76.19 (SW)	4,633.49
36.	"	11-3W-7AD 200 C89132	66.25		66.25 C		4,557.30	76.19 (SW)	4,633.49
	TOTALS		4,119.93	97.50	4,022.43	100,623	267,286.03	12,840.75 2,900.30	283,027.08 * 472.10
c - (Commercial			44			•	(SW)	282,554.98

R = Residential

^{*} indicates assessment to S.C.F. for credit for existing curb and gutter \$472.10, which is also included in the Total.

SUBJECT: Final Engineer's Report for ST-73-5, Derringer Subdivision

TO: M

Mayor and Members of the City Council

VIA:

City Manager

FROM:

City Engineer

DATE:

October 24, 1979

Project Description:

This project provided 36 foot wide streets and storm drainage to Derringer Subdivision located west of Geary Street at 12th Avenue

This project was approved by Council on August 23, 1978. The contract was awarded to Cordel Corporation on September 13, 1978.

The original estimate was \$43,920.53.

The original contract amount was \$44,000.00 The final contract amount was \$43,997.82. The assessment computations are as follows:

SUMMARY OF COSTS:

A. Project Cost Data:

(1) Construction Cost \$43,997.82

(2) SCF Intersection

\$2,700.00

(3) SCF Corner Lot Credit

 $\frac{24.07}{\cos t}$ x $\frac{150}{\text{feet}}$ 3,610.50

(4) Total SCF Cost

-6,310.50

(5) Property Owner Construction Cost

B. Assessment Costs:

(1) SCF assessment:

(a) SCF Construction 6,310.50

(b) 15% ELA

946.58

(c) Total SCF Assess-\$7,257.08 ment

(2) Property owner assessment:

(a) Property owner construction cost \$37,687.32

(b) 15% ELA

5,653.10

(c) Collection for SCF

 $\frac{3.20}{\cos t}$ x $\frac{1,678.09}{\text{front ft.}}$

5,369.89

(d) Warrant interest

(e) Sign Cost

1,901.81 427.00

(f) Total Assessable Cost to Proposity Ochanic

\$37,687.32

Engineer's Report for ST-78-5, Derringer Subdivision October 24, 1979
Page Two

Cost per front foot = $\frac{\$51,039.12}{\text{cost}}$ $\frac{.}{\cdot}$ $\frac{1678.09}{\text{front ft}}$ = \$30.42

Method of Assessment:

It is proposed that the benefiting properties be assessed on a front foot basis as per resolution No. 1392.

Assessment Data:

Please refer to attached sheets.

Respectfully submitted,

Benjamin Shaw

Civil Engineer I

Approved by:

T. Wayne Hickey, P. E.

City Engineer

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October 24, 1979 ST-78-5 - Derringer Subdivision Office of City Engineer Assess. Corner Total Total No. Owner/Address Tax Lot & Description Lot Fr. Ft. Assess. Assessment Credit Fr. Ft. 1. Richard Draper 11-3W-8DC, Lot 1, Block 1 59.35 59.35 1,805.13 1904 S. Marion Derringer Subdivision Albany, OR 97321 2. Lot 2, Block 1 60.25 60.25 1,832.50 Derringer Subdivision 3. Lot 3, Block 1, Derringer 68.91 68.91 2,095.90 4. 11 Lot 4, Block 1, Derringer 65.56 65.56 1,994.00 5. Lot 5, Block 1, Derringer 63.96 63.96 1,945.34 6. Lot 6, Block 1, Derringer 63.58 63.58 1,933.79 7. Lot 7, Block 1, Derringer 66.52 66.52 2,023.21 8. Lot 1, Block 2, Derringer 74.04 74.04 2,251.93 9. Lot 2, Block 2, Derringer 81.10 81.10 2,466.66 10. 11 Lot 3, Block 2, Derringer 200.83 50 150.83 4,587.50 11. Lot 4, Block 2, Derringer 25.55 25.55 777.10 12. Lot 5, Block 2, Derringer 26.61 26.61 809.34 13. 11 Lot 6, Block 2, Derringer 26.68 26.68 811.47 14. 11 Lot 7, Block 2, Derringer 29.32 891.77 29.32 15. 11 Lot 8, Block 2, Derringer 231.35 50 181.35 5,515.75 16. * * Lot 9, Block 2, Derringer 50.00 50.00 1,520.75 17. Lot 10, Block 2, Derringer 50,00 50.00 1,520.75 - 18. 11 Lot 11, Block 2, Derringer 50.00 50.00 1,520.75

ST-78-5	-	Derringer	Subdivision
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October 24, 1979 Office of City Engineer

No.	Owner/Address	Tax Lot & Description	Assess. Fr. Ft.	Corner Lot Credit	Total Assess. Fr. Ft.	Total Assessment
19.	Richard Draper 1904 S. Marion Albany, OR 97321	Lot 12, Block 2, Derringer	50.00		50.00	1,520.75
20.	11	Lot 1, Block 3, Derringer	172.27	50	122.27	3,718.85
21.	П	Lot 2, Block 3, Derringer	63.21		62.21	1,892.12
22.	11	Lot 3, Block 3, Derringer	62.50		62.50	1,900.94
23.	**	Lot 4, Block 3, Derringer	62.50		62.50	1,900.94
24.	11	Lot 5, Block 3, Derringer	62.50		62.50	1,900.94
25.	**	Lot 6, Block 3, Derringer	62,50		62.50	1,900.94
TOTALS			1,828.09	- 150 =	1,678.09	\$51,039.12

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