

ORDINANCE NO. 2082

AN ORDINANCE providing for and ordering the improvement of a portion of N.E. Adams Street by the installation of a half-street improvement including sidewalk, curb, gutter, and storm water system improvements; creating Local Improvement District No. 218; providing for the payment of the costs of such improvement by special assessment on the property within said Local Improvement District; and creating a Local Improvement District No. 218 Fund.

THE COUNCIL OF THE CITY OF CAMAS DO ORDAIN AS FOLLOWS:

Section I

The Council makes the following findings of fact:

A. On or about May 10, 1996, a petition was filed with the City Clerk requesting the creation of a Local Improvement District for the purpose of improving a portion of N.E. Adams Street by the construction of half-street improvements, including curbs, sidewalks, gutter, and storm water improvements.

B. The City Engineer has submitted his report to the City Council documenting that the petition was signed by the owners of 100 percent of the area of the property within the assessment district to be created.

C. The City Engineer has submitted to the City Council all of the information required by law, including preliminary plans and specifications for the proposed project, the amount of outstanding and unpaid assessments within the proposed district, the total assessed valuation of the district, a preliminary assessment role showing the estimated amount to be assessed against the properties within the district, and a diagram of the lots, tracts and parcels of land and other property which will be benefitted by the improvement.

D. The City Engineer has submitted to the Council the estimated cost of the construction of the project of \$14,950.00.

E. The City Council of the City of Camas held a public hearing on the petition for the formation of a Local Improvement District on August 12, 1996, at which time the Council heard testimony from persons for and against the formation of the Local Improvement District.

F. The City Engineer has recommended that the Council proceed with the improvement.

Section II

It is hereby ordered that that portion of N.E. Adams Street from N.E. 12th Avenue south

150 feet to a dead end be improved by the installation of a half-street improvement consisting of a 16-foot wide full depth street with sidewalk, curb, gutter, and storm system improvements. The work to be done is shown upon the preliminary plans and specifications on file in the office of the City Engineer, and said plans and specifications are hereby adopted and incorporated by reference under this ordinance. The improvements provided for herein shall be constructed in strict conformity with the final plans and specifications when such plans are completed.

Section III

The cost of said improvement, including all necessary and incidental expenses of engineering, surveying, clerical and other items as provided by law, shall be borne and paid by special assessments levied and assessed against the properties included within the Local Improvement District herein created. The City of Camas shall not be liable in any manner for any of the costs and expenses of said improvement to be borne by the Local Improvement District created herein.

Section IV

There is hereby created and established Local Improvement District No. 218, which shall include all of the properties specifically benefitted by the improvements herein provided for. Those properties are Tax Lot Nos. 80080 and 80075.

Section V

Warrants or promissory notes of said Local Improvement District bearing interest at a rate not to exceed twelve (12%) percent per annum and payable in full on or before ten (10) years from the date of issuance shall be issued in payment of the costs and expenses of the improvements provided for herein. Said warrants or notes shall be redeemed by the collection of special assessments to be levied and assessed upon the properties within the district, payable in equal annual installments with interest at a rate not to exceed twelve (12%) percent per annum. Assessments or installments of assessments not paid when due shall be delinquent, and there shall be added to the same an annual penalty in the amount equal to five (5%) percent of the amount of overdue installments and interest, and such penalties shall become a part of the lien upon the properties so assessed.

Section VI

There is hereby created in the Office of the Treasurer of the City of Camas a fund of the City to be known as "Local Improvement District No. 218 Fund". All monies received in payment of the assessments to be levied as herein provided shall be placed in said fund and shall be used solely for the retirement of the warrants or promissory notes of this Local Improvement District. Warrants shall be drawn on said fund based on estimates of the Engineer of the City of Camas in payment of the costs of construction and installation of said improvements. Promissory notes shall be delivered to the contractor in redemption of said warrants, or the City may, at its election, sell such promissory notes and make redemption in cash.

Section VII

This ordinance shall take force and be in effect five (5) days from and after its publication according to law.

PASSED by the Council and APPROVED by the Mayor this 26th day of August, 1996.

SIGNED: _____

Mayor

ATTEST: _____

Clerk

APPROVED as to form:

City Attorney