

RESOLUTION NO. 2129

A RESOLUTION ESTABLISHING THE INTENT TO FORM A LOCAL IMPROVEMENT DISTRICT 322 IN THE VICINITY OF SE 10TH STREET AND SE CAMPBELL DRIVE, AND SETTING A DATE FOR A PUBLIC HEARING.

WHEREAS, on July 8, 2019, the City Manager of the City of Hermiston, Oregon, under the direction and by requirement of the council, did prepare and have on file in his office plans and specifications for the formation of LID 322, a copy of which is attached as Exhibit A for:

the paving of:

- S.E. 10th Street from U.S. Highway 395 to S.E. Penney Avenue (width 30 feet)
- S.E. Campbell Drive from the current end of asphalt to S.E. Penney Avenue (width 30 feet)
- A 700 linear foot section of Right of Way to be dedicated by the Port of Umatilla from the property identified by Map and Tax Lot as 4N28230000100, running east to west beginning at S.E. 10th Street (width 30 feet, and

the installation of new municipal water main piping in the following Rights of Way,:

- S.E. 10th Street from U.S. Highway 395 to S. E. Penney Avenue
- A 700 linear foot section of Right of Way to be dedicated by the Port of Umatilla from the property identified by Map and Tax Lot as 4N28230000100, running east to west beginning at S.E. 10th Street, and

the installation of new gravity-flow municipal sewer main piping in the following Rights of Way,:

- S.E. 10th Street from U.S. Highway 395 approximately 2,200 linear feet to the south
- A 700 linear foot section of Right of Way to be dedicated by the Port of Umatilla from the property identified by Map and Tax Lot as 4N28230000100, running east to west beginning at S.E. 10th Street; and,

WHEREAS, Exhibit A also includes:

- (i) a map of the proposed local improvement district boundary, including the address, map and tax lot and ownership information for each property within the boundary;
- (ii) an estimate of the actual cost of the improvements; and
- (iii) the proposed methodology for establishing special benefit and levying assessments, the estimated assessment to be levied against each property and a description of funds other than assessments that will be used to fund the local improvement; and

WHEREAS, the council has examined Exhibit A and finds the same satisfactory and the estimate therefore to be in accordance with the probable cost of such work; and

WHEREAS, the property recommended by the City Manager to be included within the boundaries of the district benefitted is in the judgement of the council proper to be included therein and no property is excluded therefrom which should properly be included therein; and

WHEREAS, the installation of the above described paving and utilities is at this time necessary.

The City of Hermiston resolves as follows:

1. That it is expedient, and it is hereby proposed, to make the paving, water, and sewer installation improvements in accordance with Exhibit A, which is hereby adopted and approved.
2. That a share of \$1,161,600, from the total estimated cost identified in Exhibit A as \$2,923,200 shall be assessed as a local improvement district.
3. That notice of a public hearing on formation of the local improvement district shall be mailed or personally delivered to the owners of each property proposed to be located within the local improvement district, which notice shall include:
 - The date, time, and location of the public hearing
 - A copy of Exhibit A, which includes a description of the improvements, the boundary of the district, the addresses of each property included, the estimated cost of the proposed methodology for levying assessments and the estimated assessment for each property
 - A statement that these are estimates only, and that the final assessment may be greater
 - A statement that any interested person may testify or submit written comments on the proposed local improvement district and that any property owner may formally object by submitting a written remonstrance stating the reason for the objection and signed by each owner of the property and that the remonstrance must be received by the City Manager no later than 5:00 p.m. on the business day before the public hearing
 - A form for remonstrance
4. That a public hearing is set for the 12th day of August, 2019 at or after 7:00 p.m. at the City Hall (180 NE 2nd St.) in Hermiston, Oregon at which time the Council shall provide a reasonable opportunity for persons to testify and shall consider any written comments received with any remonstrances on such proposed improvement.

PASSED by the Commn Council this 8th day of July, 2019.

APPROVED by the Mayor this 8th day of July, 2019.

MAYOR

ATTEST:

CITY RECORDER