

RESOLUTION NO. 461

A RESOLUTION DECLARING THE INTENTIONS TO PROCEED FORWARD WITH THE CONSTRUCTION OF BOBERG ROAD RECONSTRUCTION AND UTILITY IMPROVEMENTS LOCAL IMPROVEMENT DISTRICT NO. 7, HEREINAFTER REFERRED TO AS LID #7; ACKNOWLEDGING THE RECEIPT OF PETITIONS TO FORM LID #7; APPROVING THE COST ALLOCATION FOR EACH PROPERTY FOR THE PRELIMINARY ENGINEER'S REPORT; AND AUTHORIZING C. R. S. SIRRINE ENGINEERS TO PROCEED FORWARD WITH THE PRELIMINARY ENGINEER'S REPORT.

WHEREAS, petitions have been filed with the City of Wilsonville by the owners of the properties indicated in Exhibit "A", and at least fifty percent (50%) of those property owners within the proposed Improvement District boundary have agreed to enter into a Local Improvement District, hereinafter referred to as LID, to the provisions as set forth in Section 3.210 of the Wilsonville Code; and

WHEREAS, the property owners signing the petitions to form the LID have agreed to pay their proportionate share of the administrative, survey, design, preliminary engineering, mapping and any other actions necessary to the processing of the request prior to the City Engineer preparing the Preliminary Engineer's Report as indicated in Section 3.210(3) of the Wilsonville Code, and as established in Exhibit "C"; and

WHEREAS, upon receipt of the proportionate share of the costs of the Preliminary Engineer's Report by each property

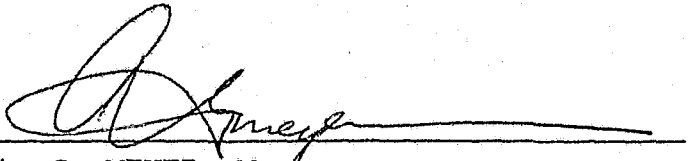
owner signing the LID petition as established in Exhibit "C", the City shall then designate the City Engineer to proceed with the Preliminary Engineer's Report for those properties as outlined in Exhibit "B".

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilsonville:

1. Acknowledges the receipt of the petitions to form an LID as indicated in Exhibit "A".
2. Acknowledged that at least fifty percent (50%) of the property owners within the proposed LID have signed petitions to proceed forward with the LID.
3. Prior to authorizing the City Engineer to proceed forward with the Preliminary Engineer's Report, all proportionate costs as outlined in Exhibit "C" shall be paid to the City to defray all costs pertaining to the Preliminary Engineer's Report.
4. Upon receipt of the nine thousand, two hundred dollars (\$9,200) required to complete the Preliminary Engineer's Report as outlined in Exhibit "C", the City shall authorize C.R.S. Serrine Engineers to proceed with the Preliminary Engineer's Report for this potential LID #7.
5. All requirements of Wilsonville Code, Section 3.210 pertaining to petitions and authorizing to proceed

forward with the Preliminary Engineer's Report, have
been met.

ADOPTED by the City Council of the City of Wilsonville at
a regular meeting thereof this 19th day of February,
1985 and filed with the Wilsonville City Recorder this same date.


A. G. MEYER, Mayor

ATTEST:



DEANNA J. THOM, City Recorder

EXHIBIT "A"
 PETITIONS BY PERCENTAGE OF AREA
 T3S R1W S14A

TAX LOT	ACREAGE	OWNERS	SIGNED PETITION %		NOT SIGNED %	
400	1 acre	Sellers, Inc.	x	2%		
401	1 acre	Baer	x	2%		
402	1.27 acres	Sellers, Inc.	x	2%		
403	.9355 acres	Vern L. Burda	x	2%		
500	1.6 acres	Lee & Marion Thompson			x	3%
600	1.84 acres	Walnut Park			x	3%
700	.95 acres	Walnut Park			x	2%
1100	.90 acres	Walnut Park			x	2%
1207	.8988 acres	Wanel	x	2%		
1200	1.3149 acres	Vern L. Burda	x	2%		
1501	1.0 acres	Jack Cooper	x	2%		
1502	1.0 acres	Jack Cooper	x	2%		
1503	1.0 acres	Jack Cooper	x	2%		
1500	.99 acres	Moose Lodge			x	2%
1600	4.585 acres	Payless	x	9%		
1601	.8597 acres	Payless	x	2%		
1602	2.2918 acres	Payless	x	4%		
1603	.76 acres	Brent Milleson			x	1%
1604	.56 acres	Brent Milleson			x	1%
1700	.32 acres	Payless	x	1%		
1701	1.52 acres	Payless	x	2%		
1800	3.01 acres	Payless	x	6%		
1900	4.84 acres	Payless	x	9%		
2000	1.0 acres	Hoggan Trucking	x	2%		
2001	1.85 acres	Payless	x	3%		
2002	1.0 acres	Payless	x	2%		
2003	1.0 acres	Payless	x	2%		
2100	.85 acres	Brown & Finch			x	2%
2200	13.34 acres	Brown & Finch			x	24%
53.4857 Acres Total			60% Signed Petition		40% Not Signed	

TO: City Council, City of Wilsonville

RECEIVED
NOV 19 1984
CITY OF WILSONVILLE

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

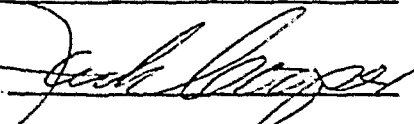
Boberg Road Reconstruction and Utility Improvements

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

Signature of Owner or Authorized Representative	Address	Date	Tax Lot(s)	Acres
	% Jack Cooper P.O. Box 906 Corvallis, OR 97330	_____	1503 - - -	1 Acre
			1502 - - -	1 Acre
			1501 - - -	1 Acre

Title of Above Signature _____
Representing: _____
Company

State of Oregon)
County of Benton) ss

November 16, 19 84

Personally appeared the above named JACK COOPER a duly authorized representative of himself and acknowledged the foregoing instrument to be their voluntary act and deed.


NOTARY PUBLIC OF OREGON 9/1/85

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT


Boberg Road Reconstruction and Utility Improvements

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:


We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

<u>Signature of Owner or Authorized Representative</u>	<u>Address</u>	<u>Date</u>	<u>Tax Lot(s)</u>	<u>Acres</u>
	<u>P.O. Box 760 Wilsonville, OR 97070</u>	<u>4-2-87</u>	<u>1200 -1100</u>	<u>.8988 Ac</u>

Title of Above Signature Partner
Representing: WANDEL PROPERTIES
Company

State of Oregon)
County of Clatsop) ss
April 2, 19 87

Personally appeared the above named Richard A. Nelson a duly authorized representative of Wandel Properties and acknowledged the foregoing instrument to be their voluntary act and deed.


NOTARY PUBLIC OF OREGON
My Commission Expires: 3/10/87

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

Boberg Road Reconstruction and Utility Improvements

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements, with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

<u>Signature of Owner or Authorized Representative</u>	<u>Address</u>	<u>Date</u>	<u>Tax Lot(s)</u>	<u>Acres</u>
<u>Ron Hoggan</u>	<u>7845 S.W. Frobase Rd. Tualatin, OR. 97062</u>	<u>12/14/84</u>	<u>2000</u>	

Title of Above Signature ~~President~~ Owner
Representing: _____
Company

State of Oregon)
County of) ss
December 14, 1984

Personally appeared the above named RON HOGGAN a duly authorized representative of HOGGAN TRUCKING CO and acknowledged the foregoing instrument to be their voluntary act and deed.

Vera A. Rojas
NOTARY PUBLIC OF OREGON
My Commission Expires: 8/23/95

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

Boberg Road Reconstruction and Utility Improvements

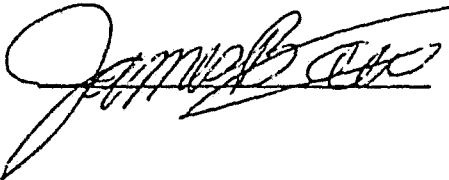
RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds - for Boberg Road Reconstruction and Utility Improvements shall be given.

Signature of Owner or Authorized Representative Address Date Tax Lot(s) Acres

 PO Box 70 401 1 acre
Wilsonville OR 97070

Title of Above Signature _____
Representing: _____
 Company

State of Oregon)
County of Washington) ss
[Signature] , 19 05

Personally appeared the above named JAMES BAER a duly authorized representative of Tax Lot 401 and acknowledged the foregoing instrument to be their voluntary act and deed.

[Signature]
NOTARY PUBLIC OF OREGON
My Commission Expires: 5-31-05

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

Boberg Road Reconstruction and Utility Improvements

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

Signature of Owner or Authorized Representative	Address	Date	Tax Lot(s)	Acres
<u>Vernon L. Burda</u>	% Vernon Burda P.O. Box 427 Wilsonville, OR 97070		1200, 403	1200 - 2.2137 Ac 403 - .9355 Ac

Title of Above Signature Representing: Boberg Enterprises
Company

State of Oregon)
County of Clatsop) ss
April 2, 19 84

Personally appeared the above named Vernon L. Burda a duly authorized representative of Boberg Enterprises and acknowledged the foregoing instrument to be their voluntary act and deed.

[Signature]
NOTARY PUBLIC OF OREGON
My Commission Expires: 2-28-87

RECEIVED
APR 16 1984
CITY OF WILSONVILLE

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

Boberg Road Reconstruction and Utility Improvements

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

Signature of Owner or Authorized Representative	Address	Date	Tax Lot(s)	Acres
<i>[Signature]</i> Carol Aguilera	P.O. Box 70 Wilsonville, OR 97070	4/16/84	401	1 Acre

Title of Above Signature _____
Representing: _____
Company

State of Oregon }
County of Multnomah } ss
4/16, 19 84

Personally appeared the above named individuals a ~~duly~~ authorized ~~representative~~ of _____ and acknowledged the foregoing instrument to be their voluntary act and deed.

[Signature]
NOTARY PUBLIC OF OREGON

TO: City Council, City of Wilsonville

RECEIVED

APR 5 1985

CITY OF WILSONVILLE

PETITION TO FORM A LOCAL IMPROVEMENT

Boberg Road Reconstruction and Utility

*Chuck Taylor
To sign
also.*

RECITALS:

We, the undersigned, as a condition of our to
Form an Improvement District, Boberg Road Reconstruction Improvements
with the City of Wilsonville, as set forth through its du, zed
Wilsonville City Council, and by providing herein an Addendum A which more
clearly designates the real property to be included in the Improvement
District and the ownership thereof; and providing typographical sub-
headings for signatures, addresses, dates and ownership interests by
tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of
Wilsonville to form the real property described in Addendum A attached
hereto into an Improvement District comprised of 62.0643 total acres
for the purpose of accomplishing a street reconstruction and utility
improvement as provided by City Code Section 3.210 through 3.218. We
further request that the method of financing the street reconstruction
and utility improvement be as provided by the Bancroft Bonding
Act (ORS 223.205 - 223.295). And we agree that all necessary easements
and/or deeds of dedication for the street reconstruction and utility
area to be improved or any other irrevocable commitments from property
owners necessary to grant to the City necessary easements and/or deeds
for Boberg Road Reconstruction and Utility Improvements shall be given.

<u>Signature of Owner or Authorized Representative</u>	<u>Address</u>	<u>Date</u>	<u>Tax Lot(s)</u>	<u>Acres</u>
<u><i>Clifford D. Sellers</i></u>	<u>438 S.E. 6th Street Portland, OR 97214</u>	<u> </u>	<u>400, 402</u>	<u>400 - 1 acre 402 - 1.27 acres</u>

Title of Above Signature PRESIDENT
Representing: SELLERS INC
Company

State of Oregon }
County of Clackamas } ss
M. [Signature], 19 85

Personally appeared the above named *Clifford D. Sellers* a duly
authorized representative of *Sellers Inc* and acknowledged
the foregoing instrument to be their voluntary act and deed.

William T. Kelly
NOTARY PUBLIC OF OREGON 4-20-85

TO: City Council, City of Wilsonville

PETITION TO FORM A LOCAL IMPROVEMENT DISTRICT

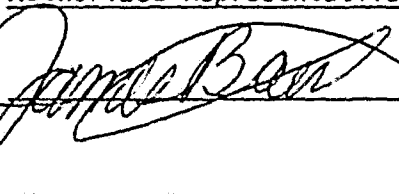
BOBERG ROAD RECONSTRUCTION AND UTILITY IMPROVEMENTS

RECITALS:

We, the undersigned, as a condition of approval to the Petition to Form an Improvement District, Boberg Road Reconstruction and Utility Improvements, with the City of Wilsonville, as set forth through its duly authorized Wilsonville City Council, and by providing herein an Addendum A which more clearly designates the real property to be included in the Improvement District and the ownership thereof; and providing typographical sub-headings for signatures, addresses, dates and ownership interests by tax lots for clarity of documentation.

WITNESSETH:

We, the undersigned, do hereby request approval by the City of Wilsonville to form the real property described in Addendum A attached hereto into an Improvement District comprised of 62.0643 total acres for the purpose of accomplishing a street reconstruction and utility improvement as provided by City Code Section 3.210 through 3.218. We further request that the method of financing the street reconstruction and utility improvement be as provided by the Bancroft Bonding Act (ORS 223.205 - 223.295). And we agree that all necessary easements and/or deeds of dedication for the street reconstruction and utility area to be improved or any other irrevocable commitments from property owners necessary to grant to the City necessary easements and/or deeds for Boberg Road Reconstruction and Utility Improvements shall be given.

<u>Signature of Owner or Authorized Representative</u>	<u>Address</u>	<u>Date</u>	<u>Tax Lot(s)</u>	<u>Acres</u>
	Payless Drug Stores Northwest Inc. 9275 Peyton Lane Wilsonville, OR 97070		T3S-R1W,14A	
			2001	80,500 ft ² 1.848 ac.
			2002	44,200 ft ² 1.01 ac.
			2003	42,400 ft ² .97 ac.
			1900	211,200 ft ² 4.848 ac.
			1800	128,000 ft ² 2.938 ac.
			1700	13,200 ft ² .30 ac.
			1701	66,211 ft ² 1.52 ac.
	1600	204,800 ft ² 4.70 ac.		

Title of Above Signature Vice Pres DP.
Representing: PAYLESS DRUG STORES
Company

State of Oregon }
County of Clatsop } ss

February 6, 1985

Personally appeared the above named JAMES BAER a duly authorized representative of PAYLESS DRUG STORES and acknowledged the foregoing instrument to be their voluntary act and deed.

Debra A. Kozin
NOTARY PUBLIC OF OREGON

My Commission Expires: 8/28/85

EXHIBIT "B"

POTENTIAL LID#7 BOUNDARY MAP

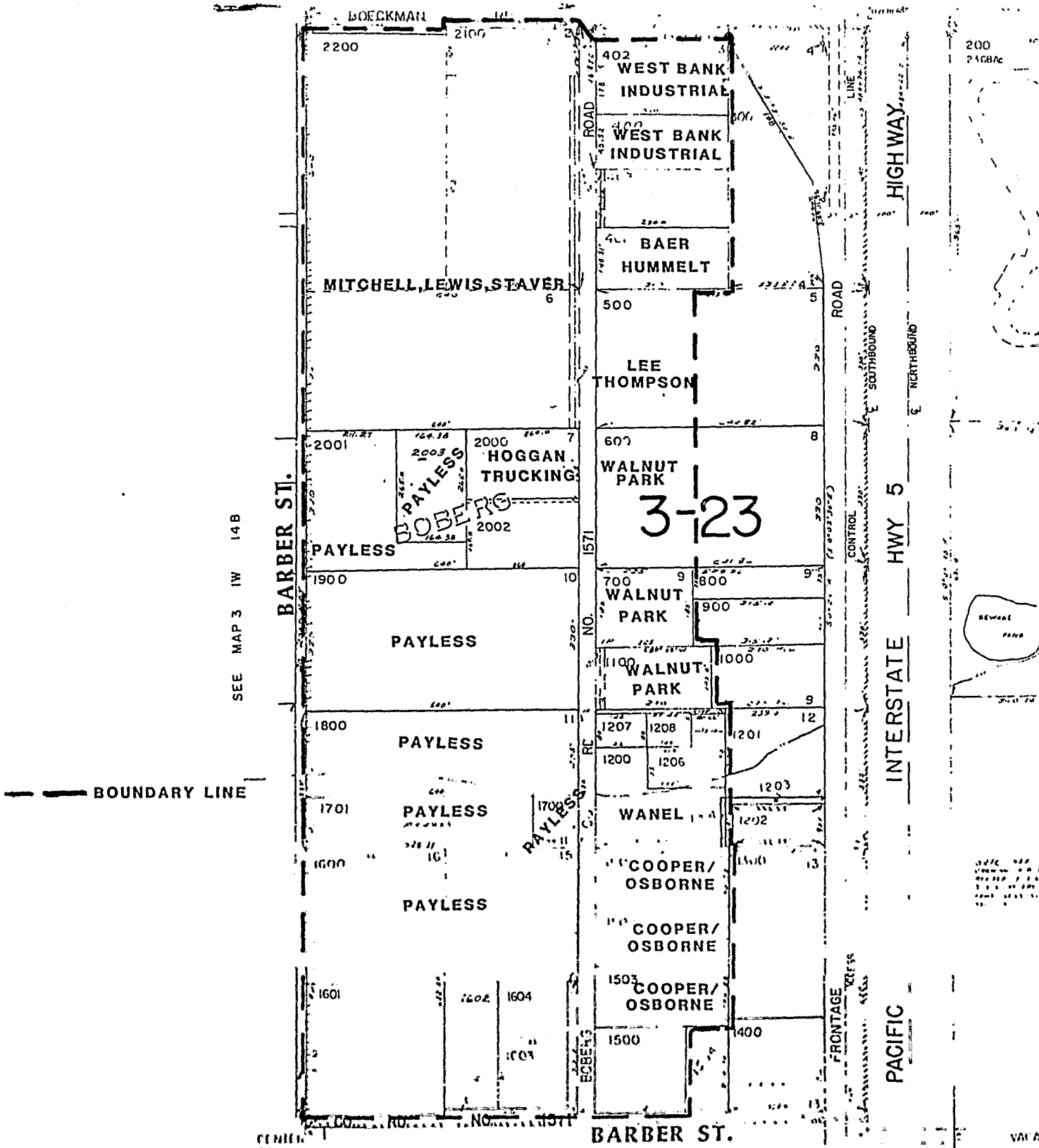


EXHIBIT "C"
 PRELIMINARY ENGINEER'S REPORT
 PROPERTY COST ALLOCATION
 T3S R1W S14A

TAX LOT	ACREAGE	OWNER	% OF PROPERTY	PRELIMINARY ENGINEER'S REPORT PROPORTION COST
400	1.0	Sellers, Inc.	3% x 9200	\$ 276
401	1.0	James Baer	3% x 9200	\$ 276
402	1.27	Sellers Inc.	4% x 9200	\$ 368
403	.9355	Vern Burda	3% x 9200	\$ 276
1207	.8988	Wanel Properties	3% x 9200	\$ 276
1200	1.3149	Vern Burda	4% x 9200	\$ 368
1501	1.0	Jack Cooper	3% x 9200	\$ 276
1502	1.0	Jack Cooper	3% x 9200	\$ 276
1503	1.0	Jack Cooper	3% x 9200	\$ 276
1600	4.585	Payless	14% x 9200	\$1,288
1601	.8597	Payless	3% x 9200	\$ 276
1602	2.2918	Payless	7% x 9200	\$ 644
1700	.32	Payless	1% x 9200	\$ 92
1701	1.52	Payless	6% x 9200	\$ 552
1800	3.01	Payless	9% x 9200	\$ 828
1900	4.84	Payless	15% x 9200	\$1,380
2000	1.0	Hoggan Trucking	3% x 9200	\$ 276
2001	1.85	Payless	7% x 9200	\$ 644
2002	1.0	Payless	3% x 9200	\$ 276
2003	1.0	Payless	3% x 9200	\$ 276
TOTAL	31.6957			\$9,200
ACREAGE PETITIONED FOR LID #7				

1rb:vr



CRS SIRRINE

February 12, 1985

City of Wilsonville
P.O. Box 220
Wilsonville, Oregon 97070

Attention: Mr. Larry Blanchard

Subject: Boberg Road LID (LID No. 7)
CRS Sirriner Proposal No. N-84-120

Gentlemen:

In response to your Request for Proposal, we have estimated a scope of work and budget for performing preliminary design services relative to the Boberg Road LID (LID No. 7).

The scope of work includes the following:

1. Performance of the work program and preparation of the engineer's report according to the guidelines as set forth in Chapter 3.210 of the Wilsonville Code. Improvements to be addressed include streets, sanitary sewers, storm drainage, water main, and other utilities which may include telephone, street lighting, and gas.
2. Make presentation to the City Council of all preliminary engineer's reports for forming the LID.

We estimate an effort of approximately 180 manhours and propose to prepare the preliminary design services according to the hourly rates and expenses of Exhibit A in the Engineering Agreement of May 18, 1983 and not to exceed \$9,200 without further authorization.

Please contact us if you have questions regarding this proposal. We will begin work upon your notice to proceed.

Very truly yours,

CRS Sirriner, Inc.

Robert W. Vivian, P.E.
Vice President

RWV: kpw