

ORDINANCE NO. 1266

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, ORDERING THE IMPROVEMENT OF CERTAIN PROPERTY WITHIN THE CITY; ESTABLISHING LOCAL IMPROVEMENT DISTRICT NO. 85-ST-49, AND ORDERING THE CARRYING OUT OF THE PROPOSED IMPROVEMENT; PROVIDING THAT PAYMENT OF THE COSTS OF THE IMPROVEMENT BE MADE BY SPECIAL ASSESSMENTS UPON THE PROPERTY IN THE DISTRICT, PAYABLE THROUGH ISSUANCE OF LID BONDS; AND PROVIDING FOR THE ISSUANCE AND SALE OF LOCAL IMPROVEMENT DISTRICT WARRANTS OR OTHER SHORT TERM OBLIGATIONS REDEEMABLE IN CASH AND LOCAL IMPROVEMENT DISTRICT BONDS.

WHEREAS, a petition has been filed with the City Council, signed by the owners of the property aggregating a majority of the area within the proposed district, setting forth the nature and territorial extent of the proposed improvement, the mode of payment and that a sufficient portion of the area within the proposed district is owned by the petitioners as shown by the records in the office of the Auditor of King County (Office of Records and Elections), petitioning for the improvement of 151st Place and N.E. 24th Street by constructing and installing a traffic signal at the intersection of N.E. 24th Street and 151st Place and providing left turn lanes on N.E. 24th Street, and pedestrian crosswalks, together with related improvements more specifically described hereinafter, all within the City of Redmond, Washington, and

WHEREAS, the Department of Public Works has determined that the petition is sufficient and that the facts set forth therein are true, and

WHEREAS, the City Engineer caused an estimate to be made of the cost and expense of the proposed improvement and certified that estimate to the City Council, together with all papers and information in his possession touching the proposed improvement, a description of the boundaries of the proposed Local Improvement District ("the District"), and a statement of what portion of the cost and expense of the improvement should be borne by the property within the proposed District, and

WHEREAS, that estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land, and other property which will be specially benefited by the proposed improvement and the estimated cost and expense thereof to be borne by each lot, tract and parcel of land or other property, and

WHEREAS, the City Council has determined it to be in the best interests of the City and of the owners of the property within the local improvement district that said improvement petitioned for, as hereinafter described, be carried out and that the District be created in connection therewith, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Redmond, Washington, orders the improvement of the following described streets and avenues within the City of Redmond, Washington:

151st Place and N.E. 24th Street:

Construct and install a fully actuated traffic signal controlled intersection with mast arm display mounting and underground wiring, installation of controller and cabinet, coordinator, junction boxes, signal poles and bases, signal heads and fixtures, detectors and conduits, signing and channelization, illumination, acquisition of easements and right-of-way, if any are required, together with all related improvements necessary to complete the project in accord with City standards.

All of the foregoing shall be in accordance with the plans and specifications therefor prepared by the City Engineer, and may be modified by the City Council as long as such modification does not affect the purpose of the improvement.

Section 2. There is created and established a local improvement district, to be called Local Improvement District No. 85-ST-49 of the City of Redmond, Washington ("the District"), the boundaries and territorial extent of which are more particularly described on Exhibit A, a copy of which is attached hereto and incorporated in full by this reference.

Section 3. The total estimated cost and expense of the improvement is declared to be \$ 112,000.00 . The entire cost and expense of the improvement including all labor and materials required to make a complete improvement, all engineering, surveying, inspection, ascertaining ownership of the lots or parcels of land included in the assessment district, and all advertising, mailing and publication of notices, accounting, administrative, printing, legal, interest and other expenses incidental thereto, shall be borne by and assessed against the property specially benefited by such improvement included in the District embracing as nearly as practicable all property specially benefited by such improvement.

Section 4. In accordance with the provisions of RCW 35.44.047, the City may use any method or combination of methods to compute assessments which may be deemed to fairly reflect the special benefits to the properties being assessed.

Section 5. Local improvement district warrants may be issued in payment of the cost and expense of the improvement herein ordered to be assessed, such warrants to be paid out of the Local Improvement Fund, District No. 85-ST-49, hereinafter created and referred to as the Local Improvement Fund, and, until the bonds referred to in this section are issued and delivered to the purchaser thereof, to bear interest from the date thereof at a rate to be established hereafter by the City Finance Director, as issuing officer, and to be redeemed in cash and/or by local improvement district bonds herein authorized to be issued, such interest-bearing warrants to be referred to hereafter as "LID Warrants." In the alternative, the City hereafter may provide by ordinance for the issuance of other short-term obligations pursuant to Chapter 216, Laws of 1982.

The City is authorized to issue local improvement district bonds for the District which shall bear interest at a rate, and to be payable on or before a date, to be here-

after fixed by ordinance. The bonds shall be issued in exchange for and/or in redemption of any and all LID Warrants issued hereunder or other short-term obligations hereafter authorized and not redeemed in cash within twenty days after the expiration of the thirty-day period for the cash payment of assessments without interest on the assessment roll for the District. The bonds shall be redeemed by the collection of special assessments to be levied and assessed against the property within the District, payable in annual installments, with interest at a rate to be hereafter fixed by the ordinance authorizing issuance and sale of the bonds. The exact form, amount, date, interest rate and denominations of such bonds shall be hereafter fixed by ordinance of the City Council. Such bonds shall be sold in such manner as the City Council shall hereafter determine.

Section 6. In all cases where the work necessary to be done in connection with the making of said improvement is carried out pursuant to contract upon competitive bids, the call for bids shall include a statement that payment for such work will be made in cash warrants drawn upon the Local Improvement Fund.

Section 7. There is created and established in the office of the City Finance Director for the District the Local Improvement Fund, District No. 85-ST-49, into which fund shall be deposited the proceeds from the sale of LID Warrants or other short term obligations drawn against the fund which may be issued and sold by the City and collections pertaining to assessments, and against which fund shall be issued cash warrants to the contractor or contractors in payment for the work to be done by them in connection with the improvement, and against which fund cash warrants shall be issued in payment for all other items of expense in connection with the improvement.

Section 8. Within fifteen (15) days of the passage of this ordinance there shall be filed with the City Finance Director the title of the improvement and District number, a

copy of the diagram or print showing the boundaries of the District and the preliminary assessment roll or abstract of such roll showing thereon the lots, tracts and parcels of land that will be specially benefited thereby and the estimated cost and expense of such improvement to be borne by each lot, tract or parcel of land. The City Finance Director shall immediately post the proposed assessment roll upon his index of local improvement assessments against the properties affected by the local improvement.

Section 9. This ordinance shall be in full force and effect five (5) days after its passage and publication as provided by law.

CITY OF REDMOND

Doreen Marchione
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

Doris A. Schaible
CITY CLERK, DORIS A. SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY Jan C. Martin

EILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO. 1266

August 29, 1985
September 3, 1985
September 3, 1985
September 11, 1985
September 17, 1985

EXHIBIT A
Boundary Description
for 151st Place N.E. - N.E. 24th Street
Traffic Signal
LID 85-ST-49

That portion of the Southwest Quarter (1/4) of Section 23, and the Northwest Quarter (1/4) of Section 26, all situated within Township 25 North, Range 5 East, W.M., King County, Washington, described as follows:

Commencing at the Southwest corner of said Section 23, thence N-89°-59'30" E along the South line of said Section a distance of 386.63 feet; thence N-00°-00'-30" W a distance of 40.00 feet to the North right-of-way margin of N.E. 24th Street and the TRUE POINT OF BEGINNING; thence N-89°-59'-30"E along the North right-of-way margin of N.E. 24th Street a distance of 391.97 feet; thence S-01°-15'-35"W along the West line of Koll Commerce Center (replat) recorded in Volume 112 of Plats, pages 51-53, Records of King County, Washington, a distance of 539.02 feet; thence N-89°-59'-29"E a distance of 510.20 feet; thence N-100-15'-35"E along the West right-of-way margin of 152nd Avenue N.E. a distance of 423.22 feet to the beginning of a curve to the left having a radius of 35.00 feet; thence Northwesterly 55.75 along said curve through a central angle of 91°-16'-06"; thence S-89°-59'-29"W along the South right-of-way margin of N.E. 24th Street a distance of 171.37 feet; thence N-00°00'-33"W a distance of 299.01 feet; thence N-89°-59'27"E a distance of 218.56 feet to the West right-of-way margin of 152nd Avenue N.E.; thence N-01°-11'-06"E along said west margin a distance of 307.37 feet; thence S-89°-59'-27"W a distance of 361.97 feet to a point of curvature on 151st Place having a radius of 45.00 feet; thence 65.68 feet along said curve through a central angle of 83°-37'-16"; thence S-89°-59'-27"W a distance of 418.36 feet; thence N-00°-00'-33"W a distance of 125.15 feet; thence S-50°-36'-51"W a distance of 40.00 feet; thence S-72°-24'-57"W a distance of 215.41 feet; thence S-50°-36'-51"W a distance of 160.00 feet; thence S-12°-19'-55"W a distance of 137.71 feet; thence N-89°-59'-27"E along the North line of Lot 2, City of Redmond Short Plat 76-19, a distance of 241.26 feet; thence S-00°-00'-33" E along the East line of said Lot 2 a distance of 145.00 feet; thence S-89°-59'-27"W a distance of 40.00 feet; thence S-00°-00'-33'E a distance of 26.00 feet to the North line of Lot 3, of said short plat; thence N-89°-59'30"E a distance of 110.00 feet; thence S-00°-00'-33'E along the east line of said Lot 3 a distance of 154.00 feet to the North right-of-way margin of N.E. 24th Street and the TRUE POINT OF BEGINNING.

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