

### **RESOLUTION NO. 2363**

#### **A RESOLUTION ESTABLISHING THE INTENT TO FORM LOCAL IMPROVEMENT DISTRICT IN THE VICINITY OF NW 2ND STREET BETWEEN W. CHERRY AVENUE AND W. ELM AVENUE AND SETTING A DATE FOR PUBLIC HEARING**

WHEREAS, on March 24, 2025, 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 a Local Improvement District, a copy of which is attached as Exhibit A for the installation of curb, gutter, sidewalk and paving of:

NW 2nd Street from W. Cherry Avenue to W. Elm Avenue (width 28 feet).

WHEREAS, Exhibit A also includes: 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; an estimate of the actual cost of the improvements; and 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.

NOW, THEREFORE, THE CITY OF HERMISTON RESOLVES AS FOLLOWS:

1. That it is expedient to improve, and it is hereby proposed, to curb, gutter, sidewalk, and pave NW 2nd Street between W. Cherry Avenue and W. Elm Avenue in accordance with Exhibit A, which is hereby adopted and approved.
2. That the total estimated cost identified in Exhibit A as \$580,000 shall be assessed as a local improvement district.
3. That the proposed improvement district is to be known as "LOCAL IMPROVEMENT DISTRICT NO. 323"; embracing the property benefitted and assessed for the payment of such improvements; which improvement district shall include all lots, parts of lots and parcels of land lying and being within the district described in Exhibit A.
4. That at least ten days prior to the public hearing on formation, the City Manager shall mail or personally deliver notice to the owners of each property proposed to be located within the local improvement district. In addition to the date, time and

location of the hearing, the notice shall include:

- a. A copy of Exhibit A, which includes a general description of the improvements, the boundary of the district, the addresses of each property included, the estimated cost of the proposed local improvement, the methodology for levying assessments and the estimated assessment for each property.
  - b. A statement that these are estimates only, and that the final assessment may be greater.
  - c. 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.
  - d. A form for remonstrance.
5. That a public hearing is set for the 12th day of May 2025 at or after 7:00 p.m. at the City Hall (180 NE 2<sup>nd</sup> 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.
  6. That this resolution is effective immediately upon its passage.

PASSED by the Common Council this 24th day of March 2025.

SIGNED by the Mayor this 24th day of March 2025.

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Doug Primmer, MAYOR

ATTEST:

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Lilly Alarcon-Strong, CMC, CITY RECORDER