

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING THE REMAINING PORTION OF CANADIAN STREET AND SUNDRY OTHER STREETS IN THE CITY OF WHEELER, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY LEWIS CONSTRUCTION CO., INC.; AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEELER, TEXAS:

SECTION 1. That the work of improving the following streets and portions thereof in the City of Wheeler, Texas, to-wit:

UNIT NO.	STREET OR AVENUE	FROM	TO	WIDTH
1	Canadian	Npl First St.	421.2' North	37'
2	Canadian	Npl First St.	Npl Second	37'
3	Second	Epl Mobeetie	Wpl Canadian	37'
5	Second	Epl Shamrock	Wpl Sweetwater	37'
6	Sweetwater	Spl First	Wpl Second	37'
7	First St.	Epl Shamrock	Epl Sweetwater	37'
8	Mobeetie	Spl Oklahoma	Spl Texas Ave.	37'
9	Texas Ave.	Epl Mobeetie	Epl Canadian	37'
10	Canadian	Spl Oklahoma	Npl Texas Ave.	37'
11	Canadian	Npl Oklahoma	Npl Third St.	37'
12	Third St.	Epl Mobeetie	Wpl Canadian	37'
13	Third	Epl Canadian	Wpl Main	37'
15	Third St.	Epl Main	Wpl Shamrock	37'
19	Sixth St.	Epl Canadian	Wpl Main	36'
24	Seventh St.	Epl Main	Wpl Shamrock	36'
27	Seventh St.	Epl Shamrock	Wpl Sweetwater	36'
29	Sixth St.	Epl Shamrock	Wpl Sweetwater	36'
34	Tenth St.	Epl Canadian	Wpl Main	36'
38	Eighth St.	Epl Shamrock	Wpl Sweetwater	37'
39	Eighth St.	Epl Sweetwater	Wpl Red River	37'
41	Sweetwater	Spl Tenth St.	Npl Eleventh St.	40'
42	Tenth St.	Epl Sweetwater	Wpl Red River	36'
43	Red River	Npl Ninth St.	Epl Eight St.	37'
45	Eleventh St.	Epl Main	Wpl Shamrock	36'
48	Unnamed	Unnamed North-South St. 360' East of NW Corner Sec. 60	Npl Highway No. 152 300' North of Npl Highway No. 152	37'

49	Unnamed North-South street 720' East of North-West Section 60	Npl Highway No.152	580' North of Npl Highway No. 152	37'
50	Stanley St.	Spl Highway No.152	380' South of Spl Highway No. 152	37'
51	Stanley St.	Spl Seventh St. N.	555' North of Npl of Seventh St.	37'
52	Seventh St.	epl Stanley St.	Wpl Reynolds St.	37'
54	Seventh St.	Epl Grove St.	Wpl Stanley St.	37'
55	Grove	Spl Eight St.	Npl Seventh St.	37'
56	Seventh St.	Epl Red River St.	Wpl Grove St.	37'
57	Eight St.	Epl Red River St.	Wpl Grove St.	37'
58	Red River	Npl Seventh St.	Npl Eighth St.	37'
59	Red River N	Npl Seventh St.	Npl Sixth St.	37'
60	Sixth St.	Epl Sweetwater St.	Wpl Red River St.	37'
61	Seventh St.	Epl Sweetwater St.	Wpl Red River St.	37'
62	Texas Ave.	Wpl Kiowa St.	Wpl Mobbettie St.	37'
63	Kiowa St.	Spl Texas Ave.	Spl Sixth St.	37'
64	Kiowa St.	Spl Sixth St.	Spl Seventh St.	37'
67	Commanche	Spl Sixth St.	Spl Texas Ave.	37'
68	Commanche	Spl Texas Ave.	Spl Highway 152	37'
76	Texas Ave.	Epl Commanche St.	Wpl Kiowa St.	37'
77	Canadian N	Npl Third St.	Npl Second St.	37'

by raising, grading, filling, widening, repairing, paving and repaving same and by the construction, reconstruction and realignment of concrete curbs and gutters and where the City Engineer determined that adequate curbs and gutters did not exist upon proper grade and

and line, by the construction or reconstruction of drains and other necessary incidentals and appurtenances, said paving consisting of six-inch (6") cement Stabilized Base with one and one-half (1½") inch Hot Mix Surface Course, and doing other work incidental thereto, all as provided for in and in accordance with the Plans and Specifications for such improvements, having been performed and completed in accordance with the terms and provisions of the Contract and the Plans and Specifications therein contained, dated February, 1969, between the City of Wheeler, Texas, and Bill R. McMorries and Associates, Inc., the City Engineer of Said City, having measured, examined and caused to be tested the finished improvements by the means and in the manner provided for by the terms of such contract and the Plans and Specifications therein contained, and the said City Engineer, having found that such improvements have been constructed and completed in full compliance with the terms of such Contract and the Plans and Specifications therein contained, and having approved and accepted said improvements and work and having heretofore issued his Certificate of Final Acceptance, and having so certified to the City Council of the City of Wheeler, and having recommended that such City Council accept and receive said work and improvements as constructed by the said Lewis Construction Co., Inc., and said work and improvements having been found by the Mayor and the said City Council of the City of Wheeler, to have been performed and completed in full compliance with the terms of said Contract and Plans and Specifications, the same are hereby now accepted and approved by said City Council of the City of Wheeler, Texas.

SECTION 2. That the Mayor and the City Clerk of said City are hereby authorized and directed to issue to Lewis Construction Co., Inc., special assessment certificates evidencing the assessments against property improved abutting upon said streets within the limits above defined, and against the real and true owners thereof; said assessment certificates to be executed in the name of the City of Wheeler by the Mayor and City Clerk thereof and impressed with the seal of said city, and dated as of the date hereof, and such officers are hereby authorized and directed to execute said certificates in their official capacities on behalf of said City, and to deliver same to the Lewis Construction Co., Inc.

SECTION 3. That the fact that it is necessary to immediately complete the improvements upon the hereinabove described streets in said City and to complete the assessments levied for a portion of the costs of said improvements upon and against the properties abutting upon said streets, and the owners thereof, creates a public emergency for the preservation of the public peace, health, safety and general welfare, and all ordinances and rules requiring more than one reading or prohibiting the passage of an ordinance on the date of its introduction and passage, be, and all of the same are hereby suspended, and the Ordinance shall be passed on this date of its introduction and shall take effect as an emergency measure and be in full force from and after its passage, and it is so ordained.

The following members of the City Council were present:
Councilmen

Robert Denson
Louis C. Stas

Mayor:

Bill Owen
O. B. Burton

being a quorum, and the following were absent:
Councilmen

John C. Vise
Cecil Pierce

The above mentioned ordinance was enacted this 10th day of November, 1969, by the City Council of the City of Wheeler, Texas convened in a special meeting at the regular meeting place.

Unanimously passed and adopted on the 10th day of November, 1969.

ATTEST

CITY OF WHEELER, TEXAS

O. B. BURTON
Mayor

Mildred Ramsey
City Secretary