

## Contract for paving Ellsworth Street.

An Ordinance authorizing the Mayor and Recorder of the City of Albany to enter into a contract with the Warren Construction Company for the improvement of Ellsworth Street from the North curb line of Second Street to the South line of First Street in said City of Albany.

The People of the City of Albany do ordain as follows:

Whereas, by Ordinance No. 455 in the City of Albany, Oregon passed by the Council on the 11<sup>th</sup> day of August 1908, and approved by the Mayor on the 15<sup>th</sup> day of August 1908, it was ordered that the following street of said City of Albany, to wit: -

Ellsworth Street, from the North curb line of Second Street to the South line of First Street in said City of Albany, be improved as follows: -

First. By grading the street to the proper sub-grade.  
Second. By paving the roadway of said street, full width, with fuel interlockers with bitulithic pavement.

Third. By constructing artificial stone curbs

Fourth. By constructing cement sidewalks.

Fifth. By laying and constructing bitulithic leaders.

Sixth. By constructing inlets.

Seventh. By constructing catch basins.

Eighth. By laying vitrified sewer pipe.

Said improvement to be made according to the plans, specifications and estimates of the City Engineer filed on file with the City Recorder of said City.

And whereas, it was provided in said Ordinance, that the Recorder of said City give notice for bids for the making said improvement in the manner provided by law and by said Ordinance.

And whereas, after due notice and advertisement for bids made and given by the City Recorder of said City according to law and the Ordinance last aforesaid, to-wit: on the 27<sup>th</sup> day of August 1908, the Warren Construction Company, a Corporation of Colorado, Oregon, presented to the Council its bids for making said proposed improvement, which bid was made in due form and in conformity with all the conditions imposed by law and by the Council, by which said bid said Warren Construction Company proposed to furnish

ORDINANCE NO. 463

Contract for paving Ellsworth Street.

All material and implements and perform the labor necessary to make the above described improvement on the following named prices.

Excavation, per cubic yard,	# .75-
Continuous foundation per cubic yard,	3.00
Bitulithic surface, <sup>price</sup> per square yard,	2.00
Embankment, price per cubic yard,	12.50
Salts, price per sack,	25.00
Catch basins, price per each,	.70
Iron Pipe, 6 inch, price per lineal foot,	.40
Bitulithic heads, price per lineal foot,	.40

And Whereas, said Warren Construction Company was the lowest responsible bidder for said proposed work and said bid was the lowest and best bid therefor

Section 1. That the said bid of the said Warren Construction Company for said improvement of said above described street be and the same is hereby accepted and the Mayor and Recorder of said City are hereby authorized to enter into a contract in writing with the said Warren Construction Company for the making of said improvement, as aforesaid, on behalf of the City, upon the terms mentioned in said bid, said contract to provide further that the work of said proposed improvement shall commence within thirty days after the signing of said contract, and to be prosecuted with such vigor that the work embraced in said contract shall be entirely completed on or before the first day of July, 1909, and that the City of Albany shall be deemed to suffer damages to the extent of Ten Dollars per day for each and every day the work is delayed beyond said specified time; and that the said Warren Construction Company furnish a bond in the sum of \$1000.00 to be approved by the Mayor of the City of Albany, having as surety some surety company authorized to do business in the State of Oregon, conditioned for the faithful performance of said contract on the part of the Warren Construction Company, and further indemnifying the City of Albany against any claims or liens of labor, work or materials on the part of any persons arising out of said contract.

Section 2. Whereas, the public health and safety requires that work be commenced on said proposed

ORDINANCE NO. 463

Contract for paving Ellsworth Street.

improvement at an early date, and before the winter rains rendered it impossible to properly perform the same, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its approval by the Mayor.

Approved Sept. 24, 1908  
J. P. Wallace  
Mayor of the City of Albany.

Attest:  
J. M. Redfield  
Recorder of the City of Albany.

CITY RECORDER'S CERTIFICATE.

STATE OF OREGON, }  
COUNTY OF LINN, } ss.

I, F. M. REDFIELD, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of

Ordinance #463

has been by me carefully compared with the original Ordinance Bill 500

now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Bill #500 as passed by the City Council of the City of Albany Oregon Sept 22, 1908.

Witness, my hand and official signature and the seal of the City of Albany, this

24. day of Sept 1908

J. M. Redfield  
Recorder of the City of Albany.