

## ORDINANCE NO. 484.

Relating to time and manner of paving Second Street  
from Washington to Lyon.

1900  
Relating  
to time  
and manner  
of paving  
Second  
Street  
from  
Washington  
to Lyon

An ordinance providing for the time and manner of improving Second Street from the East Curb line of Washington Street to the West Curb line of Lyon Street, providing how the cost of such improvement shall be paid, the penalty or damages that shall be paid the City of Albany, by the person or persons making such improvement, if the same shall not be completed within the time agreed upon, and the giving of a good and sufficient bond for the faithful performance of the work of such improvement of said street, and providing for the giving by the Recorder of said City, proper notice for bids for the completion of such improvement of said street.

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

Section 1. That Second Street from the East Curb <sup>line</sup> of Washington Street to the West Curb line of Lyon Street shall be improved as follows:

First, By grading said street to the proper sub-grade.

Second, By paving the roadway of said street full width with full interseptions with bitulithic pavement.

Third, By laying and constructing bitulithic headers.

Fourth, By constructing inlets.

Fifth, By laying vitrified sewer pipe.

Said improvement to be made in accordance with the Charter and Ordinances of the City of Albany, Oregon, and

the plans, specifications and estimates of the City Engineer, filed in the office of the City Recorder of the City of Albany, Oregon, on the 20<sup>th</sup> day of May, 1900, and ordered,

"City Engineer's Plans and Specifications for the improvement of the following named streets, to-wit: -

Second Street from the East Curb line of Washington Street to the West Curb line

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of Lyon Street; Ferry Street from the North Curb line of Third Street to the South line of Second Street; Broadalbin Street from the North Curb line of Third Street to the South line of Second Street; Ellsworth Street from the North Curb line of Third Street to the South line of Second Street; and the estimates of the work to be done on each of said streets separately, and the probable cost thereof on each of said streets separately.

The cost of the said improvement of said Second Street at the crossings or intersections thereof by Ferry Street, Broadalbin Street and Ellsworth Street and that part of Washington Street lying between the East Curb line of said Street and the East line thereof and that part of Lyon Street lying between the West Curb line of said Street and the West line thereof shall be paid by the City of Albany out of the general funds of said City; the remaining portion of the cost of the said improvement of said Second Street shall be paid out of the funds collected and arising upon and out of the assessment heretofore made, ascertained and declared by Ordinance No. 480 passed by the Council of the said City of Albany, on the 25th day of June 1909, and approved by the Mayor of said City on the 26th day of June 1909, on the lots and parts of lots adjacent to said portions of said Second Street to be so improved, especially and particularly benefited thereby, as provided by the Charter of said City.

The said improvement of said Second Street shall be completed by the first day of October 1909. All bids for the making of said improvement of said Second Street deemed unreasonable by the Council of said City may be

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rejected. Any firm, corporation or person  
with which, or with whom any contract  
may be entered into by said City for the  
making of said improvement, shall,  
before commencing said improvement,  
and at the time of signing such contract  
make, execute and deliver to said City  
a good and sufficient bond, with good  
and sufficient security in the sum of  
\$4000. for the faithful performance  
of such contract.

Section 2. If the firm, corporation  
or person entering into any contract  
with the said City of Albany to make  
said improvement of said Second  
Street, shall not complete the same  
within the time mentioned and specified in  
such contract, said City shall be deemed  
to suffer damage on account thereof  
to the amount of \$25.00 per day for  
each and every day the completion of  
said work is delayed beyond the time  
stated in such contract, which amount  
shall be paid by such contractor,  
during the work by the completion thereof,  
unless the time for the completion of said  
improvement is extended by the Council.

And the pavement shall be laid in  
any and suitable weather and no other  
wise.

Section 3. The Recorder of said City  
is hereby ordered and directed to immedi-  
ately give proper notice for bids for the  
making of said improvement of said Second  
Street by publishing such notice ten  
(10) days in the Albany Daily Herald, a  
daily newspaper published daily in  
said City of Albany, fully describing in  
such notice the manner and time of doing  
the work of said improvement of said  
Second Street.

Section 4. In as much as there is

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stating the time and manner of paving Second Street  
from Washington to Lynn.

urgent necessity for, and the general welfare  
of said City demands the immediate  
improvement of said Second Street in  
the manner aforesaid, in order that  
the same may be made complete  
before the rainy season sets in, an  
emergency is hereby declared to  
exist, and this ordinance shall be  
in full force and effect from the  
date of its passage by said Council  
and its approval by the Mayor of  
said City.

Passed the Council. June 28, 1909.

Approved June 29, 1909

J. P. Hallam  
Mayor of the City of Albany

Witness:  
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 #484  
has been by me carefully compared with the original Ordinance bill #36  
now on file in my office, and that it is a true and correct copy of all and the whole of said  
Ordinance bill #36 as passed by the Council  
of the City of Albany, Oregon June 28, 1909.

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

29 day of June 1909

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