

ORDINANCE No. 488.

Contract for paving Second Street.

Ord. 488
Contract
for paving
2nd St

An ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon to enter into a contract with the Warner Construction Company for the improvement of Second Street in said City from the East Curb line of Washington Street to the West Curb line of Lyon Street.

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

Whereas, by Ordinance No. 484 of the City of Albany, Oregon, passed by the Council on the 28th day of June 1909, and approved by the Mayor on the 29th day of June 1909, it was ordered that the following street of said City of Albany, to-wit:

Second Street in said City from the East Curb line of Washington Street to the West Curb line of Lyon Street, be improved as follows:—

- First. By grading said street to proper sub-grade.
- Second. By paving the roadway of said street full width with full intersections 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 then 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 of said improvement in the manner provided by law and by said ordinance.

And whereas, after due notice and advertisement for bids, made and given

ORDINANCE NO. 488.

Contract for Paving Second Street.

by the City Recorder of said City, according to law and the ordinance last aforesaid, to-wit: - on the 12th day of July 1909, the Warren Construction Company, a corporation of Portland, Oregon, presented to the Council its bid for making and proposing 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 all material and implements and perform the labor necessary to make the above described improvement for the following named prices:

- Excavation, per cubic yard -- \$0.75
- Embayment, per cubic yard -- \$0.20
- Bitulithic surface including the Bituminous crushed rock foundation and surface finishing course, per square yard -- \$2.25
- Inlets, price per each -- \$12.50
- Sewer Pipe, 6 inch, price per lineal foot -- \$0.70
- Bitulithic Headers, price per lineal foot -- \$0.40

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 Warren Construction Company for said improvement of said above described street be and the same is hereby accepted, and the Mayor and the 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.

ORDINANCE No. 488.

Contract for Paving Second Street.

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, to be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of October, 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 specific time, and the said Warden Construction Company furnish a bond in the sum of \$4000.00 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 Warden Construction Company, and further indemnifying the City of Albany against any claim it may be liable for labor, work or materials on the part of any person arising out of said contract.

Section 2. Whereas the public health and safety requires that work be commenced on said proposed improvement at an early date, and before the winter rains render 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 July 15, 1909

A. P. Wallace
Mayor of the City of Albany

Attest:
J. P. Ruffin
Recorder of the City of Albany.

ORDINANCE No. 488

CITY RECORDER'S CERTIFICATE.

STATE OF OREGON,
COUNTY OF LINN.

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 No. 488

has been by me carefully compared with the original *Ordinance bill "531"*

now on file in my office, and that it is a true and correct copy of all and the whole of said

*Ordinance bill "530" as passed by the Council
of the City of Albany, Oregon, July 14, 1907*

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

15th day of *July*, 19*07*

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