

## ORDINANCE No. 573

Relating to Contract for paving Ferry Street from 3<sup>rd</sup> to 9<sup>th</sup>

Ord. No. 513 An Ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract to contract with the Warren Construction Company for the improvement of Ferry Street in said City, from the North curb line of Third Street, to the North curb line of Ninth Street.

3<sup>rd</sup> to 9<sup>th</sup> The People of the City of Albany do ordain as follows:

Whereas, by Ordinance No. 506, of the City of Albany, Oregon, passed by the Council on the 13<sup>th</sup> day of April, and approved by the Mayor on the 15<sup>th</sup> day of April, 1910, it was ordained that the following street of said City of Albany, to-wit:

That Ferry Street from the north curb line of Third Street, to the North curb line of Ninth Street, be improved in the following manner, to-wit:

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

Second: By paving the roadway of said street full width, with full intersections, with Bituthic Pavements.

Third: By laying and constructing Bituthic Headers

Fourth: By Constructing Inlets.

Fifth: By Constructing Catch Basins.

Sixth: By laying vitrified sewer pipe.

Said improvements 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 of Albany, 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 by the City Recorder of said City, according to law, and the Ordinance last aforesaid, to-wit: - on the 11<sup>th</sup> day of May, 1910, the Warren Construction Company, a corporation, of Portland Oregon, presented to the Council of said City, its bid for the 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 said bid, said Warren Construction Company proposed to furnish all material, implements and perform the labor necessary to make the above

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described improvement for the following named items:

Excavation, per cubic yard.	\$ 0.75 <sup>00</sup>
Embankment per cubic yard.	\$ 0.20 <sup>00</sup>
Bitulithic Surface including the Bituminous Crushed Rock foundation and Surface finishing Course per square yard	\$ 2.00
Inlets - price per each	\$ 12.50
Catch Basins price per each	\$ 25.00
Sewer Pipe, 6, inch price per linear foot	\$ 0.70
Bitulithic Headers, price per linear 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 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 improvement shall commence within thirty days after the signing of said contract, and 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 1910, and the City of Albany shall be deemed to suffer damages to the extent of (25<sup>00</sup>) Twenty five 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 five thousand dollars to be approved by the Mayor of the City of Albany Oregon, having as surety some surety company authorized to do business in the State of Oregon. Conditions for the faithful performance of said contract on the part of the Warren Construction Company, and further in indemnifying the City of Albany against any claims or liens for labor, work or material, 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.

Passed the Council May 25<sup>th</sup> 1910

Approved May 26<sup>th</sup> 1910

Attest:  
F. M. Redfield

J. P. Wallace

Recorder of the City of Albany, Mayor of the City of Albany

CITY RECORDER'S CERTIFICATE.

STATE OF OREGON, } ss.  
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 # 513  
has been by me carefully compared with the original Ordinance Bill # 537  
now on file in my office, and that it is a true and correct copy of all and the whole of said  
Ordinance Bill No. 537 as passed by the Council  
of the City of Albany, Oregon May 25<sup>th</sup> 1910

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

26<sup>th</sup> day of May 1910  
F. M. Redfield  
Recorder of the City of Albany