

ord 695

An ordinance authorizing the Mayor and Recorder of the City of Albany to enter into a contract for the building and construction of a water sewer system in Park Three in the Eastern Addition to Albany, Oneida and into Baker Street to connect to main sewer on Baker Street, according to the plans, profiles and specifications on file in the office of the Recorder of the City of Albany on the 15th day of September, 1893.

Whereas a notice of public notice in said Park Three, Eastern Addition to Albany, Oneida, there was a record notice to construct a sewer in said Park Three; and

Whereas it was provided by ordinance that the Recorder of the City of Albany give notice for bids for 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 Recorder of the City of Albany according to said ordinance on the 8th day of September, 1893, the said U.S. Weaver presented to the council of said city his bid for making said improvement, which bid was made in due and in conformity with said conditions imposed by law and by said ordinance, and which bid said U.S. Weaver proposed to perform said improvement and perform the work necessary to make the said described improvement on the sum of \$24,000; and

Whereas said U.S. Weaver was the lowest bidder, and said proposed work and said bid was the lowest and best bid for

Therefore:

The People of the City of Albany in said resolutions:

Section 1. That the said bid of the said U.S. Weaver, for said improvement is and the same is hereby accepted and the Mayor and Recorder of the City of Albany are hereby authorized to enter into a contract in writing with the said U.S. Weaver for the making of said improvement as provided in said ordinance of the City of Albany, Oneida, upon the terms and conditions in said ordinance advertisement and bid in case mentioned. Said contract shall provide that the work on said sewer shall commence within ten days after the signing of said contract and be prosecuted with every vigor that will the work and under the said contract shall be entirely complete on or before the 15th day of November, 1893 and the City of Albany, Oneida shall be deemed to suffer damages to the

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extent of \$10.50 per day to each one for every day the work is delayed beyond said specified time.

Said contract shall provide that the said laborer shall be paid for all persons supplying to the said laborer, tools or materials for the performance of the said work and that the said laborer shall not permit any one to claim to be hired or prosecuted as hired by the City of Albany for or on account of any material or labor furnished to the said laborer.

Said contract shall also contain a condition that no person shall be employed for more than a eight hours in any one day or night but hours in any one week unless in case of an emergency when no other competent man is available and that in such cases extra labor shall be paid double wages for overtime.

Said contract shall also contain a condition that the contract may be cancelled at the discretion of the City of Albany, or any officer or person authorized by the City of Albany to do so, if the laborer fails to perform the contract according to its terms.

The said laborer shall furnish a special bond in the sum of \$200.00 with good and sufficient sureties to be approved by the Mayor of the City of Albany, to secure the faithful performance of all the obligations of the said contract and to hold the said laborer and his partners or assigns liable for any claim or injury or labor, work or materials or the cost of any persons arising out of said contract.

Passed by the Council October 22, 1873.

Witness my hand and seal of the City of Albany, this 22nd day of October, 1873.

Attest:  
F. L. Van Tassel

P. O. Gleason  
Mayor.

Recorded of the City of Albany,

Albany, Oregon

**CITY RECORDER'S CERTIFICATE**

STATE OF OREGON.  
COUNTY OF LINN.

I, F. E. Van Tassel, 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. 695 has been by me carefully compared with the original Original Bill No. 764 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. 764 as passed by the Council of the City of Albany, Oregon, October 22, 1913

Witness, my hand and official signature and the seal of the City of Albany, this 23rd day of October 1913

F. E. Van Tassel  
Recorder of the City of Albany.