

ORDINANCE NO. 850

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF IMPROVING WASHINGTON STREET FROM THE SOUTH LINE OF NINTH STREET TO THE NORTH CURB LINE OF THIRTEENTH STREET, PROVIDING HOW THE COST OF IMPROVEMENTS SHALL BE PAID, THE PENALTY OR DAMAGE TO THE CITY OF ALBANY BY THE PERSON OR PERSONS MAKING SUCH IMPROVEMENTS, 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 PART OF SAID STREET, AND PROVIDING FOR THE GIVING BY THE RECORDER OF SAID CITY OF PROPER NOTICE FOR BIDS FOR THE COMPLETION OF SUCH IMPROVEMENT OF SAID PART OF SAID STREET.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That Washington Street from the south line of Ninth Street to the North curb line of Thirteenth Street shall be improved in the following manner, to-wit:

First. By grading said Street to the proper subgrade.

Second. By paving the roadway of said Street full width with full intersections, with asphaltic concrete pavement on an asphaltic concrete foundation.

Third. By laying and constructing asphaltic concrete headers.

Fourth. By constructing catch basins.

Fifth. By constructing inlets.

Sixth. 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 of said City, for the improvement of said Street, filed in the office of the Recorder of said City of Albany Oregon, on the 10th day of November, 1915, endorsed, "Engineer's plans and specifications for the improvement of Washington Street from the South line of Ninth Street to the North curb line of Thirteenth Street, and the estimate of the work to be done on said Street and the probable cost thereof."

The cost of said improvement of said portion of Washington Street shall be paid out of the funds collected and arising upon and out of the assessments hereinafter to be made, ascertained and declared by the Council of the City of Albany, on the lots and parts of lots adjacent to said portion of said Washington Street so to be improved, and especially and particularly benefited thereby, as provided by the Charter of Said City.

The said improvement of said portion of said Washington Street shall be completed by the 1st day of August, 1916.

All bids for the making of said improvement of said Washington Street deemed unreasonable by the Council of the City of Albany may be rejected.

Any firm, person, or corporation with whom any contract may be entered into by the City of Albany for the making of said improvement

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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 surety thereon, to be approved by the Mayor of the City of Albany in a sum equal to 50 percent of the amount to be paid under such contract, for the faithful performance of said contract.

Section 2. If the person, firm or corporation entering into any contract with the said City of Albany to make said improvement of said Street, shall not complete the same within the time mentioned and specified in such contract, said City shall be deemed to suffer damages 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 doing the work at the completion thereof, unless the time of completion of said improvement is extended by the Council.

Section 3. The Recorder of said City is hereby ordered and directed to immediately give proper notice for bids for the making of said improvement of said portion of said Washington Street, by publishing such notice ten days in the Albany Democrat, a daily newspaper published in the said City of Albany, fully describing in said notice the time and manner of doing the work of said improvement of said Washington Street.

Passed by the Council March, 8, 1916.
 Approved March, 9, 1916.

L. W. Curl
 Mayor of the City of Albany.

ATTEST: L. G. Lewelling,
 Recorder of the City of Albany.

STATE OF OREGON }
 COUNTY OF LINN } SS

I, L. G. Lewelling, 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. 349 has been by me carefully compared with the original Ordinance Bill No. 931 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. 931 passed by the Council, February 23rd, 1916, and approved February 29th, 1916.

WITNESS MY HAND and official signature and the seal of the City of Albany, this 6th day of March, 1916.

L. G. Lewelling
 Recorder of the City of Albany