

ORDINANCE NO. 935

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF IMPROVING SALEM SALER ROAD FROM THE EAST LINE OF MAIN STREET TO THE CENTER OF GEARY STREET, PROVIDING HOW THE COST OF SUCH IMPROVEMENT SHALL BE PAID, THE PENALTY OR DAMAGE TO 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 PART OF SALEM STREET, AND PROVIDING FOR THE GIVING BY THE RECORDER OF SAID CITY OF 140 - PPER 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 Salem Road from the East line of Main Street to the center line of Geary Street in the City of Albany, Oregon, 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 twenty feet in width with asphaltic, concrete pavement on an asphaltic concrete foundation.

Third: By laying and constructing rock or gravel shoulders.

Fourth: By laying and constructing wood headers.

Said improvement shall be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of Engineer, John R. Penland, for the improvement of said Street, filed in the office of the Recorder of said City of Albany, Oregon, on the 9th day of April, 1919, endorsed "Engineer's plans, and specifications for the improvement of Salem Road from the East line of Main Street to the center line of Geary 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 Salem Road shall be paid out of the assessment hereafter 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 Salem Road 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 Salem Road shall be completed by the 15 day of October, 1919.

All bids for the making of said improvement of said 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 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 surety, in the sum of Five thousand (\$5000.00) Dollars for the faithful performance of such contract.

Section 2. If the firm, person or corporation entering into any contract with the said City of Albany to make said improvement of said Salem Road shall not complete the same within the time mentioned and specified in said 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 improve-

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ment 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 Salem Road by publishing such notice ten days in the Albany Daily Herald, 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 Salem Road.

Passed by the Council May 14th, 1919.

Approved by the Council May 14th, 1919.

L. M. Curl.

Mayor.

Attest:-

L. G. Lewelling.

Recorder of the City of Albany, Oregon.

County of Linn)
State of Oregon.) 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. 935 has been by me carefully compared with the original Ordinance Bill No. 1029 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. 1029 passed by the Council May 14th, 1919, and approved May 14th, 1919.

WITNESS my hand and official signature and the seal of the City of Albany, this 17 day of September, 1919.


RECORDER OF THE CITY OF ALBANY.