

# ORDINANCE NO. 989.

AN ORDINANCE AUTHORIZING THE MAYOR AND RECORDER OF THE CITY OF ALBANY, OREGON, TO ENTER INTO A CONTRACT WITH L.O. HERROLD, FOR THE IMPROVEMENT OF SEVENTH STREET FROM THE EAST LINE OF MAIN STREET TO THE WEST LINE OF PINE STREET.

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

WHEREAS, By Ordinance No. 981 of the City of Albany, Oregon, it was ordered that the following street in the City of Albany, Oregon, to-wit: Seventh Street from the East line of Main Street to the West line of Pine Street, be improved in the following manner, to-wit:

First: By grading said street.  
Second: By graveling said street.  
Third: By laying drain tile.

Said improvement to be made in accordance with the charter and Ordinances of the City of Albany and the plans, specifications and estimates of the City Engineer then on file with the Recorder of the City of Albany; and

WHEREAS, it was provided in said Ordinance that the Recorder of the City of Albany 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 Recorder of the City of Albany, Oregon according to law and the ordinance last afore said, to-wit: on the 27th day of April, 1921, L.O. Herrold presented to the Council of the City of Albany, his bid for making said improvement which bid was made in due form and in conformity with all the conditions imposed by law and the Council, by which said bid L.O. Herrold, proposed to furnish all material and implements and perform the labor necessary to make the above described improvement for the following named pieces, to-wit:

151 yards excavation at \$ 1.50 per cu.yd.	\$ 226.50
131 yards fill, per cubic yard	
214 yards gravel (crushed rock) per cu.yd. \$2.00	428.00
132 8 inch vitrified sewer pipe, per linial ft. 50 cents	66.00
Total	\$ 720.50

AND WHEREAS, the said L.O. Herrold, was the lowest bidder for said proposed work and said bid was the lowest and best bid therefor.

Section 1. That the bid of L.O. herrold for said improvement of said described portion of Seventh 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 L.O. herrold, for the making of said improvement on behalf of the City of Albany, Oregon, upon the terms in said bid hereinabove mentioned.

Said contract to provide further that the work of said improvement shall commence within ten days after the signing of said contract and shall be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of August, 1921 and the City of Albany, Oregon, 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 specified time, and that the said

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L.O. Herrold, furnish a bond in the sum of Five Hundred 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, conditioned for the faithful performance of the said contract on the part of L.O. Herrold and further indemnifying the City of Albany against any claim or lien for labor, work or material on the part of any person, firm or corporation arising out of said contract.

Passed by the Council May 11, 1921.

Approved by the Mayor May 14, 1921.

P.A. Young,

Mayor.

Attest: D.H. Bodine

Recorder of the City of Albany, Oregon.

STATE OF OREGON     )  
                              ( ss.  
County of Linn        )

I, D.H. Bodine 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. 989 has been by me carefully compared with the Original Ordinance Bill No. 1085 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 1085 passed by the Council May 11, 1921 and approved by the Mayor May 14, 1921.

WITNESS, my hand and official signature and the seal of the City of Albany this 11th day of March, 1922.



Recorder of the City of Albany.