

ORDINANCE NO. 1060

A BILL FOR AN ORDINANCE Authorizing and directing the Mayor and Recorder of the City of Albany to enter into a contract with Chas. H. Burggraf for the preparation and furnishing of plans and specifications, and for superintending the construction of a City Hall for the City of Albany, Oregon, and declaring an emergency.

WHEREAS, The City of Albany is proceeding to construct a City Hall, and

WHEREAS, It is necessary and expedient to have prepared plans and specifications for the construction of said City Hall, and

WHEREAS, It is necessary to have a competent and qualified person to prepare said plans and specifications and superintend the construction of said City Hall.

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

Section 1. The Mayor and Recorder of the City of Albany be and they are hereby authorized and directed to enter into a contract with Chas. H. Burggraf for the purpose of procuring plans and specifications and services as superintendent of construction of said City Hall; which said contract shall be in words and figures substantially as follows, to-wit:

THIS AGREEMENT Made and entered into on this the \_\_\_\_\_ day of March, A.D. 1923, by and between Chas. H. Burggraf a duly qualified and registered architect of the City of Albany, Oregon, hereinafter designated as the party of the first part, and the City of Albany, a municipal corporation and one of the regularly organized and existing cities of the State of Oregon, hereinafter designated as the party of the second part;

W I T N E S S E T H:

That the party of the first part hereby agrees to furnish plans, specifications blank forms of contracts and to superintend the construction necessary to erect and complete a City Hall for the City of Albany for the sum of five per cent (5%) of the cost of the building.

The party of the second part hereby agrees to employ the party of the first part to furnish plans, specifications, blank forms of contracts and to superintend the construction of the City Hall for the City of Albany, and further agrees to pay said party of the first part the sum of five per cent (5%) of the cost of said building for the above services, to be paid as follows: Thirty-five per cent (35%) of the fee to be paid when the first floor joists are in position; thirty-five per cent (35%) to be paid when the roof of the building is on and the balance to be paid when the building is complete.

The party of the first part for and in consideration of the compensation to be paid him as hereinabove provided hereby agrees to prepare said

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plans and specifications in such a manner as will meet the approval of the City Council of the City of Albany and to perform the duties of superintending the construction of said City Hall in a careful and workmanlike manner and in every way see that the requirements of the plans and specifications are fulfilled in every detail and respect by the contractor constructing said City Hall.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands on this the day and year first in this agreement written.

Chas. H. Burggraf

Party of the First Part.

THE CITY OF ALBANY, OREGON.

By P. A. Young, Mayor

By D. H. Bodine, Recorder.

Section 2. That inasmuch as it is absolutely necessary and essential that the City of Albany receive said plans and specifications in order to proceed immediately with the erection of a City Hall and that it is essential to the peace, good order and welfare of said City if Albany, an emergency is hereby declared and found to exist and this ordinance shall be in full force and effect from and after its passage, approval by the Mayor of said City.

Passed by the Council, March 28, 1923.

Approved by the Mayor, March 28, 1923.

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. 1060, has been by me carefully compared with the original Ordinance Bill No. 1167, 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. 1167, passed by the Council March 28, 1923, and approved by the Mayor March 28, 1923.

WITNESS, my hand and official signature and the seal of the City of Albany this 31 day of December, 1924.

*D. H. Bodine*

Recorder of the City of Albany.