

ORDINANCE NO. 1001

A BILL FOR AN ORDINANCE Providing for the time and manner of making an improvement in the City of Albany by constructing a lateral sewer beginning at the manhole in the Oak Street Trunk Sewer between Seventh and Eighth Streets and extending Westerly in the middle of Block 1, of D.D. Hackleman's Woodland Addition and Block 1 of Hackleman's Park Addition, a distance of 255 feet to the East line of the West tier of lots in said Block 1, of Hackleman's Park Addition in the City of Albany, Oregon; 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 the above described portion of the City of Albany, and providing for the giving by the Recorder of said City of proper notice for bids for the completion of such improvement and declaring an emergency.

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

Section 1. That the improvement of that portion of Block 1, in Hackleman's Woodland Addition to the City of Albany, Oregon, lying West of Oak Street, if extended, and Block 1, in Hackleman's Park Addition to the City of Albany, Oregon, by constructing a lateral sewer from a point where the manhole in the Oak Street sewer is situated and running thence in a Westerly direction along a line midway between the North and South boundary lines of said above described premises to a point which is the Southeast corner of Lot 1, in Block 1, in Hackleman's Park Addition to the City of Albany, Oregon, shall be made in the following manner, to-wit:

1. By laying 255 feet of 8 inch sewer pipe;
2. By excavating and refilling;
3. By installing "Y" branches;
4. By installing "T" branches;
5. By installing lamp holes.

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 City Engineer J. R. Penland for the improvement of said portion of Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, in Hackleman's Park Addition to the City of Albany, filed in the office of the Recorder of the City of Albany, Oregon, on the 27th. day of June, 1923, endorsed "Engineer's Plans and specifications for the improvement of Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, in Hackleman's Park Addition to the City of Albany by the construction of a lateral sewer and the estimates of the work to be done and the probable cost thereof."

The cost of said improvement of said portion of Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, in Hackleman's Park Addition to the City of Albany shall be paid out of the funds collected and arising upon and out of the assessment hereafter to be made, ascertained and declared by

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the Council of the City of Albany on the lots and parts of lots adjacent to said improvement and especially and particularly benefited thereby, as provided by the charter of said City.

The said improvement of said portion of Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, of Hackleman's Park Addition to the City of Albany shall be completed by the 1st. day of November, 1923.

All bids for the making of said improvements of said portion of Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, of Hackleman's Park Addition to the City of Albany 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, 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 a sum not less than fifty per cent (50%) of the proposal of the contract as conditioned upon the faithful performance of this 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 Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, in Hackleman's Park Addition to the City of Albany 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 \$10.00 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 Block 1, in Hackleman's Woodland Addition to the City of Albany and Block 1, of Hackleman's Park Addition to the City of Albany by publishing such notice ten days in the Albany Daily Democrat a daily newspaper published in said City of Albany, fully describing in said notice the time and manner of doing the work of said improvement.

Section 4. WHEREAS, It is necessary for the public health, peace and safety of the people of the city of Albany that the foregoing described improvement be immediately constructed and therefore an emergency exists and one is hereby declared to exist and this ordinance shall go into full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council, August 8th. 1923.

Approved by the Mayor, August 9th. 1923.

Attest: D. H. Rodine,
Recorder of the City of Albany, Oregon.

P. A. Young,
Mayor

