

ORDINANCE No. 1274

AN ORDINANCE providing for the time and manner of improving Second Street from the east line of Pine Street to the west line of Cleveland Street, in the City of Albany, Oregon; providing how the cost of such improvement shall be paid, what the penalty or damage to the City of Albany by the person or persons, making such improvement shall be, 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 portion of said street; and providing for the giving of notice by the Recorder of said City for bids for the completion of such improvement of said portion of said street;

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

Section 1. That Second street from the east line of Pine street to the west line of Cleveland Street, in the city of Albany, Linn County, Oregon, shall be improved in the following manner, to-wit:

1st: By grading said street to the proper sub-grade;

2nd: By surfacing the roadway of said street 16 feet wide with gravel.

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 Charles H. Leonard, City engineer of said City, for the making of said improvement, which said plans, specifications and estimates were filed in the office of the Recorder of the City of Albany on the 14th day of March, 1928, endorsed "Specifications for the improvement of Second Street, from the east line of Pine street to the west line of Cleveland Street, in the City of Albany, Oregon."

The cost of the making of said improvement of said portion of said Second Street shall be paid out of the funds collected and arising upon and out of the assessment hereafter to be made, ascertained and declared by the Council of the City Albany on the lots and parts of lots adjacent to said portion of said Second Street so to be improved and specially and particularly benefited thereby as provided by the charter of said City.

Said improvement of said portion of Second Street shall be completed by the 1st day of July, 1928.

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

Any person, firm or corporation with whom any contract may be entered into by the City of Albany for the making of said improvement shall before commencing the same, and at the time of signing such contract, make, execute and deliver to said City a good and sufficient bond, with good and sufficient sureties thereon, in a sum equal to (50%) fifty per cent. of said contract price, conditioned for the faithful performance of such contract.

Section 2. If the person, firm or corporation entering into any contract with the City of Albany to make said improvement of said Second Street shall not complete the same within the time mentioned and specified in such contract the City of Albany shall be deemed to suffer damages on account thereof to the amount of \$5.00 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 said contractor doing the work at the completion thereof, unless the time of the completion of such improvement be extended by the Council.

Section 3. The Recorder of the City of Albany is hereby ordered and directed to immediately give proper notice of bids for the making of said improvement of said portion of Second Street, by publishing said notice (10) ten days in the Albany Democrat-Herald, a daily newspaper published in the City of Albany, Oregon, fully describing in such notice the time and manner of doing the work of said improvement of said Street.

Passed by the Council April 11, 1928

Approved by the Mayor April 12, 1928

MARK V. WEATHERFORD,
Mayor.


Attest:

F.P. Nutting
Recorder of the City of Albany, Or.

STATE OF OREGON,
County of Linn, ss.

I, F.P. Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1274 has been by me carefully compared with the original ordinance bill No. 1376, now on file in my office, and that it is a true and correct copy of all of said ordinance bill No. 1376, passed by the Council April 11, 1928 and approved by the Mayor April 12, 1928

WITNESS my hand and official signature and the seal of the City of Albany this 13th day of April, 1928.


Recorder of the City of
Albany.