

## ORDINANCE NO. 1470

AN ORDINANCE accepting the offer of the Federal Emergency Administration of Public Works of the United States of America, dated March 13, 1939, in the sum of \$11,025.00, supplementing and superseding the offer of said Federal Emergency Administration of Public Works, dated August 27, 1938, in the sum of \$9,495.00, to aid in financing the construction of a municipal building, including swimming pool filter facilities therein, and the construction of extensions and improvements to street lighting system of the City of Albany, Oregon.

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

Section 1. That the offer of a grant of the Federal Emergency Administration of Public Works of the United States Government to the City of Albany, Oregon, in the sum of \$11,025.00 to aid in financing the construction of a municipal building, including swimming pool filter facilities therein, and the construction of extensions and improvements to street lighting system be and the same is hereby accepted; which said grant is in words and figures as follows, to-wit:

### FEDERAL EMERGENCY ADMINISTRATION OF PUBLIC WORKS

Washington, D. C.,  
Dated: March 13, 1939  
Docket No. Oreg. 1261-F

City of Albany,  
Albany, Oregon.

1. Subject to the Terms and Conditions (FEMA Form No. 230, as amended to the date of this Offer) which are made a part hereof, the United States of America hereby offers to aid in financing the construction of a municipal building, including swimming pool filter facilities, and the construction of extensions and improvements to street lighting system (all herein called the "Project"), by making a grant to the City of Albany (herein called the "Applicant") in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$11,025.00.

2. By acceptance of this Offer the Applicant covenants to complete the Project with all practicable dispatch, and in any event by April 7, 1939.

3. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm, or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

4. The Acceptance of this Offer by the Applicant shall effectuate a cancellation of the contract created by the acceptance of the Offer dated August 27, 1938, made by the United States of America to the Applicant; Provided, that the cancellation of such contract shall not impair or vitiate any acts performed or proceedings taken thereunder prior to such cancellation, but such acts or proceedings may be continued under the contract created by the acceptance of this Offer.

UNITED STATES OF AMERICA

Federal Emergency Administration  
of Public Works

By (Sgd.) E.M. Clark  
For the Assistant Administrator.

Section 2. That said City of Albany agrees to abide by all the Terms and Conditions of said Offer, including the Terms and Conditions annexed thereto and made a part thereof.

Section 3. WHEREAS, the peace, health and safety of the people of the City of Albany require that this ordinance shall become immediately effective, therefore an emergency is hereby declared to exist and this Ordinance shall be and become in full force and effect immediately upon its final passage by the Council and approval by the Mayor.

ORDINANCE NO. 1470

PASSED BY THE COUNCIL MARCH 14, 1939.

APPROVED BY THE MAYOR MARCH 14, 1939.

(Sgd.) C.R. Ashton  
Mayor

ATTEST: *K.R. Horton*  
City Recorder

STATE OF OREGON )  
COUNTY OF LINN ) ss.  
CITY OF ALBANY )

I, K.R. Horton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing copy of Ordinance # 1470, has been by me carefully compared with the original Ordinance Bill # 1537, now on file in this office and passed by the Council of the City of Albany, on March 14, 1939, and approved by the Mayor, March 14, 1939, and that it is a true and correct copy of the whole of said Ordinance Bill # 1537, as passed by the Council and approved by the Mayor of the City of Albany, Oregon, on the 14th day of March 1939.

Witness my hand and official signature and the seal of the City of Albany, Oregon, this 15th day of March, 1939.

*K.R. Horton*  
Recorder of the City of Albany, Oregon.