

Ordinance No. 2847

**TITLE:** An Ordinance granting to Albany Bus Service, herein referred to as grantee, the right and privilege to operate busses upon the streets in the City of Albany, Oregon, providing for the filing of schedules of rates and routes, providing for the placement of bus stop signs; requiring the carrying of liability insurance against personal injury and property damage.

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

**Section 1: USE OF PUBLIC WAYS GRANTED**

There is hereby granted by the City of Albany to John J. Westbrook and John W. Anderson, doing business as Albany Bus Service, the right and privilege to operate busses for the carrying of passengers upon the streets and public ways within the City of Albany.

**Section 2: TERM**

The term of this granted privilege shall be for a period of five (5) years.

**Section 3: SCHEDULES OF RATES, ROUTES AND DESIGNATION OF STOPS**

The grantee is required to file with the City Recorder a schedule of rates to be charged; the schedule of routes that busses will travel within the City, together with the schedules of operation and designation of bus stops on all routes. All schedules herein required to be filed by the grantee shall be subject to approval of the City Council and no change in the schedules as filed may be made without the prior approval of the City Council. Upon receipt of the request for a change in the schedule by the grantee, the City Council shall hold a public hearing on the proposed change and give notice of the hearing at least five (5) days before any action on the change can be taken by the Council. Notice of the hearing shall be by publication thereon at least one (1) time in a newspaper of general circulation published within the City of Albany.

**Section 4: POSTING OF BUS STOP SIGNS**

The grantee shall be authorized to post bus stop signs within curb lines at such places as shall be approved by the City Manager. The form of bus stop signs shall be subject to approval by the City Manager.

**Section 5: ON-STREET PARKING**

The grantee shall be entitled to "on-street" parking for busses during such hours as the busses are in operation. The location of parking space for busses shall be as designated by the City Manager.

**Section 6: LIABILITY INSURANCE**

The grantee shall file with the City Recorder proof of coverage by public liability insurance in a sum of not less than TWENTY THOUSAND DOLLARS (\$20,000.00) covering each and every bus to be operated by the grantee, with respect to accidental injuries or to the death of any person and the proof of liability coverage for property damage in the sum of FIVE THOUSAND DOLLARS (\$5,000.00) covering each and every bus to be operated by the grantee.

**Section 7: NOTICE OF TERMINATION BY GRANTEE**

In the event the grantee shall cease to operate busses for the carrying of passengers upon the streets and public ways within the City of Albany during the term of this grant, shall be incumbent upon the grantee to furnish to the City Manager of the City of Albany a notice of intention to terminate service at least thirty (30) days prior to the date of termination. Failure to give thirty (30) days notice of intent to terminate the bus service, except for such causes as shall be unavoidable to the grantee by way of an Act of God or act of war, then and in the event, the grantee shall be obligated to pay to the City of Albany the sum of FIVE HUNDRED DOLLARS (\$500.00) as and for liquidated damages.

**Section 8: ACCEPTANCE**

The grantee shall, within ten (10) days after passage of this Ordinance, file with the City Recorder of the City of Albany their written acceptance of the terms and conditions of this ordinance.

Effective Date: July 10, 1959

Passed by the COUNCIL: June 10, 1959

Approved by the MAYOR: June 10, 1959

ATTEST:

John A. Anderson  
Recorder

W. F. [Signature]  
Mayor