

Relating to the manner of paving First Street  
from Lyon to Montgomery Streets.

Ord No 512. An Ordinance providing for the time and man-  
ner for improving First Street in the City of  
Albany, Oregon from the East line of Lyon  
Street to the West curb line of Montgomery  
Street providing how the cost of such improve-  
ment shall be paid, the penalty or damage  
that shall be paid to the City of Albany by  
the person or persons making such improve-  
ment, 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 by the Recorder  
of said City, proper notice for bids for the  
completion of such improvement of  
said part of said street.

The people of the City of Albany do Ordain as follows:  
Section 1. The First Street from the East  
line of Lyon Street to the West curb line  
of Montgomery Street shall be improved  
as follows:

- First: By grading said street to the proper  
sub-grade.  
Second: By paving the roadway of said  
street full width with full intersections  
with Bitulithic Pavement.  
Third: By laying and constructing Bitulith-  
ic Headers.  
Fourth: By constructing inlets  
Fifth: By constructing Catch Basins.  
Sixth: By laying vitrified sewer pipe.

Said improvements to be made in accord-  
ance with the Charter and Ordinances of the  
City of Albany, Oregon, and the Plans, speci-  
fications and estimates of the City Engineer of  
said City, for the improvement of said portion  
of said street, filed in the office of the City Record-  
er, of the said City of Albany, Linn County,  
Oregon, on the 8th day of March 1910. Enacted  
by the City Engineer Plans and Specifications  
for the improvement of First Street from  
the East line of Lyon Street to the West curb

## ORDINANCE No. 512.

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line of Montgomery Street and the estimates of the work to be done on said part of said First Street and the probable cost thereof. The cost of the said improvement of said portion of said First Street at the crossing or intersection thereof of Baker Street and that portion of Montgomery Street lying between the West curb line of Montgomery Street and the West line thereof, shall be paid by the City of Albany out of the general fund of said City, the remaining portion of the cost of said improvement of said First Street shall be paid out of the funds collected and arising upon and out of the assessment heretofore made, ascertained and declared by Ordinance No. 509 passed by the Council of said City of Albany on the 13<sup>th</sup> day of April 1910, and approved by the Mayor of said City on the 15<sup>th</sup> day of April 1910, on the lots and parts of lots adjacent to said portion of said First Street to be so improved, and especially and particularly benefited thereby, as provided by the Charter of said City.

The said improvement of said First Street shall be completed by the first day of October 1910.

All bids for the making of said improvement of said portion of said First Street, deemed unreasonable by the Council may be rejected.

Any firm, corporation or person with which or whom any contract may be entered into by said City for the making of said improvement, shall, before commencing 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 security, in the sum of \$1000.00 for the faithful performance of such contract.

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Section 2. If the firm, Corporation or person entering into any contract with the said City of Albany to make said improvement of said portion of said First Street shall not complete the same within the time mentioned and specified in such contract said City shall be deemed to suffer damage on account thereof to the amount of \$10<sup>00</sup> 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 during the work at the completion thereof, unless the time for the completion of said improvement is extended by the Council.

All the payments shall be laid in dry and suitable weather and not otherwise.

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 said First Street, by publishing such notice ten days in the Albany Daily Herald, a daily newspaper published daily in said City of Albany, fully describing in such notice the manner and time of doing the work of said improvement of said part of First Street.

Section 4. Inasmuch as there is urgent necessity for and the general welfare of said City demands the immediate improvement of said portion of said First Street in the manner aforesaid, in order that the same may be completed before the rainy season sets in, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage by said Council and its approval by the Mayor of said City.

Passed the Council Apr. 27, 1910  
 Approved Apr. 28, 1910  
 Attest: J. M. Redford Mayor of City of Albany.  
 Recorder of said City of Albany.

ORDINANCE NO. 512

*Relating to the time and manner etc*

CITY RECORDER'S CERTIFICATE.

STATE OF OREGON, }  
COUNTY OF LINN, } ss.

I, F. M. REDFIELD, 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. 512*  
has been by me carefully compared with the original *Ordinance bill No. 512* 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. 512 as passed by the Council of the City of Albany, Oregon April 27, 1910*

WITNESS, my hand and official signature and the seal of the City of Albany, this

*28* day of *April*, 19*10*

*F. M. Redfield*  
Recorder of the City of Albany.