

ORDINANCE NO. 586.

Ord 586

An Ordinance Authorizing the Mayor and Recorder of the City of Albany, N. Y., to Enter into a Contract with the Warren Construction Company for the improvement of Fifth Street, from the West Curb Line of Elm Street to the West Curb Line of Main Street.

The Purpose of the City of Albany is as follows:

Whereas, By Ordinance No. 584 of the City of Albany, it was a duty that the following street in said City of Albany, to-wit: Fifth Street, from the west curb line of Elm Street to the west curb line of Main Street, is improved in the following manner, to-wit:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street, and width with gravel intersections with gravel to the sidewalks.
- Third: By laying and constructing a reticulated sewer.
- Fourth: By constructing catch basins.
- Fifth: By constructing manholes.
- Sixth: By laying a reticulated sewer pipe.

Said improvements to be made in accordance with the charter and ordinances of the City of Albany, N. Y., and the plans and specifications and estimates of the City Engineer on file with the City Recorder of said City of Albany, and

Whereas, it was provided in said Ordinance that the Recorder of said City give notice, or bids, in the making of said improvement in the manner provided by law and by said ordinance; and

Whereas, after due notice and advertisement for bids made and given to the City Recorder of said City, according to law and to ordinance aforesaid, to-wit: on the 8th day of May, 1910, the Warren Construction Company, a corporation of Portland, Maine, presented a bid to the City of Albany, to bid for making said improvement, which bid was made in due form, and in conformity with all the conditions imposed by law and the Council, to-wit: in said bid said Warren Construction Company proposed to furnish all material and implements, and to furnish the labor necessary to make the above described improvement for the following manner, to-wit:

Excavation, per cubic yard,	\$ 0.75
Fill, per cubic yard,	\$ 0.20

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Gravel Bitulittic Pavement, per square yard,	\$ 1.55
Gravel Bitulittic, heaving, per lineal foot,	\$ 0.87
Inlets Each Style C each,	\$ 15.00
Inlets, each, Style B	\$ 8.00
Business vitrified sewer pipe, per lineal foot,	\$ 0.55

And Whereas, said Warren Construction Company was the lowest bidder for said proposed work and said bid was the lowest and best therefor.

Section 1. That the said bid of the Warren Construction Company for said improvements of said described street, be and the same is hereby accepted, and the Mayor and Recorder of said City are hereby authorized to enter into an contract in writing, with the said Warren Construction Company, for the making of said improvement as aforesaid, on behalf of the City of Albany, Oregon, upon the terms mentioned in said bid and the agreements hereinabove mentioned.

Said Contract is hereby further, that the work of said improvement shall be commenced within thirty days after the signing of said contract, and be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of October, 1912, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$25.00 per day for each and every day the work is delayed beyond said specified time; and that the Warren Construction Company furnish a bond in the sum of \$25,000.00 to be approved by the Mayor of the City of Albany, Oregon, having as surety and Surety Company authorized to do business in the State of Oregon, conditioned for the faithful performance of said contract, by the part of the Warren Construction Company, and further in favoring the City of Albany against any claims or claims on account of materials or the part of any person arising out of said contract.

Read and the Council on the 5th day of May, 1912.

Attest: Albany, Oregon, 1912.

Attest:

F. E. Santanel  
Recorder of the City of Albany

P. D. Gibbons  
Mayor of the City of Albany

CITY RECORDER'S CERTIFICATE

STATE OF OREGON.  
COUNTY OF LINN.

I, P. E. Van Tassel, 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. 586.*  
has been by me carefully compared with the original *Ordinance Bill No. 647* 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. 647, as passed by the Council of the City of Albany, Oregon, May 8<sup>th</sup> 1912.*

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

*8<sup>th</sup>* day of *May* 191*2*

*P. E. Van Tassel*  
Recorder of the City of Albany.