

Ord 589

An Ordinance providing for the time and manner of improving First Street from the west curb line of Montgomery Street to the west curb line of Main Street, providing also the cost of such improvement shall be paid, the penalties or damages to the City of Albany, by the persons or persons making such improvements, if the same shall not be completed within the time agreed upon, and the giving of a good and sufficient and faithful performance of the work of such improvement of said part of said street, and providing for the giving by the Recorder of said City of proper notice or 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. That First Street from the West Curb line of Montgomery Street to the west curb line of Main Street, shall be improved in the following manner, to-wit:

- First: By grading said street to the proper curb grade.
- Second: By paving the roadway of said street full width with full intersections with granite bitulithic pavements.
- Third: By laying and constructing granite bitulithic curbs.
- Fourth: By constructing catch basins.
- Fifth: By constructing inlets.
- Sixth: By laying vitrified sewer pipe.

Said improvements to be made in accordance with the Charter and ordinances of the City of Albany, Oregon, and the plans and specifications and estimates of the City Engineer of said City, for the improvement of said First Street, filed in the office of the City Recorder of said City of Albany on the 28th day of February, 1912, and known as "City Engineer's plans and specifications for the improvement of First Street from the west curb line of Montgomery Street to the west curb line of Main Street, and the estimates of the work to be done on said street and the probable cost thereof."

The cost of said improvement of said portion of said First Street at the crossings or intersections thereof with other streets 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. 588 passed by the Council of said City of Albany, on the 22nd day of May, 1912, and approved by the Mayor of said City on the 22nd day of May, 1912, or the lot and part of lots adjacent to said portion of said First Street to be so improved, and especially and particularly by the lot hereby so provided by the Charter of said City.

ORDINANCE NO. 387

The improvement of said First Street shall be completed by the first day of November, 1912.

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

Any firm, corporation or person with which, or with whom any contract may be entered into by said city for the making of said improvement, or for the 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 \$5,000.00 for the faithful performance of such contract.

Section 2. If the firm, corporation or person entering into any contract with the said City of Albany to make said improvement of said First Street does not complete the same within the time mentioned and specified in such contract, said city shall be deemed to suffer damages no account thereof to the amount of \$25.00 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 such contractor doing the work at the completion thereof, unless the time of the completion of said improvement is extended by the Council.

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

Section 3. The Recorder of said City is hereby ordered and directed to immediately give notice for bids of the making of said improvement of said First Street by publishing such notice five days in the Albany Evening Herald a daily newspaper published and in the said City of Albany, fully describing in said notice the time and manner of doing the work of said improvement of said First Street.

Passed by Council the 20th day of May, 1912.
City of Albany, N.Y.

O. D. Giles
Mayor of the City of Albany

Attest:

F. E. Van Tassel
Recorder of the City of Albany

CITY RECORDER'S CERTIFICATE

STATE OF OREGON.
COUNTY OF LINN.

I, F. B. 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. 589

has been by me carefully compared with the original *Ordinance Bill No. 650*

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. 650, as passed by the Council of the City of Albany, Oregon, May 22nd, 1912

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

24th day of *May*, 1912

F. B. Van Tassel

Recorder of the City of Albany.