

ORDINANCE NO. 953.

AN ORDINANCE AUTHORIZING THE MAYOR AND RECORDER OF THE CITY OF ALBANY, OREGON, TO ENTER INTO A CONTRACT WITH L. O. HERROLD FOR THE IMPROVEMENT OF THE SALEM ROAD FROM THE EAST LINE OF MAIN STREET TO THE CENTER OF GEARY STREET.

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

WHEREAS by Ordinance No. 935 of the City of Albany, Oregon, it was ordered that the Salem Road from the East line of Main Street to the center of Geary Street, be improved in the following manner, to-wit:

- First: By grading said street to the proper subgrade.
- Second: By paving the roadway of said street twenty feet in width with asphaltic concrete pavement on an asphaltic concrete foundation.
- Third: By laying and constructing rock or gravel shoulders.
- Fourth: By laying and constructing wood headers.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany and the plans, specifications and estimates of Engineer John R. Penland, then on file with the Recorder of the City of Albany; and

WHEREAS it was provided in said ordinance that the Recorder of the City of Albany give notice for bids for 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 by the Recorder of the City of Albany according to law and the ordinance last aforesaid, to-wit: on the 10th day of September, 1919, L. O. Herrold presented to the Council of the City of Albany, his bid for making said improvement with asphaltic concrete pavement, which bid was made in due form and in conformity with all the conditions imposed by law and the Council, by which said bid L. O. Herrold proposed to furnish all material and implements and perform the labor necessary to make the above described improvement with asphaltic concrete pavement for the following named prices, to-wit:

Excavation, per cubic yard,	\$1.25
Overhaul, per hundred feet,	\$.10
Shoulders, per lineal foot,	\$.10
Wood headers, per lineal foot,	\$.20
Asphaltic Concrete Surface, including the surface, finishing course, and the foundation complete, per square yard,	\$1.66
Stone or gravel, per cubic yard,	\$1.50
Fill, per cubic yard,	\$.75

AND WHEREAS, said L. O. Herrold was the lowest bidder for said proposed work and said bid was the lowest and best bid therefor.

Section 1. That the bid of L. O. Herrold for said improvement of

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said described portion of the Salem Road with Asphaltic Concrete Pavement be and the same is hereby accepted and the Mayor and Recorder of said City are hereby authorized to enter into a contract in writing with the said L. O. Herrold for the making of said improvement with Asphaltic Concrete Pavement on behalf of the City of Albany, Oregon, upon the terms in said bid hereinabove mentioned.

Said contract shall provide that the work of said improvement shall commence within ten days after the signing of said contract and shall be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the 1st day of December, 1919, 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 L. O. Herrold furnish a bond in the sum of Five Thousand Dollars to be approved by the Mayor of the City of Albany, Oregon, having as surety an individual or individuals who can justify in twice the amount of said bond, or said contractor may at his option have surety from Surety Company authorized to do business in the State of Oregon, said bond to be conditioned for the faithful performance of said contract on the part of said L. O. Herrold and further indemnifying the City of Albany against any claim or lien or labor, work or material on the part of any person, firm or corporation arising out of said contract.

Passed by the Council September 10, 1919.

Approved by the Mayor September 10, 1919.

L. M. Curl
Mayor.

Attest:

L. G. Lewelling
Recorder of the City of Albany.

State of Oregon, }
County of Linn. } ss.

I, L. G. Lewelling, 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. 953 has been by me carefully compared with the original Ordinance Bill No. 1048 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. 1048 passed by the Council September 10, 1919, and approved by the Mayor September 10, 1919.

WITNESS my hand and official signature and the seal of the City of Albany this 10 day of August, 1920.

L. G. Lewelling
Recorder of the City of Albany, Oregon.