

# ORDINANCE NO. 978

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF IMPROVING PINE STREET FROM THE NORTH LINE OF SALEM ROAD NORTH TO THE WILLAMETTE RIVER, PROVIDING HOW THE COST OF SUCH IMPROVEMENT SHALL BE PAID, ~~THE PENALTY SHALL BE PAID,~~ THE PENALTY OR DAMAGE TO THE CITY OF ALBANY BY THE PERSONS OR PERSONS MAKING SUCH IMPROVEMENT, 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 SUCH IMPROVEMENT OF SAID PART OF SAID STREET, AND PROVIDING FOR THE GIVING BY THE RECORDER OF SAID CITY OF 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. That Pine Street from the north line of Salem road north to the Willamette River shall be improved in the following manner to-wit;

- First: By grading said street to the proper grade.
- Second: By graveling said street.
- Third: By constructing inlets.
- Fourth: By laying vitrified sewer pipe.
- Fifth: By grubbing and clearing.
- Sixth: By tapping sewer.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany, Oregon and the plans specifications and estimates of the acting City Engineer of said City for the improvement of said street, filed in the office of the Recorder of said City of Albany, Oregon, on the 10th day of November 1920, endorsed "Engineer's plans and specifications for the improvement of Pine Street from the north line of Salem road north, to the Willamette River and the estimate of the work to be done on said street and the probable cost thereof.

The cost of said improvement of said portion of Pine Street shall be paid out of the funds collected and arising upon and out of the assessment hereafter to be made, ascertained and declared by the Council of the City of Albany on the lots and parts of lots adjacent to said portion of Pine Street to be improved and especially benefited thereby, as provided by the charter of said city.

The said improvement of said portion of Pine Street shall be completed by the 1st day of August 1921.

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, person, or corporation with whom any contract may be entered into by the City of Albany for the making of said improvement shall, before 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 surety in the sum of One Thousand Dollars for the faithful performance of such contract.

Section 2. If the firm, person or corporation entering into any contract with the said city of Albany to make said improvement of said Pine Street shall not complete the same within the time specified in said contract, said city shall be deemed to suffer damages on account thereof to the amount of \$10.00 per day for each and every

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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 completion of said improvement is extended by the Council.

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 Pine Street by publishing such notice ten days in the Albany Evening Herald, a daily newspaper published in said city of Albany, fully describing in said notice the time and manner of doing the work of said improvement of said Pine Street.

Passed by the Council April 13th, 1921.

Approved by the Mayor April 16th, 1921.

Attest: D. H. Bodine,

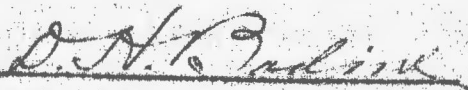
P. A. Young

Recorder of the City of Albany, Oregon. Mayor.

STATE OF OREGON )  
( ss.  
County of Linn )

I, D. H. Bodine, 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. 978 has been by me carefully compared with the original Ordinance bill No. 1074 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. 1074 passed by the Council April 13th 1921 and approved by the Mayor April 16th, 1921.

WITNESS my hand and official signature and the seal of the City of Albany this 21st day of February 1922.



Recorder of the City of Albany.