

ORDINANCE NO. 1006:

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF IMPROVING TENTH STREET FROM THE EAST LINE OF ELM STREET TO THE EAST LINE OF CALAPOOIA STREET, PROVIDING HOW THE COST OF SUCH IMPROVEMENT SHALL BE PAID, THE PENALTY OR DAMAGE TO THE CITY OF ALBANY BY THE PERSON 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 THE WORK OF SUCH IMPROVEMENT OF SAID PART OF SAID STREET, AND PROVIDING FOR THE GIVING BY THE RECORDER OF SAID CITY OF PROPER 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 Tenth Street from the East line of Elm Street to the East line of Calapooia Street 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 sewer pipe.

Said improvement to be done in accordance with the charter and ordinances of the City of Albany, Oregon and the plans, specifications and estimates of the 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 22nd day of June, 1921 endorsed "Engineer's plans and specifications for the improvement of Tenth Street from the East line of Elm Street to the East line of Calapooia Street 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 Tenth 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 said Tenth Street so to be improved, and especially and particularly benefited thereby, as provided by the charter of said city.

The said improvement of said portion of said Tenth Street shall be completed by the 13th day of October, 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 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 Tenth Street shall not complete the same within the time mentioned and 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 day the completion of said work is delayed be-

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yond 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 of said portion of said Tenth 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 Tenth Street.

Passed by the Council 27th day of July, 1921.

Approved by the Mayor 28th day of July, 1921.

P.A. Young,

Mayor.

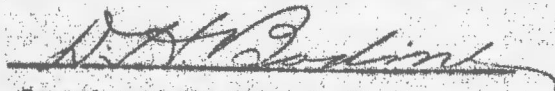
Attest: D.H. Bodine,

Recorder of the City of Albany, Oregon.

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. 1006 has been by me carefully compared with the original Ordinance Bill No. 1102 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. 1102 passed by the Council July 27th, 1921 and approved by the Mayor July 28th, 1921.

WITNESS, my hand and official signature and the seal of the City of Albany this 18th day of March, 1922.


Recorder of the City of Albany.