

ORDINANCE NO. 1195

AN ORDINANCE providing for the time and manner of improving Sherman Street, from the south property line of Water Street to the north property line of First Street, in the City of Albany, Oregon, 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 portion of said Street, providing for the Recorder to give proper notice for bids for the completion of said improvement, and declaring an emergency :

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

Section 1. That Sherman Street, in the City of Albany, Oregon, from the south property line of Water Street to the north property line of First Street, shall be improved in the following manner, to-wit;

- 1st: By grading said street to the proper sub-grade;
- 2nd: By paving the roadway of said street full width with full intersections (except as noted in plans and specifications) with Warrenite Bitulithic pavement or with Portland Cement Concrete pavement;
- 3rd: By laying and constructing pavement headers;
- 4th: By constructing concrete curbs wherever necessary;
- 5th: By constructing catch-basins and in-lets;
- 6th: By laying vitrified sewer pipes;
- 7th: By tapping the main 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 Charles H. Leonard, City Engineer, for the making of said improvement, filed in the office of the Recorder of said City on the 24th day of June, 1925, endorsed: "Plans and Specifications for the Improvement of Sherman Street from the South Line of Water Street to the north line of First Street, Albany, Oregon."

The cost of said improvement of said portion of Sherman Street shall be paid out of the funds collected and arising upon and out of the assessments 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 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 Sherman Street shall be completed on or before the 1st day of October, 1925.

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 TWELVE HUNDRED and no/100 DOLLARS (\$1200.00) for the faithful performance of such contract.

Section 2. If the person, firm or corporation entering into any contract with the City of Albany to make said improvement of said Sherman 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 TEN and no/100 DOLLARS (\$10.00) 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 completion of said improvement be extended by the Council.

Section 3. The Recorder of said city is hereby authorized and directed to immediately give proper notice for bids for the making of said improvement of said portion of said Sherman Street by publishing such notice ten days in the Albany Democrat-Herald, a daily newspaper published in the City of Albany, Oregon, fully describing in said notice the time and manner of doing the work of said improvement of said Sherman Street

Section 4. That in order to preserve the peace, health and safety of the City of Albany an emergency is hereby declared to exist, and this ordinance shall become effective immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council July 22nd, 1925.
Approved by the Mayor July 22nd, 1925.

ATTEST:--

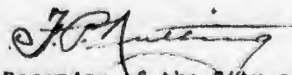
F.P. Nutting,
Recorder of the City of Albany.

J.H. ROBBETT, Mayor.

STATE OF OREGON,
County of Linn, {

I, F.P. Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1195, has been by me carefully compared with the original Ordinance Bill No. 1236, now on file in my office, and that it is a true and correct copy of all of said Ordinance Bill No. 1195, passed by the Council July 22, 1925, and approved by the Mayor July 22, 1925.

WITNESS my hand and official signature, and the seal of the City of Albany, this 23rd day of July, 1925.


Recorder of the City of Albany