

ORDINANCE No. 1238

AN ORDINANCE providing for the time and manner of building and constructing a lateral sewer, beginning at the manhole in the Cottage Street Trunk sewer, which is 26 feet easterly from the southeast corner of lot 1 in block 4 in Linnmont Addition to the City of Albany, Oregon, and running thence westerly through the center of said block a distance of 220 feet to the southeast corner of lot 5 in said block, providing how the cost of said improvement shall be paid, the penalty or damage to the City of Albany by the person or persons making such improvement if the same be not completed within the time agreed upon, and the giving of a good and sufficient bond for the faithful performance of the work of making such improvement, and providing for the giving of notice for bids for making such improvement by the Recorder of said City.

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

Section 1. That there be constructed an 8 inch vitrified terra cotta sewer beginning at the manhole in the Cottage Street Trunk Sewer, which is 26 feet easterly from the southeast corner of lot 1 in block 4 in Linnmont Addition to the City of Albany, Oregon, and running thence westerly through the center of said block a distance of 220 feet to the southeast corner of lot 5 in said block.

Said improvement shall be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the plans and specifications of Charles H. Leonard, engineer for the making of such improvement, filed in the office of the Recorder of said City January 26, 1927.

The cost of said sewer shall be paid out of funds to be collected and arising out of the assessments to be made, ascertained and declared by the Council of said City on the lots and parts of lots adjacent to said improvement so to be made, and especially and particularly benefited thereby, as provided by the charter of said city.

Said improvement shall be completed on or before the first day of May, 1927.

All bids submitted for the making of such improvement deemed by the Council to be unreasonable may be rejected.

Any person, firm 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 of the same, and at the time of signing such contract, furnish said City a good and sufficient bond, with good and sufficient surety thereon, to be approved by the Mayor of said City, in a sum equal to at least 50% of the amount to be paid on such contract for the faithful performance thereof

Section 2. If the person, firm or corporation entering into such contract with the City of Albany for the making of said improvement shall not complete the same within the time mentioned and specified in such contract, said City shall be deemed to suffer damages on account thereof in the amount of \$5.00 per day for each and every day the completion of such work is delayed beyond the time so stated in said contract, which amount shall be paid by the contractor doing the work at the time of the completion thereof, provided the Council may extend the time for the completion of said sewer should circumstances warrant.

Section 3. The Recorder of the City of Albany is hereby directed to immediately give proper notice of the time and place for receiving bids for said improvement by publication thereof for ten (10) days in the Albany Democrat-Herald, a daily newspaper published in the City of Albany, Oregon, describing in such notice the time and manner of making such improvement.

Passed by the Council February 23, 1927.
Approved by the Mayor February 23, 1927.

ATTEST:-
F.P.Nutting,
Recorder.

MARK V. WEATHERFORD,
Mayor.

STATE OF OREGON,
County of Linn, ss.

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. 1238 has been by me carefully compared with the original ordinance bill No. 1338, now on file in my office, and that it is a true and correct copy of all of said ordinance Bill No. 1338, passed by the Council February 23, 1927, and approved by the Mayor February 23, 1927.

WITNESS my hand and official signature and the seal of the City of Albany this 3rd day of March, 1927



Recorder of the City of Albany.