

ORDINANCE No. 1348

An ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract with Dent F. Stewart for the improvement of Eighth Street in said City from the east line of Ellsworth Street to the west line of Lyon Street, except a strip 36 feet wide, being 18 feet on each side of the center line of said portion of said street and extending the full length of the improvement.

WHEREAS, by Ordinance No. 1346 of the City of Albany, Oregon, it was ordered that the following street in said City be improved, to-wit: Eighth Street from the east line of Ellsworth Street to the west line of Lyon Street, except a strip 36 feet wide, being 18 feet on each side of the center line of said portion of said street and extending the full length of the improvement in the following manner:

- 1st: By grading said portion of said street to the proper sub-grade.
- 2nd: By paving the roadway of said portion of said street (according to plans and specifications) with Portland cement concrete pavement or with asphaltic concrete pavement.
- 3rd: By laying and constructing pavement headers.
- 4th: By constructing concrete curbs wherever necessary.
- 5th: By constructing catch basins and inlets.
- 6th: By laying vitrified sewer pipes.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany, and the plans, specifications and estimates of Charles H. Leonard, engineer, then on file with the Recorder of said City.

WHEREAS, it was provided by 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, Oregon, according to the law and the ordinance aforesaid, to-wit: on the 12th day of May, 1931, Dent F. Stewart presented to the Council of the City of Albany, Oregon, his bid for making said improvement with Portland cement, concrete pavement, which said bid was and is in due form and in conformity with all the conditions imposed by law and the Council, by which said bid said Dent F. Stewart proposed to furnish all material and improvements and to perform the labor necessary to make the above described improvement with Portland cement concrete pavement for the following named prices, to-wit:

615 sq.yds. Portland cement concrete pavement 6" thick @ \$1.67 per sq yd.	\$1027.05
150 cu.yds excavation, without classification (including fine grading and rolling, @ 80c. per cu. yd.	120.00
2 catch basins, Albany standard 16"x20" top, @ \$18.00 each	36.00
40 ft. of 6" vit. sewer pipe at 45c. per lin. ft.	18.00
Total for concrete pavement	<u>\$1201.05</u>

And, whereas, said Dent F. Stewart was the lowest and best bidder for said proposed work and said bid was the lowest and best bid therefor.

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

Section 1. That the bid for \$1201.05 for said improvement for said described portion of Eighth Street 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 Dent F. Stewart for making of said improvement with Portland cement concrete pavement on behalf of the City of Albany, Oregon, upon the terms mentioned 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 first day of July, 1931, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$10.00 per day for each and every day the work is delayed beyond the specified time, and that the said Dent F. Stewart shall furnish a bond in the sum of \$1201.05, to be approved by the Mayor of the City of Albany, Oregon, conditioned for the faithful performance of the said contract on the part of said Dent F. Stewart, and further indemnifying the city of Albany against any claim or lien for labor, work or material on the part of any person, firm or corporation, arising out of said contract.

Passed by the Council May 13, 1931.
Approved by the Mayor May 13, 1931.

VIRGIL L. CALAVAN,
Mayor

Attest: F.P. Nutting, Recorder.

STATE OF OREGON,
County of Linn, ss. I, F.P. Nutting, Recorder of the City of Albany, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1348 has been by me carefully compared with the original ordinance bill No. 1453, now on file in my office, and that it is a true and correct copy of all of said Ordinance bill No. 1453, passed by the Council and approved by the Mayor May 13, 1931.

Witness my hand and official signature and the seal of the City of Albany this 16th day of May, 1931.

F. P. Nutting
City Recorder.