ORDINANCE NO. 1982

AN ORDINANCE providing for the time and manner of improvement of MAIN STREET from south side of 99E to north line of 11th 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 on the time agreed upon, the giving of a good and sufficient bond for the faithful performance of the work of such improvement, providing for the giving by the Recorder of said City of 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 MAIN STREET from south side of 99e to north line of 11th Street in the City of Albany be improved in the following manner, to-wit:

1. By grading said street to the proper sub-grade.
2. By paving with suitable hard surface.
3. By laying and constructing concrete gutters.
4. By constructing concrete curbs.

Said improvement shall be made in accordance with the Charter and Ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of Harold Poling, Engineer, for the improvement of said street filed in the office of the Recorder of said City of Albany on the 27th day of April, 1949.

The cost of making of said improvement shall be paid out of the funds to be 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 streets so to be improved as hereinabove described and especially and particularly benefited thereby, as provided by the Charter of said City of Albany.

Said improvement shall be completed by the 15th day of Sept., 1949.

All bids for the making of said improvement deemed unreasonable by the council 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 commencing said improvement and at the time of signing such contract, make, execute and deliver to said City a good and sufficient bond with sufficient surety thereon to be approved by the Mayor of the City of Albany in a sum equal to fifty per cent of the amount to be paid unier such contract for the faithful performance thereof.

Section 2. If the person, firm or corporation entering into any contract with the City of Albany to make said improvement shall not complete the same within the time mentioned and specified in such contract, the City of Albany shall be deemed to suffer damages on account thereof in the amount of $25.00 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 the completion of said improvement be extended by Council.

Section 3. The Recorder of the City of Albany is hereby ordered and directed to immediately give proper notice for bids for making of said improvement by publishing such notice ten days in the Albany Democrat-Herald, a newspaper of general circulation published in the City of Albany, fully describing in said notice the time and manner of doing said work of improving said portion of said streets.

Section 4. Inasmuch as the provisions of this ordinance are necessary for the immediate preservation of the peace, health and safety of the citizens of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the Council and its approval by the Mayor of the City of Albany.

Passed by council May 25, 1949.
Approved by Mayor May 25, 1949

ATTEST:
[illegible]
Recorder

Jesse M. Damon
Mayor