

ORDINANCE NO. 3136

TITLE: An Ordinance granting to Albany Bus Service, herein referred to as grantee, the right and privilege to operate buses upon the streets in the City of Albany, Oregon, providing for the filing of schedules of rates and routes, providing for the placement of bus stop signs; requiring the carrying of liability insurance against personal injury and property damage.

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

Section 1: USE OF PUBLIC WAYS GRANTED

There is hereby granted by the City of Albany to Lester C. Knofler and Mildred Knofler, doing business as Albany Bus Service, the right and privilege to operate buses for the carrying of passengers upon the streets and public ways within the City of Albany.

Section 2: TERM

The term of this granted privilege shall be for a period of five (5) years.

Section 3: SCHEDULES OF RATES, ROUTES AND DESIGNATION OF STOPS

The grantee is required to file with the City Recorder a schedule of rates to be charged; the schedule of routes that buses will travel within the City, together with the schedules of operation and designation of bus stops on all routes. All schedules herein required to be filed by the grantee shall be subject to approval of the City Council and no change in the schedules as filed may be made without the prior approval of the City Council.

Section 4: POSTING OF BUS STOP SIGNS

The grantee shall be authorized to post bus stop signs within curb lines at such places as shall be approved by the City Manager. The form of bus stop signs shall be subject to the approval of the City Manager.

Section 5: ON STREET PARKING

The grantee shall be entitled to "on-street" parking for buses during such hours as buses are in operation. The location of parking spaces for buses shall be as designated by the City Manager.

Section 6: LIABILITY INSURANCE

The grantee shall file with the City Recorder proof of coverage by public liability insurance in a sum of not less than TWENTY THOUSAND DOLLARS (\$20,000.00) covering each and every bus to be operated by the grantee, with respect to accidental injuries or to the death of any person and the proof of liability coverage for property damage in the sum of FIVE THOUSAND DOLLARS (\$5,000.00) covering each and every bus to be operated by the grantee.

Section 7: NOTICE OF TERMINATION BY GRANTEE

In the event the grantee shall cease to operate buses for the carrying of passengers upon the streets and public ways within the City of Albany during the term of this grant, shall be incumbent upon the grantee to furnish to the City Manager of the City of Albany a notice of intention to terminate service at least thirty (30) days prior to the date of termination. Failure to give thirty (30) days notice of intent to terminate the bus service, except for such causes as shall be unavoidable to the grantee by way of an Act of God or act of war, then and in that event, the grantee shall be obligated to pay to the City of Albany the sum of FIVE HUNDRED DOLLARS (\$500.00) as and for liquidated damages.

Section 8: ACCEPTANCE

The grantee shall, within ten (10) days after passage of this Ordinance, file with the City Recorder of the City of Albany their written acceptance of the terms and conditions of this ordinance.

Section 9: EMERGENCY CLAUSE

Inasmuch as the provisions of this Ordinance is 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 approval by the Mayor.


Passed by the Council: July 8, 1964

Approved by the Mayor: July 8, 1964


Mayor

Effective Date: July 8, 1964

ATTEST:


Ernest W. Isham
City Recorder