

Ord 584

An ordinance providing for the time and manner of improving Fifth Street from the east curb line of Elm Street to the west curb line of Main Street, providing how the cost of such improvements shall be paid, the penalty or damages to the City of Albany by the person or persons making such improvements 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 part of said street, and providing for the giving by the Recorder of said City of proper notice for bids in the completion of such improvement of said part of said street.

The People of the City of Albany do ordain as follows:

Section 1. That Fifth Street from the east curb line of Elm Street to the west curb line of Main Street, except the intersection with Washington, Taylor, Broad Street, Alloworth and Lyon Streets, shall be improved in the following manner, to-wit:

First: By grading said street to the proper sub-grade.

Second: By paving the roadway of said street full width with full intersections with gravel bitulith pavement.

Third: By laying and constructing gravel bitulith headers.

Fourth: By constructing catch basins.

Fifth: By constructing inlets.

Sixth: By laying vitrified sewer pipe.

Said improvements to be made in accordance with the charter and ordinances of the City of Albany, Oregon and the plans and specifications and estimates of the City Engineer of said City, the improvement of said Fifth Street, filed in the office of the City Recorder of said City of Albany on the 18th day of March, 1912, and under the City Engineer's lines and estimates for the improvement of Fifth Street from the east curb line of Elm Street to the west curb line of Main Street, and the estimate thereon to be done in said street and the probable cost thereof.

The cost of said improvement of said portion of said Fifth Street at the expense of the various lot owners shall be paid by the City of Albany out of the General Fund of said City, the same remaining portable, and the cost of said improvement of said Fifth Street shall be paid out of the fund appropriated and arising upon and out of the assessment heretofore made, accepted and declared by the Council of said City of Albany, on the 26th day of April, 1912, and approved by the Mayor of said City on the 26th day of April, 1912, in the lot and part of lots adjacent to said portion of said Fifth Street.

ORDINANCE NO. 354

Street to be so improved, and such improvements and particularly here
it is to be understood by the charter of said city
the improvement of said Fifth Street and completion
of the same during the year 1912.

and also in the making of said improvement of said
street to be made on or before the 1st day of July, 1912, as
is required.

any firm, corporation or person with or without
and contract to be made by the said city for the making of
said improvement, and also in the making of said improvement,
and at the time of making such contract, make, execute and
deliver to said city a good and sufficient bond, with good and
reliable security in the sum of \$5,000.00 for the faithful per-
formance of such contract.

Section 2. If the firm, corporation or person mak-
ing into any contract with the said City of Albany to make said
improvement of said Fifth Street be not completed the same
within the time mentioned and specified in such contract,
said city may be deemed to suffer damage on account thereof
to the amount of \$25.00 per day for each day after the comple-
tion of said work is delayed beyond the time stated in such con-
tract, which amount shall be paid by such contractor doing the
work at the completion thereof unless the time of the completion of
said improvement is extended by the Council.

and agreement, and is said to be an inevitable
consequence and not otherwise.

Section 3. The Recorder of said City
is hereby ordered and directed to immediately give proper notice
by publication in the making of said improvement of said portion of said
Fifth Street, by publishing such notice ten days in the Albany
Herald at his office and papers published in the said City of Albany,
fully describing in said notice the time and manner of the
making of said improvement of said Fifth Street.

Attest:

F. L. Van Tassel
Recorder of the City of Albany

Witness my hand and seal this 26th day of April,
1912.

C. J. Leonard
Mayor of the City of Albany

CITY RECORDER'S CERTIFICATE

STATE OF OREGON.

COUNTY OF LINN.

I, F. E. Van Tassel, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of

Ordinance No. 584.

has been by me carefully compared with the original *Ordinance Bill No. 645*

now on file in my office, and that it is a true and correct copy of all and the whole of said

Ordinance Bill No. 645, as passed by the Council of the City of Albany, Oregon, April 26th 1912

Witness, my hand and official signature and the seal of the City of Albany, this

26th day of *April* 1912

F. E. Van Tassel

Recorder of the City of Albany.