

Ordinance authorizing the Mayor and Recorder of the City of Albany to enter into a contract with M. T. McAllister and P. H. Walter for the building and construction of a lateral sewer beginning at a man hole in the ~~East~~ ^{trunk} ~~Street~~ ^{between Front and Water Streets} and running westerly across Oak Street, through the center of Block 9, across Sherman Street, through the center of Block 2 to within 40 feet of the east line of Main Street, all in Hackleman's Third Addition to the City of Albany, Oregon, with vitrified terra cotta sewer pipe according to the plans, profiles and specifications filed in the office of the Recorder of the City of Albany on the 8th day of April, 1914.

Whereas, by Resolution No. 448 of the City of Albany, Oregon, passed by the Council on the 23rd day of December, 1913, it was ordered that a lateral sewer be constructed beginning at the man hole in the ~~East~~ ^{trunk} ~~Street~~ ^{between Front and Water Streets} and running westerly across Oak Street, through the center of Block 9, across Sherman Street, through the center of Block 2, to within 40 feet of the east line of Main Street, all in Hackleman's Third Addition to the City of Albany, Oregon, said improvement to be made in accordance with the plans and ordinances of the City of Albany and the ~~annexed~~ ^{annexed} plans and specifications and estimates of the City Engineer then on file with the Recorder of the City of Albany; and

Whereas, it was provided by ordinance that the Council 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 according to said ordinance, on the 24th day of February, 1914, M. T. McAllister and P. H. Walter presented to the Council of said city their bid for making said improvement, which bid was made in due form and in conformity with all the conditions in force by law and by said ordinance by which bid said M. T. McAllister and P. H. Walter proposed to furnish all material and implements and perform the labor necessary to make the above described improvement for the sum of \$398.⁰⁰; and

Whereas, M. T. McAllister and P. H. Walter were the lowest bidders on said proposed work and said bid was the lowest and best therefore

Therefore

The People of the City of Albany do Decline as Follows:

Section 1. That the said bid of said M. T. McAllister and P. H. Walter for said improvement be and the same is hereby accepted at the price

and Recorder of the City of Albany are hereby authorized to enter into a contract in writing with the said ^{P. H. Walton} W. T. McAllister and ^{or} making of said improvement as aforesaid on behalf of the City of Albany, Oregon, upon the terms and conditions in said ordinance, advertisement and individual resolutions mentioned. Said contract shall provide that the work on said sewer shall commence within ten days after the signing of said contract and be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of April, 1915, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$100 per day for each and every day the work is delayed beyond said specified time.

Said Contract and Certificates provide that, as said W. T. McAllister and P. H. Walton shall promptly, as they make payments to all persons supplying to the said W. T. McAllister and ^{P. H. Walton} or on material for the prosecution of the hereinabove described work and that the said W. T. McAllister and P. H. Walton shall not permit any lien or claim to be filed or prosecuted against the City of Albany or on account of any material or labor furnished for the said work.

The said W. T. McAllister and ^{P. H. Walton} shall furnish a penal bond in the sum of \$250.00, with good and sufficient sureties to be approved by the Mayor of the City of Albany, to secure the faithful performance of all the obligations of such contract on the part of said W. T. McAllister and P. H. Walton and particularly against any claim or lien for labor, work or material on the part of any person arising out of said contract.

Attest:
F. H. Santamb

Recorder of the City of Albany.

Passed the Council February 24, 1915.

Approved February 24, 1915.

L. M. Burl
Mayor.

Albany, Oregon

CITY RECORDER'S CERTIFICATE

State of Oregon,
County of Linn } ss.

I, F. E. Van Tassel, Recorder of the City of Albany, Linn County, and State of Oregon, do hereby certify that the foregoing annexed copy of Ordinance No. 784

has been by me carefully compared with the original Ordinance Bill No. 809 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. 809 passed by the Council of the City of Albany, Oregon, February 2nd, 1915

Witness my hand and official signature and the seal of the City of Albany, this 25th day of February, 1915

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