

ORDINANCE NO. 387

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF IMPROVING BAKER STREET FROM THE SOUTH LINE OF THIRD STREET TO THE NORTH LINE OF NINTH STREET, PROVIDING HOW THE COST OF SAID 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 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 PORTION OF SAID STREET, AND PROVIDING FOR THE GIVING BY THE RECORDER OF SAID CITY OF PROPER NOTICE FOR BIDS FOR THE COMPLETION OF SUCH IMPROVEMENT OF SAID PORTION OF SAID STREET.

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

Section 1. That Baker Street from the south line of Third Street to the north line of Ninth Street shall be improved in the following manner, to-wit:

- First :By grading said street to the proper subgrade.
- Second:By paving the roadway of said street full width with full intersections with asphaltic concrete pavement on an asphaltic concrete foundation.
- Third :By laying and constructing asphaltic concrete headers.
- Fourth:By constructing catch basins.
- Fifth :By constructing inlets.
- Sixth :By laying vitrified sewer pipe.

Said improvement to be made in accordance with the Charter and Ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of the City Engineer of said City for the improvements of said Street, filed in the office of the Recorder of said City of Albany, Oregon, on the 11th day of April, 1917, and endorsed, "Engineer's plans and specifications for the improvement of Baker Street from the south line of Third Street to the north line of Ninth Street, and the estimate of the work to be done on said street and the probable cost thereof."

The cost of said improvement of said portion of Baker Street shall be paid out of the funds ~~of the~~ collected and arising upon and out of the assessments hereinafter 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 Baker Street so to be improved, and especially and particularly benefitted thereby, as provided by the charter of said City.

The said improvement of said portion of said Baker Street shall be completed by the 15th day of July, 1917.

All bids for the making of said improvement of said Baker Street deemed unreasonable by the Council of the City of Albany 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 improvements shall, before commencing said improvement and at the time of signing such contract,

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make, execute and deliver to said City a good and sufficient bond, with good and sufficient surety thereon, to be approved by the Mayor of said City of Albany in a sum equal to 50% of the total amount to be paid under such contract, for the faithful performance of such contract.

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

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

Passed by the Council May 9th, 1917.
Approved by the Mayor May 9th, 1917.

L. M. Curl

Mayor.

Attest:

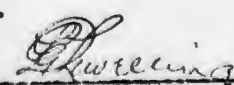
I. G. Lewelling

Recorder of the City of Albany.

STATE OF OREGON.)
County of Linn.) ss.

I, L. G. Lewelling, 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. 837 has been by me carefully compared with the original Ordinance Bill No. 976 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. 976, passed by the Council May 9th, 1917, and approved by the Mayor May 9th 1917.

WITNESS my hand and official signature and the seal of the City of Albany this twentieth day of August, 1917.


I. G. Lewelling
Recorder of the City of Albany.