

ORDINANCE No. 1189

AN ORDINANCE providing for the time and manner of improving Denver Street from the north curb line of Eighth Street to the south curb line of Santiam Road in the City of Albany, Oregon, providing how the cost of such improvement shall be paid, what the penalty or damage to the City of Albany by the person or persons making such improvement shall be 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 of notice by the Recorder of said City 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 Denver Street from the north curb line of Eighth Street to the south curb line of Santiam Road, in the City of Albany, Linn County, Oregon, shall be improved in the following manner to-wit:

1st: By the grading of said Street to the proper sub-grade.

2nd: By surfacing the roadway of said Street 12 feet wide with gravel. 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 Charles H. Leonard, City Engineer of said City, for the making of said improvement, which said plans, specifications and estimates were filed in the office of the recorder of the City of Albany on the 27th day of May, 1925, endorsed, "Plans and Specifications for the Improvement of Denver Street from the north curb line of Eighth Street to the South Curb line of Santiam Road, Albany, Oregon."

The cost of the making of said improvement of said portion of said Denver Street shall be paid out of the funds 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 Denver Street so to be improved, and especially and particularly benefited thereby as provided by the charter of said City.

Said improvement of said portion of Denver Street shall be completed by the first day of September, 1925.

All bids for the making of said improvement of said Street deemed unreasonable by the Council of the City of Albany, Oregon, 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 the commencing of the same and at the time of signing such contract, make execute and deliver to said City a good and sufficient bond with good and sufficient surety thereon in the sum of THREE HUNDRED DOLLARS (\$300.00) conditioned for the faithful performance of such contract.

Section 2. If the person, firm or corporation entering into any contract with the City of Albany to make said improvement of said Denver Street 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 to the amount of FIVE AND NO/100 DOLLARS (\$5.00) 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 said contractor doing the work at the completion thereof unless the time of the completion of such improvement be extended by the Council.

Section 3. The Recorder of the City of Albany is hereby ordered and directed to immediately give proper notice for bids for the making of said improvement of said portion of Denver Street, by publishing such notice ten (10) days in the Albany Democrat-Herald, a daily newspaper published in the City of Albany, Oregon, fully describing in such notice the time and manner of doing the work of said improvement of said Street.

Passed by the Council June 24, 1925.
Approved by the Mayor June 24, 1925.

ATTEST:--

J.H. ROBERTS, Mayor.

F. P. Nutting,
Recorder of the City of Albany.

STATE OF OREGON,
County of Linn, ss.

I, F. P. Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1189 has been by me carefully compared with the original Ordinance Bill No. 1299, now on file in my office, and that it is a true and correct copy of all of said Ordinance Bill No. 1289, passed by the Council June 24, 1925 and approved by the Mayor June 24, 1925.

WITNESS my hand and official signature and the seal of the City of Albany this 26th day of June, 1925.

F. P. Nutting
Recorder of the City of Albany.