

## ORDINANCE No. 1330

An ordinance authorizing the Council of the City of Albany, Oregon, to make the improvement of Sherman Street from the south line of First Street to the north line of Second Street, by grading and gravelling the same for and on account of the City of Albany, Oregon; providing how the cost of the same shall be paid, and declaring an emergency:

Whereas, by ordinance No. 1329, of the City of Albany, Oregon, it was ordered that Sherman Street from the south line of First Street to the north line of Second Street be improved in the following manner, to-wit:

1st: By grading said street to the proper sub-grade;

2nd: By surfacing the roadway of said street 18 feet wide with gravel;

and that said improvement be made in accordance with the charter and ordinances of the City of Albany, and the plans and specifications of Charles H. Leonard, engineer, then on file with the Recorder of said City, and

Whereas, it was provided in said ordinance that the recorder of said City give notice of the making of said improvement in the manner provided by law and said ordinance, and,

Whereas, after the notice for bids made and given by the Recorder for the time and in the manner provided by law, and said ordinance, no bids were made or filed with the Recorder for the making of said improvement, or any part thereof.

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

Section 1. That the Council of the City of Albany, Oregon, and it is hereby authorized and directed to make the improvement of Sherman Street from the south line of First Street to the north line of Second Street in the manner and as provided by ordinance No. 1329 and the charter of said City, as follows; to-wit:

1st: By grading said street to the proper sub-grade;

2nd: By surfacing the roadway of said street 18 feet wide with gravel,

all in accordance with the charter and ordinances of the City of Albany, and the plans and specifications of Charles H. Leonard, engineer, for said improvement, now on file with the Recorder of said City.

Section 2. Said improvement shall be made under the supervision of the City Engineer of the City of Albany, and in the making of said improvement said Council shall have the power and authority to purchase and hold utensils, machinery and material, hire and discharge servants and laborers, and to do any and all things in connection with said improvement that a contractor might do. The City Engineer shall keep an accurate itemized account of all expenses, labor and materials in making such improvement, including the reasonable value of the use of the machinery and utensils used therein belonging to said City, and shall report the same to the Council as soon as said improvement is completed.

At the next meeting of the Council after such report is filed, said Council shall consider the same, and, if found correct the amount of such costs as found to be correct by the Council from said report shall be the cost of said improvement, to be paid according to the assessment made by the Council, and, upon the approval of said report, the Recorder shall be authorized to draw warrants for the payment of the several items thereof, under the direction of the Council.

Section 3. Whereas, the peace, health and safety of the inhabitants of the City of Albany require that this ordinance become immediately effective, therefore an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its final passage by the Council and approval by the Mayor.

Passed by the Council August 27th, 1930.

Approved by the Mayor August 27th, 1930.

Attest:

F.P. Nutting,

Recorder.

V.L. CALAVAN,

Mayor

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. 1330 has been by me carefully compared with the original ordinance bill No. 1440, and that it is a true and correct copy of all of said ordinance bill No. 1440, filed in my office, passed by the Council August 27, 1930 and approved by the Mayor August 27, 1930.

  
CITY RECORDER