

ORDINANCE NO. 1423

AN ORDINANCE providing for the time and manner of building and constructing a lateral sewer beginning at the man-hole in the Geary Street trunk sewer between Front and Willamette Streets and running thence Westerly along the center line of Blocks 19 and 12 in Hackleman's Fourth Addition to the City of Albany, Oregon, and thence continuing Westerly to a point 24 feet 4 inches West of the East line of Block 9 in said addition, providing now the cost of said improvement shall be paid; the penalty or damage to the City of Albany by the person or persons making said improvement if the same be not completed at the time agreed upon; the giving of a good and sufficient bond for the faithful performance of the work of such improvement and providing for the giving of notice of bids for the making of said improvements by the Recorder of the City of Albany, Oregon.

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

SECTION 1. That there shall be constructed an 8 inch vitrified terra cotta sewer pipe beginning at the man-hole in the Geary Street trunk sewer between First and Willamette Streets and running thence Westerly along the center line of Blocks 19 and 12 in Hackleman's Fourth Addition to the City of Albany, Oregon, and thence continuing Westerly to a point 21 feet 4 inches West of the East line of Block 9 in said Addition.

Said improvement shall be made in accordance with the Charter and Ordinances of the City of Albany, Oregon, and the plans and specifications of the City Engineer of said City for the construction of said lateral sewer filed in the office of the Recorder of the City of Albany, April 14, 1937.

The cost of said lateral sewer shall be paid out of the funds collected and arising out of the assessment to be made, ascertained and declared by the Council of the City of Albany, on the lots and parts of lots adjacent to said improvement so to be made and especially and particularly benefited thereby as provided by the Charter of said City. Said Sewer shall be completed by the first day of August, 1937.

All bids submitted for the making of said improvement deemed unreasonable by the Council of the City of Albany may be rejected. Any firm, person or corporation with whom any contract may be entered into by the City for the making of said improvement shall before commencing said improvement and at the time of filing such contract make, execute and deliver to said City a good and sufficient bond with good and sufficient surety to be approved by the Mayor of the City of Albany, Oregon, in the sum equal to fifty percent of the amount to be paid for the faithful performance of said contract.

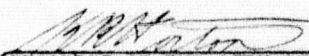
SECTION 2. If the firm, person or corporation entering into any contract with the City of Albany to make said improvement shall not complete the same within the time mentioned and specified in said contract said City shall be deemed to suffer damages on account thereof to the amount of \$5.00 per day for each and every day the completion of said work is delayed beyond the time so stated in said contract, which amount shall be paid by such contractor doing the work at the completion thereof unless the time for the completion thereof be extended by the Council.

SECTION 3. The Recorder of the City of Albany, Oregon, is hereby directed to immediately give proper notice of bids for the making of such improvement by publication of such notice for ten days in the Albany Democrat Herald, a daily newspaper published in the City of Albany, Oregon, describing in such notice the improvement to be made and the time and manner of doing the same.

PASSED BY THE COUNCIL MAY 12, 1937.  
APPROVED BY THE MAYOR MAY 12, 1937.

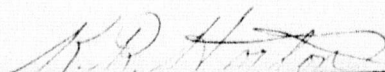
C.R. ASHTON - MAYOR

ATTEST:

  
RECORDER OF THE CITY OF ALBANY.

STATE OF OREGON,  
County of Linn. ss. I, K.R. Horton, Recorder of the City of Albany, Linn County, Oregon, hereby certify that the annexed and foregoing copy of Ordinance #1423, has been by me carefully compared with the original Ordinance Bill # 1538, on file in my office, and that it is a true and correct copy of all of said bill, passed by the Council May 12, 1937, and approved by the Mayor May 12, 1937.

Witness my hand and official signature and the seal of the City of Albany, this 20th, day of May 1937.

  
RECORDER OF THE CITY OF ALBANY.