

Relating to time and manner of paving Ferry Street between Second and Third Streets.

Ord. No. 485  
Paving  
time  
manner  
paving  
July 11  
1. 1909  
202 + 314

An ordinance providing for the time and manner of paving Ferry Street from the North Curb line of Third Street to the South line of Second Street, providing how the cost of such improvement shall be paid, the penalty or damages that shall be paid 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 cost of such improvement of said street, and providing for the giving by the Recorder of said City of super notices for bids for the completion of such improvement of said street.

That people of the City of Albany do ordain as follows:  
Section 1. That Ferry Street from the North Curb line of Third Street to the South line of Second Street, shall be improved as follows:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street full width with bitulithic pavement.
- Third: By laying and constructing bitulithic curbs.
- Fourth: By constructing inlets.
- Fifth: 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 filed in the office of the City Recorder of the City of Albany, Oregon on the 20th day of May, 1909, and endorsed: City Engineer's plans and specifications for the improvement of the following named streets, to wit: Second Street from the East Curb line of Washington Street to the West Curb line of Lynn Street; Ferry Street from the North Curb line of Third Street to the South line of Second Street; Broadalbin



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Street from the North Curb line of Third Street to the South line of Second Street; Ellsworth Street from the North Curb line of Third Street to the South line of Second Street. And the estimates of the work to be done on each of said streets separately, and the probable cost thereof on each of said streets separately.

The cost of the said improvement of said Ferry Street lying between the North Curb line of Third Street and the North line thereof shall be paid by the City of Albany out of the general fund of said City; the remaining portion of the cost of the said improvement of said Ferry Street shall be paid out of the funds collected and arising upon and out of the assessment heretofore made, ascertained and declared by Ordinance No. 481 passed by the Council of the said City of Albany on the 25th day of June, 1909, and approved by the Mayor of said City on the 26th day of June, 1909, on the lots and parts of lots adjacent to said portion of said Ferry Street to be improved, and especially and particularly benefited thereby, as provided by the Charter of said City.

The said improvement of said Ferry Street shall be completed by the 1st day of October, 1909. All bids for the making of said improvement of said Ferry Street deemed unreasonable by the Council of said City may be rejected. Any firm, corporation or person with which, or with whom any contract may be entered into by said City for the making of said improvement shall, before commencing said improvement and at the time of beginning such contract, make, execute and deliver to said City a good and sufficient bond with good and



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sufficient security in the sum of \$1000.00  
 for the faithful performance of such con-  
 tract.

Section 2. If the firm, corporation or  
 person entering into any contract  
 with the said City of Albany to make  
 said improvement of said Ferry Street  
 shall not complete the same within the  
 time mentioned and specified in such con-  
 tract, said City shall be deemed to  
 suffer damage on account thereof to  
 the amount of \$10.00 per day for each  
 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 for the completion thereof, unless  
 the time for the completion of said im-  
 provement is extended by the Council.

All the pavement shall be laid in  
 dry and suitable weather and not otherwise.

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 Ferry Street  
 by publishing such notice in  
 the Albany Daily Herald, a daily news-  
 paper published daily in the City of Albany,  
 fully describing in such notice the man-  
 ner and time of doing the work of said  
 improvement of said Ferry Street.

Section 4. In as much as there is  
 urgent necessity for the general  
 welfare of said City demands the im-  
 mediate improvement of said Ferry  
 Street in the manner aforesaid, in order  
 that the same may be made and completed  
 before the rainy season sets in, an emer-  
 gency is hereby declared to exist, and  
 this Ordinance shall be in full force  
 and effect from and after its passage  
 by said Council and its approval by



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the Mayor of said City.  
Passed the Council June 28, 1909.  
Approved June 29, 1909.

J. P. Wallace  
Mayor of the City of Albany

Attest:  
J. M. Redfield  
Recorder of the City of Albany

CITY RECORDER'S CERTIFICATE.

STATE OF OREGON, }  
COUNTY OF LINN, } ss.

I, F. M. REDFIELD, 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. 485  
has been by me carefully compared with the original Ordinance bill #537  
now on file in my office, and that it is a true and correct copy of all and the whole of said  
Ordinance bill #537 as passed by the Council  
of the City of Albany, Oregon, June 28, 1909

WITNESS, my hand and official signature and the seal of the City of Albany, this

29<sup>th</sup> day of June 1909  
J. M. Redfield  
Recorder of the City of Albany.