

ORDINANCE No. 489.

Contract for paving Ferry Street between
Second and Third Streets.

Ord 489
Contract
for paving
Ferry St
between
2nd & 3rd

And Ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a Contract with the Haver Construction Company for the improvement of Ferry Street from the North Curb line of Third Street to the South line of Second Street in said City of Albany -

The People of the City of Albany do ordain as follows:

Whereas, by Ordinance No. 485 of the City of Albany, Oregon, passed by the Council on the 28th day of June 1909 and approved by the Mayor on the 29th day of June 1909, it was ordered that the following Street of said City of Albany, to-wit:-

Ferry Street from the North Curb line of Third Street to the South line of Second Street in said City of Albany be improved as follows:-

- First. By grading said Street to proper sub-grade.
- Second. By paving the roadway of said Street full width with Bitulithic pavement.
- Third. By laying and constructing Bitulithic Headers.
- 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 said City.

And Whereas, it was provided in said Ordinance that the Recorder of said City give notice for bids for the making of said improvement in the manner provided by law and by said ordinance.

And Whereas, after due notice and advertisement for bids, made and given by the City Recorder of said City accor-

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ing to law and the ordinance last aforesaid, to-wit: - on the 12th day of July, 1909, the Warren Construction Company, a corporation of Portland, Oregon, presented to the Council its bid for making said proposed improvement, which bid was made in due form and in conformity with all the conditions imposed by law and by the Council, by which said bid said Warren Construction Company proposed to furnish all material and implements and perform the labor necessary to make the above described improvement for the following named prices:

Excavation, per cubic yard	--	\$0.75
Embarkment, per cubic yard	--	\$0.20
Bitulithic surface including the Bituminous crushed rock foundation and surface finishing course, per square yard	--	\$2.25
Inlets, price per each	--	\$12.50
Sewer pipe, 6 inch, price per lineal foot	--	\$0.70
Bitulithic headers, price per lineal foot	--	\$0.40

And whereas, said Warren Construction Company was its lowest responsible bidder for said proposed work and said bid was the lowest and best bid thereof.

Section 1 - That the said bid of the Warren Construction Company for said improvement of said above described street be and the same is hereby accepted. And the Mayor and the Recorder of said City are hereby authorized to enter into a contract in writing, with the said Warren Construction Company for the making of said improvement, as aforesaid, on behalf of the City upon the terms

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mentioned in said bid, said contract to provide further, that the work of said proposed improvement shall commence within thirty days after the signing of said contract, and to be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of October, 1909, and that the City of Albany shall be deemed to suffer damages to the extent of ten dollars per day for each and every day the work is delayed beyond said specified time; and that the said Warren Construction Company furnished a bond in the sum of \$10,000 to be approved by the Mayor of the City of Albany, having as surety some surety company authorized to do business in the State of Oregon, conditioned for the faithful performance of said contract on the part of the Warren Construction Company, and further indemnifying the City of Albany against any claim or liens for labor, cost, or materials on the part of any person, arising out of said contract.

Section 2. Whereas the Public Health and safety requires that work be commenced on said proposed improvement as an early date, and before the winter rains render it impossible to properly perform the same, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its approval by the Mayor.

Approved July 15, 1909

D. W. Wallace
Mayor of the City of Albany

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

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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 489
has been by me carefully compared with the original *Ordinance bill 531*
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. 531, as passed by the Council
of the City of Albany Oregon July 14 1907

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

15 day of *July* 19*07*

F. M. Redfield
Recorder of the City of Albany.