

ORDINANCE NO. 1152

A BILL FOR AN ORDINANCE providing for the time and manner of making an improvement in the City of Albany by constructing a lateral sewer, beginning at a point on the Oak Street sewer which would be intersected by the center line running east and west through block 13 in Hackleman's Third Addition to the City of Albany, Oregon, and Block 2 in Hackleman's Fourth Addition to the City of Albany, Oregon, to the east line of said block 2 in said Hackleman's Fourth Addition to the City of Albany, Oregon, a distance of 612 feet; providing how the cost of such improvement shall be paid, the penalty or damage to the City of Albany by the person or persons, firm or corporation, 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 work of such improvement of said part of the above described portion of the City of Albany, and providing for the giving by the Recorder of said City of proper notice for bids for the completion of such improvement, and declaring an emergency.

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

Section 1. That the improvement of Block 13 in Hackleman's Third Addition to the City of Albany, Oregon, and Block 2 in Hackleman's Fourth Addition to the City of Albany, Oregon, from a point beginning on the Oak Street sewer which would be intersected by the center line running east and west through Block 13 in Hackleman's Third Addition to the City of Albany, Oregon, and Block 2 in Hackleman's Fourth Addition to the City of Albany, Oregon, to the east line of said Block 2 in said Hackleman's Fourth Addition to the City of Albany, Oregon, a distance of 612 feet, shall be made in the following manner, to-wit:

1. By laying 530 lineal feet of 8 inch sewer pipe.
2. By excavating and refilling.
3. By installing 1 lamp hole.
4. By installing 1 man hole.
5. By installing 16 8-inch Y's.

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 Engineer Charles H. Leonard for the improvement of Block 13 in Hackleman's Third Addition to the City of Albany, Oregon, and Block 2 in Hackleman's Fourth Addition to the City of Albany, Oregon, filed in the office of the recorder of the City of Albany, Oregon, on the 12th day of November, 1924, endorsed "Plans and Specifications for Construction of 8-inch lateral sewer in Block 13, Hackleman's Third Addition, and Block 2 in Hackleman's fourth Addition to the City of Albany, Oregon."

The cost of said improvement of said blocks in Hackleman's Third and Fourth Additions to the City of Albany shall be paid out of the funds collected and arising upon and out of the assessment 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 improvement, and especially and particularly benefited thereby, as provided by the charter of said City.

The said improvement of said blocks in Hackleman's Third and Fourth Addi-

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tions to the City of Albany shall be completed by the first day of March, 1925.

All bids for the making of said improvement of said blocks 13 and 2 in Hackleman's Third and Fourth Additions; respectively, to the City of Albany may be rejected.

Any firm, person or corporation with whom any contract may be entered into by the City of Albany for the making of said improvement, shall at the time of signing such contract, make, execute and deliver to said City a good and sufficient surety in a sum not less than fifty per cent (50%) of the proposal of the contract conditioned upon the faithful performance of this contract.

Section 2. If the firm, person or corporation entering into any contract with the said City of Albany, to make said improvement of said block 13 in Hackleman's Third Addition and block 2 in Hackleman's Fourth Addition to the City of Albany, 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 \$10.00 (Ten Dollars) per day for each and every day the completion of said ~~improvement~~^{work} is delayed beyond the time stated in such contract, which amount shall be paid by such contractor doing the work at the completion, unless the time of completion of said improvement is extended by the Council.

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 portion of block 13 in Hackleman's Third Addition and block 2 in Hackleman's Fourth Addition ~~to the City of Albany, Oregon,~~ by publishing such notice ten days in the Albany Daily Democrat, a daily newspaper published in said City of Albany, fully describing in said notice the time and manner of doing the work of said improvement.

Section 4. WHEREAS, it is necessary for the public health, peace and safety of the people of the city of Albany that the foregoing described improvement be immediately constructed, and, therefore, an emergency exists and one is hereby declared to exist, and this ordinance shall go into full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council, December 10th, 1924.
Approved by the Mayor, December 11, 1924.

P. A. YOUNG,
Mayor.

A test: D. H. BODINE,
Recorder of the City of
Albany, Oregon.

S. STATE OF OREGON)
County of Linn,) ss.

I, D. H. Bodine, recorder of the city of Albany, in Linn County and state of Oregon do hereby certify that the foregoing and annexed copy of ~~1153~~¹²⁵⁰ has been by me carefully compared with the original ordinance bill No. ~~1153~~¹²⁵⁰ 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. 1250, passed by the Council Dec. 10, 1924 and approved by the Mayor Dec. 11, 1924.

WITNESS my hand and official signature and the seal of the City of Albany, this January, 1925.

Recorder of the City of Albany.