

## ORDINANCE NO. 1249

AN ORDINANCE providing for the time and manner of improving Eighth Street, in said City, from the west line of Ellsworth Street to the east line of Broadalbin Street, and from the west line of Broadalbin Street to the east line of Ferry Street, except a strip 36 feet wide, being 18 feet on each side of the center line of Eighth Street, and extending the full length of the improvement; providing how the cost of such improvement shall be paid, the penalty and damages 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 work of such improvement of said portion of said Street, and providing for the giving of notice by the Recorder of the City of Albany, Oregon, for bids for the completion of such improvement of said portion of said Street; and declaring an emergency.

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

**Section 1.** That Eighth Street, from the west line of Ellsworth Street to the east line of Broadalbin Street, and from the west line of Broadalbin Street to the east line of Ferry Street, in the City of Albany, Linn County, Oregon, shall be improved in the following manner, to-wit:

1st: By grading said portion of said street to the proper sub-grade;  
2nd: By paving the roadway of said portion of said street (according to plans and specifications) with Portland cement concrete pavement, or with Warrenite bitulithic pavement.

3rd: By laying and constructing pavement headers;

4th: By constructing concrete curbs wherever necessary;

5th: By constructing catch basins and inlets;

6th: By laying vitrified sewer pipes;

Said improvement to be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the amended plans and specifications of Charles H. Leonard, Engineer of said City, for the making of such improvement, which said plans, specifications and estimates were filed in the office of the Recorder of the City of Albany, Oregon, on the 27th day of April, 1927, endorsed "Specifications for the Improvement of Eighth Street from the west line of Ellsworth Street to the east line of Broadalbin Street and from the west line of Broadalbin Street to the east line of Ferry Street, excepting a strip 36 feet wide, being 18 feet on each side of the center of Eighth Street and extending the full length of the improvement," in the City of Albany, Oregon.

The cost of improving the intersections of said street above described, and where required by said plans and specifications, shall be at the expense of the City of Albany, Oregon, and shall be paid for out of the general fund of said City. The remaining cost of the improvement of said portion of Eighth Street shall be assessed on the real property adjacent thereto and especially and particularly benefited thereby, as provided by the charter of said City.

Said improvement of said portion of Eighth Street shall be completed by the first day of August, 1927.

All bids for the making of said improvement of said street deemed unreasonable by the Council of the City of Albany, Oregon, may be rejected.

Any firm, person or corporation with whom a contract may be entered into by the City of Albany for the making of said improvement shall, before commencing said improvement, and at the time of signing such contract, make, execute and deliver to said City a good and sufficient bond with good and sufficient surety, in the sum of \$1574.25 for the faithful performance of such contract.

**Section 2.** If the person, firm or corporation entering into any contract with the City of Albany to make such improvement of said Eighth Street, shall not complete the same at the time mentioned and specified in such contract, said City shall be deemed to suffer damages on account thereof to the amount of \$25.00 per day for each and every day the completion of said work is delayed beyond the time stated in said Contract, which amount shall be paid by said contractor doing the work at the completion thereof, unless the time of the completion of such improvement is extended by the Council.

**Section 3.** The Recorder of the City of Albany, Oregon, is hereby ordered and directed to immediately give proper notice for bids for the making of such improvement of said portion of Eighth Street by publication of such notice ten (10) days in the Albany Democrat-Herald, a daily newspaper of general circulation, published in the city of Albany, Oregon, fully describing in such notice the time and manner of doing such improvement of said portion of said Street.

**Section 4.** Whereas, the peace, health and safety of the people of the City of Albany requires that this ordinance become immediately effective upon its final passage by the Council and approval by the Mayor, 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 May 25th, 1927  
Approved by the Mayor May 25th, 1927

Attest:

MARK V. WEATHERFORD,  
Mayor

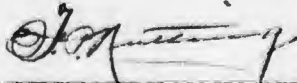
F.P. Nutting,  
Recorder of the City of Albany, Oregon.

ORDINANCE NO. 1249

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. 1249, has been by me carefully compared with the original Ordinance Bill No. 1351, now on file in my office, and that it is a true and correct copy of all of said ordinance Bill No. 1351, passed by the Council May 25, 1927 and approved by the Mayor May 25, 1927.

WITNESS my hand and official signature and the seal of the City of Albany this 26th day of May, 1927.



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Recorder of the City of Albany.