

Ord. 599

An ordinance providing on the time and manner of improving Third Street from the West curb line Baker Street to the West curb line of Railroad Street, providing for the improvement of said street, the penalty or damage to the City of Albany or the person or persons making such improvements, if the same shall not be completed within the time agreed upon, and the giving of a bond and sufficient bond for the proper performance of the work of such improvement, and the duty of the City Engineer or the recorder of said City to make notice for bids for the completion of such improvement of said part of said street.

The People of the City of Albany Do Ordain as Follows:

Section 1. That Third Street from the West curb line Baker Street to the West curb line of Railroad Street shall be improved in the following manner, to-wit:

- First. By grading said street to the proper sub grade.
- Second. By paving the roadway of said street, full width, with asphalt intersections, with concrete pavements.
- Third. By curbing and constructing concrete sidewalks.
- Fourth. By constructing inlets.
- Fifth. By making a trench sewer line.

Said improvements to be made in accordance with the Charter and Ordinances of the City of Albany, and with the plans and specifications and estimates of the City Engineer, said City, or the improvement of said said street by him the office of the City Engineer of said City of Albany on the 23rd day of May, 1912, enclosed City Engineer's report and specifications for the improvement of said street, the cost of which Baker Street to the West curb line of Railroad Street and the estimate of the work to be done on said street and the probable cost thereof.

The cost of said improvement of said portion of said Third Street at the crossings or intersections thereof by other streets shall be paid by the City of Albany out of the general fund of said City, the balance of the cost of said improvement of said Third Street shall be paid out of the funds available and arising upon and out of the assessment heretofore made and certain bond demand or ordinance now in force passed by the Council of said City of Albany on the 15th day of July, 1911, and approved by the Mayor of said City on the 15th day of July, 1911, on the 15th and 16th of said day to said portion of said Third Street to be so improved, and

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especially and particularly benefited thereby, as provided by the charter of said City.

The improvement of said Third Street shall be completed by the first day of October 1912.

All bids for the making of said improvement of said street deemed and received by the Council of the City of Albany may be rejected.

Any firm, person or corporation entering into any contract made or entered into by the city for the making of said improvements, shall before commencing said improvements, 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 Two Thousand Dollars for the faithful performance of such 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 Third Street 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 \$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 such contractor doing the work at the completion thereof, unless the time of the completion of said improvement is extended by the Council.

All payments shall be paid in suitable written or cashing concrete, 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 portion of Third Street, by publishing such notice ten days in the Albany Evening Herald, a daily newspaper published in the said City of Albany, in the following manner, to wit: the time and manner of doing the work of said improvement of said Third Street.

Passed in Council July 25th, 1912.
Approved June 25th 1912.

Attest:

F. H. Van Tassel
Recorder of the City of Albany

J. H. Hill
Mayor of the City of Albany

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especially and particularly benefited thereby, as provided by the charter of said City.

The improvements of said Third Street shall be completed by the first day of October 1878.

All bids for the making of said improvement of said street deemed unnecessary 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 signing such contract, and before and deliver to said city a good and sufficient bond, with good and sufficient surety in the sum of Two Thousand Dollars for the faithful performance of such 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 Third Street 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 \$25.00 per day for each and every day the completion of said work is delayed beyond the time stated in the contract, which amount shall be paid to the contractor doing the work at the completion thereof, unless the time of the completion of said improvement is extended by the Council.

All payment shall be paid in suitable manner for laying concrete, and so 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 portion of Third Street, by publishing such notice ten days in the Albany Evening Herald, or daily news paper published in the said City of Albany, and to receive in said notice the time and manner of doing the work of said improvement of said Third Street.

Passed the Council June 5th, 1878.
Approved June 5th, 1878.

Attest:

F. Van Tassel
Recorder of the City of Albany

J. H. Hill
Mayor of the City of Albany

ORDINANCE NO. 579

CITY RECORDER'S CERTIFICATE

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

I, F. E. Van Tassel, 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 579
has been by me carefully compared with the original *Ordinance Bill No 661*
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 661, as passed by the Council of the
City of Albany, Oregon, July 15th 1912,

Witness, my hand and official signature and the seal of the City of Albany, this
15th day of *July* 1912
F. E. Van Tassel
Recorder of the City of Albany.