

Was Ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract with G. W. Mueller for the improvement of Second Street from the East line of Main Street to the West line of Sherman Street.

The Body of the City of Albany is Ordained as Follows:

Whereas by Ordinance No. 811 of the City of Albany, Oregon, it was ordered that the necessary work in the City of Albany, Oregon, to-wit: Second Street from the east line of Main Street to the west line of Sherman Street be improved in the following manner, to-wit:

First: By grading said street to the required grade and subgrade.

Second: By giving into said street six inch deep and eight feet wide.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany and the plans, specifications and estimates of the City Engineer then on file with the Recorder of the City of Albany, and

Whereas, it was provided in said ordinance that the Recorder of the City of Albany give notice for bids for making 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 Recorder of the City of Albany according to law and the ordinance last aforesaid, to-wit: on the 28th day of June, 1915, G. W. Mueller presented to the Council of the City of Albany, his bid for making said improvement, which bid was made in due form and in conformity with all the conditions imposed by law and the Council, by which said bid said G. W. Mueller proposed to furnish all material and implements and perform the labor necessary to execute and describe improvement in the manner specified in the plans and specifications therefor for the sum of \$800.00; and

Whereas, said G. W. Mueller was the lowest and best bidder for said proposed work and said bid was the lowest and best bid therefor.

Be it enacted that the bid of G. W. Mueller for said improvement of said described portion of Second Street be and the same is hereby accepted and the Mayor and Recorder of said City are hereby authorized to enter into a contract in conformity with the conditions of the said bid and the specifications and estimates of the City Engineer then on file with the Recorder of the City of Albany, and

Lawyer: Albany, Oregon

manner specified in the plans and specifications therefor upon the terms mentioned in said bid hereinabove mentioned.

Said contract shall provide that the work of said improvement shall commence within ten days after the signing of said contract and shall be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of August, 1915, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$1.50 per day for each and every day the work is delayed beyond said specified time, and that said G. B. Muller shall be held liable in the sum of One Thousand Dollars, to be approved by the Mayor of the City of Albany, Oregon, conditioned for the better performance of the said contract on the part of said G. B. Muller and further in indemnifying the City of Albany against any claim or lien for labor, work or material on the part of any person, firm or corporation, arising out of said contract.

Passed by the Council June 24, 1915.

Approved June 25, 1915.

Attest:

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

R. M. Merrill  
Mayor.

CITY RECORDER'S CERTIFICATE

State of Oregon, )  
County of Linn ) ss.

I, F. E. Van Tassel, Recorder of the City of Albany, Linn County, and State of Oregon, do hereby certify that the foregoing annexed copy of Ordinance No. 323

has been by me carefully compared with the original Ordinance Book No. 901 now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Book No. 901 as passed by the Council of the City of Albany, Oregon, June 24, 1915.

Witness, my hand and official signature and the seal of the City of Albany, this 26th day of June, 1915.

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