

## ORDINANCE No. 959

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF BUILDING AND CONSTRUCTING A LATERAL SEWER BEGINNING AT A MANHOLE TO BE CONSTRUCTED IN THE RAILROAD STREET TRUNK SEWER MIDWAY BETWEEN SECOND AND THIRD STREETS AND RUNNING THENCE EASTERLY THROUGH THE CENTER OF BLOCKS 104, 111 and 112 OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, OREGON, A DISTANCE OF 878.2 FEET, OR SO MUCH OF THE PRESENT LATERAL SEWER IN PLACE AS SHALL BE FOUND DETERIORATED TO THE EXTENT THAT IT NEEDS REPLACEMENT: PROVIDING HOW THE COST OF SUCH IMPROVEMENT SHALL BE PAID, THE PENALTY OR DAMAGE TO THE CITY OF ALBANY BY THE PERSON OR PERSONS MAKING SUCH IMPROVEMENT. IF THE SAID SEWER IS NOT COMPLETED WITHIN THE TIME AGREED UPON AND THE GIVING BY THE RECORDER OF SAID CITY OF ALBANY OF PROPER NOTICE FOR BIDS FOR THE COMPLETION OF SAID IMPROVEMENT.

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

Section 1. That there shall be rebuilt and reconstructed an 8" lateral sewer beginning at a manhole to be constructed in the Railroad Street trunk sewer midway between Second and Third Streets and running thence easterly through the center of Blocks 104, 111 and 112 of Hackleman's Addition to the City of Albany, Oregon, a distance of 878.2 feet, or so much of the present lateral sewer in place as shall be found deteriorated to the extent that it needs replacement.

Said improvement shall be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of Engineer John R. Penland, of said city for the reconstruction of said lateral sewer filed in the office of the Recorder of said City of Albany on the 11th day of February, 1920.

The cost of laying said sewer across intersecting Streets shall be paid out of the general fund of said City and the remaining portion of the cost of said lateral sewer shall be paid out of the funds collected and arising out of the assessments to made, ascertained and declared by ordinance on the lots and parts of lots adjacent to said improvement so to be made and especially and particularly benefited thereby as provided by the charter of said City.

The said sewer shall be completed by the 15th day of June, 1920.

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

Any person, firm 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, make, execute and deliver to said city a good and sufficient bond with good and sufficient surety to be approved by the Mayor of the City of Albany in the sum of \$1000.00 for the faithful performance of said contract.

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Section 2. If the persons, firm or corporation entering into any contract with the said City of Albany to make said improvement 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 \$2.50 per say for each and every day the completion of said work is delayed beyond the time stated in such 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.

Section 3. The Recorder of said City is hereby directed to immediately give proper notice for bids for the making of said improvement by publishing such notice for 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.

Passed the Council March 10, 1920.

Approved March 10, 1920.

L. K. Curl,  
Mayor.

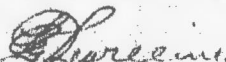
Attest:

L. G. Levelling  
Recorder of the City of Albany.

State of Oregon )  
County of Linn ) ss.

I, L. G. Levelling, 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. 959 has been by me carefully compared with the original Ordinance Bill No. 1054 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. 1054 passed by the Council March 10, 1920, and approved by the Mayor March 10, 1920.

WITNESS my hand and official signature and the seal of the city of Albany this 70th day of August, 1920.

  
Recorder of the City of Albany, Oregon.