

## ORDINANCE NO. 1439

AN ORDINANCE providing for the time and manner of building and constructing a lateral sewer beginning at the man-hole on Fifteenth Street between Takenah and Liberty Streets in the City of Albany, Oregon and running thence Northerly through the center of Block 1 in Miller's Addition to said City a distance of 380'.

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

SECTION 1. That there shall be constructed an 8 inch vitrified terra cotta sewer pipe beginning at the man-hole on Fifteenth Street between Takenah and Liberty Streets in the City of Albany, Oregon, and running thence Northerly through the center of Block 1 in Miller's Addition to said City a distance of 380 feet.

Said improvement shall be made in accordance with the Charter and Ordinances of the City of Albany, Oregon, and the plans and specifications of the City Engineer of said City for the construction of said lateral sewer filed in the office of the Recorder of the City of Albany, February 10, 1938.

The cost of said lateral sewer shall be paid out of the funds collected and arising out of the assessment 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 so to be made and especially and particularly benefited thereby as provided by the Charter of said City.

Said sewer shall be completed by the first day of June, 1938.

All bids submitted for the making of said improvement deemed unreasonable 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 filing 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, Oregon, in a sum equal to fifty percent of the amount to be paid for the faithful performance of said contract.

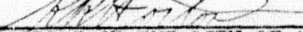
SECTION 2. If the firm, person or corporation entering into any contract with the City of Albany to make said improvement shall not complete the same within the time mentioned and specified in said contract, said City shall be deemed to suffer damages on account thereof to the amount of \$5.00 per day for each and every day the completion of said work is delayed beyond the time so stated in said contract, which amount shall be paid by such contractor doing the work at the completion thereof unless the time for the completion thereof be extended by the Council.

SECTION 3. The Recorder of the City of Albany, Oregon, is hereby directed to immediately give proper notice of bids for the making of such improvement by publication of such notice for ten days in the Albany Democrat Herald, a daily newspaper published in the City of Albany, Oregon, describing in such notice the improvement to be made and the time and manner of doing the same.

PASSED BY THE COUNCIL MARCH 9, 1938.

APPROVED BY THE MAYOR MARCH 9, 1938.

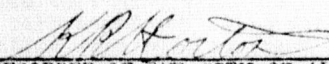
C.R. ASHTON  
MAYOR

ATTEST:   
RECORDER OF THE CITY OF ALBANY, OREGON.

STATE OF OREGON )  
COUNTY OF LINN ( ss.  
CITY OF ALBANY )

I, K.R. Horton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the annexed and foregoing copy of Ordinance # 1439, has been by me carefully compared with the original Ordinance Bill # 1552, on file in my office, and that it is a true and correct copy of all of said bill, passed by the Council of the City of Albany, March 9, 1938, and approved by the Mayor March 9, 1938.

Witness my hand and official signature and the seal of the City of Albany, Oregon, this 10th day of March 1938.

  
RECORDER OF THE CITY OF ALBANY, OREGON.