

## ORDINANCE NO. 1518

**AN ORDINANCE** providing for the time and manner of constructing lateral sewers as follows:

Beginning at the man-hole on Maple Street trunk sewer between Tenth and Eleventh Streets and running thence Easterly through Block 88 a distance of 211 feet;

Also beginning at the man-hole on Maple Street trunk sewer between Eleventh and Twelfth Streets and running thence Westerly through Blocks 104 and 105 a distance of 615 feet; all in Monteith's Southern Addition to the City of Albany, Oregon,

providing how the cost of said improvement shall be paid; the penalty and damage to the City of Albany by the person or persons making said improvement if the same be not completed at the time agreed upon; the giving of a good and sufficient bond for the performance of the work of said improvement and providing for the giving of notice for bids for the making of said improvement by the Recorder of the City of Albany, Oregon.

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

Section 1. That there shall be constructed an eight inch vitrified terra cotta sewer,

Beginning at the man-hole on Maple Street trunk sewer between Tenth and Eleventh Streets, in Monteith's Southern Addition to the City of Albany, Oregon, and running thence Easterly through Block 88 a distance of 211 feet; and also

Beginning at the man-hole on Maple Street trunk sewer between Eleventh and Twelfth Streets, in Monteith's Southern Addition to the City of Albany, Oregon, and running thence Westerly through Blocks 104 and 105 a distance of 615 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 sewers filed in the office of the Recorder of the City of Albany on the 9th day of May, 1940,

The cost of said lateral sewers shall be paid out of funds collected and arising out of the assessments to be made, ascertained and declared by the Council of the City of Albany on the lots and parts of lots and parcels and tracts of land 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 1st day of October, 1940.

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 a 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 June 12, 1940.  
Approved by the Mayor June 12, 1940.

A.G. Senders  
Mayor

ATTEST K.R. Horton  
Recorder of the City of Albany, Oregon.

STATE OF OREGON )  
COUNTY OF LINN ( ss. I, K.R. Horton, Recorder of the City of Albany, Linn County,  
CITY OF ALBANY ) Oregon, do hereby certify that the foregoing copy of Ordinance # 1518, has been by me carefully compared with the original Ordinance Bill # 1637, now on file in this office and that same is a true and correct copy of the whole of said Ordinance Bill # 1637, as passed by the Council of the City of Albany, on the 12th day of June, 1940, and approved by the Mayor on the same day.

Witness my hand and official signature and the seal of the City of Albany, Oregon, this 13th day of June, 1940.

K.R. Horton  
Recorder of the City of Albany, Oregon.