

ORDINANCE NO. 1704

A BILL FOR:

AN ORDINANCE providing for the time and manner of improving Claveland Street from the north line of Second Street to the south line of Front Street, and Second Street from the east line of Pine Street to the west line of Geary Street, and Harrison Street from the north line of Second Street to the south line of First St. in the City of Albany, Oregon 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 same shall not be completed on the time agreed upon, and the giving of a good and sufficient bond for the faithful performance of the work of such improvement, and providing for the giving by the Recorder of said city of notice for bids for the completion of said improvement.

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

Section 1. That Claveland Street from the north line of Second Street to the south line of Front Street and Second Street from the east line of Pine Street to the west line of Geary Street and Harrison Street from the north line of Second Street to the south line of First Street, shall be improved in the following manner: to-wit:

1. By grading the said street to the proper grade.
2. By installing concrete curbing, gutter, and sidewalks wherever necessary.
3. By making all other proper installations to completely improve said street.
4. By paving the same with Oil mat surface.

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 Walter W. Larsen, Engineer, for the improvement of said Street filed in the office of the Recorder of said City of Albany on the 10th day of April, 1946.

The cost of the making of said improvement shall be paid out of the funds to be collected and arising upon and out of the assessments hereafter to be made, ascertained and declared by the Council of the City of Albany on the lots and parts of lots adjacent to said portion of said street so to be improved as hereinabove described and specially and particularly benefited thereby, as provided by the charter of said city of Albany.

Said improvement shall be completed by the 1st day of September 1946.

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

Any person, firm or corporation with whom any contract may be entered into by the City of Albany 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 sufficient surety thereon to be approved by the Mayor of the City of Albany in a sum equal to fifty percent of the amount to be paid under such contract for the faithful performance thereof.

Section 2. If the person, firm 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 such contract, the City of Albany shall be deemed to suffer damages on account thereof in the amount of \$25.00 per day 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 be extended by the Council.

Section 3. The Recorder of the City of Albany is hereby ordered and directed to immediately give proper notice for bids for making of said improvement by publishing such notice ten days in the Albany Democrat-Herald, a newspaper of general circulation published in the city of Albany, full describing in said notice the time and manner of doing said work of improving said portion of said street.

Passed by the Council, May 8th, 1946.

Approved by the Mayor, May 8th 1946.

Attest: C. R. ASHTON:

G. C. KNODELL, MAYOR

I, C. R. ASHTON, Recorder of the City of Albany, Linn County, Oregon do hereby certify that the above copy of Ordinance No. 1704, has been by me carefully compared with the Ordinance Bill no. 1325, as passed by the Council, May 8, 1946, and approved by the Mayor on the 8th day of May, 1946.

Witness my hand and official signature and seal of the City of Albany, Oregon on the 8th day of May, 1946.