

## ORDINANCE NO. 1851

## A BILL FOR:

AN ORDINANCE providing for the time and manner of improving the New Dump Yard Road from U. S. Highway 99-E (Sta. 0+00) to the new dump yard site (approx. Sta. 52+50), 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 ORDAIN AS FOLLOWS:

Section 1. That the New Dump Yard Road from U. S. Highway 99-E (Sta. 0+00) to the new dump yard site (Approx. Sta. 52+50), be improved in the following manner, to-wit:

1. Cleaning brush along right-of-way of road.
2. Grading road right-of-way to proper cross section.
3. Placing pit run rock on roadway.
4. Providing for drainage.

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 13th day of August, 1947.

The cost of making said improvement shall be paid out of the General Funds of the City of Albany, Oregon.

Said improvement shall be completed by the 1st day of October, 1947.

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 per cent 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 posting said notice in three public places within the City of Albany for five days, fully describing in said notice the time and manner of doing said work of improving said road.

Passed by the Council August 13, 1947.

Approved by the Mayor August 13, 1947.

RALEH L. BANTON

Mayor

Attest:

C. R. ASHTON

Recorder

ORDINANCE No. 1851 (Cont'd)

I, C. R. Ashton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the above copy of the Ordinance No. 1851 has been by me carefully compared with the Ordinance Bill No. 1973, as passed by the Council August 13, 1947, and approved by the Mayor on the 13th day of August, 1947.

Witness my hand and official signature and seal of the City of Albany, Oregon on the 14th day of August, 1947.

C. R. Ashton  
Recorder of the City of Albany, Oregon