

ORDINANCE No. 1199

AN ORDINANCE authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract with W.S.Weaver for the building and construction of a lateral sewer, beginning at the manhole in the Oak Street trunk sewer, between Sixth and Seventh Streets and running thence westerly through block two (2) and into block one (1) in Hackleman's Heirs' First Addition to the City of Albany, Oregon, a distance of 578 lineal feet, by laying, ~~xxxxxxx~~ 8 inch sewer pipe in accordance with the plans and specifications of Charles H. Leonard, Engineer, of the City of Albany, Oregon, for said lateral sewer, filed in the office of the Recorder of said City May 13, 1925.

WHEREAS, by resolution No. 13, of the City of Albany, Oregon, adopted by the Council May 13, 1925, it was ordered that a lateral sewer be constructed, beginning at the manhole in the Oak Street trunk sewer, between Sixth and Seventh Streets, and running thence westerly through Block Two (2) and into Block One (1), a distance of 578 lineal feet, in Hackleman's Heirs First Addition to said City, by laying an 8 inch sewer pipe, in accordance with the plans and specifications of Charles H. Leonard, Engineer of the City of Albany, for said lateral sewer, filed in the office of the Recorder of said City May 13, 1925, and

WHEREAS, it was provided by ordinance that the Recorder of the City of Albany give notice for bids for the making of said improvement in the manner provided by law and by said ordinance, and

WHEREAS, after due notice and advertisement for bids, made and given by the Recorder of said City of Albany, Oregon, according to said ordinance, on the 10th day of June, 1925, W.S.Weaver presented his bid to the Council of said City for the making of said improvement, which said bid was made in due form and in conformity with all the conditions imposed by law and by said ordinance, by which bid the said W.S.Weaver proposed to furnish all material and implements and perform all the labor necessary to make the above described improvement, for the sum of \$743.44, and

WHEREAS, said W.S.Weaver was the lowest bidder for said proposed work, and said bid was the lowest and best bid therefor,

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

Section 1. That the bid of said W.S.Weaver for said improvement be, and the same, is hereby accepted, and the mayor and Recorder of the City of Albany are hereby authorized and directed to enter into a contract in writing with the said W.S.Weaver for the making of said improvement as aforesaid on behalf of the City of Albany, Oregon, and upon the terms and conditions in said ordinance, advertisement and bid hereinabove mentioned. Said contract shall provide that the work of said sewer shall commence within ten (10) days after the signing of such contract, and shall be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the first day of October, 1925, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of FIVE DOLLARS (\$5.00) per day for each and every day the work is delayed beyond said specified time.

Said contract shall further provide that the said W.S.Weaver shall promptly as due make payment to all persons supplying to the said W.S.Weaver labor or material for the prosecution of the hereinabove described work, and that the said W.S.Weaver shall not permit any lien or claim to be filed, or prosecuted, against the City of Albany, for, or on account of, any labor or material furnished on account of said work.

Said W.S.Weaver shall furnish a penal bond in the sum of FOUR HUNDRED FIFTY DOLLARS (\$450.00), with good and sufficient surety thereon, to be approved by the Mayor of the City of Albany, Oregon, to secure the faithful performance of all the obligations of such contract on the part of the said W.S.Weaver, and particularly on account of any lien or claim for labor or material furnished on the part of any person arising out of said contract.

Passed by the Council August 12, 1925.
Approved by the Mayor August 12, 1925.

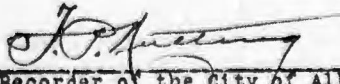
J.H. ROULETT,
Mayor.

ATTEST:--
F.P. NUTTING,
Recorder of the City of Albany.

STATE OF OREGON,
Linn County, ss.

I, F.P.Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1199, has been by me carefully compared with the original Ordinance Bill No. 1298, now on file in my office, and that it is a true and correct copy of all of said Ordinance Bill No. 1298, passed by the Council August 12, 1925, and approved by the Mayor August 12, 1925.

WITNESS my hand and official signature, and the seal of the City of Albany, this 14th day of August, 1925.


Recorder of the City of Albany.