

ORDINANCE NO. 1588

A Bill for An Ordinance authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract with Leonard & Slate for the improvement of the following streets, to wit:

- (a) Tenth Street from the West line of Washington Street to the East line of Elm Street;
- (b) Eleventh Street from the West line of Walnut Street to the East line of Elm Street;
- (c) Walnut Street from the South line of Tenth Street to the South line of Eleventh Street.

All in the City of Albany, Oregon.

Whereas, by Ordinance No 1707 of the City of Albany, it was ordered that

- (a) Tenth Street from the West line of Washington Street to the East line of Elm Street;
- (b) Eleventh Street from the West line of Walnut Street to the East line of Elm Street;
- (c) Walnut Street from the South line of Tenth Street to the South line of Eleventh Street;

all in said City be improved in the following manner, to wit:

1. By grading said streets to the proper subgrade.
2. By surfacing the roadway of said streets full width with full intersections with a six inch gravel base and a one inch oil mat surface to be approved by the Council, or as an alternate by surfacing the roadway of said streets full width with full intersections with a six inch gravel base and a one inch oil mat surface and by providing for an 18 inch concrete gutter seven inches thick on each side thereof.
3. By laying and constructing concrete gutters.
4. By constructing concrete curbs and sidewalks wherever necessary.
5. By installing a proper drainage system on said streets.

Said improvement to be made in accordance with the Charter and Ordinances of the City of Albany and the plans, specifications and estimates of W.W. Larsen, City Engineer, then on file with the Recorder of said City; and

Whereas, it was provided in said Ordinance that the Recorder give notice for bids for the making of said improvements in the manner provided by law and by said Ordinance.

Whereas, after due notice and advertisement for bids made and given by the Recorder of said City according to law and the Ordinance aforesaid, on the 7th day of September 1944, at a meeting of the Council held on said date Leonard & Slate presented to the Council their bid for making said improvement, which said bid was and is in due form and on conformity with all the conditions imposed by law and the Council, by which bid the said Leonard & Slate proposed to furnish all material and emplements and to perform the labor necessary to make the above described improvement by submitting a bid for the improvement of Tenth Street from the East line of Elm Street to the West line of Washington Street for the following named prices, to-wit:

	Unit Price	Total
Excavation, Incl. fine grading 75 Cu. yds.	\$1.50	\$112.50
Base Material (pit run gravel) 400 Cu. yds.	1.30	520.00
Oil mat surface 7630 Sq. yds.	.60	4578.00
Concrete Curb, Incl. Exc. 140 ft.	1.15	161.00
One Catch Basin	50.00	50.00

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	Unit Price	Total
110 ft. 6" sewer pipe, Incl. Exc.	\$ 1.00	\$110.00
7" x 18" concrete Gutter 2792 Lin. Ft.	1.10	3071.20
		<u>\$8602.70</u>

If crushed gravel is used instead of pit run gravel the price will be \$2.00 per cu. yd. for base material.

All base material to be measured in truck at the place of delivery.

And submitted separate bid for the improvement of Eleventh Street from the West line of Walnut Street to the East line of Elm Street and Walnut Street from the South line of Tenth Street to the North line of Eleventh Street for the following named prices, to wit:

	Unit Price	Total
Excavation, Incl. Exc. 75 Cu. yds.	\$ 1.50	\$ 112.50
Base Material (pit run gravel) 400 cu. yds.	1.30	520.00
Oil mat surface, 2770 Sq. yds.	.60	1662.00
Concrete Curb Incl. Exc. 390 ft.	1.15	448.50
One catch basin	50.00	50.00
1080 Linear Ft. 7" x 18" Concrete Gutter	1.10	1188.00
216 Lin. Ft. concrete sidewalk 5' wide	1.75	378.00
		<u>\$3859.00</u>

If crushed gravel is used instead of pit run gravel the price will be \$2.00 per cu. yd. for base material.

All base material to be measured in truck at the place of delivery, and;

Whereas, it has been determined by the Council that said improvement of said portion of said Streets be made by providing for an 18 inch concrete gutter 7 inches thick on each side of said streets as provided in Paragraph 2 in the manner of improving as hereinabove set forth.

Whereas, said Leonard & Slate were the lowest and best bidders for said work and said bids were the lowest and best bids therefor and no other bids were submitted for any portion of said improvements.

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

Section 1. That the bids of Leonard & Slate for said improvement of said portion of said Streets as hereinabove set forth be and the same are hereby accepted and the Mayor and Recorder of said City are hereby authorized and directed to enter into a contract in writing with the said Leonard & Slate for the making of the improvements on behalf of the City of Albany, Oregon of said Tenth Street as hereinabove set forth and a separate contract with the said Leonard & Slate for the improvement of said portions of Eleventh Street and Walnut Street as hereinabove set forth and upon the terms mentioned in said separate bids respectively.

Said Contracts shall provide that the work of said improvements shall commence as soon as weather conditions permit after the signing of said contracts and shall be prosecuted with such vigor that all the work embodied in such contracts shall be entirely completed on or before the 31st day of October, 1944, and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$15.00 per day for each and every day the completion of said work is delayed after the time stated in said contracts unless such time be extended by the Council, and that the said Leonard & Slate shall furnish a bond in the sum of \$8600.00 for the improvement of said portion of Tenth Street and a bond in the sum of \$4000.00 for the improvement of said portion of Eleventh Street and Walnut Street, said bonds to be approved by the mayor of said City and conditioned for the faithful performance of said contracts on the part of the said Leonard & Slate and further indemnifying the City of Albany against any claim or lien for labor, work or material on the part of any person, firm or corporation arising out of such contracts.

Passed by the Council September 7, 1944.

Approved by the Mayor September 7, 1944.

G.C. Knodell
Mayor

Attest:
C.R. Ashton
Recorder

I, C.R. Ashton, Recorder of the City of Albany, Linn County, Oregon do hereby certify that the above copy of Ordinance No. 1588 has been by me carefully compared with the original Ordinance Bill No. 1709, as passed by the Council September 7, 1944, and approved by the Mayor on the same date.

Witness my hand and official signature and seal of the City of Albany, Oregon, on this 8th day of September, 1944.

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