

Rawlins, Albany, Oregon

An ordinance authorizing the Mayor and Recorder of the City of Albany to enter into a contract with W. S. Wears for the building and construction of a lateral sewer beginning at the manhole in Oak Street trunk sewer, which is about midway between Santiam Road and Salero Road in the City of Albany, Oregon and running thence westerly 350 feet in the City of Albany with vitrified sewer pipe according to the plans, profiles and specifications filed in the office of the Recorder of the City of Albany on the 8th day of April, 1914.

Whereas by Resolution No. 39 of the City of Albany, Oregon, passed by the council on the 11th day of November, 1914, it was ordered that a lateral sewer be constructed beginning at the manhole in Oak Street trunk sewer, which is about midway between Santiam Road and Salero Road in the City of Albany, Oregon and running thence westerly 350 feet in the City of Albany, said improvements to be made in accordance with the Charter and ordinances of the City of Albany and the plans and specifications and estimates of the City Engineer then on file with the Recorder of the City of Albany; 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 the City of Albany according to said ordinance, on the 17th day of December, 1914, W. S. Wears presented to the council of said city a bid for making said improvement, which bid was made in due form and in conformity with all the conditions imposed by law and by said ordinance, by which bid said W. S. Wears proposed to furnish all material and implements and carry out labor necessary to make the above described improvement for the sum of \$218.00 only;~~

Whereas after due notice and advertisement for bids made and given by the Recorder of the City of Albany according to said ordinance, on the 23rd day of December, 1914, W. S. Wears presented to the council of said city a bid for making said improvement, which bid was made in due form and in conformity with all the conditions imposed by law and by said ordinance, by which bid said W. S. Wears proposed to furnish all material and implements and carry out labor necessary to make the above described improvement for the sum of \$218.00 only;

Whereas W. S. Wears was the lowest bidder for said proposed work and said bid was the lowest and best therefore,

Therefore:

The People of the City of Albany Do Ordain as Follows:

Section 1. That the said bid of the said W. D. Wearer for said improvement be and the same is hereby accepted and the Mayor and Recorder of the City of Albany are hereby authorized to enter into a contract in writing with the said W. D. Wearer for the making of said improvement and for all other work of the City of Albany, Oregon, upon the terms and conditions in said ordinance, advertisement and bid hereinafter mentioned. Said contract shall provide that the work on said sewer shall commence within ten days after the signing of said contract and be prosecuted with all diligence until all the work embraced by said contract shall be entirely completed on or before the 1st day of February, 1915; and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$2.50 per day for each and every day the work is delayed beyond said specified time.

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

The said W. D. Wearer shall furnish a general bond in the sum of \$150.00 with good and sufficient sureties to be approved by the Mayor of the City of Albany, to secure the faithful performance of all the obligations of such contract on the part of the said W. D. Wearer and particularly against any claim or lien for labor, work or material on the part of any person arising out of said contract.

Attest:

F. Van Tassel

Recorder of the City of Albany

Passed the Council Jan. 13, 1915.

Approved Jan. 13, 1915

R. M. Burt
Mayor

Oregon

CITY RECORDER'S CERTIFICATE

State of Oregon, }
County of Linn } ss.

I, F. E. Van Tassel, Recorder of the City of Albany, Linn County, and State of Oregon, do hereby certify that the foregoing annexed copy of Ordinance No. 776.....

has been by me carefully compared with the original Ordinance Bill No. 801..... now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance.

Bill No. 801 passed by the Council of the City of Albany, Oregon, January 13th, 1915.....

Witness, my hand and official signature and the seal of the City of Albany, this 14th day of January..... 1915.

F. E. Van Tassel
Recorder of the City of Albany.