

A BILL FOR AN ORDINANCE Authorizing the Mayor and Recorder of the City of Albany, Oregon to enter into a contract with C. E. Davis for the improvement of Eleventh Street from the West line of Elm Street West to the corporate limits of the City of Albany, Oregon, and declaring an emergency.

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

WHEREAS, By Ordinance No. 1084 of the City of Albany, Oregon, it was ordered that the following street in the City of Albany, Oregon, to-wit: Eleventh Street from the West line of Elm Street West to the corporate limits of the City of Albany, be improved in the following manner, to-wit:

1. By grading said street to the proper subgrade.
2. By gravoling said street with gravel or crushed rock.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany and the plans, specifications and estimates of Engineer J. R. Fenland then on file with the Recorder of the City of Albany; and

WHEREAS, It was provided in said 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 law and the ordinance last aforesaid, to-wit: on the 8th. day of August, 1923, C. E. Davis presented to the Council of the City of Albany, Oregon, His bid for making said improvement with gravel, which bid was made in due form and in conformity with all the conditions imposed by law and the Council, by which said bid C. E. Davis proposed to furnish all material and implements and perform the labor necessary to make the above described improvement with gravel, for the following named price, to-wit:

Excavation	\$.85	cts.	per	cu.	yd.
Fill	"	.85	cts.	"	"	"
Gravel	"	1.70	cts.	"	"	"

AND WHEREAS, Said C. E. Davis, was the lowest bidder for said proposed work and said bid was the lowest and best bid therefor.

Section 1. That the bid of C. E. Davis, for said improvement of said described portion of Eleventh Street with Gravel be and the same is hereby accepted and the Mayor and Recorder of said City are hereby authorized to enter into a contract in writing with the said C. E. Davis for the making of said improvement with Gravel on behalf of the City of Albany, Oregon, upon the terms in said bid hereinabove mentioned.

Section 2. Said contract to provide further that the work of said improvement shall commence within ten days after the signing of said 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, 1923, and the City of Albany, Oregon shall be deemed to suffer damages to the

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extent of Ten Dollars (\$10.00) per day for each and every day the work is delayed beyond said specified time, and that the C. E. Davis, furnish a bond in a sum equal to Fifty per cent (50%) of the proposal of the contractor, to be approved by the Mayor of the City of Albany, Oregon, having as surety some surety Company authorized to do business in the State of Oregon, or an individual conditioned for the faithful performance of said contract on the part of C. E. Davis, 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 said contract.

Section 3. WHEREAS, It is necessary for the public peace, health and safety of the people of the City of Albany that the foregoing described improvement be immediately constructed and therefore an emergency exists and one is hereby declared to exist and this ordinance shall go into full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the council, August 8th. 1923

Approved by the Mayor, August 9, 1923.

P. A. Young,

Mayor

Attest: D. H. Bodine,

Recorder of the City of Albany, Oregon.

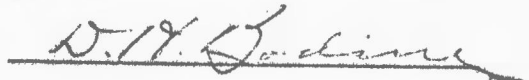
STATE OF OREGON,)

) ss

County of Linn,)

I, D. H. Bodine, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1093, has been by me carefully compared with the original Ordinance Bill No. 1191 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. 1191 passed by the Council, August 8th. 1923, and approved by the Mayor August 9, 1923.

WITNESS, my hand and official signature and the seal of the City of Albany, this 31 day of December, 1924.



Recorder of the City of Albany.