

ORDINANCE NO. 1329

An ordinance providing for the time and manner of improving Sherman Street, in the City of Albany, Oregon, from the south line of First Street to the north line of Second Street; providing how the cost of such improvement shall be paid, the penalty or damage to the City of Albany, Oregon, by any person or persons making such improvement, if the same shall not be completed within the time agreed upon; the giving of a good and sufficient bond for the faithful performance of the work of such improvement, and providing for the giving of notice by the Recorder of said City for bids for the completion of such improvement of said portion of said Street.

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

Section 1. That Sherman Street from the south line of First Street to the north line of Second Street, in the City of Albany, Oregon, shall be improved in the following manner, to-wit:

First: By grading said street to the proper sub-grade;

Second: By surfacing the roadway of said street 18 feet wide with gravel.

Said improvement to be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of Charles H. Leonard, City Engineer, for the making of said improvement, said plans, specifications and estimates having been filed in the office of the Recorder on the 25th day of June, 1930, endorsed: "Specifications for the Improvement of Sherman Street from the south line of First Street to the north line of Second Street in the City of Albany, Oregon."

The cost of making the improvement of said portion of said Sherman Street shall be paid out of the funds collected and arising upon and out of the assessments hereafter to be made, ascertained and declared by the Council of the City of Albany on the lots and parts of lots adjacent to said portion of said street so to be improved, and especially and particularly benefited thereby, as provided by the charter of said City.

Said improvement of said portion of Sherman Street shall be completed by the 15th day of September, 1930.

All bids for the making of said improvement of said street deemed unreasonable by the Council of the City of Albany may be rejected.

Any person, firm or corporation, with whom any contract may be entered into by the City of Albany for making of said improvement, shall before the commencing of the same, and at the time of signing of such contract, make, execute and deliver to said City a good and sufficient bond, with good and sufficient sureties thereon, in a sum equal to fifty per cent of said contract price, conditioned for the faithful performance of such contract.

Section 2. In case the person, firm or corporation entering into any contract with the City of Albany to make said improvement of said Sherman Street, shall not complete the same within the time mentioned and specified in such contract, the City of Albany shall be deemed to suffer damages by reason thereof to the amount of five dollars (\$5.00) 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 completion thereof, unless the completion of such contract 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 the making of said improvement of said portion of Sherman Street by publication of such notice ten (10) days in the Albany-Democrat-Herald, a daily newspaper published in the City of Albany, Oregon, fully describing in such notice the time and manner of doing said work of improving said street.

Passed by the Council July 25, 1930.

Approved by the Mayor July 23, 1930.

VIRGIL L. CALAVAN,
Mayor.

Attest:
F.P. Nutting,
Recorder.

STATE OF OREGON,
County of Linn, 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. 1329, has been by me carefully compared with the original Ordinance Bill No. 1437, now on file in my office, and that it is a true and correct copy of all of said Ordinance Bill No. 1437, passed by the Council July 23, 1930, and approved by the Mayor July 23, 1930.

WITNESS my hand and official signature and the seal of the City of Albany, this 24th day of July, 1930.

[Signature]
City Recorder.