

ORDINANCE NO. 597

AN ORDINANCE AUTHORIZING A CONTRACT WITH AMERICAN UNDERGROUND FOR CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS IN SOUTH DOUGLAS STREET LID #6.

WHEREAS, the City Engineer's report and estimate of costs for construction of sanitary sewer improvements in the South Douglas Street LID #6 was reviewed by the Canby City Council and the public at a public hearing on November 3, 1975. The public hearing was called and held pursuant to Council Resolution No. CXCIV (195) adopted September 29, 1975, and in accordance with the requirements of Ordinance No. 393; and

WHEREAS, there were no remonstrances to or objections against the proposed improvement project; and

WHEREAS, bids for the construction of said improvements were previously called and publicly opened at 2:00 p.m. on Thursday, October 30, 1975, at the Canby City Hall, and the lowest and best bid, which was also an acceptable bid, was that of AMERICAN UNDERGROUND for a total bid price of \$17,465.00 which was less than the City Engineer's estimate of the total costs of said project; and

WHEREAS, American Underground is ready, able and willing to proceed with the construction contract in accordance with the plans and specifications therefor as prepared by the City's Engineer and approved by the Council, and it is necessary that a formal written Contract be prepared and executed by the successful bidder and the City; now, therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

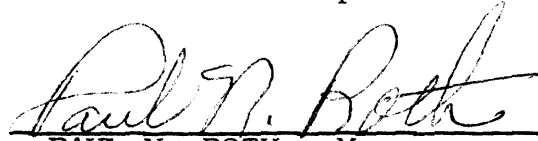
Section 1: The Canby City Council hereby declares its intention to proceed with the improvement project for a sanitary sewer

system extension in the South Douglas Street LID #6, and the bid proposal of Joe Luper, dba American Underground, of Route 2, Box 448-P, Molalla, Oregon, to furnish all materials, equipment and labor to perform all work for the construction of the sanitary sewer system extension in South Douglas Street LID #6 in accordance with plans, specifications and contract documents as prepared by Zarosinski-Tatone Engineers, Inc. and for the total bid price of \$17,465.00 is hereby approved and accepted. The improvements to be made and which are covered by the contract include, among other things, sewer trench excavation and backfill, sewer pipe placement, house service connection pipe, necessary manholes, sewer service connection and street restoration. The Mayor and City Recorder are hereby authorized and directed to make, execute and deliver in the name of and on behalf of the City of Canby an appropriate construction contract with Joe Luper, dba American Underground, for his bid and contract price of \$17,465.00.


Section 2: The construction costs and contract price shall be paid on receipt and approval of billings from funds of the City which the Council determines are available at the time for such purpose and may include borrowing of any Department's invested funds which are not restricted for short-term borrowing. The City Council may also in its discretion authorize by Resolution any other short-term borrowing within the City's Charter limitation for floating indebtedness, it being the City Council's plan and intention to repay such borrowing from the collection of assessments to be made to the benefited properties in accordance with the provisions of Ordinance No. 393 and the sale of Improvement Bonds which are authorized under that Ordinance and the Bancroft Bonding Act.

Section 3: It being deemed by the Canby City Council that an emergency exists, this Ordinance shall take effect immediately upon its final reading and passage by the Canby City Council.

Passed on first reading of the Canby City Council at a special meeting thereof on Monday, November 10, 1975; ordered posted as provided by the Canby City Charter and to come up for final reading and action of the Canby City Council at a regular meeting thereof on Monday, December 1, 1975, at the hour of 8:00 p.m. at the Canby City Hall.

  
\_\_\_\_\_  
PAUL N. ROTH - Mayor

ATTEST:

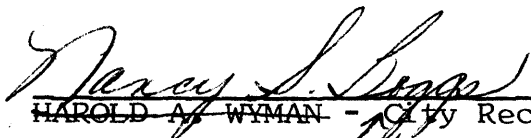
  
\_\_\_\_\_  
HAROLD A. WYMAN - City Recorder

Passed on final reading at a regular meeting of the Canby City Council held on the 1st day of December, 1975, by the following vote:

Yeas 5. Nays 0.

  
\_\_\_\_\_  
PAUL N. ROTH - Mayor

ATTEST:

  
\_\_\_\_\_  
~~HAROLD A. WYMAN - City Recorder~~  
Acting