

ORDINANCE NO. 46

An ordinance providing for the improvement of Fifth Street from a point six feet west of the center of Humboldt Street to a point six feet east of the center of Main Street

WHEREAS due and legal notice of the determination and intention of the Common Council of the City of ^{Warrenton} Astoria to make the improvement already mentioned has been given, as appears from the proof of publication on file with the Auditor and Police Judge, and the City Surveyor has made and filed estimates of the costs and expenses of constructing said improvement and specifications for the proposed work, and ^{no} remonstrance has been filed against said improvement;

^{Warrenton} THEREFORE THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

Section 1 That Fifth Street - from a point six feet west of the center of Humboldt Street to a point six feet East of the center of ~~Humboldt~~ Main Street - be and it is hereby ordered improved to a width of twelve feet - through the center thereof by leveling and planing the same to a uniform level, with round fir plank 3 x 12 inches, laid on four stringers of the same quality, 3 by 6 inches, the ends of the plank to be embedded in clay or sand

Section 2. The committee on Streets and Public Ways be and the same is hereby authorized and directed to advertise for bids for the construction of said improvement and to report the same to the Council and upon the acceptance of the lowest bid by the Council to enter into contract with such bidder for the construction of the improvement.

The contract shall provide that said improvement shall be constructed and completed to the satisfaction of the Committee on Streets and Public Ways and Superintendent of Streets and City Surveyor and that said improvement shall be completed on or before theday of190....., unless the time be extended by ordinance, and for each day delay in the completion of said improvement, unless extended, the contractor shall forfeit and pay to the City of ^{Warrington} Astoria as stipulated damages, the sum of \$.....

That said improvement shall be made strictly as provided by the plans and specifications and this ordinance and that the contractor shall have full charge of the work and shall be responsible for all accidents and injuries occurring upon the street during the progress of the work and save the City harmless from all damages on account of an injury to any person happening upon the said portion of said street while in the course of construction.

That payments shall be made in warrants of the City of ^{Warrington} Astoria, either upon a special fund constituted to defray the costs and expenses of the improvement or upon the general fund, or partly upon each fund ~~or that payment be made in street bonds at par payable on or before five years and drawing interest at 6 per cent per annum, and that payment shall be made within ninety days from the time the improvement shall be accepted.~~ The contractors shall be required to give bond with two or more sureties in the penal sum of \$..... conditioned for the faithful performance of the contract.

That planking and timbers upon any portion of said street after the same is taken up by the contractor may be taken by the City of ^{Warrington} Astoria and removed, and all old planking and timbers not required by the City and all rubbish upon the streets after the improvement is

completed shall be removed by the contractor.

Passed the Common Council this 7th day of December 1908

Approved this 7th day of December 1908

W. H. Coffey
.....
Mayor of the City of Astoria.

Attest:

M. J. Pastar...
.....
Auditor and Police Judge of the City of Astoria.

[Faint handwritten notes and a vertical stamp are visible in the lower half of the page.]