

ORDINANCE NO. 122

AN ORDINANCE PROVIDING FOR THE IMPROVEMENT OF 7th STREET AND WEST 7TH STREET BY LAYING A SIX FOOT SIDE WALK ALONG THE NORTH SIDE THEREOF, FOR A DISTANCE OF ABOUT 1295 FEET.

WHEREAS, due and regular notice of the election and intention of the Common Council, City of Warrenton, to improve 7th Street and West 7th Street by laying a sidewalk along a portion thereof, as appears from a resolution duly adopted by said council on the 15th day of June, 1914, and from the proof of publication of said Council's intention to improve said streets, on file with the Auditor and Police Judge, and the Committee on Streets and Public Ways, having made and filed estimates of the cost of constructing said improvement and specifications for same, and no remonstrance having been filed against said improvement, and the time for filing such remonstrance having elapsed, therefore,

THE CITY OF WARRENTON ORDAINS AS FOLLOWS:

SECTION 1. That 7th Street ^{and West 7th Street} be forthwith improved by laying and constructing a sidewalk over and along the north side of that portion of said Street more particularly described as follows, to-wit:

Commencing on Seventh Street where such street intersects Main Street, running thence along the north boundary of Seventh Street, in a westerly direction, about ~~413~~ 413 feet to the easterly boundary of the S. P. & S. Ry. Co's right of way; thence from the westerly boundary of said railway right of way along the north side of West Seventh Street, for a distance of about ~~882~~ 882 feet, to the southwest corner of Lot 5, in Block 31 of Smith's Warrenton, all within said City of Warrenton.

SECTION 2. That said Committe be, and the same hereby is, authorized and directed to advertise for bids for the construction of said improvement by posting notices in three conspicuous places within said City for a period of ten successive days, to receive bids for said improvement, and to report the same to the Council and, upon the acceptance of the lowest bid by the Council, to enter into a 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 said Committee, and that such improvement shall be completed, on or before the 20th day of October, 1914, unless the time be extended by ordinance, and for each day's delay in the completion of said improvement, unless the time be extended as aforesaid, the contractor shall forfeit and pay to the City of Warrenton as stipulated damages for such delay, the sum of \$ 1000; that said improvement shall be strictly in accordance with 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 said street during the progress of the work, and save the City of Warrenton harmless from all damages on account of injury or injuries to any person or persons, 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 Warrenton, upon a special fund constituted to defray the cost of the improvement or upon the general fund or partly upon each fund, and that payment be made within ninety days from the time the improvement shall be accepted.

Contractors shall be required to give bond with two or more sureties in the sum of \$ 500⁰⁰, conditioned for the faithful performance of said contract.

That any 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 Warrenton and removed, and all old planks and timbers not required by the City, and all rubbish upon the streets after the improvement is completed shall be removed by the contractor.

SECTION 3. That the Committee on Streets and Public
is
Ways, ^{is} hereby authorized and directed to make and levy , in
pursuance of Section 51 of the Charter as amended in 1901, a
special assessment, for the purpose of paying for said improve-
ment, upon the real property abutting thereon, and described
as follows, to-wit:

Lots 8 and 9 in Block 19 and Lot 8 in Block 18, all in
Warrenton Addition to Astoria, and Lot 5 in Block 31;
Lots 3 and 4 in Block 32; all of Block "C"; all of Block
33;-in Smith's Warrenton.

The aggregate sum to be assessed against said property
shall be ^{determined by} ~~A~~, Said Committee ^{who} shall make said assessment
and report the same to the council as soon as practicable.

Passed by the Common Council this 10th ^{august} day of ~~July~~, 1914.

Approved this 10th ^{august} day of ~~July~~, 1914.

George Schmidt
Mayor.

Attest:

John Evenden
Auditor and Police Judge.