

ORDINANCE BILL NO. 12 FOR 1925.

ORDINANCE NO. 331

A BILL FOR

An ordinance providing for the time and manner of improving Second Street from the South line of Grant Street to the North line of Tangent Street in Lebanon, Linn County, Oregon; providing how the cost of such improvement shall be paid; the penalty or damage to the City of Lebanon by the person or persons making such improvement, if the same shall not be completed within the time agreed upon; and the giving of a good and sufficient bond for the faithful performance of the work of such improvement of said part of said street; and providing for the giving by the Recorder of said City of proper notice for bids for the completion of such improvement of said part of said street, and declaring an emergency.

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

Section 1: That Second Street from the South line of Grant Street to the North line of Tangent Street in Lebanon, Linn County, Oregon, be improved in the following manner, to-wit:

1. By grading said street to proper subgrade.
2. By paving said part of said street full width from curb line to curb line with either:
 - (a) Asphaltic concrete 2" top on 4" crushed rock or crushed gravel base;
 - (b) Portland cement concrete, 6" thick;
 - (c) Portland cement concrete, 7" thick;
 - (d) Warrenite-Bitulithic 2" top, 4" crushed rock base;
 - (e) Warrenite-Bitulithic 1½" top, 3½" Bituminous base.
3. By constructing curbs.
4. By paving headers.
5. By constructing inlets.
6. By laying vitrified sewer pipes.
7. By tapping sewers, and such other work as may be necessary for the proper improvement of said street.

Said improvement to be made in accordance with the charter and ordinances of the City of Lebanon, Linn County, Oregon, and the plans, specifications and estimates of Engineer K. A. Sinclair of said City for the improvement of said part of said street and said plans,

specifications and estimates were filed with the City Recorder of Lebanon, Linn County, Oregon, on the 28th day of May, 1925, and are now on file with said Recorder and are endorsed:

"Plans, specifications and estimates of cost for the improvement of Second Street from the South line of Grant Street to the North line of Tangent Street in Lebanon, Linn County, Oregon."

The cost of said improvement of said portion of said Second Street shall be paid out of the funds collected and arising upon and out of the assessment hereafter to be made, ascertained and declared by the Council of the City of Lebanon on the lots and parts of lots adjacent and particularly benefited thereby as provided by the charter of said city except that the cost of the intersections shall be paid for out of the general fund of the city of Lebanon as provided by the charter of said City of Lebanon.

That said improvement of said portion of said Second Street shall be completed by the 1st day of October, 1925.

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

Any firm, person or corporation with whom any contract may be entered into by the City of Lebanon for the making of said improvement shall, before commencing said improvement and at the time of signing said contract, make, execute and deliver to said City a good and sufficient bond with good and sufficient surety to be approved by the Council of the City of Lebanon in a sum equal to the amount of the bid of the contractor for said work, conditioned upon the faithful performance of said contract.

Section 21. If the firm, person or corporation entering into any contract with the said City of Lebanon to make said improvement of said part of said Second Street shall not complete the same within the time mentioned and specified in said contract, said City shall be deemed to suffer damages on account thereof to the amount of \$25.00 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 said contractor doing the work at the completion thereof, unless the time of completion of said improvement is extended by the Council of said City of Lebanon.

Section 3: The Recorder of said City is hereby ordered and directed to immediately give proper notice for bids for the making of said improvement of said portion of said Second Street by publishing such notice ten days in the Lebanon Express, a weekly newspaper, published in the said City of Lebanon, fully describing in said notice the time and manner of doing the work of said improvement of said part of said Second Street.

Section 4: WHEREAS, it is necessary for the public health, peace and safety of the people of the City of Lebanon that the foregoing described improvement be immediately constructed and an emergency therefor exists and an emergency is hereby declared to exist, 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 July 7th, 1925.

Approved by the Mayor, July 7th, 1925.

Thad Sterling
Mayor.

Attest: G. H. Witman
Recorder of the City of Lebanon,
Linn County, Oregon.