

A BILL FOR AN ORDINANCE AUTHORIZING)
AND DIRECTING THE MAYOR AND THE)
RECORDER TO ENTER INTO A CONTRACT)
WITH SCOTT PLUMBING COMPANY FOR SEWER)
CONSTRUCTION WITHIN THE CITY OF LEBANON,)
AND DECLARING AN EMERGENCY.)

ORDINANCE BILL NO. 14
for 1959.

ORDINANCE NO. 1063

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

Section (1) That the Mayor and the Recorder of the City of Lebanon are hereby authorized and directed to enter into a Contract with the Scott Plumbing Company, for sewer improvements and to obligate the City for payment of \$8,230.05 for said sewer improvements, and that the contract shall refer to the plans and specifications heretofore filed by the City Engineer and approved by the Common Council and shall be in the following form, to-wit:

CONTRACT FOR CONSTRUCTION

THIS CONTRACT made and entered into this 4th day of August, 1959, by and between the CITY OF LEBANON, OREGON, by its Council, hereinafter called the "City", and SCOTT PLUMBING COMPANY, of LEBANON, OREGON, hereinafter called the "Contractor".

WITNESSETH:

Said Contractor, in consideration of the sum to be paid him by the said City and of the covenants and agreements herein contained, hereby agrees at his own proper cost and expense to do all the work and furnish all the materials, except those to be furnished by the City as listed in the "General Conditions", tools, labor and all appliances and appurtenances for the construction of the improvement of sewers, to the extent of the Proposal made by the Contractor on the 4th day of August, 1959, all in full compliance with the Contract Documents referred to herein.

The "Advertisement for Bids", the "Information for Bidders", the signed copy of the "Proposal" made by the Contractor on the 4th day of August, 1959, the "General Conditions", the "Specifications" and the "Plans" which consist of 3 sheets numbered and titled as follows:

1. Standard Manhole Details
2. Plan & Profile of Proposed Sanitary Sewer Extension from Hiatt & Elmore Streets to Hiatt & Berry Sts. and West 278 feet in Berry St., Section 1
3. Plan & Profile of Proposed Sanitary Sewer Extension from Hiatt & Elmore Streets to Hiatt & Berry Sts. and West 278 feet in Berry Street, Section 3

are hereby made a part of this Contract.

In consideration of the faithful performance of the work herein embraced, as set forth in these Contract Documents, and, in accordance with the direction of the Engineer and to his satisfaction to the extent provided in the Contract Documents, the City agrees to pay to

the Contractor the amount earned, computed on the unit price basis, as determined by the Contract Documents and based on items 1A through 4B of said Proposal made by the Contractor for a total estimate cost of \$8,230.05, and to make such payments in the manner and at the times provided in the Contract Documents.

The Contractor agrees to complete the work within the time specified herein and to accept as full payment hereunder the amounts computed as determined by the Contract Documents and based on the said Proposal.

It is agreed that the time limit for completion of the Contract, based upon the Proposal, shall be the 30th day of September, 1959. In the event the Contractor shall fail to complete the work within the time limit, or the extended time limit agreed upon, as more particularly set forth in the Contract Documents, liquidated damages shall be computed at the rate of FIFTEEN DOLLARS (\$15.00) per day.

In Witness whereof, we the Parties hereto, each herewith subscribe the same this 5th day of August, 1959.

CITY OF LEBANON, OREGON

By Jean R. Bluber
Mayor

By Paul J. O'Dell
Contractor

Owner Scott P. Co.
Title

Approved as to Form

City Attorney

Section (2) That inasmuch as this Contract is for the improvement of streets, it is necessary for the peace, health and safety of the City of Lebanon that said work be done immediately, therefore, an emergency is hereby declared to exist and this contract shall be in full force and effect immediately upon the passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor on this 4th day of August, 1959.

John R. Blalock
Mayor

ATTEST:

Van R. Shony
City Recorder