

A BILL FOR AN ORDINANCE TAKING JURISDICTION)	ORDINANCE BILL NO. <u>22</u>
OF THE STREET IMPROVEMENT DISTRICT FOR THE)	for 1968
PAVING OF D STREET FROM 7th STREET TO 9th)	
STREET; 9th STREET FROM D STREET TO E STREET;)	ORDINANCE NO. <u>1314</u>
ROSE STREET FROM 7th STREET TO 9th STREET;)	
ELMORE STREET FROM EDDIE STREET TO FILBERT)	
STREET; POST STREET FROM BINSHADLER STREET)	
TO RALSTON DRIVE; 3rd STREET SOUTH FROM KEES)	
STREET; 4th PLACE NORTH FROM KEES STREET;)	
AND GRANT STREET FROM 7th STREET TO 8th)	
STREET, AND DECLARING AN EMERGENCY.)	

WHEREAS the City Engineer has filed plans, specifications and estimates for the street improvement district for the paving of D Street from 7th Street to 9th Street; 9th Street from D Street to E Street; Rose Street from 7th Street to 9th Street; Elmore Street from Eddie Street to Filbert Street; Post Street from Binshadler Street to Ralston Drive; 3rd Street South from Kees Street; 4th Place North from Kees Street; and Grant Street from 7th Street to 8th Street, and caused notice of intention to make said improvements to be published in the manner provided by the Charter; and

WHEREAS the time for remonstrances to be made to said paving construction has elapsed and no remonstrances have been made or filed herein; NOW THEREFORE,

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

Section 1. That the Council does hereby take jurisdiction of the street improvement district, to-wit: the paving of D Street from 7th Street to 9th Street; 9th Street from D Street to E Street; Rose Street from 7th Street to 9th Street; Elmore Street from Eddie Street to Filbert Street; Post Street from Binshadler Street to Ralston Drive; 3rd Street South from Kees Street; 4th Place North from Kees Street; and Grant Street from 7th Street to 8 th Street, and orders that the improvements in said district shall be done by contract to be awarded to the lowest responsible bidder with the right to refuse any and all bids.

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Section 2. That the Recorder is hereby ordered to publish for ten days in a newspaper published in Lebanon, Oregon, a notice inviting proposals for making the street improvements in the above named street improvement district, said notice to be published in such a manner that bids may be received for said district and referring in said notice to the plans and specifications theretofore filed in the office of the Recorder and the time when said work shall be completed.

Section 3. That said work in said district shall commence not later than July 15, 1968, and shall be completed not later than September 15, 1968.

Section 4. That said work in said district shall be done in the manner provided by the plans and specifications heretofore filed by the City Engineer and approved by the Council, and the Contractor shall be subject to the penalties for default or failure to complete said work in that manner and within the time provided by his contract with the City, and shall indemnify the City by bond in an appropriate amount, with a surety or sureties approved by the Council for the faithful and prompt performance of said contract and for the payment of damages for the failure thereof in the sum or sums provided in said contract.

Section 5. Improvement warrants bearing interest at a rate not to exceed **five (5)** percent per annum, evidencing the indebtedness for the construction of the above described improvements are hereby authorized, and said warrants shall constitute a general obligation of the City of Lebanon, and the Mayor and the Recorder are hereby authorized to issue said warrants to pay for said improvements when said payment shall be made callable as funds for the payment thereof shall become available, and in any event not later than two years from the date of issuance.

Section 6. That existing conditions are such that this Ordinance is necessary for the immediate preservation of the public peace, health and safety and an emergency is hereby declared and said Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 4th day of June, 1968.

Kenneth B. Hawvernick
Mayor

ATTEST:

Van R. Howz
Recorder