

Providing for the manner and method of making street improvements of all kinds, the manner and method of raising money to pay for the same by incorporating Chapter Five ^{Article 77} of the Laws of Oregon, and all its amendments, herein, and enumerating the duties of the officers of Milwaukie in connection herewith:

THE TOWN OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section I. That whenever any petition shall be filed with the Recorder calling for the improvement of any street, including sewers and watermains, either by widening, straightening, filling, excavating, graveling, paving, placing cement walks and curbs, or board walks ~~xx~~ and curbs, or any other improvements, or any or all of the same, or whenever the council of the Town of Milwaukie may order any or all of the said improvements, the same shall be done in the following manner, to-wit:

Section II. Immediately upon the filing of the said petition or the making of said order by the council, it shall be the duty of the Recorder to notify the City Engineer of that fact, stating in said notice the name of the street to be improved, the nature of the improvements to be made, whereupon the said Engineer shall as soon as possible make plans and specifications for the said improvements, which plans and specifications shall conform to the desires of the property owners as expressed in their petition, and the laws of the said Town of Milwaukie, or to the directions in the order made by the council of said town, and shall show all the data necessary to a full and complete understanding of the work to be performed upon said street and an estimate of the approximate cost of the same. The said plans and specifications when approved by the street committee (which shall be within 6 days, otherwise without their approval) shall be filed with the Recorder, who shall at once advertise for bids for the construction of the said improvements, said advertisement to be placed wherever the Recorder shall deem expedient. Each bid must be accompanied by a certified check, made payable to said Recorder, in case the said bidder shall be awarded the contract but shall fail to comply with the conditions prescribed for said award, said check to be in an amount equal to 5% of the gross amount of the said bid. Said notice for bids shall be posted or published for 15 days, at the expiration of which time the bids received shall be turned over to the street committee, which committee shall select the the lowest responsible bid, and return the same to the Recorder immediately who shall notify the successful bidder. (Provided that nothing herein contained shall forfeit the right of the Council of the Town of Milwaukie to do said improving by days work under its own supervision of that of its engineer, whenever the said council shall so elect.)

Section III. The said successful bidder shall within 5 days of the date of his notice that he has been awarded the contract for the improvement of any street, enter into contract with the Town of Milwaukie so to do, and furnish good and sufficient bonds in a sum to be determined by the council, and approved by the said council, to perform the said work in manner and form as specified, and to the satisfaction of the said Engineer of Milwaukie, within the time of said contract, which contract shall be in writing, properly drawn, executed and acknowledged, and in case said successful bidder shall fail to so appear and enter contract and procure bonds he the said bidder shall forfeit the said 5% check specified and mentioned in Section II of this ordinance.

Section IV. Immediately upon the letting of the said contract

and the giving and approval of the bond by the council, the Recorder shall be ordered by the said council to spread the said assessment upon a book which shall be furnished by the Town of Milwaukie, and known "Street Improvement Assessment Record," each separate lot or tract of frontage upon the said street to bear such proportion of the total cost of said improvements as the council of said Town of Milwaukie may direct, and the said Recorder shall immediately or as soon thereafter as may be possible, notify the owners of the said assessed tracts of the amount of the same, by publishing three successive weekly issues in a Milwaukie paper, giving the name of owner, the description of the land and the amount of the assessment, and date when the same will be come delinquent and subject to penalties.

Section V. Any person whose assessment exceeds the sum of \$25.00, may within 10 days from the date of the last or third publication of the said notice of assessment, make application to pay the said improvement assessment in ten yearly annual payments, and for this purpose there is incorporated in this ordinance and made a part hereof, Chapter ²²⁴¹ V, Ballinger & Cotton's Annotated Code of Oregon, together with all the amendments thereto,

Section VI. All assessments not paid in full, or for which application to pay as in Section V provided, shall become and are hereby declared to be delinquent, at the end of the thirtieth day after the last publication of the notice of assessment, and the said property shall be sold by the Town of Milwaukie in the same manner and form as property in the county is sold for public taxes, and the laws of the state of Oregon pertaining to and regulating such tax sales, and the redemption of the same, and the perfection of tax titles shall be and are hereby incorporated into this ordinance for such uses and purposes,

Passed by the Council and signed by
me this 28th day of April 1910

Prints Street

^{Mayor of Milwaukie}
I, A. H. Dowling, the duly elected and qualified and acting Recorder of the Town of Milwaukie hereby certify that the above ordinance was ordered posted and published according to law, said order being made by the Council on the 12th day of April and a copy of the same placed in the printer's hands on the 13th day of April



A. H. Dowling
Recorder of Milwaukie Or.