

Ordinance number 109.

An ordinance providing for the improvement of Laurel Avenue in Milwaukie, Oregon, from Cleveland Street westward To Railroad Avenue, and declaring an emergency.

MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Laurel Avenue in Milwaukie, Oregon, shall be improved from Cleveland Street westward to Railroad Avenue in conformity with the plans and specifications heretofore filed with the Recorder of the Town of Milwaukie, and which were adopted by resolution of the Town Council on the 14th day of April, 1914.

Section 2. Parties bidding on the work provided herein must state in the bid the time required for the completion of the entire improvement herein specified, and should the contractor fail to complete the work within the time specified in the contract, the Town shall have the right to charge the contractor the sum of \$25.00 per day as liquidated damages for each and every day that the work shall remain uncompleted after said date; and said sum shall be deducted from the amount of the final payment. No proposal shall be considered when not accompanied by a certified check of 5% of the total estimate, drawn to the order of the Recorder of the Town of Milwaukie, which check shall be forfeited to the Town, upon the failure of the successful bidder to execute the agreement provided for herein, within ten days after the award of the contract.

Section 3. Blank forms upon which all proposals are submitted will be furnished upon application to the Town Engineer. Upon the acceptance of said improvement and after the ~~assessment~~ assessment therefor is made and docketed, the Mayor and Recorder shall draw warrants on the fund created for said improvement, and in favor of the parties entitled thereto.

Section 4. The Contractor will be required to furnish bonds with approved security in the sum of \$2500.00, considered upon the faithful performance of the work in accordance with all

the stipulations of the contract, within the time named therein.

Section 5. Whenever the word "Engineer" is named in said specifications it is understood to refer to the Town Engineer, employed and authorized by the Council to superintend such work.

Section 6. Whenever the word " Contractor" occurs in said specifications, it is understood to refer to the contractor or firm, or firm of contractors or any member thereof, or any contractor undertaking the work herein specified. All the work and material to be furnished shall be done and furnished to the satisfaction of the Town Engineer. The Town reserves the right to reject any or all bids.

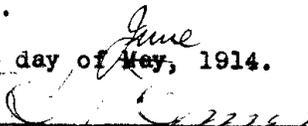
Section 7. Each contract shall contain a stipulation to the effect that the person, firm or corporation to whom the said contract is let, shall look for the payment only to the sum assessed upon the property liable to pay for such improvement, and collected and paid into the Town Treasury, for that purpose, and they will not require Milwaukee, by any legal process or otherwise, to pay the said sum out of any other fund.

Section. 8. Whereas the condition of said street is and was dangerous to the health and safety of the public, and its immediate improvement is necessary for the immediate preservation of the health and safety of the Town of Milwaukee and the inhabitants thereof, therefore an emergency is hereby declared, and this ordinance shall be in force and effect upon its approval by the Mayor.

Posted this 13th day of May, 1914.

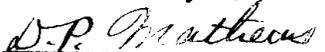
Passed this 9th day of ^{June}~~May~~, 1914.

Approved by the Mayor this 9th day of ^{June}~~May~~, 1914.



Mayor.

Attest:



Recorder