

ORDINANCE NO. 53.

An ordinance to provide for the improvement of Washington Street, Milwaukie, Oregon, from the east line of Main Street to the South West side of 4th Street in Sellwood addition.

Milwaukie does ordain as follows:

Section 1. Washington Street, Milwaukie, Oregon shall be improved from the East line of Main street to the south west side line of 4th street in Sellwood addition, in conformity with the plans and specifications heretofore filed with the recorder, and which were adopted by resolution of the city Council on the 11th day of April 1911.

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 after the approval of the Mayor and should the contractor fail to complete the work within the time specified in said contract the City shall have the right to charge the contractor the sum of five dollars per day as liquated damages for each and every day, that the work shall remain uncomplete after special date, and such sum shall be deducted from said or the amount of the final payment, no proposal shall be considered when not accompanied by a certified check of 5 per cent of the total estimate which check shall be forfeited to the city upon the failure of the successful bidder to execute the agreement provided for herein, within ten days after the award of the contract.

Blank forms upon which all proposals are to be submitted will be furnished upon application to the City Engineer.

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tion 3. Monthly estimates of the amount of work completed will
ade by the Engineer and an advance payment of 80% of such estimate
be ordered at the first meeting of the Council thereafter. The
lining twenty per cent to be paid in a lump sum within ten days
r the final acceptance of the entire contract when complete.

tion 4. The contractor will be required to furnish bonds with
proved security in 1/5 the amount of the contract price considered
the faithful performance of the work in accordance with all the
ulations of the contract, and within the timed named therein.

tion 5. Whenever the word "Engineer" is named in these specif-
ions it is understood to refer to the city Engineer employed and
orized by the Council to superintend such work.

tion 6. Whenever the word "Contractor" occurs in these specifi-
ions it is understood to refer to the contractor or firm, or firm
contractors or any member thereof, or any contractor undertaking
work therein specified; All the work and material to be furnish-
shall be done and furnished to the satisfaction of the city Engineer.
city reserves the rights to reject any or all bids.

tion 7. Each contract shall contain a stipulation to the effect
the person, firm or corporation to whom said contract are let,
look for payment only to the sum assessed upon the property
le to pay for such for such improvement, and collected and payed
the city treasure for that purpose and they will not require Mil-
de by any legal process or otherwise to pay the said sum out of
other fund.

tion 8. Whereas the condition of said street is and was dangerous
the health and safety to the public and its immediate improvement
necessary for the immediate preservation of the health and safety
the public, in the judgement of the council of Milwaukie, Oregon,
emergency exists; therefore this ordinance shall be in force im-
ately upon the approval by the Mayor.

By order of the Council of Milwaukie, Oregon.

ed by Council at Special Meeting held April 27, 1911,

. Hanson, Recorder.

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