

ORDINANCE NO. 91.

An Ordinance to provide for the improvement of MONROE STREET in Milwaukie, Oregon, from Main Street on the West to Schindler Street or Patton Avenue on the East, and declaring an emergency.

The Town of Milwaukie does ordain as follows:

Section 1. Monroe Street in Milwaukie, Oregon, shall be improved from Main Street on the West to Schindler Street or Patton Avenue on the East in conformity with the plans and specifications heretofore filed with the Recorder, and which were adopted by resolution of the Town Council.

Section 5. When it is authorized by the Town Council, it is unauthorized by the Town Council. Section 6. When it is unauthorized by the Town Council or any other authority, it is unauthorized by the Town Council. Section 7. Each

ORDINANCE NO. 91.  
(Cont'd)

Street. The

28th day of July, 1913.

and in the name of the  
line of Harrison Street  
in the case of the  
February 27, 1913  
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shown by the plat  
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said Bonnett, and  
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19 feet to a  
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2. The contract for the improvement herein specified shall be made within the time in which the contractor shall complete the entire improvement, and should the contractor fail to complete the work within the time specified in the contract, the Town shall have the right to award the contract to the contractor the sum of twenty five dollars per day as liquidated damages for each and every day that the work shall remain uncompleted after said date; and such 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 in the order of the Recorder of the Town of Milwaukie, which check shall be forfeited to the Town, upon the failure of the successful contractor to execute the agreement provided for herein within ten days after the award of the contract.

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Harrison Street  
, and a line  
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3. Blank forms upon which all proposals are to be submitted shall be furnished upon application to the Town Engineer. The monthly estimates of the amount of work completed will be made by the contractor, and an advance payment of 80% of such estimate will be ordered at the first meeting of the Council thereafter. The remaining 20% shall be paid in a lump sum within ten days after the final acceptance of the entire contract when completed.

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Engineer.  
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the immediate  
inhabitants the  
Ordinance shall  
the Mayor.

4. The contractor will be required to furnish bonds with approved security in the sum of five thousand dollars, considered upon the faithful performance of the work in accordance with all the stipulations of the contract, within the time named therein.

STREET in Milwaukie  
set or Patton

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

er, Mayor.

6. Whenever the word "Contractor" occurs in these specifications, it is understood to refer to the Contractor 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 Council reserves the right to reject any or all bids.

STREET in Milwaukie  
set or Patton  
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the Town Council

7. Each contract shall contain a stipulation to the effect

O R D I N A N C E N O. 91.  
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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 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 public, in the judgment of the Council of the Town of Milwaukee, Oregon, an emergency exists: therefore this ordinance shall be in effect immediately upon its approval by the Mayor.

Posted this 12th day of August, 1913.

Passed by the Council this 2nd day of September 1913.

Approved by the Mayor this 3rd day of September 1913, E. T. Elmer,

Attest: D. P. Mathews, Recorder.