

ORDINANCE NO. 237

AN ORDINANCE providing for the oil paving of certain streets within the Town of Stayton, Oregon; authorizing engineering services in connection therewith; providing for calling for bids for such work; providing for payment thereof; and declaring an emergency.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. That the following streets within the Town of Stayton, Oregon, be improved by paving the same with an oil paving commonly known as G-11 Oil Mat Surface, namely; High Street from Third to C street; Ida Street from First to E street; Ida Street from third to fourth street; Water Street from first to B street; Florence Street from second street to the Wholen Mill property; Second Street from High to Washington street; Marion Street from First to Seventh street; Sixth Street from Jefferson to Elwood Street; Elwood Street from Third to Sixth street; Third Street from Washington to Robidoux street; Fourth Street from Florence to Marion street; Sixth Street from Marion to Washington street; Santiam Street from First to Third street; Jefferson Street, from Third to Sixth Street; Fifth Street from Marion to Washington street; and Burnett Street from Third to Fifth Street; provided, if any of said streets or portions thereof shall not be dedicated or conveyed for street purposes the same shall not be so improved; and provided further, that the Council may in its discretion, by Resolution, change the foregoing improvement program by the addition of other streets or portions thereof and/or by deletion of any of the streets named or portions thereof.

Section 2. The Council shall secure the services of a competent person or persons to prepare the specifications for the work and to superintend the same.

Section 3. The Recorder of the Town of Stayton is hereby required to advertise for bids for the performance of said improvement work by publishing a notice thereof in one issue of the Stayton Mail, a newspaper published in Stayton, Oregon, authorizing bids thereon to be received by the Recorder up to 8 o'clock P. M. on July , 1940, at the Town Hall in Stayton. Each bidder shall deposit with the bid either cash, or a certified check drawn payable to the Town of Stayton on a bank doing business in Oregon, equal in amount to not less than ten percent. of the bid amount, and such deposit made by the successful bidder shall be withheld until such bidder shall have deposited with the Recorder a surety bond as hereafter provided, and if said successful bidder shall fail to qualify for the work the amount of said deposit shall be forfeited to the Town of Stayton.

Section 4. The Council of the Town of Stayton shall consider said bids immediately following the time above stated, and may reject any or all bids. In the event all bids shall be rejected, the Council may thereafter enter into an agreement for the performance of such street improvement work with the State of Oregon or with any municipal subdivision thereof without the necessity of requiring bids.

Section 5. The successful bidder shall be required to enter into a written agreement with the Town of Stayton for the performance of the work in accordance with the specifications and instructions, and in accordance with all provisions of the laws of the State of Oregon pertaining thereto; and such bidder shall also furnish a bond running to the Town of Stayton, underwritten by a corporate surety company authorized to do business within the State of Oregon conditioned for the faithful performance of such work and for the prompt payment of all labor, materials, accident compensation on workmen, unemployment compensation and social security, and for the protection of persons and property against injury or damage arising out of such work, and such other conditions as may be required by law. The Mayor and Recorder are hereby authorized to execute such agreement on behalf of the Town of Stayton, and to approve said bond.

Section 6. The cost of such improvement work shall be paid from the General Fund of the Town of Stayton, such disbursement to be made by warrant in the usual manner.

Section 7. That inasmuch as it is deemed necessary to proceed with said work as rapidly as possible for the protection of the health of said town and to effect economies in connection therewith, the same is considered emergency work, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council this 18th day of June, 1940.

Attest: A. R. Duncan Recorder

Approved by the Mayor this 18th day of June, 1940

W. A. Waddle
Mayor of the Town of Stayton, Oregon