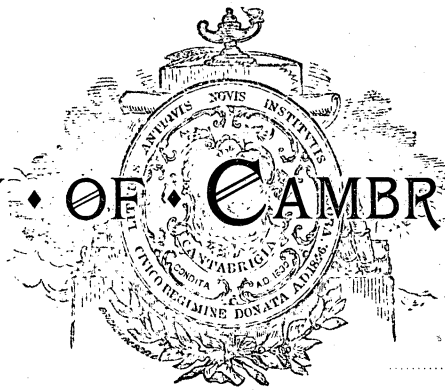


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# CITY OF CAMBRIDGE.



188

In the year One Thousand, Eight  
Hundred and Eighty nine.

## An Ordinance

in amendment of an Ordinance in relation to  
Contracts made in behalf of the City.

Be it ordained by the City Council of the  
City of Cambridge as follows:

Section 2, of an Ordinance  
in relation to Contracts made in behalf of the City,  
passed April 23, 1889, is hereby amended in the fourth  
line thereof, by inserting after the word "preservation",  
the following words: "The foregoing provisions may be  
suspended by special vote of the City Council, or of  
the Board of aldermen, in cases where that Board  
has sole jurisdiction."

In Common Council, October 22, 1889.  
Passed to be enacted. - Attest: Edward J. Brandon  
Clerk pro tempore

An Ordinance  
in amendment of an Ordinance  
in relation to Contracts made  
in behalf of the City.

Oct. 22, 1889,

San Board of Aldermen Oct 29-1889  
This board refuses to pass the within Ordinance  
at a Second reading

Attest Mark Noble

City Clerk

# CITY OF CAMBRIDGE.

In the Year One Thousand Eight Hundred and Eighty-nine.

## AN ORDINANCE

### In relation to Contracts made in behalf of the City.

Be it ordained by the City Council of the City of Cambridge as follows:

1     SECT. 1. All boards and committees shall be governed in their purchases by the provisions of  
2     this chapter.

1     SECT. 2. In case the amount of the estimated expenditure under a contract exceeds <sup>three</sup>~~one~~  
2     <sup>hundred</sup>~~thousand~~ dollars, reasonable notice shall be given by advertisements therefor, published in one or  
3     more papers of the city not exceeding four, and elsewhere if necessary, and a copy of such adver-  
4     tisement shall be sent to the Auditor for preservation. No expenditure shall be made, nor liability  
5     incurred, for any purpose, beyond the appropriation duly made therefor.

1     SECT. 3. Whenever advertisements for proposals for any work to be done for the city, or for  
2     any materials or supplies to be furnished, are made, the board or committee in charge of the work  
3     to be done shall cause suitable plans and specifications, and schedules of materials or supplies, to  
4     be prepared and shown to parties proposing to bid.

1     SECT. 4. Every contract exceeding <sup>three hundred</sup>~~one thousand~~ dollars for any work to be done for the city,  
2     or any materials or supplies to be furnished the city, shall be accompanied by a suitable bond for  
3     the performance of the same, or by the deposit of money or security to the amount of such bond.  
4     No proposal shall be accepted from or for any person who shall have broken a contract with the  
5     city during the three years preceding. All written contracts shall be executed in triplicate, and  
6     one of said copies shall be deposited with the Auditor.

1     SECT. 5. No proposal shall be received from any person offering to contract for such work,  
2     unless the same is sealed. Such proposals shall be at once placed in a sealed box in the depart-  
3     ment calling for the proposals, and the Clerk of Committees shall hold the only key to such box.  
4     All proposals shall be publicly opened, read and recorded at the hour and place in the City Hall  
5     designated in the advertisement, in the presence of the Mayor or such person as he may designate.  
6     The contract shall be awarded to the lowest bidder complying with the terms; *provided, however,* if  
7     any such proposals shall be offered by persons who, in the judgment of the board or committee issu-  
8     ing the advertisement, shall be incompetent to perform their contracts in a workman-like manner,  
9     or irresponsible in respect to their means of faithfully executing the same, such proposals may be  
10    rejected, notwithstanding the same be at a lower rate than other proposal offered for the same  
11    work, and the next higher bidder shall be substituted. And *provided, also,* in all cases, that the  
12    board or committee may reject all bids and issue new advertisements. All bids shall be preserved  
13    by the board or committee issuing the advertisement on the records of its department, and shall be  
14    open to public inspection after the contract has been awarded and accepted by the bidder.

*See  
proposed  
amendment.*

*three hundred*

1       SECT. 6. In all cases where the amount of any contract shall exceed the sum of ~~one thousand~~  
2 dollars the contract shall be in writing; and after being signed by the parties, no such contract  
3 shall be altered in any particular, without the consent of the contractor, and of the board or com-  
4 mittee making the contract, indorsed thereon. And all payments for extra work shall be made at  
5 the time of the final payment on such contract.

1       SECT. 7. Every contract shall provide that, in case of any alteration, so much of such con-  
2 tract as is not necessarily affected by the change shall remain in force upon all parties thereto. It  
3 shall also provide that no payment for work done under such alterations shall be made until the  
4 completion of the whole contract, and also that the adjustment and payment of the bill then  
5 rendered for such work shall release and discharge the city from any and all claims or liability on  
6 account of any work performed under such contract or any alteration thereof.

1       SECT. 8. No board or committee shall make any contract in behalf of the city the execution  
2 of which shall necessarily extend beyond one year from the date thereof, unless special permission  
3 so to do has been given by vote of the city council or of the branch having authority therein, or by  
4 the statutes of the Commonwealth.

1       SECT. 9. In every contract entered into on behalf of the city, and involving the employment  
2 of mechanics or laborers by the contractor, a provision shall be inserted to the effect that the  
3 board or committee, or other authority making such contract, may, if it deems it expedient to do so,  
4 retain out of any amounts due to such contractor sums sufficient to cover any unpaid claims of  
5 mechanics or laborers for work or labor performed under such contract, for thirty-five days after  
6 the completion of the work under the contract.

❖ CITY OF CAMBRIDGE. ❖

Common Council,                      Oct. 22.  
In ~~Board of Aldermen~~, ..... 1889.

The Committee on *Roads and Bridges*,  
~~to which~~ — ~~referred the petition~~ would respectfully

Report,

Recommending

the adoption of the accompanying ordinance in amendment  
of an Ordinance in relation to Contracts passed Apr. 23, 1889,  
the present amendment being a provision for suspending  
the operation of the requirement of Section 2, of the aforesaid  
ordinance, when such suspension may be deemed proper.

For the Committee

William T. Piper

# REPORT. 115

Committee on ~~Roads~~ *Roads & Bridges*

rec<sup>d</sup>. an ordinance in  
amendment of an Ordinance  
in relation to Benches.

Oct 22, 1889

Oct 22

Laid on the table until the  
next meeting