

and it is hereby appropriated from the maintenance and repair No. 65-C-44 fund to pay the cost thereof.

Sec. 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed March 10, 1941.

JOSEPH R. JONES,

President pro tem of Council.

Approved March 10, 1941.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 170-41—To dedicate certain city owned property for street purposes, and to name such street.

Whereas, the city of Columbus is the owner of certain property immediately west of the west bank of the Scioto river, extending from Sullivant avenue to Mound street, and

Whereas, said ground should be dedicated to public use for street purposes and be named; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That a strip of ground 140 feet in width immediately west of the west bank of the Scioto river and extending from Sullivant avenue to Mound street, more particularly described as follows:

beginning at the intersection of the center line of McDowell street extended southwardly with the south line of Sullivant avenue extended eastwardly; thence in a straight line extending south westwardly a distance of 670 feet, more or less, to a point in the center line of a levee along the west bank of the Scioto river; thence continuing southwardly with the center line of said levee a distance of 505 feet, more or less, to a point in the center line of West Mound street, said point being also on the center line of an unnamed street extending along the west bank of the Scioto river from Mound street to Greenlawn avenue and dedicated by ordinance No. 62-31, passed February 16, 1931:

be and the same is hereby dedicated to public use for street purposes.

Sec. 2. That said street be and it is hereby named Scioto Blvd.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed March 10, 1941.

JOSEPH R. JONES,

President pro tem of Council.

Approved March 10, 1941.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 171-41—To authorize the director of public service to enter into an agreement with the federal work projects administration for the grading and improving of Livingston avenue from Kelton avenue to Alum Creek, and to establish the grade thereof.

Whereas, the federal work projects administration has proposed to cooperate with the city in the grading and improving of Livingston avenue from Kelton avenue to Alum Creek as a W.P.A. project, and

Whereas, it is necessary that the director of public service enter into an agreement with said W.P.A. officials covering such project, and

Whereas, an emergency exists in that the grade of such street should be established at once in order that the work not be delayed; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the director of public service be and he is hereby authorized to enter into an agreement with the federal work projects administration covering the grading and improving of Livingston avenue from Kelton avenue to Alum Creek as a W.P.A. project.

Sec. 2. That the grade of said street shall be established as of record in plan marked drawer D-1161 on file in the office of the chief engineer.

Sec. 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed March 10, 1941.

JOSEPH R. JONES,

President pro tem of Council.

Approved March 10, 1941.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 172-41—To name the street immediately west of and adjacent to the Scioto river from Mound street to Greenlawn avenue, as dedicated by ordinance No. 62-31, passed February 16, 1931.

Be it ordained by the council of the city of Columbus:

Section 1. That the street immediately west of and adjacent to the Scioto river from Mound street to Greenlawn avenue be and it is hereby named Scioto boulevard.

Sec. 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed March 10, 1941.

JOSEPH R. JONES,

President pro tem of Council.

Approved March 10, 1941.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 173-41—To authorize the director of public service to enter into a modification of contract with the Thompson-Conie company, contractor for the construction of "Sanitary Sewer in James road from a point north of Maryland avenue to Fifth avenue, etc."

Whereas, a contract was entered into with Thompson-Conie company on December 18, 1940, for the construction of "Sanitary Sewer in James road from a point north of Maryland avenue to Fifth avenue, etc.," and

Whereas, the contract provides that that portion of work located under the New York Central railroad right-of-way be constructed in tunnel by jacking a 48-inch corrugated metal pipe into position under the railroad in which the 24-inch vitrified clay pipe sewer is to be constructed, and

Whereas, the contractor has attempted to jack the 48-inch corrugated metal pipe into position from shafts located on both sides of the railroad, and

Whereas, in attempting to do this work, the contractor has encountered conditions which make it impossible to complete the work under the New York Central railroad as specified in the contract, and

Whereas, the contractor has agreed, in writing, to construct the remainder of the sewer under the New York Central railroad in tunnel using the method known as "timber caps and legs" at no extra cost to the city, and

Whereas, the contractor has further agreed to accept payment for the entire tunnel under the New York Central railroad of approximately 83 feet at the prices stipulated under and computed in accordance with items 3 and 5, respectively, of the original contract, and

Whereas, an emergency exists in the usual daily operation of the department of public service in that it is immediately necessary to modify the contract for the construction of "Sanitary Sewer in James road from a point north of Maryland avenue to Fifth avenue, etc." so as to provide for the construction of the remainder of the work under the New York Central railroad by the cap and leg method, for the immediate preservation of public health, peace and safety; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the director of public service be and he is hereby authorized and directed to enter into a modification of contract with Thompson-Conie company, contractor for the construction of "Sanitary Sewer in James road from a point north of Maryland avenue to Fifth avenue, etc." providing for the construction of the 24-inch sanitary sewer under the New York Central railroad in tunnel by the cap and leg method, as shown on a drawing bearing title "Alternate Method of tunneling under New York Central railroad" instead of the method specified in the contract documents.

Sec. 2. That payment for the construction of the 24-inch sanitary sewer in tunnel by the cap and leg method shall be made at the price per linear foot complete, stipulated in the original contract under item 3. Class C concrete backfill in tunnel shall be measured as provided in the original contract and paid for at the price per cubic yard stipulated under item 5 of the original contract.

Sec. 3. That the modification of contract herein authorized is contingent upon the approval of the same by the Royal Indemnity company, surety on said contract.

Sec. 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed March 10, 1941.

JOSEPH R. JONES,

President pro tem of Council.

Approved March 10, 1941.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 174-41—To authorize the board of purchase to procure the necessary materials and the director of public service to proceed with the necessary construction work to install underground conduits and appurtenant work preparatory to the installation of a complete street lighting system on East Broad street and East Main street from the intersection of Gould road with the aforesaid streets to the east corporation line of the city and to appropriate the money therefor:

Whereas, ordinance No. 126-41 authorizing the aforesaid street lighting improvement will not become effective until March 19, 1941; and,

Whereas, the monies anticipated from the issuance of bonds authorized by ordinance No. 129-41 to pay the cost of the aforesaid street lighting improvement will not be available until April 15, 1941; and,

Whereas, it is necessary to proceed immediately with the installation of underground conduits, manholes, etc., for the proposed street lighting improvement before road construction work by others is completed in order to avoid cutting and unnecessarily damaging the new proposed road and street pavements which are about to be placed; and,

Whereas, an emergency exists in the division of electricity department of public service, in that it is immediately necessary to procure materials and install underground conduits, manholes, etc., in order not to damage or interfere with the proposed road construction, and to provide for the immediate preservation of public health, peace, property and safety; now, therefore:

Be it ordained by the council of the city of Columbus:

Section 1. That the board of purchase be and it is hereby authorized and directed to procure the necessary materials and equipment and the director of public service be and he is hereby authorized and directed to proceed with the necessary construction work to install underground conduits, manholes, etc., preparatory to the installation of street lighting on East Broad street and East Main street from the intersection of Gould road with the aforesaid streets to the east corporation line of the city, so as not to