

PROCEEDINGS OF COUNCIL

Regular Meeting, May 22, 1916, 7:30 p. m.

ATTENDANCE.

The following councilmen attended the meeting of May 22: Alcott, Holton, Lamneck, Nailor, Westlake, Zimpfer and President Griffin. Seven members present.

COMMUNICATIONS.

George A. Borden, service director, replied to council's verbal request for a schedule of rates to be charged and collected by the municipal light plant for electric current. The text of the letter is published elsewhere in this issue.

W. G. Bowland, secretary of the trustees of the sinking fund, reported the acceptance by the trustees of the issue of \$25,000 in bonds for the construction of an isolation hospital.

The board of deputy state supervisors and inspectors of elections of Franklin county reported the results of the election on the bond issues April 25, 1916.

The Columbus Gas and Fuel Company, by John W. Lansley, vice-president, advised council that its officers will be glad to confer with committees in the preparation of a new gas rate ordinance, and to furnish "such data and information as may be in our possession and useful in considering the subject." Filed.

PETITIONS.

A. M. Steele and eleven others petitioned for the construction of sidewalks in South Park avenue next to the curb. Filed.

PROTESTS.

The heirs of Caroline E. Seltsam and 14 others protested against the proposed improvement of South Lane street. Filed.

Lucy M. Harvey, 172 East Blake avenue, protested against the proposed improvement of Lakeview avenue. Filed.

Mrs. Lafayette Woodruff, John W. Born and Mary E. Born protested against the construction of a sidewalk on South Harris avenue, between Broad street and the first alley south of Broad street. Filed.

RESOLUTIONS PRESENTED.

By Mr. Holton, declaring it necessary to issue bonds for the purpose of supplying a deficiency in the revenues of the city of Columbus, and authorizing submission to the electors August 8, 1916, of the question of issuing the bonds. Referred to finance committee.

By Mr. Alcott, declaring it neces-

sary to construct a cement sidewalk on both sides of Indiana avenue, from Maynard avenue to Tompkins street. Referred to public service committee.

By Mr. Nailor, declaring it necessary to construct a cement sidewalk on both sides of Twenty-second street, from Fulton street to Shelby street. Referred to public service committee.

ORDINANCES INTRODUCED.

By Mr. Holton, No. 29,405, to provide for the deposit of public moneys coming into the hands of the treasurer of the city of Columbus and belonging to the city, and to repeal an ordinance No. 23,322, passed April 29, 1907. Referred to finance committee.

By Mr. Alcott, No. 29,400, to regulate and to fix the time of closing of billiard and pool rooms. Referred to judiciary committee.

By Mr. Holton, No. 29,401, to establish rules and regulations for the board of purchase for making purchases, contracts and sales. Referred to judiciary committee.

By Mr. Zimpfer, No. 29,402, to prohibit cabaret performances. Referred to judiciary committee.

ORDINANCES PASSED.

AN ORDINANCE NO. 29,403—Directing the issue and sale of bonds in the sum of \$80,000 for sanitary purposes and providing necessary means for the collection of garbage and other refuse matter.

Whereas, At a special election held in the city of Columbus, Ohio, on the 25th day of April, 1916, the question of issuing and selling bonds of said city for the purpose of raising money for sanitary purposes and for the collection of garbage and other refuse matter in the sum of \$80,000 was duly submitted to a vote of the qualified electors of said city, in pursuance of a resolution adopted by the city council of said city on the 21st day of February, 1911, and

Whereas, More than two-thirds of the voters voting at such election upon the question of issuing said bonds voted in favor thereof, and

Whereas, An emergency exists, which emergency arises out of the fact that the city is without funds to continue the collection of garbage and other refuse matter, and the accumulation of the same is dangerous to health and likely to cause an epidemic of disease; now, therefore,

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

Section 1. That to raise money for sanitary purposes and for the collection of garbage and other refuse matter, it is hereby declared necessary to issue, and there shall be issued, bonds of the city of Columbus, Ohio, in the sum of \$80,000.

Sec. 2. Said bonds shall be signed by the mayor and auditor; bear date not later than September 1, 1916, and be due and payable September 1, 1918. Said bonds shall be numbered from one to two, both inclusive, and shall be of the denomination of \$40,000 each. They shall bear interest at the rate of four and one-half per cent. per annum, payable semi-

annually, on the first days of March and September of each year, for which proper interest coupons, bearing a fac-simile of the signature of the auditor, shall be attached and made a part of said bonds. Principal and interest shall be payable at the office of the treasurer of the city of Columbus, Ohio.

Sec. 3. The committee on finance of this council is hereby directed to have said bonds properly prepared and executed, to sell the same and to deposit the proceeds in the city treasury in a fund to be designated as Sanitary and Garbage Collection Fund.

Sec. 4. That the director of public service is hereby authorized and directed to enter into and execute the necessary contracts, or by the direct employment of the necessary labor to carry out the purpose of this ordinance, and to issue his requisition on the auditor against the fund herein created to pay the consideration for the same, and for which purpose said fund is hereby appropriated.

Sec. 5. For the purpose of paying the interest on said bonds herein authorized and providing a sinking fund for their final redemption at maturity, the trustees of the sinking fund of the city of Columbus shall annually certify to the auditor of Franklin county the amount necessary to pay the interest, with the proportionate amount necessary to be levied in such year for sinking fund purposes, so that the interest on such bonds shall be paid as the same accrues and a sinking fund provided for sufficient to discharge the principal of said bonds when the same become due, and the county auditor shall compute and ascertain the rate of levy necessary to provide therefor in each year and shall place the same upon the duplicate for the year for which it is certified and in addition to all other levies.

Sec. 6. That ordinance No. 29,383, passed May 15, 1916, be, and the same is hereby repealed.

Sec. 7. This ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public health and safety, said emergency arising out of the fact that the city is without funds to continue the collection of garbage and other refuse matter, and the accumulation of the same is dangerous to health and likely to cause an epidemic of disease. Therefore, this ordinance shall be in force from and after its passage and approval by the mayor.

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.
(5-27; 6-3)

AN ORDINANCE NO. 29,382—To vacate portions of Yoeman street, an unnamed street, and English alley, in the city of Columbus, as hereinafter described.

Whereas, On the 20th day of March, 1916, a petition by persons owning lots bordering on and in the immediate vicinity of that portion of Yoeman street, an unnamed street, and English alley, as hereinafter described, was duly presented to council praying that said streets and alley between the points hereinafter named, be vacated; and notice of the pendency and prayer of said petition has been given as required by law, by publication in The City Bulletin, official publication of the city of Columbus, a newspaper published in such municipality, for

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six consecutive weeks ending May 6, 1916; and

Whereas, Council upon hearing, is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interests, and ought to be made; now, therefore,

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

Section 1. That that portion of Yoeman street, lying between the easterly line of The Toledo, Columbus and Ohio River Railroad Company's land, south of said street, produced northwardly, and the western terminus of said street, being the easterly right of way line of The Cleveland, Cincinnati, Chicago and St. Louis Railway Company, the easterly line of said railroad company's land being parallel with and 40 feet eastwardly, measured at right angles, from said easterly line of said railway company's right of way.

That portion of an unnamed street, 60 feet in width, on the easterly side of and adjoining The Toledo, Columbus and Ohio River Railroad Company's land and extending from Fifth avenue southwardly 208 feet, more or less, to the southerly line of the first alley south of Fifth avenue; and

That portion of English alley, said alley being parallel with and between Fifth avenue and Yoeman street, lying between the easterly line of The Toledo, Columbus and Ohio River Railroad Company's land, produced, and the western terminus of said alley, being the easterly line of the right of way of The Cleveland, Cincinnati, Chicago and St. Louis Railway Company, said easterly lines being parallel with each other and 40 feet apart, measured at right angles thereto, be and the same are hereby vacated.

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

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,388. —

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

Section 1. That the sum of \$767.50 be and the same is hereby ordered transferred from the Board of Purchase No. 7—Other Expenses Fund, to the Public Buildings and Lands No. 77—Other Expenses Fund; and that the sum of \$720.00 be and the same is hereby ordered transferred from the Board of Health Laboratory No. 51—Other Expenses Fund, to the Public Buildings and Lands No. 77—Other Expenses Fund.

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

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,351—To appropriate property therein described for street purposes for the widening of Noble street, from Washington avenue to Parsons avenue.

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

Section 1. That the following described real estate be, and the same is hereby appropriated for public use for street purposes for the widening of Noble street, from Washington avenue to Parsons avenue, in the said city of Columbus, Ohio, to-wit:

Parcel 1. Being 5½ feet off of the

north end of lot No. 1 of F. Benningus' subdivision.

Parcel 2. Being 5½ feet off of the north end of the west one-half of lot No. 10 of F. Benningus' subdivision.

Parcel No. 3. Being 5½ feet off of the north end of lot No. 11 of F. Benningus' subdivision.

Sec. 2. That the city attorney be, and he is hereby authorized to apply to a court of competent jurisdiction to have a jury impaneled to make inquiry into and assess the compensation to be paid for such property.

Sec. 3. That the costs and expenses of such appropriation shall be paid from the Noble Street, Washington to Parsons, Opening Fund, in the amount to be determined later and appropriation made therefor.

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,348—Accepting new Indianola addition.

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

Section 1. That the Chas. F. Johnson Realty Company's New Indianola addition of certain lands conveyed by Wm. E. Jacobs et al., of record in deed book 594, page 27, be and the same is hereby approved and accepted. Streets, alleys and parks, not heretofore dedicated, are hereby dedicated to public use for street, alley and park purposes.

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

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,404—To provide for the issue of bonds to pay the cost and expense of extending, enlarging, securing a more complete enjoyment of the garbage disposal plant and purchasing and installing additional equipment therefor.

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

Section 1. That for the purpose of raising money to pay the cost and expense of extending, enlarging, securing a more complete enjoyment of the garbage disposal plant and for purchasing and installing additional equipment therefor, it is hereby declared necessary to issue and there shall be issued bonds of the city of Columbus, Ohio, in the sum of \$30,000.

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

Section 1. That for the purpose of raising money to pay the cost and expense of extending, enlarging, securing a more complete enjoyment of the garbage disposal plant and for purchasing and installing additional equipment therefor, it is hereby declared necessary to issue and there shall be issued bonds of the city of Columbus, Ohio, in the sum of \$30,000.

Sec. 2. Said bonds shall be signed by the mayor and auditor, bear date not later than September 1, 1916, and be due and payable September 1, 1926. They shall be of the denomination of \$1000 each and numbered from one to thirty, both inclusive. They shall bear interest at the rate of 4½ per cent. per annum, payable semi-annually on the first days of March and September of each year and for which the proper interest coupons bearing a fac-simile of the signature of the auditor shall be attached and made part of said bonds. Principal and interest shall be made payable at the office of the city treasurer at Columbus, Ohio.

Sec. 3. For the purpose of paying the interest on said bonds herein authorized and providing a sinking fund for their final redemption at maturity, the trustees of the sinking fund of the city of Columbus shall annually certify to the auditor of Franklin county the amount necessary to be levied in such year for sinking fund purposes, so that the inter-

est on such bonds shall be paid as the same accrues and a sinking fund provided for sufficient to discharge the principal of said bonds when the same become due, and that the county auditor shall compute and ascertain the rate of levy necessary to provide therefor in each year and shall place the same upon the duplicate for the year for which it is certified and in addition to all other levies.

Sec. 4. The committee on finance of this council is hereby directed to have said bonds properly prepared and executed, to sell the same and to deposit the proceeds in the city treasury in a fund to be designated as the "Garbage Disposal Plant Extension Fund No. 2."

Sec. 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.
(5-27; 6-3)

AN ORDINANCE NO. 29,344—Accepting Raymond E. Rusk's subdivision.

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

Section 1. That Raymond E. Rusk's subdivision of lots 4 to 8 of Hannah M. Taylor's subdivision be and the same is hereby approved and accepted. Streets and alleys, not heretofore dedicated, are hereby dedicated to public use, for street and alley purposes.

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

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,394—To accept deed of Harry E. Speaks, trustee.

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

Section 1. That the deed of Harry E. Speaks, trustee, dated May 11, 1916, be, and the same is, hereby accepted and the premises so conveyed are hereby dedicated to public use for street and highway purposes.

Sec. 2. That the Toledo and Ohio Central Railway Company is hereby given permission to improve the premises so conveyed, by constructing thereon a roadway paved with brick, to a width of 24 feet, and said The Toledo and Ohio Central Railway Company is further given permission to improve Kian avenue from Parsons avenue to the eastern boundary line, extended, of said new street, by constructing thereon a roadway paved with brick to a width of 24 feet; that said improvements are to be made under the direction of the chief engineer of the city of Columbus, Ohio, and according to the standard specifications for street work now on file with the chief engineer.

Sec. 3. That this ordinance be, and remain, in force from and after the earliest period allowed by law.

Passed, May 22, 1916.

A. E. GRIFFIN,
President of Council.

Approved, May 22, 1916.

GEORGE J. KARB, Mayor.
Attest: JAS. J. THOMAS, City Clerk.

AN ORDINANCE NO. 29,393—To vacate portions of street and alleys herein named.

Whereas, On the 15th day of May, 1916, a petition by the owners of all the property abutting the following portions of Ray avenue and of the alleys hereinafter