

Whereas, an emergency exists in the usual daily operation of the various departments of the city of Columbus in the collection of taxes levied by ordinance of the city of Columbus in that it is immediately necessary that persons who, as trustees for the city of Columbus, are required by ordinance to receive, deduct, withhold or otherwise collect from third persons any tax levied by ordinance of the city of Columbus and to remit to the city of Columbus the amount of taxes so received, deducted, withheld or otherwise collected, be saved harmless from claims, demands and suits respecting such receipt, deduction, withholding or collection of taxes and the remitting of such taxes to the city of Columbus; now, therefore,

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

Section 1. Any person, required by any ordinance of the city of Columbus as trustee for the city of Columbus to receive, deduct, withhold or otherwise collect from a third person any tax levied by ordinance of the city of Columbus, and to remit to the city of Columbus the amount of taxes so received, deducted, withheld or otherwise collected, shall be entitled to receive and to rely upon the regulations, rulings, directives or advice of the officer or officers of the city of Columbus charged with the administration and enforcement of such ordinance, respecting the duty of such person to receive, deduct, withhold or otherwise collect and remit such tax to the city of Columbus. Any such person who, in reliance upon such regulations, rulings, directives or advice, shall remit such taxes to the city of Columbus shall be saved harmless by the city of Columbus, to the extent that such taxes are so remitted, from all claims, demands or suits against him respecting such receipt, deduction, withholding or collection and the remitting of such taxes to the city of Columbus. Provided, however, that such person shall not be saved harmless by the city of Columbus unless such person shall, in writing promptly notify the city attorney of the city of Columbus of any such claims, demand or suit made against him as aforesaid and, upon demand by the city attorney, shall consent to the participation by the city attorney in the defense of such claim, demand or suit.

Sec. 2. 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 April 19, 1948.

JOSEPH R. JONES,  
President of Council.

Approved April 19, 1948.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 331-48—To provide for the temporary employment of a senior clerk in the office of the city clerk for a period of sixty days.

Whereas, an emergency exists in the usual daily operation of the office of city clerk in that it is immediately necessary to employ a senior clerk in order that the work of said office may be efficiently carried on; now, therefore,

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

Section 1. That the city clerk be and she is hereby authorized to employ a senior clerk for a period of sixty days (48-hour week).

Sec. 2. That for the reason 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 April 19, 1948.

JOSEPH R. JONES,  
President of Council.

Approved April 19, 1948.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 332-48—To vacate the second alley south of Mound street, from the west line of Eaton avenue to the east line of the alley west of Eaton avenue.

Whereas, a petition, signed by the owner of all lots and lands abutting upon the second alley south of Mound street, from the west line of Eaton avenue to the east line of the alley west of Eaton avenue, was duly presented to this council, praying and consenting that said alley, between the limits named, be vacated, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, 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 the second alley south of Mound street, from the west line of Eaton avenue to the east line of the alley west of Eaton avenue, be and the same is hereby vacated.

Sec. 2. That the city of Columbus reserves the right to operate and maintain any and all sewers, water lines and any other public utilities owned by said city, and that the right is reserved to the owner thereof to operate and maintain any and all other public utilities, if any, now existing on or in said alley to be vacated, and the owners thereof shall have the right to enter thereon at any time for the purpose of operating, replacing and maintaining said public utilities.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, upon the filing with the clerk of this council, by the owner of the abutting property, his acceptance, in writing, of each and all of the terms and provisions of this ordinance and the payment of the cost of publication hereof.

Passed April 19, 1948.

JOSEPH R. JONES,  
President of Council.

Approved April 19, 1948.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 333-48—To reduce the special assessment levied against 29.5 acres belonging to Florence Hardesty for the construction of a sanitary sewer in the alley east of Park avenue 180 feet south of Whitehead to Eakin, etc.

Whereas, in the year 1928 the city levied an assessment in the amount of \$8,746.09 against 29.5 acres belonging to Florence Hardesty and located north of Mound street and west of Highland avenue for the purpose of constructing a sanitary sewer in the alley east of Park avenue 180 feet south of Whitehead to Eakin etc; and,

Whereas, by ordinance No. 44-32, passed on September 26, 1932, council extended the time within which to pay the unpaid balance of said assessment, viz: \$5,247.65 plus interest of \$708.48 and also extended the time within which she was required to pay \$147.27, being the unpaid balance of an assessment including interest, for the construction of sanitary sewer No. 716 etc., and also \$336.66, being the unpaid balance of an assessment, including interest, for the construction of storm sewer No. 746 etc; and,

Whereas, said ordinance further provided that the payments of all said assessments shall be resumed and continued until paid when said acreage is subdivided and sold; and,

Whereas, said Florence Hardesty, now Florence Hardesty Oates, has requested the council to reduce said assessment amounting to \$8746.09 upon the ground that said acreage was not benefited by the construction of a temporary pumping station and force main which were installed in

connection with said sanitary sewer work; and,

Whereas, in July of 1946, 8.888 acres of said 29.5 acre tract was sold to Bishop Michael J. Ready (parcel No. 93669) and consequently a proportionate part of the balance due upon said assessment is chargeable to said 8.888 acres; and,

Whereas, it is the opinion of the council that the original assessment in the sum of \$8,746.09 is in excess of the special benefits resulting to said entire acreage and should be reduced to the sum of \$7,246.09; now, therefore,

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

Section 1. That the special assessment levied against 29.5 acres owned by Florence Hardesty for the construction of the sanitary sewer in the alley east of Park avenue 180 feet south of Whitehead to Eakin etc., be and the same is hereby reduced from \$8,746.09 to \$7,246.09; that said assessment so corrected shall bear interest from the date of the original assessing ordinance at the rate fixed therein; that the payment of the balance due and to become due on said assessment shall be resumed and to continue until paid, beginning in the June, 1948 collection.

Sec. 2. That the payment of the balance due and to become due on the assessment levied against said lands of Florence Hardesty for the construction of sanitary sewer No. 716 etc., shall be resumed and to continue until paid, beginning in the June 1948 collection.

Sec. 3. That the payment of the balance due and to become due on the assessment levied against said acreage for storm sewer No. 746 etc., shall be resumed and to continue until paid, beginning in the June 1948 collection.

Sec. 4. That the clerk of this council be and she is hereby authorized and directed to certify a copy of this ordinance to the auditor of Franklin County, Ohio.

Sec. 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law and prior to said effective date the said Florence Hardesty (now Florence Hardesty Oates) shall file with the clerk of the council a release properly executed, releasing the city from any and all damage claims arising out of the construction of said sanitary sewer and shall also pay the cost of publication of this ordinance.

Passed April 19, 1948.

JOSEPH R. JONES,  
President of Council.

Approved April 19, 1948.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 334-48—To repeal ordinance No. 370-47, passed by city council on July 21, 1947.

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

Section 1. That ordinance No. 370-47, passed July 21, 1947, be and hereby is repealed.

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

Passed April 19, 1948.

JOSEPH R. JONES,  
President of Council.

Approved April 19, 1948.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 337-48—To authorize the modification of contract No. 1245, with Complete General Construction company, for the improvement of Frebis avenue, from a point east of Heyl avenue to Lockbourne avenue.

Whereas, in the construction of the pavement on Frebis avenue, from a point east of Heyl avenue to Lockbourne avenue, it has been learned that the storm drainage provided therefore consists of a combined sanitary and storm sewer, and