

of Plibrico Sales and Service Company, to make the additional necessary repairs to the north incinerator furnace, consisting of furnishing the labor and materials to replace the bridge wall on the fire box side, replace the suspended arch over the combustion chamber, renew the arch over the opening into the preheater passage and repair and renew the suspended arch between said opening and the preheater, and

Sec. 2. The director of public service shall enter into contract therefor, without competitive bidding inasmuch as it is the opinion of the head of the division and the director of public service that said repairs are duly needed and can be made at this time at a great saving to the city in accordance with the proposal of Frank W. Schaefer in the amount of \$1,336, and

Sec. 3. That for the purpose of paying the cost thereof, the sum of \$1,336, or so much thereof as may be necessary, be and the same is hereby appropriated from code 300 of the division of garbage disposal, No. 70.

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 November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 367-45—To grant Wallace Ackley the right and privilege to cause the improvement of Cassingham road, from Berwick boulevard to College avenue.

Whereas, Wallace Ackley has requested the privilege of improving Cassingham road, from Berwick boulevard to College avenue, at his own expense; now, therefore,

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

Section 1. That Wallace Ackley be and he is hereby granted permission to cause the improvement of Cassingham road, from Berwick boulevard to College avenue, at his own expense, by grading, draining, curbing and paving the roadway, in accordance with the plans and specifications marked 773, drawer C, on file in the office of the director of public service, which are hereby approved, subject to the following terms and conditions:

Said Wallace Ackley shall pay the entire cost of such improvement, shall save the city free and harmless from any and all claims for damages and shall defend any and all suits which may be brought against the city of Columbus by reason of such improvement and shall deposit, with the city treasurer through the office of the chief engineer, the sum of \$250.00 to cover the cost of inspection.

Sec. 2. That the grade of said street shall be established as of record in profile book 12, page 81, on file in the office of the chief engineer.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, provided, however, that Wallace Ackley shall agree to the terms and conditions hereof, in writing, within thirty days after passage thereof, and the payment of the cost of publication hereof, otherwise said ordinance shall be without force and effect.

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 368-45—Authorizing a cooperative agreement for the investigation of surface water resources between the city of Columbus

and the U. S. Geological Survey.

Whereas, it would be to the city's interest to maintain an existing gauging station at the O'Shaughnessy dam in order to secure information relative to the city raw water supply; and,

Whereas, the U. S. Geological Survey will maintain this station if the city will agree to share the expense; 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 execute a cooperative agreement with the U. S. Geological Survey for the continuance of the stream gauging station at the O'Shaughnessy dam, which has been in continuous service since 1922.

Sec. 2. That the sum of \$250 be and the same is hereby appropriated from division of water fund No. 90, code 300, for the purpose of paying the city's share of the maintenance of the stream flow gauge at the O'Shaughnessy dam for the calendar year 1945.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer for the amount of the cost of maintaining the stream flow gauge at the O'Shaughnessy dam upon receipt of voucher approved by the director of public service.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 369-45—To accept the deed of the Central Building and Loan and Savings company, and to dedicate the premises so conveyed to public use for alley purposes.

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

Section 1. That the deed, dated October 26, 1945, of the Central Building and Loan and Savings company for a strip of land, 20 feet in width, lying north of Fifth avenue between Northwest boulevard and the alley east of Grandview avenue, said land being more particularly described as follows:

Situated within the corporate limits of the city of Columbus, county of Franklin, state of Ohio, and being a strip of land 20 feet in width adjacent to the south line of Sixth avenue subdivision, as the same is of record in plat book 20, page 63, recorder's office, Franklin county, Ohio, said portion of said 20 foot strip of land being more particularly described as follows:

Beginning at the east line of the first alley east of Grandview avenue extending south from Sixth avenue, said line being also the east terminus of the existing alley between Fifth avenue and Sixth avenue; thence eastwardly on a line parallel to the said south line of Sixth avenue subdivision and adjacent thereto a distance of 300 feet, more or less, to the east line of the property now owned by the Central Building and Loan and Savings company;

be and the same is hereby accepted and the premises therein conveyed are hereby dedicated to public use for alley purposes.

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

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 370-45—To accept the deed of Benjamin F. Patterson,

and to dedicate the premises so conveyed to public use for alley purposes.

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

Section 1. That the deed, dated October 27, 1945, of Benjamin F. Patterson for two strips of land, 20 feet in width each, lying north of Fifth avenue between Northwest boulevard and the alley east of Grandview avenue and lying west of Northwest boulevard and extending from the proposed alley north of Fifth avenue to Sixth avenue, said land being more particularly described as follows:

Situated within the corporate limits of the city of Columbus, county of Franklin, state of Ohio, and being a strip of land 20 feet in width (hereinafter referred to as parcel No. 1) adjacent to the south line of Sixth avenue subdivision and being also the "Reserve" (hereinafter referred to as parcel No. 2) in said subdivision as said subdivision is of record in plat book 20, page 63, recorder's office, Franklin county, Ohio, said parcels being more particularly described as follows:

Parcel No. 1

Beginning at the west line of the property now owned by Benjamin F. Patterson, said line being 200 feet more or less westerly of the east line of the "Reserve" extended in said Sixth avenue subdivision; thence eastwardly on a line parallel to the said south line of Sixth avenue subdivision and adjacent thereto a distance of 200 feet more or less to the east line of the "Reserve" in said subdivision extended, said line being also the east line of property now owned by Benjamin F. Patterson.

Parcel No. 2

Being the "Reserve" 20 feet in width of said Sixth avenue subdivision lying between lots Nos. 15 and 16 of said subdivision extending southwardly from Sixth avenue, a distance of 143.29 feet to the south line of said Sixth avenue subdivision, be and the same is hereby accepted and the premises therein conveyed are hereby dedicated to public use for alley purposes.

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

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 371-45—To vacate a portion of the alley north of Hinkle avenue.

Whereas, the city of Columbus is the owner of all of the property abutting the alley north of Hinkle avenue, from Sixth street to the west line of lot No. 9 of Thunes subdivision, and

Whereas, the full enjoyment of said property for playground purposes necessitates the vacation of said alley, between the points named; now, therefore,

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

Section 1. That the alley north of Hinkle avenue, from the east line of Sixth street to the west line of lot No. 9 of Thunes subdivision, be and the same is hereby vacated.

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

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 372-45—To dedicate city owned property for alley purposes.

Whereas, in order to provide an out-

let for the alley north of Hinkle avenue west of Bruck street, it is necessary to dedicate a twenty foot strip of land to public use for alley purposes, and

Whereas, the city of Columbus is the owner of lot No. 9 of Thunes subdivision, a portion of which is not needed for other municipal purposes; now, therefore,

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

Section 1. That the following described city owned parcel of land be and it is hereby dedicated to public use for alley purposes:

Being a strip of land twenty feet in width off the east side of lot No. 9 of Thunes subdivision extending from the north line of Hinkle avenue to the south line of the first alley north of Hinkle avenue, as the same is of record in plat book 10, page 268, recorder's office, Franklin county, Ohio.

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

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 373-45—To authorize payment of the claim of George Coulter, 870 S. Fifth St., c/o Rutherford A. Hawley, 8 E. Long St.

Whereas, on or about September 27, 1945, the automobile of George Coulter was damaged when struck by city car OQ306 as said Coulter car was making a left-hand turn at Greenlawn avenue and Jackson Pike; and,

Whereas, the said George Coulter has suffered damages to his said automobile in the reasonable amount of \$7 by reason of said accident; now, therefore,

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

Section 1. That the claim of George Coulter, in the sum of \$7, for damages to his automobile sustained on or about September 27, 1945, as hereinabove set forth, be and the same is hereby recognized as a legal claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from department No. 67, D-9 fund, the sum of \$7.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$7 in payment of said claim, upon receipt of voucher approved by the director of public service and a release properly executed by the said George Coulter of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 374-45—To authorize payment of the claim of Mrs. Julia Shepard, 847 N. Fourth street.

Whereas, on or about August 25, 1945, at about 3:30 p. m., Mrs. Julia Shepard was walking south on North Fourth street when she stepped in a hole in the sidewalk near First avenue causing her to fall, thereby sustaining personal injuries; and,

Whereas, the said Mrs. Julia Shepard has incurred doctor bills and medical expenses on account of said accident in the reasonable compromise sum of \$25; now, therefore,

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

Section 1. That the claim of Mrs. Julia Shepard, in the compromise sum of \$25, for personal injuries sustained

on or about August 25, 1945, as hereinabove set forth, be and the same is hereby recognized as a moral obligation of the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from general miscellaneous No. 21-H fund the sum of \$25.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$25 in payment of said claim, upon receipt of voucher approved by the city attorney and a release executed by the said Mrs. Julia Shepard of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 375-45—To authorize payment of the claim of O. R. Mithoff, 1350 Franklin avenue.

Whereas, on or about August 8, 1945, the automobile of O. R. Mithoff, which was parked in Lynn street in the rear of the Ohio State Journal, was damaged when struck by city truck OQ335 of the division of street cleaning; and,

Whereas, the said O. R. Mithoff, through no negligence of his own, has suffered damages to his said automobile in the reasonable amount of \$7.25; now, therefore,

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

Section 1. That the claim of O. R. Mithoff, in the sum of \$7.25, for damages to his automobile sustained on or about August 8, 1945, as hereinabove set forth, be and the same is hereby recognized as a legal claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from department 67, D-9 fund, the sum of \$7.25.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$7.25 in payment of said claim, upon receipt of voucher approved by the director of public service and a release properly executed by the said O. R. Mithoff of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

RESOLUTIONS

To invite representatives of the Columbus and Southern Ohio Electric Company to appear before Council for the discussing of plans for the improvement of transportation facilities in the city of Columbus, Ohio.

Whereas, the termination of the war and certain problems the ending likewise brings to the fore other problems, and in the city of Columbus the problem of providing adequate transportation is one demanding an early solution, and

Whereas, the Columbus and Southern Ohio Electric Company met during the war years the heavy demands made upon it and is to be congratulated for the service it furnished our citizens in the trying days of the war, and

Whereas, this council recognizes the

difficulties that beset the transportation company in providing manpower and equipment to do the job, and

Whereas, the city of Columbus is an ever growing and a progressive city with rapidly expanding business and residential developments for which adequate transportation facilities must be provided in this post war period; now, therefore,

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

That representatives of the Columbus and Southern Ohio Electric Company be invited to appear before this Council for the purpose of discussing and appraising this Council of present and contemplated plans made by the transportation company for taking care of the present and future transportation demands of the citizens of the city of Columbus.

Adopted November 5, 1945.

JOSEPH R. JONES,
President of Council.

Approved November 5, 1945.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

Whereas, the United States District and Division Engineers have recommended to the board of engineers for rivers and harbors the canalization of the Big Sandy River, including its Tug and Levisa Forks, at an initial estimated cost of \$68,000,000 and an annual maintenance cost in excess of \$600,000 (both of which would be paid by levying of taxes), as a free waterway to provide at public expense competition with the Norfolk and Western and Chesapeake and Ohio Railways, which are now adequately serving the tributary area and capable of handling all traffic that may be offered; and

Whereas, advocates of the canal claim that there will be moved over it annually 15 million tons of coal (9 million from the Levisa Forks, paralleled by the Chesapeake and Ohio Railway and 6 million from the Tug Fork, paralleled by the Norfolk and Western Railway), and if this claim is correct it is anticipated that these amounts of coal will be diverted from the railroads and moved by water instead of by rail,—involving an estimated cutting off of 1875 loaded freight trains of 8000 tons each, 750 on the N & W and 1125 on the C & O; and

Whereas, in the year 1944 the N & W delivered to the other railroads in Columbus for transportation to points beyond its lines 475,000 cars of coal and it is estimated that upon the basis of 1944 figures the diversion from it of 6 million tons of coal will mean a decrease of 83,000 cars delivered by it to connecting roads in the city, and will further mean that about 300 railroad employees (of the N & W and its connecting lines) residing in Columbus will lose their jobs and that the city of Columbus and the merchants residing therein will lose the benefit of their wages, estimated at \$750,000 annually; and

Whereas, said diversion of business from the Chesapeake and Ohio Railway and its connections will also result in a further material reduction in railroad employment in the city of Columbus; and

Whereas, the railroads serving the city of Columbus and their employees, aggregating several thousand persons, are an important factor in the prosperity and growth of the city, where said railroads have important shops and yards, and the diversion of business from them will adversely affect the city from the standpoint of both decrease in railroad employment and in taxes paid by the railroads for the support of government; and

Whereas, the Federal Government now has an enormous public debt and the expenditure of the large sums of money that will be required to provide unnecessary duplication of transportation facilities is wholly unjustified; now, therefore,

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

That it is opposed to: