

the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said Charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

#### MONDAY, NOVEMBER 29

Chairman Edgecomb submitted the following reports of Committee of the Whole for above date, and recommended their adoption:

##### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Detroit Committee for CARE (4016), to place circulars at the information desk, and posters in the lobby of the City Hall. After careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

CHAS. F. EDGECOMB,  
Chairman.

By Councilman Edgecomb:

Resolved, That the City Clerk be and he is hereby authorized and directed to permit the Detroit Committee for CARE, to place at the Information Desk in the City Hall corridor, until Jan. 1, 1949, copies of circulars with self-addressed envelopes, for distribution to the public, relative to sending CARE packages for overseas relief, and further

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to permit the Detroit CARE Committee, to put up several posters at locations approved by that

department, in the City Hall lobby in connection with above.

Provided, Same is conducted under supervision of the City Clerk and Dept. of Public Works.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

##### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Otis Jones (2927), to install an oil pipe line across alley at 21751 Fenkell Ave. After consultation with the Dept. of Public Works, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
CHAS. F. EDGECOMB,  
Chairman.

By Councilman Edgecomb:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Otis Jones & Son, to install underground, a one-half inch copper fuel oil line encased in concrete, from the rear of building at 21715 Fenkell Ave., S.E. corner of Lahser Rd., to cross the east/west public alley to vacant property of petitioner to proposed 1,000 gal. underground fuel oil storage tank on Lots 589 and 590, as per Board of Zoning Appeals grant under Case No. 1250-48.

Provided, Said line is installed at least 3 ft. below the top grade of the alley, encased in six inches of concrete, and that said work shall be performed under the supervision of the Dept. of Public Works, and the Dept. of Buildings & Safety Engineering, in accordance with plans submitted to and approved by those departments, and further

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission, which is granted expressly on the condition that said oil pipe line and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department by said grantee at its expense, and further

Provided, That said permit issued by the Department of Public Works is granted with the distinct understanding that in the event of the Charter of the City of Detroit being amended in such manner as will pro-

vide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said Charter, or ordinance or resolution, and that said grantee does hereby bind itself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

#### Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of The Volunteers of America (4017), for use of the city's lighting facility for its so-called Wishing Well donation receptacles. After careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

CHAS. F. EDGECOMB,  
Chairman.

By Councilman Edgecomb:

Resolved, That subject to its approval, the Public Lighting Commission be and it is hereby authorized and directed to furnish electricity from the city's facilities for the so-called Wishing Well donation receptacles of The Volunteers of America, on the city sidewalks at locations shown as granted in JCC of Nov. 9, 1948, p. 2973, and that same shall be maintained under the supervision of above department and Dept. of Police.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

#### Use of City-Owned Property

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Atomic-Cola, Inc. (3587), to landscape city-owned property at Swift and Oakland Aves. After consultation with the Corporation Counsel, and careful consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,

CHAS. F. EDGECOMB,  
Chairman.

By Councilman Edgecomb:

Resolved, That permission be and is hereby granted the Atomic-Cola, Inc. to landscape city-owned parcel at the southwest corner of Swift St. and Oakland Ave. described as "Lot 421, Kiefer Homes Sub.," adjoining petitioner's property; said permission to be subject to cancellation upon 60 days written notice if required for public purposes or if property is released for sale, and upon notice of termination, all landscaping to be removed by the petitioner at no cost to the City of Detroit, and further, that the City of Detroit is held harmless from all claims of damages arising from the use of the property.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Miriani, Oakman, Smith and the President—9.

Nays—None.

#### Finance

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred the following communications from city departments requesting the transfer of funds, approval of contracts, vouchers, etc. After consultation with the City Controller, and careful consideration of the requests, your committee recommends that same be granted in accordance with the accompanying resolutions.

Respectfully submitted,

CHARLES F. EDGECOMB,  
Chairman.

#### Controller

November 26, 1948.

To the Honorable, the Common Council:

Gentlemen—On January 23, 1948, the Dairy Office at the Detroit House of Correction was destroyed by fire. A claim was made against the Insurance Reserve Fund in the amount of \$4,500.00 for the construction of a dairy office half the size of the original building using, as much as pos-