

Claims and Accounts

Honorable Common Council:

Gentlemen—To your Committee of the Whole was again referred petition of James Cook (10399), wherein claim is made for auto damages. After hearing with petitioner and further consideration of the matter, your committee recommends an allowance of \$94.00 in full settlement of claim, and offers the following resolution.

Respectfully submitted,
MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That the City Controller be and he is hereby authorized and directed to draw a warrant upon the proper fund in favor of James Cook, 221 N. Harrington (9), in the sum of \$94.00 in full settlement of any and all claims which he may have against the City of Detroit by reason of damage to automobile sustained on January 5, 1965 involving a dirt pile on Oakwood Blvd. near Dix Ave., and that said sum be paid upon presentation of release, in form approved by the Corporation Counsel, and further

Resolved, That the City Controller be and he is hereby authorized to transfer appropriation within the respective funds from accounts where balances are available, and be it further

Resolved, That the City Controller is authorized to transfer from available funds sufficient moneys to pay claims approved prior to this resolution.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Drive-In Restaurants

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred City Plan Commission communication in proceedings of March 2, 1965 (JCC p. 385-86), advising of its approval of request Budd Schaefer, on behalf of Red Barns, Incorporated, to use property on the south side of West Eight Mile between Pinehurst and Monte Vista for a drive-in restaurant, and protest petition of Monte Vista Home Improvement Club, et al (10329). After a hearing and careful consideration of the matter, your committee recommends that action be taken on same in accordance with the following resolution.

Respectfully submitted,
MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That the action of the City Plan Commission of approval of request of Budd Schaefer, on behalf of Red Barns, Incorporated, to use property on the south side of West

Eight Mile between Pinehurst and Monte Vista, described as Lots 2877 through 2884, inclusive, of the Blackstone Park Sub. Number 6, known as 10601-10631 West Eight Mile, for a Drive-In Restaurant under the provisions of Section 10.1K of the Zoning Ordinance, be and the same is hereby concurred in, and the Department of Buildings & Safety Engineering is hereby accordingly authorized and directed to issue the necessary permits to Budd Schaefer, on behalf of Red Barns, Inc., for said use.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Rem Packing Co. (10571), for a building encroachment at the rear of 1524 Alfred. After consultation with the Department of Public Works, and careful consideration of the request, your committee recommends that it be granted in accordance with the following resolution.

Respectfully submitted,
MEL RAVITZ,
Chairman.

By Councilman Ravitz:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to the Rem Packing Co. to install and maintain a cement block building at the rear of 1524 Alfred St., described as Lot 18 and the west 4 ft. of Lot 17, L. Schulte's Heirs Sub. of the westerly 3 acres of Lot 7, A Dequindre's Farm, encroaching into the east-west public alley 0.75 ft. at the east end and to a maximum of 1.30 ft. at the west end for a distance of approximately 20 ft. subject to petitioner furnishing an indemnity agreement in accordance with this resolution.

Provided, That same shall be constructed and/or maintained under the rules and regulations 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 the permittee, for himself, his heirs, legal representatives, successors and assigns shall accept such permit on the conditions hereby imposed, and with the further distinct understanding that during the life of said encroachment the permittee will assume full liability for any and all damages which may be sustained by the City arising by reason of the granting of said permit and that said permittee will, before the issuance of said permit, file with

the City Controller the type of document as above set forth, naming the City of Detroit as obligee therein, conditioned to indemnify and save harmless the City of Detroit from any and all loss or damage, including loss or damage emanating from personal injury and property damage, costs and expenses it may suffer arising during the life of said encroachment by reason of the issuance of said permit. The said document shall be approved by the Corporation Counsel as to form and execution before filing same with the City Controller, and further

Provided, That the permittee shall acquire no implied or other privileges hereunder not expressly stated herein; that no rights in the public streets, alleys or other public property shall be considered waived by this permission, which is granted expressly on the condition that the encroachment hereby permitted shall be removed at the expense of the permittee at any time said structure or installation is remodeled, rebuilt or otherwise changed, so that the street, alley or other public property affected thereby shall remain free of such encroachment; and further

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded in the office of the Wayne County Register of Deeds, by and at the permittee's expense; and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and that at any time said permit is revoked by the Council the said encroachment shall be removed by the permittee within the time directed, and that upon failure to do so, the Commissioner of the Department of Buildings and Safety Engineering or his agents may enter into and upon the premises and remove at permittee's expense, any part of said structure or installation which encroaches into or upon a street, alley or other public property, and further provided, that the permittee, hereby waives any right to claim damages or compensation from the City of Detroit, or from any official agent thereof, due to the trespass or damage resulting from removing any such encroachment upon a street, alley, or other public property.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

FINANCE
Controller

April 1, 1965.

Honorable Common Council:

Gentlemen—Enclosed is a copy of our review of the Auditor General's

report on the Detroit House of Correction for the fiscal year ended June 30, 1963 for your information and file.
Respectfully submitted,

G. J. SAAM,
Deputy Controller.

Received and placed on file.

Controller

April 8, 1965.

Honorable Common Council:

Gentlemen—Pursuant to Common Council resolution of March 23, 1965, J.C.C. pages 526-27, a deed was issued and delivered to the State of Michigan, Lansing, Michigan, reconveying the following described property:

Lot 79, Moeller and Cardoni's Sub.; W. 1/2 of Lot 1, Crane and Wesson's Section of Forsythe Farm; Lot 65, Grace and Roos Addition to North Detroit; Lot 3 and Lot 127, Bessenger and Moore's Addition to Highland Park; Lot 904, Lindale Gardens Sub. No. 1; Lot 11, J. W. Johnston Sub.; and Lot 4, Tregent's Sub.

Respectfully submitted,
G. J. SAAM,
Deputy Controller.

Received and placed on file.

Controller

April 8, 1965.

Honorable Common Council:

Gentlemen—During the period April 2, 1965 through April 8, 1965, the Controller purchased the par value of \$6,361,000 in U. S. Treasury Bills at a cost of \$6,303,132.01. During the same period \$840,000 U. S. Treasury Bills were liquidated to meet cash requirements.

In accordance with Common Council resolution adopted June 23, 1964, a detailed list of investment transactions for said period is on file with the City Clerk.

Respectfully submitted,
G. J. SAAM,
Deputy Controller.

By Councilman Ravitz:

Resolved, That the foregoing investment purchases in the amount of \$6,303,132.01 and the liquidation of investments in the amount of \$840,000 for the period April 2, 1965 through April 8, 1965 be approved in accordance with the detailed list on file with the City Clerk which list is hereby made a part of this resolution.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Controller

April 1, 1965.

Honorable Common Council:

Gentlemen—The Department of Street Railways has filed a claim against the Insurance Reserve Fund for losses sustained in the period September 1, 1964 through December 31, 1964, consisting of one coach fire