

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 no building or other structure is constructed in said street; that petitioner shall observe the rules and regulations of the Dept. of Public Works, and further subject to the following provisions:

The City of Detroit retains all rights and interests in the area herein temporarily closed;

The City and all utility companies retain their rights to establish, maintain and service any utilities in said area of temporarily closed street, and further

Provided, That at the expiration of said permit, all obstructions therein shall be removed at the expense of the grantee, and the public property affected shall be restored to a condition satisfactory to the Dept. of Public Works, by and at the permittee's expense, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.

MONDAY, FEBRUARY 23RD

Chairman Wierzbicki submitted the following committee report for above date, and recommended its adoption:

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was again referred petition of Liberty Temple Church (88), requesting correction of the church name to Liberty Temple Evangelical Church, Inc., a Michigan Corporation, on an encroachment permit as granted in resolution of February 10, 1970 (J.C.C. p. 281-2). After careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

ANTHONY J. WIERZBICKI,

Chairman

By Councilman Wierzbicki:

Resolved, That resolution adopted February 10, 1970 (J.C.C. p. 281-2), granting the petition of Liberty Temple Church for the installation of an aluminum grille facing encroachment on property at 1300 E. Seven Mile Road, be and the same is hereby rescinded for the purpose of issuing such permit to the owner of record and as corrected in accordance with the following resolution; Therefore, Be It

Resolved, That the Department of Public Works is hereby authorized and directed to issue a permit to Liberty Temple Evangelical Church, Inc., a Michigan Corporation, to install an aluminum grille facing on building at 1300 E. Seven Mile Road, described as "Lots 454 thru 461, Cadillac Heights Sub.", encroaching 12 in. into public property for a distance of 100 ft. along Russell St. at an elevation of 10 ft. above ground to a height of 20 ft., and encroaching 12 in. into public property for a distance of 168 ft. along the south side of E. Seven Mile Road, east of Russell, at an elevation of 9 ft. above ground to a height of 15 ft. provided the aluminum grille facing is constructed in accordance with Section 861.0 of the City of Detroit Building Code, and further

Provided, That petitioner files an indemnity agreement in accordance with this resolution, and further

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 Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki, and President Ravitz—9.

Nays—None.

*RECONSIDERATION (No. 16), per motions before adjournment.

FINANCE AND MISCELLANEOUS MATTERS

Controller

February 20, 1970

Honorable Common Council:

Gentlemen—During the period February 13, 1970 through February 19, 1970, the Controller purchased the par value of \$27,179,000 U.S. Treasury Securities at a cost of \$27,002,591.19. Said total par value includes transactions whereby \$5,499,000 U.S. Treasury Securities were liquidated and simultaneously reinvested in U.S. Treasury Securities of a different duration to take advantage of favorable market fluctuations. During the same period \$750,000 U.S. Treasury Bills were liquidated to meet cash requirements. During the same period \$1,604,000 U.S. Treasury Securities were exchanged for a like amount of U.S. Treasury Securities of a longer duration under exchange rights as granted by the U.S. Treasury.

In accordance with Common Council resolution adopted June 10,

1969, a detailed list of investment transactions for said period is on file with the City Clerk.

Respectfully submitted,
ROBERT P. ROSELLE,
Controller

By Councilman Wierzbicki:

Resolved, That the foregoing investment purchases in the amount of \$27,002,591.19, that the liquidation of investments in the amount of \$6,249,000 and that the exchanges of investments in the par amount of \$1,604,000 for the period February 13, 1970 through February 19, 1970 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 Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.

Controller

February 18, 1970

Honorable Common Council:

Gentlemen — Pursuant to resolution adopted by your Honorable Body whereby the Controller was authorized and directed to execute deed for the sale of City-owned property, final payment has been received and the deed issued as follows:

Gil Investment Company, Inc., a Michigan Corporation, 10515 W. McNichols Road, Detroit, Michigan 48221 — Lot 8, Block 10, Albert Hesselbacher & Jos. S. Visger's Sub. — E. Pennsylvania between Forest and Warren. (J.C.C. 2-3-70, pp 206-7)

Respectfully submitted,
R. P. ROSELLE
Controller

Received and placed on file.

Corporation Counsel

February 20, 1970

Honorable Common Council:

Gentlemen — A report is herewith submitted in reference to the following: File No. 2525, Parcel 156, in the Recorder's Court of the City of Detroit, entitled:

IN THE MATTER OF ACQUISITION OF LAND FOR THE WEST SIDE INDUSTRIAL PROJECT NO. 2 AND OTHER MUNICIPAL PUBLIC PURPOSES IN AREA BOUNDED BY SIXTEENTH, MICHIGAN CENTRAL RAILROAD RIGHT-OF-WAY, LAFAYETTE AND BAGLEY AVENUES.

Judgment which was rendered on February 4, 1970 was confirmed on February 20, 1970 by the Honorable Paul R. Mahinske, for and in the absence of the Honorable William J.