

hood activities in line with the City's recreational programs; therefore, be it

Resolved, That for purposes of expediency, blanket authority is hereby given the Department of Police of the balance of the calendar year 1974 to accept such applications directly from the various organizations and block clubs and to issue permits for the temporary closing of streets which following that department's investigation with the Department of Streets and Traffic, are determined will not cause any undue traffic situation to carry out their program of properly supervised street dancing or other recreational activities.

Provided, No admission is charged, and there is no sale of refreshments or incidentals or use of loud speakers on the public streets, and the rules and regulations of the Dept. of Police are observed, and further, that each application shall cover only one date, limited to a period of hours, meeting with the approval of said departments, which program may be postponed to the following day in the event of inclement weather, and further

Provided, That any unresolved controversial application shall be referred to the Common Council for final disposition, including applications for any controversial Halloween Street Closing Programs, and further

Resolved, That the Department of Police shall submit a report to the Common Council by not later than February 1, 1974, as to the success of these privately sponsored community programs, and recommendations as to whether such blanket approval of the Council is again desired for the following year.

Provided, This resolution is revocable at the will, whim or caprice of the Common Council.

Adopted as follows:

Yeas — Councilmen Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Department of Police

January 8, 1974

Honorable Common Council:
 Re: REQUEST PERMISSION TO REIMBURSE SERGEANT ANTHONY PEPLINSKI \$40.00 FOR PERSONAL PROPERTY LOST.

In accordance with Common Council Resolution dated November 21, 1972 and the City Controller's Directive, the Detroit Police Department requests permission to reimburse Sergeant Anthony Peplinski \$40.00 for his personal property lost.

On December 29, 1973 Sergeant Anthony Peplinski assisted Stress #1 in a chase involving a stolen vehicle. The defendant attempted to escape by fleeing from the vehicle. Sergeant Peplinski chased the defendant and

during a struggle, between the two, Sergeant Peplinski lost his prescription glasses and case.

Inasmuch as the Sergeant was performing police duties at the time of this incident, and his being unable to produce a duplicate receipt for the original purchase, will you kindly authorize the department to reimburse Sergeant Anthony Peplinski \$40.00 to cover his loss.

Respectfully submitted,

STANLEY C. RICH

Second Dep. Commissioner

APPROVED:

D. O. GREEN

Controller

By Councilman Eberhard:

RESOLVED, That the Police Department be and it is hereby authorized to pay the claim outlined in the above communication; and be it further

RESOLVED, That the Controller be and he is hereby authorized and directed to honor vouchers when presented in accordance with the foregoing communication.

Adopted as follows:

Yeas — Councilmen Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Policemen and Firemen Retirement System

January 14, 1974

Honorable Common Council:

A communication has been received from the Detroit Police Department certifying that Police Officer David R. Watroba was elected to the Office of Trustee of the Policemen and Firemen Retirement System to fill the vacancy for the term ending June 30, 1974.

Mr. Watroba's home address is 9359 Rutherford, Detroit, Michigan 48228.

Respectfully submitted,

BOARD OF TRUSTEES

Policemen and Firemen

Retirement System

N. J. CHYLINSKI

Executive Secretary

Received and placed on file.

Department of Public Works

January 8, 1974

Honorable Common Council:

Re: Petition No. 7870, Duralastic Products Company, To install one underground tank on public property in front of 5353 Concord.

Pursuant to your request, this office has investigated the above petitioner's request. Our report is as follows:

On December 3, 1968, J.C.C. Pages 2890-2891, your Honorable Body granted the petition of Duralastic Products Company to place two storage tanks in the City street right of way.

The petitioner now requests permission to install a third tank of comparable size in the same area.

The same conditions prevail now as then. The petitioner has agreed to return the surface to a satisfactory pedestrian access.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,
JAMES W. WATTS
 Commissioner

By Councilman Browne:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to Duralastic Products Co., a Michigan corporation, to install an underground tank for the storage of Polyester resin on public property in front of 5353 Concord Avenue, Detroit, Michigan. The tank will be 8 ft. x 16 ft. in size with a capacity of 6,000 gallons and will be installed approximately six (6 ft.) feet west of the west curb of Concord Avenue.

Provided, That the necessary permit be obtained from the Department of Public Works and that same shall be constructed and maintained under the rules and regulations of the Department of Public Works, Buildings and Safety Engineering and the Fire Marshal in accordance with plans submitted to and approved by those Departments; and

Provided, That the installation of said tank on public property is in conformance with Section 714 of Ordinance No. 459-E of the Flammable Liquids Ordinance; and

Provided, That said permittee shall be subject to any tax which may be properly assessed and levied against it; and

Provided, That permittee at the time of obtaining said permit file with the City Controller an indemnity agreement in form approved by the Corporation Counsel saving and protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permit and the faithful performance by the permittee of the terms thereof; and in addition to pay all claims, damages or expenses that may arise out of the maintenance of said encroachment; and

Provided, That the permittee shall acquire no implied or other privileges hereunder not expressly stated herein; that no rights in the public streets, alley 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 changes so that the street, alley or other public property affected thereby shall remain free of such encroachment; and

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

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council and that at any time the 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 waived 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; and

Provided, That the filing of the indemnity agreement and the securing of the necessary permit referred to herein shall be construed as acceptance of the terms of this resolution by the permittee; and

Provided, That this permit shall not be assigned or transferred without the written approval of the Common Council.

Adopted as follows:

Yeas — Councilmen Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Department of Public Works

January 8, 1974

Honorable Common Council:

Re: Contract: PW-6238. For:

Demolition of Buildings - Federal Aid - 5463-5 Chene; 1640 Pennsylvania. Adjusted Contract Price: \$9,000.00. Contractor: All State Wrecking Company.

This is to certify that all work required of the Contract in the performance of this Contract has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated above as the Adjusted Contract Price.

The Contractor has submitted an affidavit that all payrolls, material bills, and all other indebtedness incurred by him in connection with the work have been paid.

It is therefore recommended that the total value of the work, as above stated, less the total amounts previously paid on all progress payments, be paid to the Contractor with the understanding that such payment is made by the City and accepted by the Contractor under the