

Oakman Boulevard, between Meyers and Manor Avenues, lying north of and adjoining the north line of lots 2492 and 2493, and south of and adjoining the south line of lot 2494, and south of and adjoining the south line of 20 foot north and south public alley, hereinafter described, said lots and alleys being the same as platted in Robert Oakman Land Company's Aviation Field Subdivision No. 4 of the N.W. $\frac{1}{4}$ of Section 5, T. 2 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 58, Page 48 of plats, Wayne County Records;

Also, all that part of north and south public alley, 20 feet wide, in block bounded by Meyers Road, Manor Avenue, Oakman Boulevard and Joy Road, lying east of and adjoining the east line of lots 2588 to 2597, both inclusive, east of and adjoining the east line of the north 25 feet of lot 2587 and west of and adjoining the west line of lots 2471 to 2491, both inclusive, and west of and adjoining the west line of the south 5 feet of lot 2470, all lots and said alley being the same as platted in Robert Oakman Land Company's Aviation Field Subdivision No. 4, heretofore mentioned;

Be and the same are hereby vacated as public alleys and converted into public easements, which easements shall be subject to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners of said lots and by their grantees and assigns and their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public an easement or right of way over said vacated public alleys, herein above described, for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, telephone, telegraph, electric light, or other poles or things usually placed or installed in a public alley in the city of Detroit, with the right to ingress or egress at any time to and over said easement for the purposes above set forth.

Second, said owners for their heirs and assigns further agree that no building or structures of any nature whatsoever, (except necessary line fences) shall be built or placed upon said easements or any part thereof, so that said easements shall be forever of easy access for the purposes named above;

Third, that said easements shall be used for the same purposes for which public alleys are generally used in the city of Detroit, excepting the same shall not be opened for the passage of vehicles therein.

Adopted as follows:

Yeas — Councilmen Castator, McNamara, Oakman, Van Antwerp, and the President—5.

Nays—None.

Department of Public Works

December 2, 1947.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith petition of the Department of Parks and Recreation requesting the vacation of Bradford Avenue and the alley westerly thereof between Manning and State Fair Avenues, within the limits of a recreational site recently acquired through condemnation proceedings.

The vacation of said street and alley was approved and recommended by the City Plan Commission, and the petition was referred to this office by your Committee of the Whole for investigation and report.

Please be advised that all of our investigations have been completed.

We have received word that the Department of Parks and Recreation issued purchase orders in the following amounts to reimburse the City departments whose installations will be affected by the vacation of said street and alley;

(a) \$2,400.00 to reimburse the Department of Water Supply for the estimated cost of abandoning 605 feet of water main in Bradford Avenue and the installation of 300 feet of new 6" water main;

(b) \$3,726.00 to the Permit Division of the Department of Public Works for the construction of approximately 10,350 square feet of sidewalk.

All other City departments and private utility companies, except the D.P.W. Sewer Division reported that they will be unaffected by the vacation of said street and alley, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The Department of Public Works (Sewer Division) reported that they have no objection to the vacation of said alley but desire that a proper provision is made in the vacating resolution relieving that department of the duty of maintenance of the sewer located in the alley to be vacated.

In view of the above, we recommend the adoption of the attached resolution.

Yours very truly,
ERNEST JONES,
Commissioner.

By Councilman McNamara:
Resolved, That all of Bradford Avenue, 60 feet wide, between Manning and State Fair Avenues, as platted in Marquardt Subdivision of

E. 20 acres of E. ½ of W. ½ of S.W. ¼ of Sec. 2, T. 1 S., R. 12 E., Gratiot Twp., Wayne County, Michigan, as recorded in Liber 49 of plats, Page 66, Wayne County Records, and also as platted in Edgewood Park Subdivision of the West 20 acres of the E. ½ of the W. ½ of the S.W. ¼ of Sec. 2, T. 1 S., R. 12 E., Gratiot Twp., Wayne County, Michigan, as recorded in Liber 46 of plats, Page 77, Wayne County Records, lying west of and adjoining the west line of lots 1 to 13, both inclusive, of Marquardt Subdivision, heretofore mentioned, and east of and adjoining the east line of lots 126 to 139, both inclusive, of Edgewood Park Subdivision, heretofore mentioned;

Also all of north and south public alley, 18 feet wide, in block bounded by Annett, Bradford, Manning and State Fair Avenues, lying east of and adjoining the east line of lots 1 to 14, both inclusive, and west of and adjoining the west line of lots 126 to 139, both inclusive, all lots and said alley being the same as platted in Edgewood Park Subdivision, heretofore mentioned;

Be and the same are hereby vacated as public street and alley to become a part and parcel of the adjoining property.

Provided, That by reason of the vacation of above described alley, the Department of Public Works waives all rights to said sewer, and hereafter if said sewer is to be repaired, altered or serviced in any manner whatsoever, it shall become the duty of the Department of Parks and Recreation to repair, alter or service same.

Adopted as follows:

Yeas — Councilmen Castator, McNamara, Oakman, Van Antwerp, and the President—5.

Nays—None.

Department of Public Works

December 4, 1947.

To the Honorable, the Common Council:

Gentlemen—The Grand Trunk Railroad Company have constructed a new retaining wall at the Harbor Line of Brush Street. The existing City Brush Street Sewer terminated at the water's edge. With this new retaining wall, it has become necessary to extend the existing sewer through the retaining wall.

A contract was awarded on March 25, 1947, for the lump sum amount of \$2,300 to G. Vella & Son. However, because the railroad company had not completed their work to the point which would permit the sewer to be constructed, the contractor was not able to do this work. Since that time, the contractor, G. Vella & Son, has liquidated its busi-

ness in Michigan and is no longer in a position to do this work.

The contract provided that the contractor had a right to terminate the contract if he was not permitted to start work for a period of 3 months. It is recommended that this contract be cancelled for these reasons.

The contractor for the Grand Trunk Railroad Company that has been doing the work on the retaining wall has given the City a quotation of \$2,670 to install this sewer if permitted to do so immediately. This is the same price which this contractor gave the city when bids were taken on the sewer contract. This price includes a \$500 item for underwater work, which condition now prevails. Unless the work can be authorized immediately, the contractor will pull his construction sheeting and remove his pumps, which will make the installation of the sewer at a later date much more costly.

It is therefore recommended that the Department of Public Works be authorized to enter into an agreement with Hamer Bros. to install this sewer before he finishes the work for the Grand Trunk Railroad Co., which he has agreed to do before the end of this year if given prompt authorization.

Respectfully submitted,
ERNEST JONES,
Commissioner.

By Councilman Oakman:

Resolved, that the contract with G. Vella & Son for the Brush Street Sewer Extension, Contract PW-186, approved March 18, 1947, be and is hereby cancelled; and be it further

Resolved, that the Commissioner of Public Works be and he is hereby authorized and directed to enter into an agreement with Hamer Bros., Inc., to do the necessary work in connection with the extension of the Brush Street Sewer to the harbor line, including underwater work, for the amount of \$2,670, which cost includes the installation of the underwater waler at the harbor line; and be it further

Resolved, that the City Controller be and he is hereby authorized and directed to honor vouchers when presented and charge them against Account No. 124-2390-904, Public Sewer Construction, the vouchers to include the items of inspection and contingency items, as well as the above contract costs.

Referred to the Committee of the Whole.

Department of Public Works

December 5, 1947.

To the Honorable, the Common Council:

Gentlemen—This is to certify, in accordance with Article 5 of the fol-