

ross, contractor, I. M. Cooper, \$13,-794.66.

PW-548—Balfour, Britain to Morang, contractor, L. M. Cooper, \$10,-519.50.

PW-486—Pierson, Dover to Cathedral, contractor, Weir Contracting Co., \$9,391.15.

As the work provided for in these contracts has been completed, they are accepted by the Commissioner of Public Works under the terms and conditions thereof, and he does recommend that the completion of the above pavements be accepted by your Honorable Body and that full payment of the above sums, as indicated in Final Estimates, less previous payments be made at this time with the understanding that such payments are made by the city and accepted by the contractor under the terms of final payment.

FLOYD C. MORSE,
Engineer of Tests & Inspection.
MARTIN R. FISHER,
Assistant City Engineer.
THOMAS C. HANSON,
Commissioner.

By Councilman Kronk:

Whereas, It appears from communication from the Dept. of Public Works that the paving of the streets therein listed has been duly completed, and

Whereas, The paving of said streets has been found to be in accordance with the contract and specifications for the same, and has been accepted by the Commissioner of Public Works, Therefore Be It

Resolved, That the paving of said streets, within the limits described, be and the same is hereby accepted.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Reconsideration

Councilman Comstock moved to reconsider the vote by which the resolution was adopted.

Councilman Garlick moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Councilman Kronk then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

December 1, 1948

To the Honorable, the Common Council:

Gentlemen—A portion of the Hubbell Southfield Sewer will pass through the City of Dearborn. A right of way agreement between the City of Detroit and the City of Dearborn to accommodate the construction, prepared by this office, has been approved by our Corporation Counsel and by the City of Dearborn Council and Corporation Counsel. The City of Dearborn requests that this instrument be executed by the City of Detroit and forwarded to them for completion. I, therefore, respectfully recommend that your Honorable Body approve this agreement and that I be authorized to execute same on behalf of the City of Detroit.

Respectfully submitted,
THOMAS C. HANSON,
Commissioner.

By Councilman Kronk:

Resolved, That the right of way agreement between the City of Detroit and the City of Dearborn to accommodate the construction of the Hubbell Southfield Sewer through the City of Dearborn be and is hereby approved, and be it further

Resolved, That the Commissioner of Public Works is hereby authorized and requested to execute this agreement on behalf of the City of Detroit.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Department of Public Works

December 1, 1948

To the Honorable, the Common Council:

Gentlemen—Petition of Thomas J. King, et al (No. 1939), requesting the conversion into an easement of the north and south public alley in block bounded by Stansbury, Lesure, Norfolk and Eight Mile Road, was referred by your Committee of the Whole to the Department of Public Works for investigation and report.

The vacation of this alley was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of August 20, 1948.

We wish to advise that all of our investigations have been completed. In reply to our inquiries, all City departments and private utility companies reported that they will be unaffected by the proposed change, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of this alley into

an easement conforms with Common Council resolution of November 13, 1945, J.C.C. Page 2230.

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

Respectfully submitted,
THOMAS C. HANSON,
Commissioner.

By Councilman Smith:

Resolved, That all of north and south public alley, 16 feet wide, in block bounded by Stansbury, Lesure, Norfolk and 8 Mile Rd., as platted in Derby Subdivision of N.E. 1/4 of N.E. 1/4 of Sec. 6, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 38 of plats, Page 85, Wayne County Records, lying east of and adjoining the east line of lots 69 to 85, both inclusive, and west of and adjoining the west line of lots 106 to 122, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public alley and converted into a public easement, which easement 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 alley, hereinabove 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 buildings or structures of any nature whatsoever (except necessary line fences), shall be built or placed upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above.

Third, that said easement 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 Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Department of Public Works

December 9, 1948.

To the Honorable, the Common Council:

Gentlemen—Petition of Robert D. Ainslie, et al (No. 1772) requesting the conversion into an easement of the north and south public alley in block bounded by Forrer, Winthrop, Trojan & Hessel Avenues was referred by the Committee of the Whole to the Department of Public Works for investigation and report, and is returned herewith.

The vacation of this alley was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of August 4, 1948.

We wish to advise that all of our investigations have been completed. In reply to our inquiries, all City departments and private utility companies reported that they will be unaffected by the proposed change, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of this alley into an easement conforms with Common Council resolution of November 13, 1945, J.C.C. Page 2230.

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

Respectfully submitted,
THOMAS C. HANSON,
Commissioner.

By Councilman Smith:

Resolved, That all of north and south public alley in block bounded by Forrer, Winthrop, Trojan and Hessel Avenues as platted in Maloney Park Subdivision of the N.E. 1/4 of the N.E. 1/4 of Sec. 1, T. 1 S., R. 10 E. City of Detroit, Wayne County, Michigan, as recorded in Liber 60 of plats, Page 2, Wayne County Records, lying east of and adjoining the east line of lots 202 to 216, both inclusive, and west of and adjoining the west line of lots 220 to 234, both inclusive, all lots being the same as platted in last mentioned subdivision.

Be and the same is hereby vacated as a public alley and converted into a public easement, which easement 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 alley, hereinabove 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 buildings or structures of any nature whatsoever, (except necessary line fences) shall be built or placed upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above.

Third, that said easement 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 Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Department of Public Works

December 8, 1948.

To the Honorable, the Common Council:

Gentlemen—Atlas Industries, Inc. have filed with your Honorable Body Petition 3989, under date of November 23, 1948, asking for the privilege of connecting a 10-inch sewer from their plant outside the City of Detroit into the Detroit sewer system at 8 Mile and Mount Elliott.

The City Engineer reports that the Mount Elliott sewer at 8 Mile Road has sufficient capacity at the present time, until the Detroit area is more completely built up, to take the drainage from the proposed 10-inch connection in an amount of not to exceed 1.5 cu. ft. per second. He recommends that permit be granted on a year-to-year basis for an annual fee of \$242.38.

Pursuant to the Compiled Ordinances of the City of Detroit, Chapter 149, Section 15, I recommend that the petition be granted, subject to an agreement between the City of Detroit and the Atlas Industries, which agreement shall incorporate the above mentioned recommendation.

Respectfully submitted,

THOMAS C. HANSON,
Commissioner.

By Councilman Smith:

Resolved, That Petition 3989 of the Atlas Industries, Inc., asking permission for a 10-inch connection into the Detroit sewer system, at 8 Mile and Mount Elliott be granted, pursuant to an agreement between them and the City of Detroit, acting through the Commissioner of Public Works, and in accordance with the

foregoing recommendation of the Department.

Adopted as follows:

Yeas—Councilmen Comstock, Connor, Edgecomb, Garlick, Kronk, Oakman, Smith and the President Pro Tem—8.

Nays—None.

Department of Public Works

November 19, 1948

To the Honorable, the Common Council:

Gentlemen—Your Honorable Body on August 3, 1948 approved the Re-Allocation Program as submitted by the Board of Fire Commissioners. Included in this program for current construction were two new fire stations, one on Meyers Road near James Couzens Highway and the other at Ewald Circle and Dexter.

The preliminary plans have been prepared by the City Engineer's Office. However, the City Engineer has not been furnished with a sufficient number of architects and engineers to process the working construction drawings and detailed specifications for these two buildings in addition to other work the City Engineer's Office now has on hand. It is, therefore, proposed that the processing of the necessary construction documents be done under contract for professional services of outside architectural firms, working under the direction and supervision of the City Engineer.

It is proposed to engage such professional services on a "double payroll" basis with the total charges limited to a definite lump sum amount. This method is one that is commonly used and should prove advantageous to the City as well as being fair to the firm doing the work. The form of a contract which would be entered into for such services is merely a modification of the form of contract previously used and has been approved by the Corporation Counsel. Such form of contract specifically provides that all notes, designs, drawings, specifications and other technical data shall become the property of the City of Detroit to use as it sees fit. The contract would make no provision for supervision of construction by the outside firm as this would be done by City forces.

It is, therefore, respectfully requested that authority be granted to enter into contract for professional services for the preparation of the construction documents on the following projects with the firms listed below:

1. Fire Engine House at Meyers and James Couzens Highway. Estimated construction cost, \$100,000.00. Shreve-Walker and Assoc., 600 Wood-