

scribed by Ordinance. No protests have been received against these rolls, and we, therefore, recommend that your Honorable Body confirm same.

Respectfully submitted,

CARL D. WARNER,  
Commissioner.

By Councilman Connor:

Resolved, That Lateral Sewer Assessment Roll B-55 in the amount of \$2,100 for defraying the cost of constructing Lateral Sewer 6579, Lateral Sewer Assessment Roll B-56 in the amount of \$6,300 for defraying the cost of constructing Lateral Sewer 6602, and Lateral Sewer Assessment Roll B-57 in the amount of \$11,600 for defraying the cost of constructing Lateral Sewer 6639 be and the same are hereby approved and confirmed.

Adopted as follows:

Yeas—Councilmen Connor, Kronk, Oakman, Smith and the President pro tem—5.

Nays—None.

#### Reconsideration

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

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

Yeas—Councilmen Connor, Kronk, Oakman, Smith and the President pro tem—5.

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

July 14, 1949.

To the Honorable, the Common Council:

Gentlemen—Petition of John Ziga et al (No. 3432), requesting the conversion into an easement of the north and south alley in block bounded by Hazelton, West Parkway, W. Chicago and Orangelawn Avenues, was referred to this Department by your Committee of the Whole 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 May 26, 1949.

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,  
CARL D. WARNER,  
Commissioner.

By Councilman Connor:

Resolved, That all of north and south public alley 20 ft. wide in block bounded by Hazelton, West Parkway, W. Chicago and Orangelawn Avenues, as platted in Marquette Meadows Subn. of part of S. E.  $\frac{1}{4}$  of N. W.  $\frac{1}{4}$  of Sec. 33, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 58 of Plats, Page 82, Wayne County Records, and in Snell's Orchard Park Subn. of part of the E.  $\frac{1}{2}$  of E.  $\frac{1}{2}$  of N. W.  $\frac{1}{4}$  of Section 33, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 57 of plats, Page 56, Wayne County Records, lying west of and adjoining the west line of lots 56 to 84 both inclusive of Marquette Meadows Subn. west of and adjoining the west line of lots 1 to 10, both inclusive, of Snell's Orchard Park Subn., east of and adjoining the east line of lots 132 to 136, both inclusive, of Snell's Orchard Park Subn., east of and adjoining the east line of lots 38 to 49, both inclusive, and east of and adjoining the east line of lot 55, of Marquette Meadows Subn., and east of and adjoining the east line of 20-ft. east-west alley north of W. Chicago;

Also, That part of east and west public alley, 20 feet wide, north of W. Chicago Avenue between Hazelton and West Parkway Avenues as platted in Marquette Meadows Subn., heretofore mentioned, lying south of and adjoining the south line of the east 25 feet of lot 49 and north of and adjoining the north line of lot 55 and the east 5 feet of lot 54, all lots being the same as platted in last mentioned Subn.

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

Provided, The City of Detroit hereby reserves for itself 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 of ingress or egress at any time to and over said easement for the purposes above set forth;

And Further Provided, That the owners of lots abutting on said vacated alley, their heirs and assigns,



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shall not build or construct any buildings or structure of any nature whatsoever (except necessary line fences), upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above;

And Further Provided, Said easement shall be used for the same purposes for which public alleys are generally used in the City of Detroit, excepting that same shall not be opened for the passage of vehicles therein;

And Further Provided, That if at any time in the future, the owners of any lots abutting on said vacated alley, their heirs or assigns, shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Adopted as follows:

Yeas—Councilmen Connor, Kronk, Oakman, Smith and the President pro tem—5.  
Nays—None.

#### Department of Public Works

July 11, 1949.

To the Honorable, the Common Council:

Gentlemen—Contract PW-684 is for the paving of Prest, from Pickford to Margareta. The contractor is The Thos. E. Currie Company.

The distribution of the assessment portion in the original proposal was predicated on the vacation of Prest S. of Pickford because of an existing recreation site. This vacation has not yet been accomplished and the cost of the pavement on the south side of the intersection should be charged to the City portion instead of the assessed portion. The actual quantities of pavement constructed remain unchanged. The reduction in the assessment portion amounts to \$303.-85, reducing the total assessment cost from \$6,768.65 to \$6,464.80. This will result in increasing the City portion from \$2,109.90 to \$2,413.75.

It is respectfully recommended that this change in the assessment portion be authorized and approved by your Honorable Body.

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Connor:

Resolved, That the assessment portion of Contract PW-684 for the paving of Prest, between Pickford and Margareta, be reduced by the amount set forth in the foregoing communication and the City portion be increased by the like amount; and be it further

Resolved, That the Controller be

and he is authorized and directed to honor vouchers when presented incorporating such changes.

Adopted as follows:

Yeas—Councilmen Connor, Kronk, Oakman, Smith and the President pro tem—5.  
Nays—None.

#### Department of Public Works

July 14, 1949.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred to this office the petition of the Hurlbut Avenue Baptist Church, et al (No. 6849), requesting the vacation of the dead-end portion of Gordon Avenue, east of Hurlbut Avenue.

The vacation of said portion of street was approved by the City Plan Commission in their communication to your Honorable Body of October 23, 1947.

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

As per our directive on July 15, 1949, the petitioners deposited into the City Treasury the sum of \$136.33, Receipt No. 1615, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the E. ½ of Hurlbut Avenue at the intersection of Gordon Avenue.

The petitioners also deposited, on July 15, 1949, with the Permit Division of the Department of Public Works the sum of \$87.72, Receipt No. 94946, said amount being the estimated cost of removing and replacing six feet of curb and constructing sidewalks across the vacated portion of street.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said street.

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

Respectfully submitted,  
CARL D. WARNER,  
Commissioner.

By Councilman Connor:

Resolved, That all of Gordon Avenue, east of Hurlbut Avenue as platted in The Mack and Cadillac Avenue Subdivision of lots 8, 9, 10 and 11 of M. H. Butler's Subdivision of P. C. 257, City of Detroit, Wayne County, Michigan, as recorded in Liber 16 of plats, Page 27, Wayne County Records, lying north of and adjoining the north line of lot 105 of last mentioned subdivision;

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

Adopted as follows:  
Yeas—Councilmen Connor, Kronk,



Oakman, Smith and the President  
pro tem—5.  
Nays—None.

**Department of Public Works**

July 15, 1949.

To the Honorable, the Common  
Council:

Gentlemen—This is to certify in  
accordance with Article 6 of the Con-  
tract Agreement of PW-452, Warren  
Avenue Sewer West of Rouge River,  
that work provided for in said Con-  
tract has been given final inspection  
and has been found fully completed  
and the Contractor, Michigan Sewer  
Construction Company, has submit-  
ted an affidavit that all payrolls,  
material bills, and other indebted-  
ness connected with the work has  
been paid.

The completed items and value  
thereof of this work are:

All Contract Items and Contract  
Changes, \$262,835.00

(Two hundred sixty two thousand,  
eight hundred thirty-five and 00/100  
Dollars).

As the work provided for in this  
Contract has been completed it is  
accepted by the Commissioner of  
Public Works under the terms and  
conditions thereof and he does rec-  
ommend that full payment of the  
above stated sum less all previous  
payments as indicated in Estimate  
No. 6 (Final) be made at this time  
with the understanding that such  
payment is made by the City and  
accepted by the Contractor under  
the terms of final payment.

FLOYD C. MORSE,  
Engineer of Tests and Inspection.  
G. R. THOMPSON,  
City Engineer.  
CARL D. WARNER,  
Commissioner.

**Department of Public Works**

July 15, 1949.

To the Honorable, the Common  
Council:

Gentlemen—This is to certify in  
accordance with Article 6 of the Con-  
tract Agreement of the following  
Contract that work provided for in  
said Contract has been given final  
inspection and found fully performed  
and the Contractor has submitted an  
affidavit that all payrolls, material  
bills, and other indebtedness con-  
nected with the work has been paid:

Paving of:

PW-704 — Winthrop (Clarita to  
Cambridge) Thomas E. Currie Com-  
pany, Contractor—Eighteen thousand  
seven hundred fifty nine and 50/100  
Dollars (\$18,759.50).

As the work provided for in this  
Contract has been completed, it is  
accepted by the Commissioner of

Public Works and he does recom-  
mend that it be accepted by your  
Honorable Body and that full pay-  
ment of the above stated sum, as in-  
dicated in Estimate No. 1 (Final),  
be made at this time with the un-  
derstanding that such payment is  
made by the City and accepted by  
the Contractor under the terms of  
final payment.

FLOYD C. MORSE,  
Engineer of Tests and Inspection.  
G. R. THOMPSON,  
City Engineer.  
CARL D. WARNER,  
Commissioner.

**Department of Public Works**

June 28, 1949.

To the Honorable, the Common  
Council:

Gentlemen—This is to certify in  
accordance with Article 6 of the Con-  
tract Agreement for PW-918, Lateral  
Sewer No. 6636, in Sunderland Ave-  
nue from Seven Mile Road to Cam-  
bridge, that work provided for in  
this contract has been given final  
inspection and has been found fully  
performed and the Contractor, John  
Monte, has submitted an affidavit  
that all payrolls, material bills and  
other indebtedness connected with  
the work has been paid.

The completed items and value  
thereof of this work are:

All Contract Items and Contract  
Changes, \$6,344.00.

(Six thousand three hundred forty-  
four and 00/100 dollars).

As the work provided for in this  
Contract has been completed it is  
accepted by the Commissioner of  
Public Works under the terms and  
conditions thereof and he does rec-  
ommend that the completion of the  
above mentioned sewer be accepted  
by your Honorable Body and that  
full payment of the above stated  
sum of \$6,344.00 as indicated in Es-  
timate No. 1 (Final) be made at this  
time with the understanding that  
such payment is made by the City  
and accepted by the Contractor under  
the terms of final payment.

FLOYD C. MORSE,  
Engineer of Tests and Inspection.  
G. R. THOMPSON,  
City Engineer.  
CARL D. WARNER,  
Commissioner.

By Councilman Connor:

Whereas, It appears from commu-  
nications from the Dept. of Public  
Works that the contracts therein  
listed have been duly completed, and

Whereas, The completion of said  
work has been found to be in ac-  
cordance with the contracts and  
specifications for the same, and has  
been accepted by the Commissioner  
of Public Works, therefore be it