

Avenues from the alley west of Freeland Avenue to Hubbell Avenue, Contract PW-1116.

There were thirteen (13) bids received and the tabulation of the bids is attached hereto.

The low bid is regular in all respects and meets the requirements of the Contract Documents.

It is, therefore, recommended that the contract be awarded to the low bidder, John Monte, in the bid price of \$60,432.00. In addition to the bid price, it is estimated that \$3,068.00 will be required to cover the cost of advertising, inspection and minor contingencies, making the total funds required \$63,500.00. Funds to cover this cost are available in Account No. 925-2390-922.

Respectfully submitted,
CARL D. WARNER,
 Commissioner.

By Councilman Garlick:

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to enter into a contract for the construction of sewers in Norfolk and Hubbell Avenues from the alley west of Freeland Avenue to Hubbell Avenue, Contract PW-1116 with John Monte in the amount of \$60,432.00; and be it further.

Resolved, That the City Controller be and he is hereby directed to honor vouchers when presented and charge them against Account No. 925-2390-922. The vouchers to include the cost of advertising, inspection and contingencies items as well as the contract costs.

Adopted as follows:
 Yeas—Councilmen Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
 Nays—None.

Department of Public Works
 February 1, 1950.

To the Honorable, the Common Council:

Gentlemen—This is to certify that in accordance with Article 6 of the Contract Agreement of PW-937, Frisbee Outlet Sewer, West of River Rouge, that work provided for in said Contract has been inspected and found substantially complete. Final shaping up of backfill and riprap remaining to be done must be delayed until weather conditions permit work of this nature. It is therefore recommended that \$750.00 be retained until final completion.

Charles J. Rogers, Incorporated, 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 are as follows:

All Contract Items, with the exception of \$750.00 retained, is \$45,-

750.00. (Forty-five thousand, seven hundred fifty Dollars).

As the work provided for in this Contract has been substantially completed it is accepted by the Commissioner of Public Works under the terms and conditions thereof and it is recommended that full payment of the above stated sum of \$45,750.00, less all previous payments as indicated in Estimate No. 3, 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 the Contract.

FLOYD C. MORSE,
 Engineer of Tests & Inspection.
MARTIN R. FISHER,
 Deputy City Engineer.
CARL D. WARNER,
 Commissioner.

By Councilman Kronk:

Whereas, It appears from communication from the Dept. of Public Works that the contract for the Frisbee outlet sewer, west of River Rouge, has been duly completed, and

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

Resolved, That the contract be and the same is hereby accepted.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
 Nays—None.

Reconsideration

Councilman Oakman 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 Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
 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
 February 13, 1950.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of Bell Chaney, Inc., et al (No. 7311), requesting the vacation of a portion of the north-south alley south of Kercheval Avenue between Philip and Manistique Avenues. The vacation of said alley was previously approved by

the City Plan Commission with the recommendation that the petitioners dedicate a new alley outlet south of the alley to be vacated.

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

As per our directive, on February 10, 1950, the petitioners made the following deposits:

a) \$675.00 to the City Treasury, Receipt No. 42980 credited to Public Lighting Commission Fund Code No. 123-9400-0-6190-481, said amount being the estimated cost of rerouting P.L.C. primary street lighting circuits.

b) \$171.60 to the City Treasury, Receipt No. 42981 credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the south ½ of Kercheval Avenue at the intersection of the alley to be vacated.

c) \$650.00 to the Permit Division of the Department of Public Works, Receipt No. 4232, said amount being the estimated cost of constructing a sewer manhole south of the alley to be vacated.

d) \$3,520.70 to the Permit Division of the Department of Public Works, Receipt No. 4233, said amount being the estimated cost of removing the existing paved return at the entrance to the alley to be vacated, reconstructing the curbing and constructing sidewalks across the vacated alley, paving the newly dedicated alley, constructing paved returns at the entrance thereto and installing drainage therein.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

We are in receipt of a quit claim deed whereby land is dedicated for alley purposes in accordance with the City Plan Commission's recommendation. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and we are attaching it hereto for your Honorable Body's acceptance.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

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

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Kronk:

Resolved, That all that part of north-south public alley, 18 feet wide, south of Kercheval Avenue, between Philip and Manistique Avenues, as platted in Fox Creek Subdivision part of Private Claim 120, City of Detroit,

Wayne County, Michigan, as recorded in Liber 25 of plats, Page 73, Wayne County Records, lying east of and adjoining the east line of lots 71, 72 and the north 10 feet of lot 70, and west of and adjoining the west line of lots 73, 74 and the north 10 feet of lot 75, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions: 1. Provided, That by reason of the vacation of the above described alley the City of Detroit does not waive any rights to the sewer located therein, and at all times shall have the right to enter upon the premises, if found necessary, on account of said sewer to repair, alter or service same; and further

2. Provided, That if any building is to be constructed over the sewer, said sewer shall be replaced with cast iron pipe of the same size, or the sewer shall be encased in six inches of Class "A" concrete, or the sewer shall be rerouted and such manholes shall be constructed as shall be specified by the City Engineer, all work to be done under the supervision and inspection of the Department of Public Works, and all costs entailed to be borne by the petitioners or their assigns; and further

3. Provided, That petitioners or their assigns shall not build over said sewer without first securing the approval of the City Engineer and the Department of Buildings and Safety Engineering; and further

Resolved, That quit claim deed for Abraham Borman and Molly Borman, his wife, to the City of Detroit, deeding land for alley purposes, said land being described as:

"The south 20 feet of lot seventy (70) and the south 20 feet of lot seventy-five (75) of Fox Creek Subdivision, part of private claim 120, City of Detroit, Wayne County, Michigan, according to the plat thereof recorded in liber 25 of plats, on page 73, Wayne County records, for alley purposes;

Be and the same is hereby accepted and the City Controller be and he is hereby directed to record said deed in the office of the Register of Deeds for Wayne County.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
Nays—None.

Department of Public Works

February 13, 1950.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith the petition of David G. Guthrie,