

The tabulation of bids received on each of the contracts is attached hereto.

The low bid on each of the contracts is regular in all respects and in accordance with the contract requirements. It is recommended that the contract be awarded to the respective bidders as listed below and in the amounts stated. The total funds required include the cost of advertising, inspection, engineering and financing costs and minor contingencies, as well as the contract costs.

To: Sachs & Kaufman:

Contract—

PW-1639W, bid \$6,733.00, total funds required \$7,525.00.

PW-1640P, bid \$6092.80, total funds required \$6,850.00.

PW-1643P, bid \$5,763.80, total funds required \$6,650.00.

PW-1647P, bid \$2,403.50, total funds required \$2,700.00.

To: A. J. Smith Contracting Co.:

Contract—

PW-1641F, bid \$2,185.10, total funds required \$2,450.00.

PW-1642P, bid \$5,270.75, total funds required \$5,975.00.

PW-1644W, bid \$2,780.00, total funds required \$3,150.00.

PW-1645P, bid \$1,583.00, total funds required \$1,750.00.

PW-1646P, bid \$7,571.95, total funds required \$8,550.00.

It is recommended that the Controller be authorized and directed to set up the necessary accounts to cover these contracts and the cost of advertising, inspection, engineering and financing, and minor contingencies.

Respectfully submitted,

CARL D. WARNER,  
Commissioner.

By Councilman Kronk:

Resolved, That the bids of the foregoing contractors be and the same are hereby approved and accepted; and be it further

Resolved, That said bids shall remain firm until the special assessment district for the respective alley pavings have been determined; and be it further

Resolved, That thereupon the Commissioner of Public Works be and he is hereby authorized and directed to enter into contracts with the respective bidders listed above in accordance with the proposals, plans and specifications, subject to confirmation and approval by the Common Council; and be it further

Resolved, That payment will be made to the contractors for the assessed portion of the contract only from special assessments levied for said purpose; or from the proceeds of the sale of special assessment bonds and that payment for City

portion shall be paid from the street and alley intersection fund within the General Fund. Partial or periodic payments during the course of periodic construction shall not be authorized unless such assessments have been collected or special assessment bonds sold and delivered; and be it further

Resolved, That in the preparation of the City Engineer's final cost statement for payment of the cost of new paving of the contract alleys, any deductions or additions to the original contract shall be adjusted in the City portion of the contract, so that the original assessment roll previously confirmed and levied shall not be changed and PRO-VIDED, That when such deduction or addition in the assessment portion exceeds 1 per cent of the contract price thereof, this procedure must be approved by the Common Council.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—8.

Nays—None.

Department of Public Works

May 4, 1951.

Gentlemen — The petitions of Michael Matuscak, et al (No. 1478), Jacob W. Alkon, et al (No. 1857), Harvey R. Gilchrist, et al (No. 4279), Carl A. Bell, et al (No. 5041), W. Stuart Smith, et al (No. 5232), Max Zuernay, et al (No. 5233), and Robert N. Goltz, et al (No. 5436), requesting the conversion into easements of alleys at the various locations described in the attached resolution, were referred to this office by your Committee of the Whole for investigation and report and are returned herewith.

The conversion of said alleys into easements was approved by the City Plan Commission at an earlier date.

We wish to advise that our investigations are completed. In reply to our inquiries, all City departments and privately owned utility companies reported that they have no objection to the conversion of the alleys into easements provided that proper provisions be incorporated into the vacating resolution protecting their interests in the installations located in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,  
CARL D. WARNER, Commissioner.

By Councilman Kronk:

Resolved, That all of north-south public alley, 18 feet wide, in block bounded by Robson, Terry, Westfield and West Chicago Avenues, as plotted in Plymouth Park Subdivision of part of the N. ½ of the N. E. ¼ of the S. W. ¼ of Section 31, T. 1, S. R. 11 E., as recorded in Liber 42 of



plats, Page 75, Wayne County Records, lying east of and adjoining the east line of lots 49 to 61, both inclusive, and west of and adjoining west line of lots 62 to 74, both inclusive, of last mentioned subdivision, (Petition No. 1478);

Also, all of north-south public alley, 16 feet wide, in block bounded by Hartwell, Snowden, Vassar Drive and St. Martins Avenues, as platted in Greenwich Park, a subdivision of the S.W.  $\frac{1}{4}$  of Section 5, T. 1 S., R. 11 E., as recorded in Liber 41 of plats, Page 28, Wayne County Records, lying east of and adjoining the east line of lots 198 to 207, both inclusive, and west of and adjoining the west line of lots 238 to 247, both inclusive, of last mentioned subdivision; Also, all of east-west public alley, 16 feet wide, north of Vassar Drive between Hartwell and Snowden Avenues, as platted in Greenwich Park Subdivision No. 1 of the vacated portion of Greenwich Park Subdivision of the S. W.  $\frac{1}{4}$  of Section 5, T. 1, S., R. 11 E., as recorded in Liber 45 of plats, Page 28, Wayne County Records, lying north of and adjoining the north line of lots 1091, 1092, 1093 and 1094 of last mentioned subdivision, (Petition No. 1857);

Also, all of north-south public alley, 18 feet wide, in block bounded by Fenmore, Archdale, Hessel Avenues and Eight Mile Road, as platted in Madison Park, being a subdivision of the N. W.  $\frac{1}{4}$  Section 1, T. 1 S., R. 10 E., as recorded in Liber 53 of plats, Page 12, Wayne County Records, lying east of and adjoining the east line of lots 644 to 652, both inclusive, east of and adjoining the east line of the south 27.75 feet of lot 653, west of and adjoining the west line of lots 670 to 678, both inclusive, and west of and adjoining the west line of the south 27.75 feet of lot 669, all lots mentioned being the same as platted in last mentioned subdivision, (Petition No. 4279);

Also, all of north-south public alley, in block bounded by Piedmont, Warwick, Elmira and Plymouth Avenues, as platted in Palmer Grove Park Subdivision of the west  $\frac{5}{8}$  of the east  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  of Section 35, T. 1 S., R. 10 E., as recorded in Liber 55 of plats, Page 87, Wayne County Records, and in Palmer Grove Park Subdivision No. 1 of the east  $\frac{3}{8}$  of the east  $\frac{1}{2}$  of the N. W.  $\frac{1}{4}$  of Section 35, and the west 20 acres of the northeast  $\frac{1}{4}$  of Section 35, T. 1 S., R. 10 E., as recorded in Liber 55 of plats, Page 89, Wayne County Records, lying east of and adjoining the east line of lots 33 to 49, both inclusive of said Palmer Grove Park Subdivision, and west of and adjoining the west line of lots 379 to 400, both inclusive, and west of and adjoining the west line of the

vacated public alley lying between lots 388 and 389, (Petition No. 5041);

Also, all that part of north-south public alley, 16 feet wide, in block bounded by Kentfield, Heyden, Grove and McNichols, as platted in Evergreen Manor Subdivision of part of the N.E.  $\frac{1}{4}$  of N. E.  $\frac{1}{4}$  of Section 15, T. 1 S., R. 10 E., as recorded in Liber 52 of plats, Page 66, Wayne County Records, and in Mayfair Park Subdivision of the E.  $\frac{1}{2}$  of the W.  $\frac{1}{2}$  of the S. E.  $\frac{1}{4}$  Section 10 and part of the N. E.  $\frac{1}{4}$  of Section 15, T. 1, S., R. 10 E., as recorded in Liber 41 of plats, Page 78, Wayne County Records, lying east of and adjoining the east line of lots 14 to 23, both inclusive, and east of and adjoining the east line of the south 4.23 feet of lot 24 of said Mayfair Park Subdivision, and west of and adjoining the west line of lots 80 to 91, both inclusive, of said Evergreen Manor Subdivision, (Petition No. 5232);

Also, all of north-south public alley, 16 feet wide, in block bounded by Prest, Whitcomb, Outer Drive and Thatcher Avenues, as platted in Lawson and Goodsons Subdivision of N. W.  $\frac{1}{4}$  of S. W.  $\frac{1}{4}$  of Section 7, T. 1 S., R. 11 E., as recorded in Liber 38 of plats, Page 83, Wayne County Records, lying east of and adjoining the east line of lots 29 to 35, both inclusive, and west of and adjoining the west line of lots 50 to 56, both inclusive, of last mentioned subdivision, (Petition No. 5233);

Also, all of north-south public alley, 18 feet wide, in block bounded by Patton, Fielding, Westfield and West Chicago Avenues, as platted in Warrendale Parkside Subdivision No. 3 of part of the W.  $\frac{1}{2}$  of the S. E.  $\frac{1}{4}$  of Section 34, T. 1 S., R. 10 E., as recorded in Liber 57 of plats, Page 67, Wayne County Records, lying east of and adjoining the east line of lots 870 to 882, both inclusive, and west of and adjoining the west line of lots 897 to 909, both inclusive, of last mentioned subdivision, (Petition No. 5436);

Be and the same are hereby vacated as public alleys and are 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 the lots abutting on said alleys 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, 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 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 that the owners of such easement may prohibit the passage of vehicles therein;

Fourth, that if at any time in the future, the owners of any lots abutting on said vacated alleys, 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 Beck, Connor, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—8.

Nays—None.

**Department of Public Works**

April 27, 1951.

Honorable Common Council:

Gentlemen—On February 5, 1947, the City of Detroit and the New York Central Railroad Company entered into an agreement covering a program of improving grade crossing protection installations.

It is provided in the agreement that at those locations where the installation included half-roadway gates, in addition to flashing light signals and bells, the City shall pay, during each two-year period after the initial one, and the Railroad shall accept, as representing fifty percent (50%) of the cost and expense of maintenance at each location, a fixed sum which equals one-half of the average monthly cost and expense of all such locations, as determined by Railroad records kept during the preceding two-year period, the initial two-year period being the one commencing with the date of the agreement.

A determination of the average monthly cost for the first two-year period (2-5-47 to 1-31-49) has just recently been submitted for our acceptance and amounts to \$45.65, as the City's share, to be applicable in the Railroad's monthly charges against the City during the two-year period from 2-1-49 to 1-31-51.

Likewise, it has been determined by the Railroad that sum of \$48.88 represents the City's proportion of the monthly maintenance cost for each crossing protected by short-arm gates and such figure will apply to charges covering the period 2-1-51 to 1-31-53.

A very careful analysis and check of the detailed items appearing in the Railroad's statement of its determination respecting the above average monthly costs has been made by the City Engineer, and such figures are found to be proper and reasonable and are in conformity with the actual record.

It is therefore recommended that the foregoing ratable charges for the monthly maintenance of crossing protection installations, which include short-arm gates, be authorized by your Honorable Body by the adoption of the accompanying form of resolution.

Respectfully submitted,  
 CARL D. WARNER,  
 Commissioner.

By Councilman Rogell:

Resolved, That the period rates outlined in the foregoing communication be and the same are hereby approved, and further

Resolved, That the City Controller honor vouchers when presented by the Department of Public Works in the payment of bills rendered by the New York Central Company and based on such rates.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—8.

Nays—None.

**Department of Public Works**

April 30, 1951.

Honorable Common Council:

Gentlemen—The paving petitions listed below, which were referred to this office for report, are majority petitions upon which a 25% prepayment has been made.

It is recommended that the petitions be granted, and that one course concrete paving be authorized in accordance with the attached resolution.

Elmira, 142' W. of Southfield to Southfield, 30 ft.

Heyden, Belton to Joy, 30 ft.

E. and W. alley parallel to Puritan bounded by San Juan, Prairie, Puritan, McNichols, 15 and 18 feet.

Respectfully submitted,  
 CARL D. WARNER,  
 Commissioner.

By Councilman Rogell:

Resolved, That the paving recommended in the foregoing communication be and is hereby declared necessary; that paving be done with the material and to the width recommended; and that the Commissioner