

and the performance bond of five hundred dollars be declared forfeited by reason of the default of said Sam Sobel.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Policemen and Firemen Retirement System

January 29, 1951.

Honorable Common Council:

Gentlemen — We are transmitting herewith the Ninth Annual Report of the City of Detroit Policemen and Firemen Retirement System for the fiscal year ended June 30, 1950, in accordance with the provisions of Chapter VII, Title IX, of the City Charter.

Respectfully submitted,

J. C. HORGAN, Executive Secy.

Received and placed on file.

Department of Public Works

February 2, 1951.

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated below:

Contract BH-19-B (F)—Mechanical Work—Receiving Hospital Addition—Unit D (The Stanley-Carter Company)—Authorized 1-2-51.

Contract BH-19-C (F)—Elevator No. 8 — Receiving Hospital Addition — Unit D (Warsaw Elevator Company)—Authorized 12-12-50.

Contract BH-19-D (F)—Electrical Trades—Receiving Hospital Addition—Unit D (Post Electric Company)—Authorized 1-2-51.

Respectfully submitted,

CARL D. WARNER, Comnr.

By Councilman Smith:

Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, 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, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Councilman Kronk then moved that the motion to reconsider be in-

definitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

January 23, 1951.

Honorable Common Council:

Gentlemen—In further reference to Petition No. 1025 of the Joy Road Community Association concerning the widening of Joy Road from Southfield to Evergreen Road: a recent investigation discloses that Joy Road (a County highway), is paved 40 feet wide. This is sufficient for the needs of through traffic and the Wayne County Road Commission has no further obligation therein as to widening for local needs.

It is further found that the area from Southfield to Heyden Avenue, a distance of 1¼ miles, is a rapidly developing retail district with sufficient buildings in use or under construction to warrant the widening of the pavement to a full width of 64 feet with curbs, as an assessment project.

The area west of Heyden, extending to Trinity Avenue, is largely vacant and under defense restrictions and is not likely to develop during the next year, so that paving this section would not be necessary until some later date.

It is therefore recommended that Joy Road from Southfield to Heyden Avenue be Force Paved in accordance with the attached resolution.

Respectfully submitted,

CARL D. WARNER, Comnr.

By Councilman Smith:

Resolved, That the paving of Joy Road from Southfield to Heyden Avenue be and is hereby declared a necessity, and that the Commissioner of Public Works be and is hereby directed to advertise for bids and award contract for the paving of said street with one course concrete to a width of 64 feet between curbs, (less 40 feet already paved), under the Forced Paving Clause of the City Charter.

The cost of the improvement to be assessed to the abutting property in proportion to the benefits derived as provided by Charter and Ordinance.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Department of Public Works

February 2, 1951.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of Thomas D. Harris (No. 8657) requesting the vacation of Oakley

Avenue between Mound Road and Gable Avenue.

The vacation of Oakley Avenue, which is only 30 feet in width, was originally recommended by the City Plan Commission on December 23, 1949, at which time the City of Detroit held title to the property south of the street such title having been obtained by the City through condemnation proceedings thereby eliminating a non-conforming use. It was the intent at that time that upon the vacation of the street, the petitioner, Mr. Harris, who held the reversionary rights to the street, would give the City a Quit Claim deed and thus enable the City to sell the vacated street with the City's property to the south.

While negotiations were in progress with Mr. Harris to obtain a deed from him, the Real Estate Division of the Corporation Counsel's Office sold the City's property. It, therefore, is not necessary for Mr. Harris to Quit Claim his interest in the street to the City. In turn, the purchasers of the City property have obtained such deed from Mr. Harris and have paid the costs incident to the vacation of the street.

On February 1, 1951, \$600.00 was deposited with the Permit Division of the Department of Public Works, Receipt No. 19394, said amount being the estimated cost of removing a paved return, reconstructing curbing and sidewalks necessitated by the vacation of the street.

The sum of \$252.60 was paid into the City Treasury, Receipt No. 44193, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the west ½ of Gable Avenue at the intersection of Oakley Avenue.

In reply to our inquiries all other City departments and privately owned utility companies reported that they will be unaffected by the vacation.

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

Respectfully submitted,
CARL D. WARNER, Commr.

By Councilman Smith:

Resolved, That all of Oakley Avenue, 30 feet wide, as platted in Thomas Brother's Oakley Heights Subdivision of the N. ½ of the N. W. ¼ of S. W. ¼ of Section 4, T. 1 S., R. 12 E., as recorded in Liber 37 of plats, Page 11, Wayne County Records, lying south of and adjoining the south line of the east 114 feet of lot 40 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 Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Department of Public Works

February 1, 1951.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Detroit Edison Company (No. 4054) requesting the vacation of the north-south alley west of First Street between Beech and Elizabeth Streets.

The vacation of said alley was approved by the City Plan Commission in their communication to your Honorable Body of November 3, 1950. The petition was then referred to this office by your Committee of the Whole for investigation and report.

Please be advised that our investigations are completed.

As per our directive on January 31, 1951, the petitioners paid into the City Treasury the sum of \$84.92, Receipt No. 43987, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the north ½ of Beech Street and the south ½ of Elizabeth Street at the intersection of the alley to be vacated.

The petitioners requested that the paved returns at the entrance to the alley remain in their present status as they intend to utilize same, and by letter filed with the original petition, have agreed to pay all costs incident to the removal of the returns at such time in the future as it becomes necessary to make such removal either at the City's or the petitioner's request. The petitioners also agreed to waive their right of having the City maintain the sewer located in the alley to be vacated.

In reply to our inquiries all other City departments and privately owned utility companies reported that they will be unaffected by the vacation of the alley.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER, Commr.

By Councilman Smith:

Resolved, That all of north-south public alley, 15 feet wide, first west of First Street between Beech and Elizabeth Streets as platted in Subdivision of Block 62, Cass Farm, as recorded in Liber 1 of plats, Page 110, Wayne County Records, lying west of and adjoining the west line of lots 1 to 6, both inclusive, east of and adjoining the east line of lots 7 and 10, and east of and adjoining the east line of the vacated alley between lots 7 and 10, be and the same is hereby vacated as a public alley