

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
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, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

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

The regular order was resumed.

Department of Public Works

February 29, 1952.

Honorable Common Council:

Gentlemen—The paving petitions listed below, which were referred to this office for report, are majority petitions upon which a 25 per cent 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.

Curtis, Greenfield to Coyle, 30 feet.
Lauder, Norfolk to Eight Mile Rd., 30 feet.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Beck:

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 of Public Works be and is hereby directed to advertise for proposals.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works

March 14, 1952.

Honorable Common Council:

Gentlemen—We return herewith petition, general order, letter and complaint, requesting the forced construction of sidewalks at the following described parcels of properties:

G. O. 41488, James P. Sizer (772).
O. L., E. S. Five Points bet. Santa Maria and Bennett, Front and Side on Santa Maria, 264.93 lineal feet.

Lots 1 to 11 inclusive, E. S. Five Points bet. Santa Maria and Bennett, 500 lineal feet.

O. L., E. S. Five Points bet. Santa

Maria and Bennett, Front and Side on Bennett, 398.62 lineal feet.

Letter—Edna Anderman. O. L., S. S. Seven Mile Rd. bet. Biltmore and Ferguson, 133.98 lineal feet.

3 O. L.'s, S. S. Seven Mile Rd., bet. Ferguson and Asbury Park, 218.02 lineal feet.

O. L., S. S. Seven Mile bet. Forrer and Winthrop, 133 lineal feet.

Lot 35, E. S. Southfield bet. Tourner and Grand River, Side on Tourner only, 140.13 lineal feet.

There is approximately 1,788.68 lineal feet of concrete sidewalks to be constructed; the approximate cost of this new local improvement would be \$3,863.55, the cost and expense to be assessed against the lots or parcels of real estate to be benefitted by such local improvement, in proportion to the probable benefit to be derived therefrom.

As these are original sidewalks and can only be ordered constructed by a formal resolution as a forced account under the provisions of Chapter 264, as amended May 3, 1949, of the Compiled Ordinances, we recommend the adoption of the following resolution.

Respectfully submitted,
NEAL CUTLIFF, Secretary.

By Councilman Garlick:

The Common Council of the City of Detroit deems it necessary to construct or reconstruct cement or concrete sidewalks, crosswalks, or driveways, upon the descriptions of property heretofore described in the above set forth communications, therefore;

Resolved, That the Department of Public Works be and is hereby instructed to serve notices upon the owners or agents of the property heretofore described, to construct or reconstruct cement or concrete sidewalks, crosswalks, or driveways, and in default thereof by them the Department of Public Works proceed to construct or reconstruct such sidewalks, crosswalks or driveways.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works

March 13, 1952.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of Fred G. Riley, et al (No. 6874), requesting the vacation of the east-west alley north of Tireman Avenue between Seebaldt Avenue and the south line of the alley south of and parallel to Allendale Avenue. The vacation of said alley was approved by the City Plan Commission in their communication to your Honorable Body of October 11, 1951.

Our investigations are completed

and they disclose that the only City department affected by the vacation of said alley is the Department of Public Works.

As per our directive on March 11, 1952, the petitioners paid the City Treasurer the sum of \$123.00, receipt No. 47621, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving Seebaldt Avenue at the intersection of the alley to be vacated.

The petitioners requested that the paved return at the entrance to the alley to be vacated remain in its present status as they intend to utilize same and have, by letter filed with the original petition.

A proper provision is incorporated in the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated. This satisfies the requirements of the City Engineer's office.

The privately owned utility companies reported that they are unaffected by the vacation of the alley or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER, Commissioner.
By Councilman Garlick:

Resolved, That all that part of east-west public alley, 18 ft. wide, north of Tireman Avenue and west of Seebaldt Avenue, as platted in Addition to Dailey Park of that part of P.C. 260 north of Tireman Avenue as recorded in Liber 31 of plats, page 49, Wayne County Records lying north of and adjoining the north line of lots 104 to 111, both inclusive, of last mentioned subdivision, said alley lying south of the extended north line of lot 112 and west of the east line of lot 111 extended to its point of intersection with the extended south line of lot 485 of 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 no building shall be constructed over said sewer without the prior approval of said building construction by the City Engineer.

Adopted as follows:

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

Nays—None.

Department of Public Works

March 18, 1952.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Star Tool and Die Works and the Huron Steel Company (No. 8243), requesting the vacation of a portion of the north-south alley south of Risdon Avenue between Twenty-third and Twenty-fourth Streets. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that the petitioners deed an alley outlet in lieu of the alley to be vacated. The petition was then referred to this Office by your Committee of the Whole for investigation and report.

Our investigations are completed and they disclose that two City Departments, namely, the Public Lighting Commission and the Department of Public Works are affected by the proposed vacation.

As per our directive, on March 18, 1952, the petitioners deposited into the City Treasury the sum of \$60, Receipt No. 51367, credited to Public Lighting Commission Fund, Code No. 123-9400-6190-481, said amount being the estimated cost of rearranging said department's overhead street lighting circuit.

The petitioners also deposited with the Permit Division of the Department of Public Works the sum of \$850, Receipt No. 32809, said amount being the estimated cost of stoning the newly deeded alley and constructing a paved return at the entrance thereto.

A proper provision is 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 to the property to be used for alley purposes as per City Plan Commission's recommendation. Said deed was approved as to description by the City Engineer's Office and as to form and execution by the Corporation Counsel and we are attaching it hereto for your Honorable Body's acceptance.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER, Commissioner.

By Councilman Garlick:

Resolved, That all that part of north-south public alley, south of Risdon Avenue between Twenty-Third and Twenty-Fourth Streets as platted in plat of A. Grosfield's Subn., as recorded in Liber 7, Page 66 of plats, and in Fisher's Subn., as recorded in Liber 1, Page 38 of plats, Wayne County Records, lying east of and adjoining the east line of lots 1 to 6 both inclusive of said A. Grosfield's Subn., west of and adjoining the west line of lots 16 to 26 both inclusive of said Fisher's Subn.; Also,

that part of said alley which is in fact the east 8 ft. of lot 9 of subn., of part of lots 62 and 63 of the Porter Farm as recorded in Liber 50, Page 162 of deeds, Wayne County Records, 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 alter, repair or service same, and further,

2) Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering, and further, Resolved, That Quit Claim deed of the Star Tool and Die Works, a Michigan Corporation to the City of Detroit deeding land for alley purposes, said land being described as the south 20 ft. of lot 7 of plat of John Wallace's Subdivision of part of outlot 59 Porter Farm, T. 2 S., R. 11 E., as recorded in Liber 4, Page 85 of plats, Wayne County Records. Also, a triangular portion of said lot described as follows:

Beginning at a point in the north-west corner of said lot; thence southerly along the west line of said lot a distance of 10 ft. to a point; thence easterly along a line parallel to the north line of said subdivision, a distance of 10 ft. to a point, thence northwesterly on a diagonal line to the point of beginning, to be used 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, Oakman, Rogell, Smith, Van Antwerp, and the President—8.

Nays—None.

Department of Public Works

March 17, 1952.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Mt. Zion Evangelical Lutheran Church (No. 7592) requesting the vacation of an alley in the block bounded by McNichols Road, Pelkey and Gratiot Avenues. The vacation of said alley was previously approved by the City Plan Commission.

We wish to advise that all of our investigations are completed. In reply

to our inquiries, all City departments, except the Sewer Design Department, the City Engineer's Office, and all 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. As per the request of the Sewer Design Division of the City Engineer's Office, a proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,
Commissioner.

By Councilman Smith:

Resolved, That all that part of east-west public alley, 20 ft. wide, south of and parallel to McNichols Road, and east of Pelkey Avenue, the north 18 ft. of which was platted in Michael Greiner Estate Subdivision as recorded in Liber 41, Page 67 of plats, Wayne County Records, and the south 2 ft. of which was deeded to the City of Detroit, said deed having been accepted by the Common Council of the City of Detroit on September 23, 1941, J.C.C. pages 2771 and 2772, lying north of a line, said line being 20 ft. northerly of the extended south line of the east-west alley north of and parallel to Pelkey Avenue; Also, all that part of north-south public alley, 20 ft. wide, which alley was deeded to the City of Detroit by deed accepted by the Common Council on September 23, 1941, J.C.C. pages 2771 and 2772 and which alley was in fact a part of lot 263 of said Michael Greiner Estate Subdivision, lying north of a line, said line being 20 ft. northerly of the south line of the east-west alley north of and parallel to Pelkey Avenue; be and the same are hereby vacated as public alleys 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 alleys, the City of Detroit does not waive any rights to the sewers 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 a building is to be constructed over said alleys, a sewer manhole shall be constructed westerly of the vacated east-west alley parallel to McNichols Road in accordance with the specifications of the City Engineer, and all costs entailed to be borne by the petitioners.

their successors or assigns, and further

(3). Provided, That no buildings shall be constructed over the vacated alleys without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works

March 17, 1952.

Honorable Common Council:

Gentlemen—On December 11, 1951, your Honorable Body, acting on the petition of William G. Beattie (Petition No. 8680), authorized the Commissioner of Public Works to prepare plans and a tentative assessment roll for the construction of a lateral sewer in Ashton Avenue between Dayton and Paul Avenues. On March 4, 1952, your Honorable Body was advised by the City Treasurer that the 25 per cent of the estimated cost has been deposited, and your Honorable Body, by resolution, authorized the Commissioner of Public Works to proceed with the construction of the lateral sewer in Ashton Avenue between Dayton and Paul Avenues. However, the City Engineer, after due consideration, recommends that, due to the existence of other utilities, the sewer should be constructed in Southfield Road between Dayton and Paul Avenues.

Will your Honorable Body kindly adopt the attached resolution?

Respectfully submitted,

CARL D. WARNER,
Commissioner.

By Councilman Smith:

Resolved, That the resolution of December 11, 1951, authorizing the preparation of plans and tentative assessment roll for the installation of a lateral sewer in Ashton Avenue between Dayton and Paul Avenues, and the resolution March 4, 1952, authorizing the Commissioner of Public Works to proceed with the construction of the above named lateral sewer be and are hereby rescinded; and be it further

Resolved, That the Commissioner of Public Works is hereby authorized to proceed with the construction of lateral sewer No. 6768 in Southfield Road from Dayton to Paul Avenues in accordance with the provisions of the City Charter and the compiled ordinances of the City of Detroit.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works

March 14, 1952.

Honorable Common Council:

Gentlemen—In response to the published advertisements, bids were received on Tuesday, March 11, 1952, for Street Paving Group 52-5 as follows:

- PW-1859W—Curtis, Grandville to Shaftsbury.
- PW-1866W—Birwood, Outer Drive to St. Martins.
- PW-1868P—Brace, Ford Road to Kirkwood.
- PW-1872P—Lesure, Pickford to Jas. Couzens.
- PW-1875F—Beard, Wabash R.R. to Vernor Hwy.
- PW-1876P—Rex, Eastwood to Maddelein.
- PW-1877F—Ashton, Hessel to 8 Mile Road.
- PW-1878W—Goldengate, 172 ft. W. of Omira to Omira.
- PW-1879W—Goldengate, Oakland to Hawthorne.

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

The average cost per front foot assessment of the bids received in this group compared to the two previous groups is as follows:

- Group 52-3—30 foot widths \$6.523, 26 foot widths \$6.453.
- Group 52-4—30 foot widths \$6.870, 26 foot widths \$5.788.
- Group 52-5—30 foot widths \$6.775, 26 foot widths \$5.997.

All Groups to date—Average—30 ft. widths \$6.896, 26 ft. widths \$6.056.

The low bid on each of the contracts is regular in all respects and in accordance with the contract requirements. It is recommended that contracts be awarded to the low bidders as listed below with the exception of Contract PW-1875F (Beard). The low bid on this contract is approximately 5 percent over the Engineer's estimate and would result in an assessed cost per front foot of \$9.37. It is recommended that this contract be rejected and the work readvertised.

The total funds required include the cost of advertising, inspection, engineering, financing, and minor contingencies, as well as the contract cost.

- A. J. Smith Contracting Co., Inc.
- PW-1859W, Bid \$3,894.25, Total Funds Required \$4,150.00.
- 1866W, Bid, \$9,369.05, Total Funds Required \$9,925.00.
- 1872P, Bid \$5,496.80, Total Funds Required \$5,775.00.
- 1878W, Bid \$2,300.70, Total Funds Required \$2,500.00.
- 1879W, Bid \$6,535.05, Total Funds Required \$7,000.00.
- The Thomas E. Currie Co.
- 1868P, Bid \$18,963.35, Total Funds Required \$22,025.00.