

be indefinitely postponed, which motion prevailed.
The regular order was resumed.

Department of Public Works

August 29, 1952.

Honorable Common Council:

Gentlemen—This is to certify in accordance with Article 6 of the Contract Agreement of the following Contracts that work provided for in said Contracts of concrete pavements has been given final inspection and has been fully performed and the Contractor has submitted an affidavit that all payrolls, material bills, and other indebtedness connected with the work have been paid:

PW-1832—Monica, Norfolk to Eight Mile Road—A. J. Smith Contg. Co., \$11,043.70.

PW-1866—Birwood, Outer Drive to St. Martins—A. J. Smith Contg. Co., \$8,960.60.

PW-1857—Stansbury, McNichols to Santa Maria—A. J. Smith Contg. Co., \$8,392.20.

PW-1921 — Parkland, Rockdale to Tireman — Sachs & Kaufman, \$10,015.25.

PW-1941 — Parkland, Rockdale to Sawyer—Sachs & Kaufman, \$16,752.85.

PW-1745—Penrod, Weaver to Plymouth—Cooke Contr. Co., \$20,339.90.

As the work provided for in these Contracts has been completed they are accepted by the Commissioner of Public Works and he does recommend that they be accepted by your Honorable Body and that full payment of the above stated sums, as indicated in Estimate 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.

Respectfully submitted,

FLOYD C. MORSE,

Engineer of Tests and Inspection.

M. WAGNITZ,

Assistant City Engineer.

GLENN C. RICHARDS,

Acting Commissioner.

By Councilman Van Antwerp:

Whereas, It appears from communication 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 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 contracts listed in the foregoing communication be and the same are hereby accepted.

Adopted as follows:

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

Nays—None.

Reconsideration

Councilman Connor 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, 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

August 26, 1952.

Honorable Common Council:

Gentlemen — We are returning herewith the petition of the General Motors Corporation (No. 8148), requesting the vacation of the remaining alleys in the block west of Cass Avenue between Baltimore and Milwaukee Avenues. The vacation of said alleys was approved by the City Plan Commission and the petition was referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed.

As per our directive, on August 21, 1952, the petitioners paid into the City Treasury the sum of \$111.96, Receipt No. B-16890, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the west one-half of Cass Avenue, at the intersection of the alley to be vacated.

The petitioners requested that the paved returns at the entrance to the alley to be vacated 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 their removal becomes necessary, either at the City's or the petitioner's request.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer located in the east-west portion of 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 said alleys or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,

Acting Commissioner.

By Councilman Van Antwerp:

Resolved, That all that part of east-west public alley, 16 feet wide, in the block west of Cass Avenue between Baltimore and Milwaukee Avenues, as platted in Leavitt's Subdivision as recorded in Liber 9, Page 17 of plats, Wayne County Records, lying south of and adjoining the south line of Lots 27, 28, 29, 30 and the south line of the east 5 feet of Lot 31, and north of and adjoining the north line of Lots 57, 58, 59, 60 and the north line of the east 5 feet of Lot 56, all lots mentioned being the same as platted in said Leavitt's Subdivision;

Also, all of north-south public alley, 20 feet wide, west of Cass Avenue and north of Baltimore Avenue, said alley having been deeded to the City of Detroit, the deed having been accepted by the City in accordance with Common Council resolution of September 1, 1936, and said alley being in fact the east 5 feet of Lot 56 and the west 15 feet of Lot 57 of above-mentioned Leavitt's Subdivision; 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) An easement or right-of-way is hereby reserved in and over the center 6 feet of the above described east-west alley for the purpose of maintaining, repairing, or replacing the existing sewer in said alley, with the right of ingress and egress at any time to and over said easement for the purposes above set forth;

2) No buildings of any nature whatsoever shall be built or placed upon said easement unless prior approval therefor is obtained from the City Engineer.

Adopted as follows:

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

Nays—None.

Department of Public Works

August 26, 1952.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Department of Parks and Recreation for the vacation of the alley in block bounded by St. Louis, Mt. Elliott, Robinwood and Seven Mile Road, within the limits of the Kern playground. The vacation of said alley was approved by the City Plan Commission with the recommendation that an 8' x 126.52' parcel at the southeast corner of the playground be allocated for the widening of Mt. Elliott Avenue, thus giving said street a uniform width throughout.

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 will be unaffected by said vacation.

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 Van Antwerp:

Resolved, That all of north-south public alley, 20 feet wide, in block bounded by St. Louis, Mt. Elliott, Robinwood and Seven Mile Road, the north portion of which was platted in Church Subdivision as recorded in Liber 47 of Plats, Page 62, Wayne County Records, and the south portion of which was deeded to the City of Detroit said deed having been accepted by the Common Council of the City of Detroit on December 11, 1923 and which is in fact a part of the N. W. $\frac{1}{4}$ of Section 9, T. 1 S., R. 12 E., 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) No buildings shall be constructed over the 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 "all that the west 8 feet of that part of the N. W. $\frac{1}{4}$ of Section 9, T. 1 S., R. 12 E., City of Detroit, Wayne County, Michigan, lying east of and adjoining the extended east line of lot 33 of Church Subdivision as recorded in Liber 47 of Plats, Page 62, Wayne County Records, between the extended south line of said lot 33 and the north line of Robinwood Avenue, 50 feet wide as now established," be and the same is hereby allocated and dedicated for the widening of Mt. Elliott Avenue.

Adopted as follows:

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

Nays—None.

Department of Public Works

August 28, 1952.

Honorable Common Council:

Gentlemen—On June 26th, 1951, your Honorable Body approved and confirmed Lateral Sewer assessment Roll B-82 to cover the cost of Lateral Sewer 6730 (Contract P.W.-1430). Re-