

By Councilman Beck:

Resolved, That permission be and the same is hereby granted to the owners of: (a) The south 30 feet of lot 193 and the north 10 feet of lot 194 of Longfellow Manor Subdivision, located on the west side of Sunderland Avenue between Margareta Avenue and Seven Mile Road (Thomas J. Risbin of 18777 Sunderland Avenue, No. 3693), and (b) Lot 2099 of Robert Oakman Land Company's Aviation Field Subdivision No. 3, located on the west side of Freda Avenue at Mackenzie Avenue (Jean Walters of 10201 Mackenzie Avenue, No. 3636), to construct garages over the easements in the rear and/or side of the above described lots, provided that such construction is at least 2 feet distant from the centerline of the easement, and further, provided:

1. That no right in the public easement shall be considered waived by this permission which is granted expressly on the condition that the garage and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and further,

2. If at any time in the future it becomes necessary to repair or replace the sewer located or to be located in said easement, by the acceptance of this permission each petitioner for himself, his heirs, and assigns waives claims for any damages to the garage and agrees to pay the costs incurred in its removal, if its removal becomes necessary, and to restore the property affected to a condition satisfactory to the Department of Public Works at the owner's expense, and further,

3. This resolution is revocable at the will, whim and caprice of the Common Council, and the grantees by the acceptance of this permission waive any right to claim damages or compensation for any buildings constructed and maintained hereunder, or for the removal of the same, and they acquire no implied nor any other privileges not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Beck, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.

Nays—None.

Reconsideration

Councilman Smith 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, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.

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

October 17, 1952.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Robert B. Jacob and the General Motors Corporation, (No. 8315) requesting the vacation of certain alleys west of Second Avenue and south of Baltimore Avenue. The vacation of the 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 October 17, 1952, the petitioners paid into the City Treasury the sum of \$179.09, Receipt No. 24878, credited to Public Works Maintenance Fund, Code No. 143-6221-1, to reimburse the City for the original cost of paving the west side of Second Avenue at the intersection of the alley to be vacated.

The petitioners also deposited with the Permit Division of the Department of Public Works the sum of \$650.00, Receipt No. 40418, said amount being the estimated cost of removing the paved returns at the entrance to the alleys to be vacated, and constructing curbing and sidewalk at the intersection of the alleys with the streets.

A proper provision is incorporated into the vacating resolution protecting the City's interests in 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 said alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,

Commissioner.

By Councilman Kronk:

Resolved, That all that part of east-west public alley, 12 feet wide, south of Baltimore Avenue and west of Second Avenue, 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 78, 79, 80 and the east 20 feet of lot 81 of last mentioned subdivision; Also, all of north-south public alley, 20 feet wide, which alley was deeded to the City of Detroit said deed having been accepted by the Common Council of the City of Detroit on Feb. 17, 1914, and which alley is in fact the east 20 feet of lot 81 of Leavitt's Subdivision as recorded in Liber 9, Page 17 of plats, Wayne County Records;

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 east-west alley the City of Detroit does not waive any right 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 such construction by the City Engineer.

Adopted as follows:
Yeas—Councilmen Beck, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.
Nays—None.

Department of Public Works
October 16, 1952.

Honorable Common Council:
Gentlemen—Under the date of October 14, 1952, your Honorable Body confirmed certain Relief Sewer Contracts.

The Contractor for Contract PW-2084, Relief Sewer No. 6780, in Cicotte Avenue, was listed as the D'Agostini Construction Company. The Contractor should have been listed as the Mancini Construction Company.

It is, therefore, recommended that the part of the communication listing the D'Agostini Construction Company be corrected to read the Mancini Construction Company.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Kronk:
Resolved, That the above correction be made in the proceedings of October 14, 1952.

Adopted as follows:
Yeas—Councilmen Beck, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.
Nays—None.

Department of Public Works
October 21, 1952.

Honorable Common Council:
Gentlemen—We have on file Petition No. 3574 signed by Holtzman and Silverman, requesting the forced paving of Vaughan Avenue from 100 feet south of the south property line of Eight Mile Road to the south property line of the Eight Mile Road.

The petitioners own exactly fifty percent of the total assessed frontage within the above limits. The owner of the other fifty percent is not interested in this proposed paving.

Vaughan Avenue from Trojan to 100 feet south of the Eight Mile Road is being paved. If the remaining hundred feet were left unpaved there would be no paved connection to the Eight Mile Road.

We, therefore, recommend that Vaughan Avenue be force paved from 100 feet south of the south property line of Eight Mile Road to the south property line of the Eight Mile Road with one course concrete to a width of 36 feet.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Smith:
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 under the Forced Paving clause of the City Charter.

Adopted as follows:
Yeas—Councilmen Beck, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.
Nays—None.

Reconsideration

Councilman Smith 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, Garlick, Kronk, Rogell, Smith, Van Antwerp, and the President—7.
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
October 22, 1952.

Honorable Common Council:
Gentlemen—In response to published advertisements, bids were received on October 21, 1952, for Lateral Sewer 6797 in Erwin Avenue from 572 feet South of Lynch Road to Lynch Road, Contract PW-2101. Nine bids were received, a tabulation of which is attached hereto.

The low bid submitted is regular in all respects and is in accordance with the requirements of the contract documents. It is recommended that the contract be awarded to the low bidder, Conant Sewer Construction Company, in the amount of \$4,723.70.

In addition to the contract amount, it is estimated that the sum of \$236.30 will be required to cover the cost of advertising, inspection, and minor contingencies.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Smith:
Resolved, That the bid of the