

Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.
Nays—None.

Department of Public Works

August 4, 1954.

Honorable Common Council:

Gentlemen—The Civil Service Commission at the request of this Department recently created a new classification of Expressway Engineer to head up our expressway and grade separation program.

In order that we can fill this position, it is necessary that the position of Expressway Engineer be set up in our Expressway account.

It is therefore recommended that your Honorable Body approve the following resolution:

Respectfully submitted,

GLENN C. RICHARDS,

Acting Commissioner.

Approved:

E. P. RIEHL,

Deputy Controller.

Classification Approved:

Civil Service Commission

DONALD J. SUBLETTE,

Secretary & Chief Examiner.

By Councilman Beck:

Resolved, That the Official Compensation Schedule be amended to include the classification of Expressway Engineer at the rate of \$10,438.00 per year, and that it also be included in the Public Works General Fund, Account No. 125-2050-111; and be it further

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of \$9,000 from Account No. 167-9070-610 Contingencies to Account No. 125-2050-111 Highway and Expressway Division, Department of Public Works; and be it further

Resolved, That the City Controller be and he is hereby authorized and directed to honor payrolls according to the above changes.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Department of Public Works

July 21, 1954.

Honorable Common Council:

Gentlemen—The petition of St. Anthony Home, et al, Petition No. 5704, requesting the vacation of a portion of the alley north of Hancock Avenue, between Mt. Elliott and Meldrum Avenues, was referred to this office by your Committee of the Whole for investigation and report. The vacation of said alley was approved by the City Plan Commission with the recommendation that land be

deeded for an alley outlet in lieu of the alley to be vacated.

We wish to advise that our investigations are completed.

As per our directive on July 21, 1954, the petitioner deposited with the Permit Division of the Department of Public Works the sum of \$1,100.00, Receipt No. 57284, said amount being the estimated cost of removing alley return, installing curb, walk and new alley return, and improving newly deeded alley.

The petitioner on Aug. 4, 1954, also paid into the City Treasury the sum of \$163.20, Receipt No. B-8103, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the north ½ of Hancock Avenue, at the intersection of the alley to be vacated.

We are in receipt of a Warranty Deed to land to be used for alley purposes in accordance with the City Plan Commission's recommendation. Said deed was approved as to description by the City Engineer, and as to form and execution by the Corporation Counsel, and it is attached hereto for your Honorable Body's acceptance.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

All other City Departments and 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.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,

Acting Commissioner.

By Councilman Beck:

Resolved, That all that part of north-south public alley 18 feet wide, north of Hancock Avenue, between Mt. Elliott and Meldrum Avenues, as platted in Dennis Subdivision of Outlot 33, and that part of Outlot 34, south of Warren Avenue, Meldrum Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 37, Page 19 of Plats, Wayne County Records, lying east of and adjoining the east line of Lots 7 and 8, west of and adjoining the west line of Lot 23, west of and adjoining the west line of the south 10 feet of Lot 24, and west of and adjoining the west line of the 10 foot east-west public alley lying south of Lot 23, all of last mentioned subdivision,

Also, all that part of north-south public alley 10 feet wide, north of Hancock Avenue, between Mt. Elliott and Meldrum Avenues, as platted in said Dennis Subdivision, as recorded

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In Liber 37, Page 19 of Plats, Wayne County Records, lying west of and adjoining the west line of Lots 21 and 22, and west of and adjoining the west line of the south 7.55 feet of Lot 23, of the above mentioned subdivision.

Also, all that part of the east-west public alley 10 feet wide, north of Hancock Avenue, between Mt. Elliott and Meldrum Avenues, as platted in said Dennis Subdivision, as recorded in Liber 37, Page 19 of Plats, Wayne County Records, lying south of and adjoining the south line of the west 49.16 feet of Lot 23, of the above mentioned 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. 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 shall, at all times, 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 sewer, the sewer shall be replaced with cast iron pipe of the same size, rerouted, or encased in six inches of Class A concrete, or in lieu of the above, such work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be born by the petitioners, their successors, or assigns; and further,

3. 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 Building and Safety Engineering; and further,

4. Provided, That in the event the sewer located in said alley, if built upon, shall break causing damage to any construction above, the petitioners and their assigns, by acceptance of the permit for building over said sewer, waive all claims for damages to such construction, and agree to pay all costs incident to the repair of such broken sewer.

Resolved, That Warranty Deed of Congregation of the Missionary Brethren of III Rule of S. Father Francis, a Michigan Corporation, to the City of Detroit, a Municipal Corporation, deeding land for alley purposes, said land being described as "The north 20 feet of Lot 24, of Dennis Subdivision of Outlot 34, south of Warren Avenue, Meldrum Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 37, Page 19 of Plats, Wayne County Records" 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, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Department of Public Works

July 30, 1954.

Honorable Common Council:

Gentlemen—We return herewith petitions and general orders requesting the forced construction of sidewalks at the following described locations:

G.O. No. 50474, J. Friedman (1405), Lot 65, N.S. Chippewa bet. Berg Rd. and McIntyre; Front only; 164.37 lineal feet.

G.O. No. 51719, J. Friedman (2240), S. $\frac{1}{2}$ of Lot 68 Exc. E. 16 ft. of S. $\frac{1}{2}$ of Lot 68, N.S. Chippewa bet. Berg Rd. and McIntyre; Front only; 148.37 lineal feet.

N. $\frac{1}{2}$ of Lot 68, also E. 16 ft. of S. $\frac{1}{2}$ of Lot 68, N.S. Chippewa bet. Berg Rd. and McIntyre; Front only; 16 lineal feet.

G.O. No. 51745, J. Papp (2335), Lots 1 to 11 incl., 26 to 40 incl. and vac. alley adj. Lots 1 to 11 incl. exc. W. 20 ft. of N. 25 ft. of Lot 1 and exc. W. 20 ft. of S. 25 ft. of Lot 40 Connors Park Sub. of the W. 11.97 ft. of Outlot No. 6, of the Edward Tremble Farm of P.C. 389., S.S. St. Patrick bet. Elmo and Gunston; Walk to go on West side of Flanders; 462.35 lineal feet.

There is approximately 791.09 lineal feet of concrete sidewalks to be constructed; the approximate cost of this new local improvement would be \$1,708.75, 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 attached resolution.

Respectfully submitted,
NEAL CUTLIFF, Secretary.

By Councilman Youngblood:

The Common Council of the City of Detroit deems it necessary to construct or reconstruct cement or concrete sidewalks, crosswalks, or drive-ways, 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