

Contract Agreement for Contract PW-2025—District DE, Paving Concrete Sidewalks and Driveways, that work provided for in this Contract has been given final inspection and has been found fully completed and the Contractor, Colwell Construction Company, has submitted an affidavit that all payrolls, material bills, and other indebtedness connected with the work has been paid.

The completed items and value thereof of this work are:

All Contract Items and Contract Changes—\$27,664.72. (Twenty Seven Thousand Six Hundred Sixty Four and 72/100 Dollars).

As the work provided for in this Contract has been completed, it is accepted by the Commissioner of Public Works under the terms and conditions thereof and it is recommended that it be accepted by your Honorable Body and that full payment of the above stated sum of \$27,664.72 less all previous payments as indicated in Estimate No. 4 (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.

FLOYD C. MORSE,

Engineer of Tests and Inspection.

G. R. THOMPSON,

City Engineer.

CARL D. WARNER,

Commissioner.

By Councilman Van Antwerp:

Whereas, It appears from the foregoing communication that the contract for paving concrete sidewalks and driveways, District DE, has been duly completed, and

Whereas, Said work has been found to be in accordance with the contract and specifications for the same, and has been accepted by the Commissioner of Public Works, therefore be it

Resolved, That said contract be and the same is hereby accepted.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Kronk, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.

Nays—None.

Reconsideration

Councilman Connor moved to reconsider the vote by which the resolution was adopted.

Councilman Rogell moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas—Councilmen Beck, Connor, Kronk, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.

Nays—None.

Councilmen 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 3, 1954.

Honorable Common Council:
Gentlemen—We are returning herewith the petition of Lyon, Incorporated (No. 6498), requesting the vacation of the 9 foot north-south public alley of Decatur Avenue and west said alley 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.

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 private owned utility companies reported that they will be unaffected by the vacation of said alley, or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,
Commissioner.

By Councilman Van Antwerp:

Resolved, That all of the north-south public alley, 9 feet wide, south of Westfield Avenue and west of Decatur Avenue as platted in Kormont Heights Subdivision of part of the N.E. ¼ of the S.E. ¼ of Section 31, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 49, Page 36 of plats, Wayne County Records, lying west of and adjoining the west line of lots 117 to 139, both inclusive, of last mentioned subdivision, be and the same is hereby vacated as a public alley to become a part and parcel of 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 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 6 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 borne 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 Buildings and Safety Engineering; and further

4) Provided, in the event that 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.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Kronk, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.
Nays—None.

Department of Public Works

January 29, 1954.

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 requesting the vacation of Minnesota Avenue, between Swift and Hawthorne Avenues within the limits of a recreational site. The vacation of said street was previously approved by the City Plan Commission.

We wish to advise that our investigations are completed.

As per our request, interdepartmental purchase orders were issued by the Department of Parks and Recreation in favor of the following City departments:

(a) Public Lighting Commission, in the amount of \$820.00 to cover costs of removing overhead line equipment in connection with the vacation of the street.

(b) Board of Water Commissioners, in the amount of \$738.70 to cover costs of abandoning 190 feet of 6 inch water main and to plug two tees, necessitated by the vacation of said Minnesota Avenue.

(c) Department of Public Works, in the amount of \$1,050.00 to cover costs of removing the paved returns at the entrance to Minnesota Avenue, between Swift and Hawthorne Avenues and to construct new curbing across the vacated street.

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 street, or that they would remove their installations at no cost to the Department of Parks and Recreation.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Van Antwerp:

Resolved, That all of Minnesota Avenue, 50 feet wide as now established, between Swift and Hawthorne Avenues, as platted in Kiefer Homes Subdivision of Part of S.E. ¼ of N.W. ¼ of Section 12, and Part of the N.E. ¼ of S.W. ¼ of Section 12, of T. 1, S., R. 11 E., lying east of D. G. H. and M. R. R., Greenfield Township, Wayne County, Michigan, as recorded in Liber 34, Page 14 of Plats, Wayne County Records, lying north of and adjoining the north line of lots 1 and 2, and south of and adjoining the south line of lots 3 to 6, both inclusive, 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, Kronk, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—9.

Nays—None.

Department of Public Works

January 29, 1954.

Honorable Common Council

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Boulevard Congregational Church (4225-1948) (5621-1953) requesting the vacation of the east-west public alley south of Joy Road between Sorrento and Steel Avenues. The vacation of said alley was approved by the City Plan Commission. During our processing of the petition, the petitioner requested that the alley be converted into an easement so that the rights of the utility companies can be more adequately protected.

We wish to advise that our investigations are completed.

As per our directive, on January 29, 1954, the petitioner paid into the City Treasury the sum of \$630.54, Receipt No. A37757, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the east ½ of Sorrento Avenue and the west ½ of Steel Avenue at the intersection of the alley requested to be vacated.

The petitioner requested that the paved returns at the entrance to the vacated alleys remain in their present status as they intend to utilize same and have agreed by letter filed with the original petition, to pay all costs incident to the removal of the returns at such time in the future as