

with the necessary financing and construction program as to complete and place in operation suitable Conner Creek outlet improvements on or before May 1, 1955;" and

Whereas, Such construction has been delayed and postponed due to shortages in personnel, and the imperative demand for the alleviation of inadequacies in times of storm of the City's sewer system and, also, delayed and postponed due to the necessity of acquiring, prior to commencement of any construction, certain outstanding riparian rights in Conner's Creek;

Now, Therefore, Be It Resolved That the Commissioner of Public Works be and he is hereby authorized and directed to apply to said Water Resources Commission for a three-year extension of the date for the completion of said improved outlet of Conner's Creek.

Adopted as follows:

Yeas—Councilmen Conner, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.
Nays—None.

Department of Public Works

April 25, 1955.

Honorable Common Council:

Gentlemen—Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated below:
HC-13—Rehabilitation of Cannery Building Roof and Garage Roof, Schreiber Roofing Company, Authorized 3-22-55.

MH-43—Test Borings—Convention Hall and Exhibits Building, Raymond Concrete Pile Company, Authorized 3-29-55.

Respectfully submitted,
M. F. WAGNITZ,
City Engineer.

By Councilman Rogell:

Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed.

Adopted as follows:

Yeas—Councilmen Conner, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.
Nays—None.

Public Works

April 14, 1955.

Honorable Common Council:

Gentlemen—The Department of Public Works recommends the cancellation of the following sidewalk assessments, same having been paid on Accounts Receivable Bills:

Roll 376-C-5, Lot 131, W.S. Tuller bet. Chalfonte and Eaton, Cancel \$13.72, Receipt No. 52133.

Roll 376-C-6, Lot 116, S.S. Chalfonte bet. Prairie and Monica, Cancel \$278.30, Receipt No. 52308.

Roll 376-C-7, Lot 293, N.S. Desoto bet. Monica and Tuller, Cancel \$76.90, Receipt No. 52322.

Lot 215, S.S. Ellsworth bet. Monica and Livernois, Cancel \$226.33, Receipt No. 52329.

Roll 376-C-8, Lot 484, W.S. Rose-lawn bet. Chalfonte and Eaton, Cancel \$85.15, Receipt No. 52331.

Summary: Roll 376-C—\$680.40.

Respectfully submitted,
NEAL CUTLIFF, Sec'y.

By Councilman Rogell:

Resolved, That on recommendation of the Department of Public Works, that the City Treasurer be and he is hereby authorized to cancel sidewalk assessments above set forth in communication of the Secretary.

Adopted as follows:

Yeas—Councilmen Conner, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.

Nays—None.

Public Works

April 14, 1955.

Honorable Common Council:

Gentlemen—On February 9, 1954 your Honorable Body confirmed sidewalk assessment Roll No. 326-C. Due to a clerical error, a duplicate billing was made to the owner of Lot 82 for work done on both lots 82 and 83.

The proper assessment follows:

Roll 326-C-30, Lot 83, North side of Lessing between Pennsylvania and McClellan, Order No. 10625.

120 Square Feet 4-in walk at \$.40—\$48.00.

Partial Payment 9-18-53—\$5.00.

Net Amount—\$43.00.

To effect the proper assessment we offer the following resolution.

Respectfully submitted,
NEAL CUTLIFF, Sec'y.

By Councilman Rogell:

Resolved, That the City Treasurer be and he is hereby authorized to amend the assessment contained in Roll No. 326-C to reflect the change as mentioned in the foregoing communication from the Secretary.

Adopted as follows:

Yeas—Councilmen Conner, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.

Nays—None.

Department of Public Works

April 25, 1955.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Board of Education (No. 4266), requesting the vacation of the alleys in block bounded by John C. Lodge Expressway, Fourth, Stimson, and Brainard Avenues within the limits of a school site. The vacation of said alleys was approved by the City Plan Commission in its communication to your Honorable Body of April 14, 1955.

We wish to advise that our investigations are completed.

As per our directive, the petitioner issued a purchase order (No. 75548), in the estimated amount of \$2,000.00 in favor of the Department of Public Works to cover costs of removing alley returns, constructing new curbing and sidewalks necessitated by the vacation of said alleys.

On April 25, 1955, the petitioner paid into the City Treasury the sum of \$105.37, Receipt No. B-41212, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the south $\frac{1}{2}$ of Brainard Street and the north $\frac{1}{2}$ of Stimson Avenue at the intersections of the alleys to be vacated.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewers located in the alleys 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,
Commissioner.

By Councilman Rogell:

Resolved, That all of the east-west public alley 20 feet wide, lying east of the John C. Lodge Expressway, between Stimson and Brainard Avenues, as platted in the Subdivision of Lots 2, 3, and 4 of the Subdivision of the Rear of Forsyth Farm Connors Estate, as recorded in Liber 1, Page 219 of Plats, Wayne County Records, lying south of and adjoining the south line of Lots 31 to 35, both inclusive, and north of and adjoining the north line of Lots 36 to 40, both inclusive, of the above-mentioned subdivision.

Also, all of the north-south public alley 12.5 feet wide, lying west of Fourth Avenue, between Stimson and Brainard Avenues, as platted in the Plan of the Subdivision of Part of the Jones Farm North of Grand River Avenue, Detroit, Wayne County, Michigan, as recorded in Liber 6, Page 7 of Plats, Wayne County Records, lying west of and adjoining the west line of lots 1 to 8, both inclusive, and west of and adjoining the west line of the north 14.85 feet of Lot 9 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 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 sewers to repair, alter, or service same; and further

2) Provided, That if a building is to be constructed over said sewers, the sewers 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 sewers 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 even that the sewers located in said alley, if built upon, shall break causing damage to any construction above, the petitioners and its assigns, by acceptance of the permit for building over said sewers, 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 Connor, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.
Nays—None.

Department of Public Works

April 25, 1955.

Honorable Common Council:

Gentlemen—We are returning herewith the petitions of Gratius P. Grech, No. 3874, William W. Boone and Sidney Dworkin, No. 1261, requesting the vacation of a parcel of street right-of-way located on Temple Avenue east of the intersection of Vermont Avenue. The vacation of said portion of street was approved by the City Plan Commission and the petitions were 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 April 25, 1955, the petitioners paid into the City Treasury the sum of \$377.93, Receipt No. B-41213, credited to Public Works Maintenance Fund Code No. 143-6221-1 to reimburse the City of Detroit for the original cost of paving the east one-half of Vermont Avenue and the south one-half of Temple Avenue at the intersection of the area 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 portion of street or that they have reached satisfactory