

therein be vacated, provided a public easement for public utility purposes be retained:

10760, North of Capitol between Heyden and Stout.

9728, Curtis, Freeland, Mark Twain, Thatcher.

9515, Binder, Remington, Wexord, Winchester.

9351, Grayton, Rossiter, Wayburn, Yorkshire.

And whereas, Each of the above petitions was signed by more than 2/3 of the property owners, whose property abuts on the alleys in question; and

Whereas, None of the above alleys serves as means of ingress or egress to any of the garages on the abutting property; and

Whereas, The above alleys are unpaved and are only used for waste collections which could be made from the street; and

Whereas, The Common Council recognizes that alleys are all too frequently places of accumulated filth and dirt, are rodent infested, and are often places of concealment for criminals, all to the detriment of the public peace, health, safety and welfare of the people of the City of Detroit; now, therefore, be it

Resolved, That the Common Council considers it necessary, in the interests of the peace, health, safety and welfare of the citizens of the City of Detroit that the alleys described above be vacated; and be it further

Resolved, That the Corporation Counsel be and he is hereby directed to institute proceedings in the Circuit Court for the County of Wayne, State of Michigan, petitioning the court to order the alleys described above vacated; and be it further

Resolved, That the Corporation Counsel is directed to petition the court to include in the order vacating the above described alleys provisions for retention of a public easement the width of the present alley, for the purpose of all public utilities now situate or which may hereafter be installed or placed in such vacated alleys, with the right of ingress and egress thereto for the purpose of installation, construction, operation and maintenance of such utilities.

Adopted as follows:

Yeas—Councilmen Beck, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.  
Nays—None.

City Plan Commission

February 14, 1957.

Honorable, Common Council:

Gentlemen — There is returned herewith a Warranty-Deed covering the dedication of land to the City of Detroit for a portion of Freeland Avenue south of the railroad right-

of-way first south of West Chicago Avenue.

The above described deed is in accordance with action taken by your Honorable Body on August 7, 1956, J.C.C. page No. 1736. At that time the City Plan Commission recommended that on the presentation of said deed that the necessary action be taken to acquire, by condemnation a public right-of-way, 60 feet wide across the railroad property. The property to be acquired would connect the existing section of Freeland with the section of street covered in the aforementioned deed. The petitioner has offered to pay any expense incurred in the condemnation proceedings.

It is the recommendation of the City Plan Commission that this deed be accepted and that your Honorable Body direct the Corporation Council to institute condemnation proceedings to acquire a 60-foot wide strip of land across the railroad right-of-way as shown on the attached plan No. 1003-1. It is further recommended that the petitioner Robert Ernst & Sons Co. pay the expense of the acquisition along with the cost of constructing and maintaining the crossing.

Respectfully submitted,

CHARLES A. BLESSING,

Director-Secretary.

By Councilman Youngblood:

Resolved, That warranty deed of Robert Ernst & Sons Co. and C. Whitfield Smith and Camilla B. Smith, his wife, to the City of Detroit, covering property dedicated for street purposes (Freeland Ave.) described as follows:

"All that part of lots 1 and 2 of Beahmer's Sub. of Sections 6 and 31, Ts. 1 and 2, S., R. 11 E, according to the plat thereof as recorded in Liber 19 of Plats on page 24, Wayne County Records, City of Detroit, Wayne County, Michigan, described as: beginning at the point of intersection of the easterly line of Freeland ave. 60 ft. wide, and the north line of lot 1 of said Beahmer's Sub.; thence S. 0 deg. 06 min. east 466.06 ft., along the easterly line of said Freeland ave. extended to the northerly line of a spur track railroad right-of-way; thence westerly along the northerly line of said spur track railroad right-of-way 60.16 ft. to the point of intersection with the westerly line of said Freeland ave. extended; thence north 0 deg. 06 min. west 462.67 ft., along the westerly line of said Freeland ave. extended, to the point of intersection with the north line of said lot 1; thence east, along the north line of said lot 1, 60 ft. to the place of beginning, excepting that part on the northerly side thereof lying within Pennsylvania Railroad spur track right-of-way, 33 ft. wide"

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, and further

Resolved, That the Corporation Counsel be and he is hereby directed to prepare the proper resolution for the acquisition of a right-of-way, 60 ft. wide, across the Pennsylvania R.R. right-of-way in accordance with City Plan Commission plan No. 1003-1, and submit same to this body for approval, and further

Resolved, That the cost of the acquisition of said right-of-way across the railroad and the cost of constructing and maintaining the crossing be borne by the Robert Ernst & Sons Co.

Adopted as follows:

Yeas—Councilmen Beck, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—8.  
Nays—None.

**Department of Health**

January 30, 1957.

Honorable Common Council:

Gentlemen—The Board of County Auditors and the Wayne County Department of Social Welfare have reviewed our statement of costs for the operation of our hospitals during the year ending June 30, 1956, and have advised us that new rates have been established for the care of County patients in the institutions operated by this Department. These rates are retroactive to December 1, 1956, and will remain in effect until November 30, 1957.

The following tabulation indicates the old and new rates:

Herman Kiefer Hospital—Tuberculosis — Old Per Diem Rates: \$13.28; New Per Diem Rates: \$13.00.

Herman Kiefer Hospital — Contagious—Old Per Diem Rates: \$13.28; New Per Diem Rates: \$13.00.

Herman Kiefer Hospital — Obstetrical — Old Per Diem Rates: \$13.25; New Per Diem Rates: \$13.00; Baby Days—Old Per Diem Rates: \$6.62; New Per Diem Rates: \$6.50.

Wm. H. Maybury Sanatorium—Tuberculosis — Old Per Diem Rates: \$11.20; New Per Diem Rates: \$11.65.

Receiving Hospital—Afflicted Adult —Old Per Diem Rates: \$28.55; New Per Diem Rates: \$30.04.

Receiving Hospital — Psychopathic —Old Per Diem Rates: \$18.14; New Per Diem Rates: \$19.29.

Redford Receiving—Afflicted Adult —Old Per Diem Rates: \$28.55; New Per Diem Rates: \$30.04.

The above rates established by the County officials are based on our cost figures submitted to the County including a negotiated ratio of distribution of emergency admitting costs but do not include two major items. These are depreciation on buildings

and new equipment purchases and interest on bonded debt. These amount to 28c at Herman Kiefer Hospital, 50c at the Wm. H. Maybury Sanatorium, 71c for Receiving Hospital General patients and 39c for Receiving Hospital Psychopathic patients.

In order to avoid any further delays in billing the County for their patients, may we respectfully request that your Honorable Body approve the acceptance of the above rates at this time subject to further action by the City's fiscal and legal agency to resolve the question of the County's legal responsibility to reimburse the hospitals for depreciation and interest on bonded debt as a proper cost of operation.

Respectfully submitted,  
JOSEPH G. MOLNER, M.D.,  
Health Commissioner.

Approved:

J. H. WITHERSPOON, Controller.

House of Correction

February 12, 1957.

Honorable Common Council:

Gentlemen—As a result of negotiations between the Budget Bureau and the Wayne County Board of Auditors, Wayne County has offered to pay \$2.06 per day for care and custody of County prisoners confined at the House of Correction during the period December 1, 1956, to November 30, 1957.

Our weighted average costs for male and female County prisoners during the fiscal year ended June 30, 1956, was \$2.26 per day. The rate proposed by the Board of Auditors excludes all depreciation charges, interest costs and certain indirect staff services. These charges have been accepted by the County previously.

Your Honorable Body is respectfully requested to approve billing Wayne County Board of Auditors at \$2.06 per day for care of County prisoners. This rate to be approved under protest pending proposed litigation to determine a proper charge.

Respectfully submitted,  
PAUL R. BROWN,  
Superintendent.

Approved:

E. P. RIEHL, Deputy Controller.

By Councilman Youngblood:

Resolved, That the Department of Health and House of Correction be and are hereby authorized and directed to accept the negotiated rates embodied in the attached letter, subject, however, to the further determination of the deleted items of depreciation and interest; and be it further

Resolved, That the Corporation Counsel be and is hereby authorized and directed to institute any action that may be necessary for the collection of any moneys due and owing by the County of Wayne to the City of Detroit arising out of care and treatment of individuals whose care