

Based on final field measurements, the following difference resulted between the estimated cost of the work in Assessment Portion of the accepted Proposal and that actually constructed:

Addition of \$42.00, or 7.94 per cent of Assessment Portion of the Construction cost.

It is recommended that the Assessment Portion of the construction costs remain unchanged from the original amount in the accepted Proposal and that the adjustment of the above difference be made in the City Intersection Portion.

Respectfully submitted,  
GLENN C. RICHARDS,  
Commissioner.

By Councilman Lincoln:

Resolved, That the Assessment Portion of the construction costs for the paving included in the above Contract remain unchanged from the original amount in the accepted Proposal, and that the adjustment of the difference described in the foregoing communication be made in the City Intersection portion.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise and President Pro Tem Beck—6.

Nays—None.

#### Department of Public Works

July 29, 1957.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Michael J. Celovsky, No. 10606, requesting the vacation of certain alleys west of Decatur Avenue south of Keal Avenue. The petition was approved by the City Plan Commission with the recommendation that the petitioner dedicates sufficient land for a new alley outlet into Decatur Avenue. The petition was then 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 July 25, 1957, the petitioner paid into the City treasury the sum of \$181.12, Receipt No. C-3328, credited to the Public Works Maintenance Fund Code No. 143-000(6241), to reimburse the City for the original cost of paving the west ½ of Decatur Avenue at the intersection of the alley to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works the sum of \$1,310.00, Receipt No. 83309, said amount being the estimated cost of installing a paved alley return at the entrance of the newly deeded alley, removing one tree and stoning newly deeded alley. The petitioner requested that the paved return at the entrance to the vacated alley remain in its present

status as the petitioner plans to utilize same and has agreed, by letter filed with the original petition, to pay all costs incidental to the removal of the return at such time in the future as the removal becomes necessary.

An easement is reserved in the vacating resolution for the Public Lighting Commission for the maintenance of its installations located in 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.

We are in receipt of a Warranty Deed whereby petitioner dedicates 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 it is attached hereto for your Honorable Body's acceptance.

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 Lincoln:

Resolved, That all that part of the east-west public alley, 16 feet wide, west of Decatur Avenue and south of Keal Avenue, as platted in Ardmore Gardens Sub-division No. 1 of Lot 4 of John Keal Estate of the E. ½ of the N.E. ¼ of Section 31, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 6 of Plats, Wayne County Records, lying south of and adjoining the south line of Lots 111 to 114 both inclusive, south of and adjoining the south line of the east 11 feet of Lot 110, north of and adjoining the north line of Lot 153 and north of and adjoining the north line of the 16-foot north-south public alley lying between Lots 153 and 160, all of the above-mentioned subdivision.

Also, all that part of the north-south public alley, 16 feet wide, south of Keal Avenue between Volte and Decatur Avenues, as platted in said Ardmore Gardens Subdivision No. 1, as recorded in Liber 36, Page 6 of Plats, Wayne County Records, lying west of and adjoining the west line of Lot 153, west of and adjoining the west line of the north 18 feet of Lot 154, east of and adjoining the east line of Lot 160 and east of and adjoining the east line of the north 18 feet of Lot 159, all 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. An easement or right-of-way is hereby reserved in and over the vacated alleys heretofore mentioned for the purpose of maintaining, repairing, removing, or replacing the Public Lighting Commission's facilities located in said alleys;

2. No building or structure of any nature whatsoever shall be constructed over said easement unless prior approval therefor is obtained from the Public Lighting Commission;

3. 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

4. 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, re-routed 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

5. 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

6. Provided, That in the event that the sewers located in said alleys, if built upon, shall break causing damage to any construction above, the petitioner and their 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 said broken sewers; and further

Resolved, That Warranty Deed of Michael J. Celovsky and Helen Celovsky, his wife, to the City of Detroit, a Municipal Corporation deeding land for alley purposes, said land being described as "The South 20 feet of Lot 154 of Ardmore Gardens Subdivision No. 1 of Lot 4 of John Keal Estate, of the E. 1/2 of the N.E. 1/4 of Section 31, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 6 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,

subject to the following provision:

Provided, That the above-mentioned deed be approved as to form and execution by the Corporation Council.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise and President Pro Tem Beck—6.

Nays—None.

Department of Public Works

July 30, 1957.

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated: 7-9-57:

PW-2364.: Paving Concrete Sidewalks and Driveways-Dist. VE, L. Rosella & Son.

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Lincoln:

Resolved, That contract as listed in the foregoing communication be and the same is hereby confirmed.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise and President Pro Tem Beck—6.

Nays—None.

Department of Public Works

July 22, 1957.

Honorable Common Council:

Gentlemen — In response to published advertisements, bids were received on July 16, 1957, for Alley Paving Group 57-4A as follows:

PW-2988F, Hoover, Rowe, E. Seven Mile Rd., Lappin;

PW-2989F, Gratiot, Peoria, Saratoga, Eastwood;

PW-2990F, Gratiot, Chalmers, Eastwood, Fordham;

PW-2991F, Gratiot, Chalmers, Fordham, Seven Mile Road;

PW-2992F, Gratiot, Monarch, Seven Mile Road, Maddelein;

PW-2993W, Chalmers, Celestine, Faircrest, Saratoga;

PW-2994F, Westphalia, Fairport, Collingham, Eight Mile Road;

PW-2995W, Castle, Gilbo, Lyford, Leander;

PW-2996W, Regent, Gratiot, Liberal, Manning;

PW-2997F, Strasburg, Hamburg, Collingham, Eight Mile Road;

PW-2998F, Pelkey, Schoenherr, Eastwood, Seven Mile Road;

PW-2999F, Carrie, Cliff, Davison, Buhr.

A tabulation of bids received on each of the contracts is attached.

The low bid on each of the Contracts is regular in all respects and in accordance with the Contract requirements. It is recommended that the Contracts be awarded to the following bidders in the amounts stated.