

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 Patrick:

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 Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
 Nays—None.

Reconsideration

Councilman Patrick 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 Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
 Nays—None.

Councilman Carey then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

August 29, 1958.

Honorable Common Council:

Gentlemen—This is to certify that all work required of the Contractors in the performance of these Contracts has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated below as the Adjusted Contract Price.

The Contractors have submitted affidavits that all payrolls, material bills, and all other indebtedness incurred by them in connection with the work have been paid.

It is therefore recommended that the total value of the work, as stated below be paid to the Contractors with the understanding that such payments are made by the City and accepted by the Contractors under the Contract provisions covering final payment.

Alley Paving:

PW-3312F—Tracey, Schaefer, Clarita, Seven Mile Road, A. J. Smith Contracting Company, Inc., Adjusted Contract Price, \$6,965.25.

PW-3317F — Evergreen, Plainview, Schoolcraft, Kendall, A. J. Smith Contracting Company, Inc., Adjusted

Contract Price, \$2,433.70.

PW-3381W — Evergreen, Plainview, Van Buren, Joy Road, A. J. Smith Contracting Company, Inc., Adjusted Contract Price, \$2,604.20.

PW-3399F—Dolphin, Rockdale, Outer Drive, Schoolcraft, A. J. Smith Contracting Company, Inc., Adjusted Contract Price, \$2,849.00.

Street Paving:

PW-3245F—Conner from State Fair to Bramford, G. Toccalino & Sons, Adjusted Contract Price, \$56,953.55.

Respectfully submitted,
JOHN S. PERCIVAL,
 Eng. of Tests & Insp'n.
M. F. WAGNITZ,
 City Engineer.

GLENN C. RICHARDS,
 Commissioner.

By Councilman Patrick:

Whereas, From the foregoing communication, it appears that all work required to be performed by the Contractors under the contracts therein named has been fully completed; and

Whereas, The completed work has been found acceptable under the terms and conditions of said contracts by the Department of Public Works; therefore be it

Resolved, That the said contracts be and are hereby accepted.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
 Nays—None.

Reconsideration

Councilman Smith 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 Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
 Nays—None.

Councilman Wise then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

August 27, 1958.

Honorable Common Council:

Gentlemen — Your Committee of the Whole referred to this office for investigation and report the petition of St. Suzanne Church, No. 1251, requesting that the east 20 feet of Westwood Avenue right-of-way, 80 feet wide, between Westfield and West Chicago Avenues, be converted into an easement.

The conversion of said portion of street right-of-way was approved by the City Plan Commission at an earlier date.

We wish to advise that our investigations are completed. In reply to our inquiries, all City Departments and privately owned utility companies reported that they will be unaffected by the change or that they have no objections to the conversion of the street right-of-way into an easement provided that proper provisions are incorporated into the vacating resolution protecting their interests in the installations located in the portion of street right-of-way.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Patrick:

Resolved, That the east 20 feet of Westwood Avenue right-of-way, 80 feet wide, between Westfield and West Chicago Avenues, as platted in McGiverin-Haldeman's Chicago Boulevard Manor being a Subdivision of the N.E. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ and the W. $\frac{1}{2}$ of the W. $\frac{1}{2}$ of the N.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Section 35, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 74 of Plats Wayne County, Records, lying west of and adjoining the west line of Lot 1, west of and adjoining the west line of Lots 351 to 362 both inclusive, and west of and adjoining the west line of the 20-foot easement lying between Lots 1 and 362 all of the above mentioned subdivision.

Be and the same is vacated as a street right-of-way and hereby converted into an easement of the full width of 20 feet, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations which shall be observed by the owners of the lots abutting on said street right-of-way and by their grantees and assigns, and their heirs, executors, administrators, and assigns forever to wit:

First, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated portion of street right-of-way hereinabove described for the purpose of installing, maintaining, repairing, removing or replacing any sewer conduit, water main, gas main, telephone, telegraph, electric light or other poles or things usually placed or installed in a street right-of-way in the City of Detroit, with the right to ingress and egress at any time, to and over said easement for the purpose above set forth;

Second, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever (except necessary line fences) shall be built or placed upon said easement.

Third, if at any time in the future the owners of any lots abutting on said vacated portion of street right-of-way shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners upon whose property the poles or other utilities are located shall pay all costs incident to such removal and/or relocation unless such charges are waived by the utility owners.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.

Department of Public Works

August 28, 1958.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Detroit Engineering and Machine Company No. 1400, requesting the vacation of a portion of north-south alley easterly of Fort Street and southerly of Stocker Avenue. The vacation of said portion of alley was approved by the City Plan Commission and was referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are complete.

All City departments and privately owned utility companies reported that they will be unaffected by the vacation of said portion of 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,

GLENN C. RICHARDS,
Commissioner.

By Councilman Patrick:

Resolved, That all that part of the north-south public alley 20 feet wide, easterly of Fort Street and southerly of Stocker Avenue as platted in Edgarplace on P.C. 61 in T. 2 S., R. 11 E., Ecorse Township, Wayne County, Michigan, South of River Rouge as recorded in Liber 15, Page 85 of Plats Wayne County Records lying westerly of and adjoining the westerly line of Lot 35 and westerly of and adjoining the westerly line of the 17-foot vacated alley lying northerly of said Lot 35 all of the above mentioned subdivision be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.