

ways upon the descriptions of property heretofore described in the above set forth communications, therefore;

Resolved: That the Department of Public Works be and is hereby instructed to serve notices upon the owners or agents of the property heretofore described, to construct or reconstruct cement or concrete sidewalks, crosswalks, or driveways, and in default thereof by them The Department of Public Works proceed to construct or reconstruct such sidewalks, crosswalks or driveways.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Wise and President Pro Tem Van Antwerp—8.

Nays—None.

Department of Public Works
March 21, 1958.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Roy B. Woltz et al No. 13004, requesting the vacation of Berden Avenue west of University Place. The vacation of said street was approved by the City Plan Commission with the recommendation that the westerly 6 feet of the vacated street be retained as an easement for public utilities. 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, the petitioner, on March 20, 1958, paid into the City Treasury the sum of \$542.14, Receipt No. C-29949, credited to the Public Works Maintenance Fund Code No. 143-0000 (6241), said amount being the original cost of paving the west ½ of University Place at the intersection of Berden Avenue to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works the sum of \$1,275.00, Receipt No. 87752, said amount being the estimated cost of installing curb and sidewalk and adjust asphalt pavement necessitated by the vacation of said street.

At the request of the Public Lighting Commission we inserted a provision in the resolution vacating Berden Avenue granting said utility an easement for the maintenance of its existing installations in the street.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said street.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councillman Smith:

Resolved, That all that part of Ber-

d-n Avenue, 60 feet wide, west of University Place as platted in Lodewyck Subdivision No. 1 of Lots 44 and 55 of the Plat of Addition to the Rivard Park Subdivision of P.C.'s 299 and 458, City of Detroit, Wayne County, Michigan as recorded in Liber 53, Page 26 of Plats Wayne County Records, lying north of and adjoining the north line of the east 127.17 feet of lot 131 and south of and adjoining the south line of the east 127.10 feet of lot 132 of the above-mentioned subdivision.

Be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property, subject to the following provision:

Provided, That an easement and right-of-way is hereby reserved for the Public Lighting Commission, its successors and assigns, in and over the above-described Berden Avenue, for the purpose of installing, maintaining, repairing or replacing existing poles, lines, transformers, service drops and other overhead or underground P.L.C. equipment, with the right of ingress and egress at any time to and over said easement for the purpose above set forth, and further,

Resolved, That all that part of Berden Avenue, 60 feet wide, west of University Place as platted in the above-mentioned Lodewyck Subdivision No. 1, lying north of and adjoining the north line of the west 6 feet of lot 131 and south of and adjoining the south line of the west 6 feet of lot 132 of the above-mentioned subdivision, be and the same is hereby vacated as a public street and is converted into a public easement which easement shall be subject to the same conditions as provided for alleys being converted into easements, as set forth hereinbelow:

Be and the same are vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements 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 alleys 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 public alleys hereinabove described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, telephone, telegraph, electric light or other poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purposes 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 easements:

Third, that if at any time in the future the owners of any lots abutting on said vacated alleys shall request the removal and or relocation of any existing poles or other utilities in said easements, 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, Wise and President Pro Tem Van Antwerp—8.

Nays—None.

Department of Public Works

March 25, 1958.

Honorable Common Council:

Gentlemen—A majority petition is on file for the paving of Belton Avenue from Grandville to Vaughan. Two blocks westerly from this section of Belton there is a large public school and also a Parks and Recreation playground fronting on Belton Avenue.

We would like to add two more blocks to the above majority petition in order to complete this pavement around the school and playground. We are, therefore, recommending that Belton Avenue, in this section, be paved under the force paving clause of the City Charter.

The Contract would be awarded at the same time as the longer section aforementioned.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Smith:

Resolved, That the paving of Belton Avenue from Vaughan to Stout be and the same is hereby declared to be a necessity; and be it further

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to enter into contracts for the paving of said street under the force paving clause of the City Charter, the cost to be assessed to the abutting property in accordance with the benefits derived.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Wise and President Pro Tem Van Antwerp—8.

Nays—None.

Department of Public Works

March 31, 1958.

Honorable Common Council:

Gentlemen—Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated 3-11-58:

PW-2178A, Fire Protection System—General Garage and Shop, Viking Sprinkler Co.

PW-2178F, Paint Spray Equipment—General Garage and Shop, Metals Engineering and Metals Company, Inc.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Smith:

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

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Wise and President Pro Tem Van Antwerp—8.

Nays—None.

Department of Public Works

March 24, 1958

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated 3-11-58.

PW-2178D, compressed air system, general garage and shop, W. J. Rewoldt Company.

ZO-29X, pedestrian underpass, Detroit Zoological Park, Midwest Maintenance Co.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Wise:

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

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Wise and President Pro Tem Van Antwerp—8.

Nays—None.

Reconsideration

Councilman Lincoln 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, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—8.

Nays—None.

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

The regular order was resumed.

Purchases and Supplies

April 1, 1958

Honorable Common Council:

Gentlemen — The Department of Purchases and Supplies recommends that contracts be entered into with