

the Office of the Register of Deeds for Wayne County, and further

Provided, That no right in the public easement shall be considered waived by this permission which is granted expressly on the condition that the garage, driveway, building and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and further

Provided, If at any time in the future it becomes necessary to repair or replace the sewers or other utilities located or to be located in said easement, by their acceptance of this permission, the owners for themselves, their heirs and assigns waive claims for any damages to the encroaching installations and agree to pay the costs incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the Department of Public Works at the owners' expense, and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and the grantees by the acceptance of this permission, waive any right to claim damages or compensation for any driveways or structures constructed and maintained hereunder, or for removal of the same, and they acquire no implied nor any other privileges, not expressly stated herein.

Adopted as follows:

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

Nays—None.

**Department of Public Works**

February 26, 1958

Honorable Common Council:

Gentlemen — We are returning herewith the petition of Our Lady of Victory Church No. 2032, requesting the vacation of a portion of the east-west alley west of Washburn Avenue and south of Eight Mile Road. The vacation of said alley was approved by the City Plan Commission with the recommendation that the petitioner dedicate sufficient land to the City to widen the remaining portion of the east-west alley to a width of 30 feet. 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.

An easement is reserved in the vacating resolution for the Public Lighting Commission for the maintenance of its installations located in the portion of alley to be vacated.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the

sewer located in the portion of alley to be vacated.

We are in receipt of a Quit Claim deed whereby the petitioner deeds sufficient land to the City to widen the remaining portion of the above mentioned east-west alley to a width of 30 feet in accordance with the City Plan Commission's recommendation. Said deed was approved as to description by the City Engineer and 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 alley or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

**GLENN C. RICHARDS,**  
Commissioner.

By Councilman Wise:

Resolved, That all that part of the east-west public alley, 18 feet wide, west of Washburn Avenue and south of Eight Mile Road, as platted in Grand Park Subdivision of the E. ½ of the N.E. ¼ of Section 5, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 42, page 16 of plats, Wayne County Records, lying south of and adjoining the south line of Lots 36 to 41, both inclusive and north of and adjoining the north line of Lot 226 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, 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 alley;

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 alley, 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, 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

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 alley 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 the Quit Claim deed of Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit, to the City of Detroit, a Municipal Corporation deeding land for alley purposes, said land being described as. "The north 12 feet of Lot 345 of Grand Park Subdivision of the E. 1/2 of the N.E. 1/4 of Section 5, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 42, Page 16 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 Counsel.

Adopted as follows:

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

Nays—None.

#### Purchases and Supplies

March 4, 1958

Honorable Common Council:

Gentlemen—We submit for Confirmation the contracts entered into as authorized and directed by your formal proceedings dated below:

January 21, 1958 — International Business Machines Corp. Installation and Rental of I.B.M. Tabulating Machines.

February 4, 1958—Serwer's Wholesalers, Inc. Heaters.

February 11, 1958—Barlow Hardwood Co. Lumber; General Boiler Setting Co. Repair Boiler; E. J. Bergeron Fence Co. Fence; East Jordan Iron Works, Inc. Castings, Grey Iron; Huard-Steinheiser, Inc. Sugar; Ellis & Ford Mfg. Co., Inc. Rope, Yarning, Asbestos.

February 18, 1958—Research Foundation, Vaccine B.C.G. Freeze Dried;

C R. Grace, Inc. Textiles, Fabricated; Roberts Tube Div. of Prestyle Corp. Copper Service Pipe; Graybar Electric Co., Inc. Standards, Street Lighting; Don Cartage Co. Rental, Truck Crane; American Engineering Co. Parts, Repair, Taylor Stoker; Rusgreen Manufacturing Co. Bushings, Wall; R. Carroll, Inc. Drafting Equipment.

February 25, 1958—The Hugh E. Woodward Co. Twine; Quality Packing Co., Cohen & Levenberg Beef Co., Grand Packing Co., Marcus Packing Co., Armour Hotel Supply Co., Stanny-Morris-Livingston, Meat and Meat Products.

The approval of your Honorable Body and waiver of reconsideration is requested.

Respectfully submitted,  
J. HARRISON KETTLE,  
Commissioner

By Councilman Wise:

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

Adopted as follows:

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

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

Nays—None.

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

The regular order was resumed.

#### Purchases and Supplies

March 4, 1958

Honorable Common Council:

Gentlemen — The Department of Purchases and Supplies recommends that contracts be entered into with the firms or persons as detailed in the following communications:

FILE NO. 7872

Nine bids were received as a result of sixteen solicitations, as per tabulation:

For furnishing the City of Detroit with Total Requirements of Oils and Grease, Lubricating, for a period starting At Once and ending August 31, 1958, as follows:

All quantities are approximate.

Prices are per gallon drum lots, except as noted:

This purchase is estimated at ap-