

consider 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 Van Antwerp then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

June 16, 1958.

Honorable Common Council:

Gentlemen—Contract PW-2178 is for the General Garage and Shop. Barton-Malow Company is the Contractor.

Due to the excessive window breakage on the north and west sides of the building by vandals it is deemed necessary to erect window guards to prevent future damage.

The Contractor has quoted a price of \$2,272.20 for furnishing and erecting these window guards. This price has been checked by the City Engineer's Office and found to be fair and reasonable for the work involved.

It is recommended that this work be added as an extra to the existing Contract PW-2178 in the amount of \$2,272.20 in accordance with the Contract provision of Articles 19 and 20 of the General Conditions.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

Approved:

E. P. RIEHL, Deputy Controller.

By Councilman Connor:

Resolved, That the furnishing and erecting of window guards on the north and west sides of the General Garage and Shop be added as an extra to the existing Contract PW-2178, in the amount of \$2,272.20 in accordance with the foregoing communication; and be it further

Resolved, That the Controller be and is hereby authorized and directed to honor vouchers when presented covering this additional work and charge them to Account 115-9029-903.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.

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, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.

Nays—None.

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

The regular order was resumed.

Department of Public Works

June 18, 1958.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Fairmount Foods Company No. 699, requesting the vacation of certain alleys south of Milwaukee Avenue between St. Antoine and Hastings Avenues. The vacation of said alleys was approved by the City Plan Commission and 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.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer located in the portion of east-west alley to be vacated.

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

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

By Councilman Connor:

Resolved, That all that part of the east-west public alley, 10 feet wide, south of Milwaukee Avenue between St. Antoine and Hastings Avenues, as platted in Patrick McGinnis Subdivision of Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 of McCunes Subdivision of part of Fractional Section 31, T.1S., R.12E., City of Detroit, Wayne County, Michigan as recorded in Liber 4, Page 93 of Plats Wayne County Records and in the Subdivision of Lot 143 and part of Lot 144 of the Subdivision of McCunes Subdivision of part of Fractional Section 31, T.1S., R.12E., City of Detroit, Wayne County, Michigan, as recorded in Liber 7, Page 28 of Plats Wayne County Records lying south of and adjoining the south line of the east 35.9 feet of Lot 18 of the last mentioned subdivision and south of and adjoining the south line of the west 25 feet of east 242.76 feet of Lot 144 of the above-mentioned Patrick McGinnis 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) Provided, That by reason of the vacation of the above-described alley, the City of Detroit does not waive

any rights to the sewer located there-in and at all times shall have the right to enter upon the premises, if found necessary, on account of said sewer to repair, alter, or service same; and further

2) Provided, That if a building is to be constructed over said sewer, the sewer 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

3) Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

4) Provided, That in the event that the sewer 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 sewer, waive all claims for damages to such construction and agree to pay all costs incident to the repair of said broken sewer; and further

Resolved, That all the north-south public alley, 10 feet wide, south of Milwaukee Avenue between St. Antoine and Hastings Avenues, which alley was deeded to the City of Detroit, said deed having been accepted by the Common Council of the City of Detroit on March 5, 1957, and which alley is in fact the east 10 feet of the west 26 feet of Lot 18 of the Subdivision of Lot 143 and part of Lot 144 of the Subdivision of McCunes Subdivision of part of Fractional Section 31, T.1S., R.12E., City of Detroit, Wayne County, Michigan, as recorded in Liber 7, Page 28 of Plats, Wayne County Records, be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property; and further

Resolved, That the City Controller be and he is hereby authorized and directed to issue Quit Claim deed to the last mentioned vacated alley, to Fairmount Foods Company, a Delaware Corporation.

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

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

The regular order was resumed:

Department of Public Works
June 13, 1958.

Honorable Common Council:
Gentlemen—In response to published advertisements, five bids were received on June 10, 1958, for the New 8-Ton Crane—Oakwood Pumping Station, Contract PW-3014B, as listed on the attached tabulation. In addition to the five bids, a quotation was also received which was submitted in letter form on the company's own letterhead, which contained printed conditions of sales in conflict with the contractual requirements of the Contract Documents. Such quotation is not deemed as a regular bid which could be considered for the award.

The lowest bid submitted in the manner prescribed was regular and in accordance with the Contract requirements. It is recommended that the Contract be awarded to such low bidder, Northern Engineering Works, Inc., in the amount of \$15,450.00.

In addition to the Contract price, it is estimated that \$800.00 will be required to cover the cost of advertising, inspection, and minor changes, making the total funds required \$16,250.00, which are available in Account 925-2383-950.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

Approved:
E. P. RIEHL,
Deputy Controller.

By Councilman Connor:
Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to enter into contract for the New 8-Ton Crane—Oakwood Pumping Station, Contract PW-3014B, with Northern Engineering Works, Inc., the lowest bidder complying with the Contract requirements, in the amount of \$15,450.00; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to honor vouchers when presented, the vouchers to include the cost of advertising, inspection, and minor changes as well as the Contract costs, and charge them to Account 925-2383-950.

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