

Gentlemen—The paving petitions listed below, which were referred to this office for report, are majority petitions upon which no prepayment has been made.

It is, therefore, recommended that your Honorable Body invoke the waiver clause in the Special Assessment Ordinance, eliminating the 25% prepayment and tax history.

It is further recommended that these alleys be paved with one course concrete, in accordance with the attached resolution.

Alleys—

N.S. 1st W. of Monica — Prairie, Monica, Grand River, Burlingame, Width 18 ft. & 8 ft.

E.W.—Pinehurst, Mendota, W. Chicago, Orangelawn, Width 16 ft.

N.S.—Mansfield, Rutherford, Diversey, Tireman, Width 18 ft. & 20 ft.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That the paving recommended in the foregoing communication be and is hereby declared a necessity, and that pursuant to Section 4, Chapter 78 of the Compiled Ordinances of 1954, an emergency exists affecting the peace, health and safety of the people of the City, and further that the paving be constructed with the material and to the width recommended; and that the Commissioner of Public Works be and is hereby directed to advertise for proposals for doing the work.

Adopted as follows:

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

Department of Public Works

September 4, 1959

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report petitions requesting the conversion into easements of the alleys described in the attached resolution.

The conversion of the alleys into easements 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 changes or that they have no objection to the conversion of the alleys into easements provided that proper provisions are incorporated into the vacating resolution protecting their interests in the installations located in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Smith:

Resolved, That all of the north-south public alley, 20 feet wide, south of Kirby Avenue, west of Tillman Avenue as platted in the Plat of Thos. McGraw's Re-Subdivision of Lots 1 and from 5 to 25 inclusive of Thos. McGraw's Subdivision into Lots of part of the Porter Farm and also part of Section 2, T. 2 S., R. 11 E., as recorded in Liber 7, Page 26 of Plats Wayne County Records lying west of and adjoining the west line of Lots 1 to 5 both inclusive, east of and adjoining the east line of Lot 6 and east of and adjoining the east line of the 14.12 alley lying south of said lot 6 all of the above-mentioned subdivision; also all of the east-west public alley, 20 feet wide, south of Kirby Avenue between 23rd Street and Tillman Avenue, the southerly portion of said alley measuring 16.76 on the westerly end and 14.12 on the easterly end as platted in said Thos. McGraw's Re-Subdivision as recorded in Liber 7, Page 26 of Plats Wayne County Records lying south of and adjoining the south line of Lots 6 to 8 both inclusive of the above-mentioned subdivision, the northerly portion of said 20 foot alley, was deeded to the City of Detroit for alley purposes, said deed having been accepted on April 22, 1941, being the southerly portion of Lots 6 to 8 both inclusive measuring 3.94 on the west side of said Lot 8 and 5.88 on the east side of Lot 6 all of said Thos. McGraw's Re-Subdivision, as recorded in Liber 7 Page 26, of Plats Wayne County Records; also all of the north south public alley, 20 feet wide, north of Merrick Avenue between 23rd Street and Tillman Avenue as platted in Moore's Subdivision of Lots 575 to 579 inclusive except the west 20 feet of each of said Lots of J. W. Johnston's Subdivision of the Porter and Campau Farms, north of Chicago Avenue as record in Liber 12, Page 23 of Plats Wayne County Records lying east of and adjoining the east line of Lots 1 to 11 both inclusive and west of and adjoining the west line of Lots 27 to 37 both inclusive of the last mentioned subdivision Ira Wilson and Sons Dairy Co. (4471).

Also all of the east west public alley, 18 feet wide, north of Outer Drive between Kentfield and Heyden Avenues as platted in B. E. Taylor's Coronado Subdivision lying south of Grand River Avenue being a part of the N. E. ¼ of Section 22, T. 1 S., R. 10 E., Redford Township, Wayne County, Michigan, as recorded in

Liber 54, Page 84 of Plats Wayne County Records lying south and adjoining the south line of Lots 1 and 36, south of and adjoining the south line of the 18-foot easement lying between said Lots 1 and 36 and north of and adjoining the north line of Lots 176 to 181 both inclusive all of the last-mentioned subdivision, Gerald A. Krueger et al., (4165).

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 in 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 phone, 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, Van Antwerp, Wise and President Beck—9.
Nays—None.

Department of Public Works

September 10, 1959.

Honorable Common Council:

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

PW-3545-W Paving Clarita, Murray Hill to St. Marys, Tony Angelo Cement Constr. Co., Authorized 7-21-59.

PW-3552FW, Paving Van Buren, Evergreen to Warwick, Tony Angelo Cement Constr. Co., Authorized 7-21-59.

PW-3554W, Paving Whitlock Staehlin to Ashton, J. C. Sachs Company, Authorized 7-21-59.

PW-3548W, Paving Lenore, Curtis to Grand River, The Thomas E. Currie Company, Authorized 7-21-59.

PW-3549W, Paving Lenore, Puritan to Grove, The Thomas E. Currie Company, Authorized 7-21-59.

PW-3606F, Alley Paving: Woodward, Ralston, Colton, Alameda, A. N. Marando & Son, Authorized 8-25-59.

PW-3607F, Alley Paving: Winthrop, Greenfield, Davison, Schoolcraft, A. N. Marando & Son, Authorized 8-25-59.

PW-3611F, Alley Paving: Jas. Couzens, Griggs, Pilgrim, Puritan, A. N. Marando & Son, Authorized 8-25-59.

PW-3613F, Alley Paving: Winthrop, Greenfield, Westfield, W. Chicago, A. N. Marando & Son, Authorized 8-25-59.

PW-3615F, Alley Paving: Wyoming, Kentucky, Intervale, Acreage, A. N. Marando & Son, Authorized 8-25-59.

PW-3605W, Alley Paving: Hathon, Lark, St. Cyril, Strong, Colwell Constr. Co., Authorized 8-25-59.

PW-3609W, Alley Paving: St. Aubin, Arlington, Meade, Cody, Colwell Constr. Co., Authorized 8-25-59.

PW-3608F, Alley Paving: Basil, Carol, Norfolk, Eight Mile, A. J. Smith Contracting Company, Authorized 8-25-59.

PW-3610W, Alley Paving: John R. D. G. H. & M. C. R. R., Greendale, Grixdale, A. J. Smith Contracting Company, Authorized 8-25-59.

PW-3614W, Alley Paving: Dequindre, Arlington, Burnside, Halleck, A. J. Smith Contracting Company, Authorized 8-25-59.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Van Antwerp:

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, Van Antwerp, Wise and President Beck—9.
Nays—None.

Reconsideration

Councilman Rogell 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 Lincoln then moved that the motion to reconsider be in-