

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, and further

Resolved, That the above vacated streets and alleys and the excess city-owned land from the Stimson ave. opening between Gibson ave. and John C. Lodge Expressway be and the same is hereby assigned to the Public Welfare Commission provided

Permanent access to the Jeffries Housing Project from Stimson ave. is guaranteed, and

Whenever available, parking space will be opened to the public to relieve the parking shortage in the area for residents other than Jeffries project residents.

Adopted as follows:

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

Nays—None.

Reconsideration

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

The regular order was resumed.

Department of Public Works

March 10, 1959.

Honorable Common Council:

Gentlemen—Contract PW-2128C(2) is for furnishing and delivery of the Metal-Clad Switchgear and Enclosed Switchboard for the Woodmere Pumping Station. The Contract price was \$85,797.00. The General Electric Company is the Contractor.

The installation of this equipment in the station will be done by another contractor. All of this equipment has been delivered and is now being stored in City pumping stations. It will be several months before the pumping station structure will have reached the stage for the installation of this stored equipment.

Under the Contract terms of payment, 90 per cent, or \$77,217.30, has been paid upon delivery of the equipment. An additional 5 per cent is due when the installation by others is completed, and the balance after the installed equipment is placed in

operation. At the time this Contract was awarded, it was anticipated that the equipment would have been installed several months ago.

Due to the unavoidable delay in the pumping station construction, this Contractor has requested additional payment under Article 8F—Substantial Completion Payment — of the Agreement.

The actual installation of this equipment will be materially delayed through no fault of this Contractor beyond the time originally anticipated. It is, therefore, respectfully recommended that the balance of the Contract price, less \$1,000.00, be paid at this time. The \$1,000.00 remaining would be retained until the installed equipment has been placed in satisfactory operation and the required test made.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Van Antwerp:

Resolved, That the amount retained on Contract PW-2128C(2), Metal-Clad Switchgear and Enclosed Switchboard for Woodmere Pumping Station, be reduced to a lump sum of \$1,000.00 for reasons stated in the foregoing communication; and be it further

Resolved, That the Controller shall honor voucher when presented, based on this reduced retained percentage, and charge same to Account No. 925-2383-943.

Adopted as follows:

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

Nays—None.

Reconsideration

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

The regular order was resumed.

Department of Public Works

March 6, 1959.

Honorable Common Council:

Gentlemen—We are returning herewith the petitions of Wayne State University No. 1791, requesting the vacation of the alley in the block bounded by the John C. Lodge Express, Third, Ferry and Fourth Avenues and No. 1617, requesting the vacation of the alleys in the block bounded by Third, Second, Kirby and

Ferry Avenue. The vacation of said alleys was approved by the City Plan Commission and the petitions were 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 paid into the City Treasury the sum of \$785.80, Receipt No. C-24352, credited to the Public Works Maintenance Fund Code 143-6241, said amount being the original cost of paving the north 1/2 of Kirby Avenue, the south 1/2 of Ferry Avenue, the east 1/2 of Third Avenue, the south 1/2 of Palmer Avenue and the north 1/2 of Ferry Avenue at the intersections of the alleys to be vacated.

The petitioner requested that the paved alley returns at the entrances to the alleys to be vacated remain in their present status as the petitioner plans to utilize same, and has agreed by letter filed with the original petitions, to pay all costs incidental to the removal of the returns at such time in the future as the removal becomes necessary.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewers located in the alleys to be vacated.

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

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

Resolved, That all of the north-south public alley, 16.9 feet wide, west of Third Avenue between Ferry Avenue and the John C. Lodge Expressway Service Drive as platted in Block 38 of Albert Crane's Section of the Crane Farm being Blocks 25, 33, 35, 37, 38, 39, 40, 42, 43, and 45 of the Crane Farm as recorded in Liber 1, Page 151 of Plats Wayne County Records, lying west of and adjoining the west line of Lots 127 to 136 both inclusive and east of and adjoining the east line of Lots 137 to 146 both inclusive of the above mentioned subdivisions.

Also, all of the north-south public alley, 20 feet wide, west of Second Boulevard, between Ferry and Kirby Avenues as platted in Block 20 of Cass Farm Company Limited Subdivision of Blocks 111, 112, 113, 114, 115,

116, 118, 119 and part of Block 117 Cass Farm as recorded in Liber 19, Page 35 of Plats Wayne County Records, lying west of and adjoining the west line of Lots 1 to 7 both inclusive, east of and adjoining the east line of Lots 8 and 25, and east of and adjoining the east line of the east-west, 20 foot alley lying between said Lots 8 and 25 all of the above-mentioned subdivision. Also all of the east-west public alley, 20 feet wide, west of Second Blvd. between Ferry and Kirby Avenues as platted in said Block 20 of Cass Farm Co. Limited Subdivision as recorded in Liber 19, Page 35 of Plats Wayne County Records, lying south of and adjoining the south line of Lots 8 to 16 both inclusive and north of and adjoining the north line of Lots 17 to 25 both inclusive all of the last mentioned subdivision.

Be and the same are hereby vacated as public alleys 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 alleys;

2) No building or structure of any nature whatsoever shall be constructed 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 alleys, 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 alleys 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 at any time in the future the removal of the paved alley returns becomes necessary, the entire cost of such removal shall be paid by Wayne State University, their heirs, executors, administrators, and assigns.

Adopted as follows:

Yeas—Councilmen Carey, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—8.
Nays—None.

Purchases and Supplies

March 17, 1959.

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. 9022

Five bids were received as a result of ten solicitations, as per tabulation:

For furnishing the Department of Health with Canned Citrus, Juice and fruit, as follows:

This purchase totals \$17,605.18.

Prices are Firm and F.O.B. Delivered. Terms: Net—30 Days.

To: Walter English Co., of Columbus, Ohio—

Total Dozen:

1,191 Juice, Blended Grapefruit and Orange, Unsweetened, U.S. Grade A (Fancy), No. 5 Cans (46 Liquid ozs.), \$3.87. Bruce's Brand. Packed by Osceola Fruit Growers.

971 Juice, Grapefruit, Unsweetened, U.S. Grade A (Fancy), No. 5 Cans (46 liquid ozs.), \$2.875. Bruce's Brand. Packed by Osceola Fruit Growers.

1,914 Juice, Orange, Single Strength, Unsweetened, U.S. Grade A (Fancy), No. 5 Cans (46 liquid ozs.), \$4.84. Bruce's Brand. Packed by Osceola Fruit Growers.

143 Grapefruit, Broken Sections, in light syrup, U.S. Grade B (Choice). Minimum drained wt. 27¼ oz., No. 5 Can, \$5.39. Florida Garden Brand. Packed by Lakeland Highland Canning Co.

79 Grapefruit, Broken Sections, U.S. Grade B (Choice). Juice Pack. No sugar added, No. 303 Can, \$2.15. Florida Garden Brand. Packed by Lakeland Highland Canning Co.

FILE NO. 8989

One bid was received as a result of twelve solicitations:

For furnishing the Public Lighting Commission with Transformers—Auto.

To: Westinghouse Electric Corp., of Detroit—

100 only—Transformers, Auto, 6.6 to 20 amperes, 10,000 Lumen to 15,000 Lumen rating. Coil efficiency: 10,000 Lumen—94.5%, 15,000 Lumen—95.5%. Cat. No. Similar to No. S-889205, at \$62.00 each.

Price is Firm and F.O.B. Delivered. Terms: Net—30 Days.

FILE NO. 8954

Two bids were received as a result of six solicitations, as per tabulation:

For furnishing the Public Lighting Commission with Coils, Safety, Street Lighting.

To: Westinghouse Electric Corp., of Detroit—

Coils, Safety, Street Lighting, combination disconnecting Pothead, for operating 20 ampere incandescent lamps on 6.6 amp., 60 cycles series constant current circuits as follows:

50 only—6,000/10,000 Lumen Model S#1760369A, \$90.00 each.

50 only—10,000/15,000 Lumen Model S#1760368A, \$92.62 each.

This purchase totals \$9,131.00.

Prices are Firm and F.O.B. Delivered. Terms: Net—30 Days.

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

Respectfully submitted,

J. HARRISON KETTLE,
Commissioner.

Purchases and Supplies

March 17, 1959.

Honorable Common Council:

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

February 17, 1959—Yawman & Erbe Mfg. Company, Cabinets, Filing; Moore Business Forms, Inc., Food Order Forms; Clarkson Press, Inc., Assessment and Tax Forms.

February 24, 1959 — W. F. Miller Garden & Lawn Equip. Co., Mowers, Earth Tillers, etc.; Chet Jawor, Golf Balls for ReSale; Standard Oil Company (Indiana), Asphaltic Cements and Emulsions; Liquid Carbonic Division, General Dynamics Corporation, Gas, Dry Hydrogen; Standard Oil Company (Indiana), Oils and Grease, Lubricating; Badger Meter Mfg. Company, Parts, Repair, Badger and Detroit Water Meters; Carleton Farm Supply, Machinery, Farm — Harrow and Planter; Neptune Meter Company, Parts, Repair, Trident and Lambert Water Meters; Lippman's Tool Shop Sporting Goods Company, Athletic Equipment.

March 3, 1959—The Typocraft Company, Voting and Instruction Ballots; Gamon Meter Division, Worthington Corporation, Parts, Repair, Gamon and Watch Dog Water Meters Sober-