

Nays—None.
 Councilman Lincoln then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

February 2, 1959

Honorable Common Council:

Gentlemen—On November 18, 1958, your Honorable Body authorized and directed the Commissioner of Public Works to enter into contract for the demolition of a building at 1300 St. Aubin Avenue, Contract PW-3036, with Kalka Equipment & Contracting Company, the low bidder. The amount of this Contract was \$372.00.

This building had been condemned as an unsafe dwelling by the Department of Buildings & Safety Engineering and the owners had been ordered to have it demolished. At that time, the owners advised that they were not financially able to carry out this order. Consequently, the City took bids for the demolition and the cost of such demolition would become a lien on the property.

The Kalka Equipment & Contracting Company has not furnished the supporting papers, insurance, etc., required to have the Contract approved and confirmed as of this date. The owners of this property, Thomas E. Foster and Georgia Lee Foster, his wife, residing at 2139 East Vernor, Detroit, have now engaged another contractor to demolish this building. Such arrangement is satisfactory to the Department of Buildings & Safety Engineering.

In view of the circumstances, it is our recommendation that the award of the Contract, PW-3036, for the demolition of the building at 1300 St. Aubin Avenue to Kalka Equipment & Contracting Company, be rescinded and that the owners be permitted to have the building demolished by a contractor of their choosing.

Respectfully submitted,

GLENN C. RICHARDS,
 Commissioner

By Councilman Carey:

Resolved, That the resolution (J.C. C. page 2404) authorizing and directing the Commissioner of Public Works to enter into contract for the demolition of the building at 1300 St. Aubin Avenue, Contract PW-3036, with Kalka Equipment & Contracting Company, in the amount of \$372.00, be and is hereby rescinded for the reason stated in the foregoing communication.

Adopted as follows:

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

Department of Public Works

January 29, 1959

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Leonard P. Reaume Company, No. 2572, requesting the vacation of Merrill Avenue between Pallister and Bethune Avenues, and the north-south public alley first east of Merrill Avenue between Pallister and Bethune Avenues.

Our investigations are completed and they disclose that several City Departments are affected by the vacation of said street and alley.

As per our directive, on January 28, 1959, the petitioner deposited with the City Treasurer the sum of \$1,672.32, Receipt No. C-23511, credited to the Department of Water Supply Fund Code No. 600-0000-(6232)-001, said amount being the remaining equity and estimated cost of abandoning a 6-inch water main in said Merrill Avenue, plug a 12-inch by 6-inch sleeve and valve at Bethune and Merrill Avenues, and plug a 6-inch by 6-inch tee at Merrill and Pallister, necessitated by the vacation of this street.

The petitioner deposited with the City Treasurer the sum of \$800.00, Receipt No. C-23513, credited to the Detroit Fire Department Fund Code No. 990-9406, said amount being the estimated cost of relocating one fire hydrant from the north-east corner of Merrill and Bethune Avenues due to the vacation of said Merrill Avenue.

The petitioner also deposited with the City Treasurer the sum of \$1,385.65, Receipt No. C-23514, credited to the Public Works Maintenance Fund Code No. 143-0000-(6241), said amount being the original cost of paving the south one-half of Pallister and the north one-half of Bethune at the intersections of the street and alley to be vacated.

The petitioner also deposited with the City Treasurer the sum of \$500.00, Receipt No. C-23512, credited to the Public Lighting Commission Fund Code No. 990-9423, said amount being the estimated cost of removing and rerouting P.L.C. facilities made necessary by the vacation of the alley east of Merrill between Bethune and Pallister Avenues.

The petitioner also deposited with the Permit Division of the Department of Public Works the sum of \$2,800.00, Receipt No. GR-1806, said amount being the estimated cost of removing paved street and alley returns and to construct straight curbing and sidewalks incident to such removal necessitated by the vacation of said street and alley.

Proper provisos are incorporated into the vacating resolution protect-

ing the City's interests in the sewer located in the alley to be vacated.

All other City Departments and privately owned utility companies reported that they will be unaffected by the vacation of said street and alley 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 Carey:

Resolved, That all of Merrill Avenue, 20 feet wide, between Pallister and Bethune Avenues as platted in Irving Place Subdivision of $\frac{1}{4}$ Sec., 55 of 10,000 Acre Tract in T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 11 Page 5 of Plats, Wayne County Records, lying east of and adjoining the east line of lots 1 to 6 both inclusive of Block 7 and west of and adjoining the west line of lots 7 to 12 both inclusive of Block 2, all 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, and further

Resolved, That all of the north-south public alley, 20 feet wide, east of Merrill Avenue between Bethune and Pallister Avenues as platted in said Irving Place Subdivision, as recorded in Liber 11 Page 5 of Plats, Wayne County Records, lying east of and adjoining the east line of lots 7 to 12 both inclusive and west of and adjoining the west line of lots 1 to 6 both inclusive, all of Block 2 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) 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

2) 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 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 sewers 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 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.

Adopted as follows:

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

Department of Public Works

January 26, 1959

Honorable Common Council:

Gentlemen—On August 19, 1958, your Honorable Body adopted a resolution (1958 J.C.C. Pages 1760-1761), authorizing and designating the Commissioner of Public Works as the agent in behalf of the City to make and prosecute applications for Federal Grants for Sewage Treatment Works under the provisions of Federal Public Law 660, 84th Congress.

Under the date of January 16, 1959, I was notified by the United States Department of Health, Education, and Welfare that the City of Detroit is being offered a Federal grant of a maximum of \$250,000.00 in connection with the construction of the new Conner Creek Sanitary Sewage Pumping Station, designated as Project WPC-Mich-218. The total estimated cost of this project is \$1,439,000.00.

Attached are copies of the Federal offer designated as Parts "A" and "B". As a condition of acceptance of the offer it is a Federal requirement that a suitable resolution be adopted by your Honorable Body authorizing and directing the Commissioner of Public Works to sign Part "A" of the offer at this time on behalf of the City of Detroit.

In order that the offer may be processed within the time allowed, it is respectfully recommended that the period of reconsideration of the resolution be waived.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner

Recommended:

G. REMUS, General Manager,
Department of Water Supply.

Approved:

H. P. DOWLING, Controller

By Councilman Wise:

Whereas, The United States Department of Health, Education, and Welfare has made an offer to the City of Detroit of a maximum grant of \$250,-