

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

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

The regular order was resumed.

Department of Public Works
Honorable Common Council:

Re: Contract: PW-3047. For: Lateral Sewer 6996 in Lahser Road from Seven Mile Road to 601 Feet North. Adjusted Contract Price: \$5,992.00. Contractor: S and S Excavating Service.

Re: Contract: PW-3041R. For: Lateral Sewer 6997 in Riverside Drive from 517 Feet West of Alter Road to the Canal. Adjusted Contract Price: \$4,513.20. Contractor: Ray L. Welch.

Gentlemen—This is to certify that all work required of the Contractor in the performance of this Contract has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated above as the Adjusted Contract Price.

The Contractor has submitted an affidavit that all payrolls, material bills, and all other indebtedness incurred by him in connection with the work have been paid.

It is, therefore, recommended that the total value of the work, as above stated, be paid to the Contractor with the understanding that such payment is made by the City and accepted by the Contractor under the Contract provisions covering final payment.

DONALD B. WARD,
Engineer of Tests & Inspection.
M. F. WAGNITZ,
City Engineer.
GLENN C. RICHARDS,
Commissioner.

By Councilman Patrick:

Whereas, from the foregoing communication, it appears that all work required to be performed by the Contractor under the Contracts therein named has been fully completed; and

Whereas, the completed work has been found acceptable under the terms and conditions of said Contracts by the department for whom the work was performed; therefore be it

Resolved, That the said Contracts be and are hereby accepted.

Adopted as follows:

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

Reconsideration

Councilman Van Antwerp moved to reconsider the vote by which the resolution was passed.

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

The regular order was resumed.

Department of Public Works
June 30, 1959.
Honorable Common Council:

Gentlemen—We are returning herewith two petitions of Wayne State University. One being No. 702, requesting the vacation of Ferry Avenue between Second and Cass Avenues. The other, No. 703, requesting the vacation of the alleys in the block bounded by Second, Palmer, Cass and Ferry Avenue. The vacation of said street and 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 deposited with the City Treasurer the sum of \$950.00, Receipt No. A-27467, credited to the Fire Department Fund Code No. 990-9406, said amount being the estimated cost of removing and relocating one fire hydrant necessitated by the vacation of said Ferry Avenue.

The petitioner also paid into the City Treasury the sum of \$1,639.72, Receipt No. A-27468, credited to the Public Works Maintenance Fund Code No. 143-6241, said amount being the original cost of paving the east ½ of Second Avenue and the west ½ of Cass Avenue at the intersection of Ferry Avenue to be vacated and for the original cost of paving the south ½ of Palmer Avenue and the north ½ of Ferry Avenue at the intersection of the alleys to be vacated.

An easement is reserved in the vacating resolution for the Department of Water Supply for the maintenance of its water main located in said Ferry Avenue 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 above-mentioned alleys to be vacated.

The petitioner requested that the paved street and alley returns at the entrances to the street and 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 petition, 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 above-mentioned street and alleys 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 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 Patrick:

Resolved, That all of Ferry Avenue, 60 feet wide, between Second and Cass Avenues, as platted in the Plat of Cass Farm Company Limited Subdivision of Blocks 111, 112, 113, 114, 115, 116, 118 and 119 and part of Block 117 Cass Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 19, Page 35 of Plats Wayne County Records, lying north of and adjoining the north line of Lot 7, north of and adjoining the north line of Lots 8 to 12 both inclusive, north of and adjoining the north line of Lot 13, north of and adjoining the north line of the 18-foot vacated alley lying between Lots 7 and 8 and north of and adjoining the north line of the 18-foot vacated alley lying between Lots 12 and 13 all of Block 6 of the last mentioned subdivision and south of and adjoining the south line of Lot 1, south of and adjoining the south line of Lots 20 to 24 both inclusive, south of and adjoining the south line of Lot 19, south of and adjoining the south line of the 18-foot alley lying between Lots 19 and 20 and south of and adjoining the south line of the 18-foot alley lying between Lots 1 and 24 all Block 7 of the above-mentioned subdivision.

Also all of the east-west public alley, 20 feet wide, Second, Cass, Palmer and Ferry Avenues as platted in Block 7 of said Plat of Cass Farm Company 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 12 both inclusive and north of and adjoining the north line of Lots 20 to 24 both inclusive of the above mentioned subdivision.

Also all that part of the north-south public alley, 18 feet wide, east of Second Boulevard between Palmer and Ferry Avenues platted in Block 7 of said Plat of Cass Farm Company Limited Subdivision, as recorded in Liber 19, Page 35 of Plats Wayne County Records, lying east of and adjoining the east line of Lots 15 to 19

both inclusive, east of and adjoining the east line of the south 38 feet of Lot 14, west of and adjoining the west line of Lot 20, west of and adjoining the west line of the south 99.5 feet of Lot 12 and west of and adjoining the west line of the 20 foot alley lying between said Lots 12 and 20 all of the above-mentioned subdivision.

Also all that part of the north-south public alley, 18 feet wide, west of Cass Avenue between Palmer and Ferry Avenues as platted in Block 7 of said Plat of Cass Farm Company Limited Subdivision as recorded in Liber 19, Page 35 of Plats Wayne County Records, lying west of and adjoining the west line of Lots 1 to 5 both inclusive, west of and adjoining the west line of the south 38 feet of Lot 6, east of and adjoining the east line of Lot 24, east of and adjoining the east line of the south 99.5 feet of Lot 8 and east of and adjoining the east line of the 20-foot alley lying between said Lots 8 and 24 all of the above-mentioned subdivision.

Be and the same are hereby vacated as a public street and alleys 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 street and 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 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 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 street and 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 for 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 street and 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, Connor, Lincoln, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—9.
Nays—None.

Purchases and Supplies

July 7, 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. 9413

One bid was received as a result of two solicitations:

For furnishing the Department of Health, Zoo Park and Dept. of Parks and Recreation with Fruits and Vegetables, Fresh and Frozen.

Prices as on file in the Office of the City Clerk.

To: Cusumano Bros., of Detroit—

37 Items. For Delivery July 9, 1959 through July 15, 1959, all to be USDA Graded Except Frozen Foods.

This purchase totals Approximately \$1,600.00.

Prices are firm and F.O.B. delivered, except to Brighton Camp which a \$10.00 Extra Delivery Charge will be made.

Terms: Net—30 Days.

FILE NO. 9401

One bid was received as a result of five solicitations:

For furnishing the Board of Zoning Appeals with Court Reporting Service for a period starting July 16, 1959 and ending June 30, 1961.

To: Oakland Court Reporters, of Pontiac, Michigan—

Charge for Transcript at \$0.70 Per Page.

Charge for Attendance at \$15.00 Per Meeting.

This purchase is estimated at approximately \$14,000 for Contract Period.

Prices are firm and F.O.B. delivered.
Terms: Net—30 Days.

FILE NO. 9394

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

For purchasing Ferrous Scrap Metal from Dept. of Water Supply and Dept. of Public Works.

To: McNichols Scrap Iron & Metal Co., of Detroit, Michigan—

Approximately 25 Gross Tons Scrap Cast Iron consisting of water main pipes, fittings, broken meter boxes, etc., at \$40.87625 Per G. T.

To: Schlafer Iron & Steel Co., of Detroit, Michigan—

Approximately 35 Gross Tons of Ferrous Scrap consisting of steel rail (with paving material attached to it), at \$27.69 Per G. T.

The above quantities are approximate. Final settlement will be based on actual weights picked up.

This sale totals approximately \$1,991.00 and involves two awards.

F.O.B. Grounds, As Is and Where Is.
Terms: Net.

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

Respectfully submitted,
J. HARRISON KETTLE,
Commissioner.

Purchases and Supplies

July 7, 1959.

Honorable Common Council:

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

April 21, 1959—The Nik-O-Lok Co., Coin Lock & Weighing Machine Concession, Market Division.

June 2, 1959 — Ashworth Window Sales & Service, Doors and Frames.

June 9, 1959—The Detroit Free Press, Newspaper Advertising; East Jordan Iron Works, Inc., Alloy Iron Incinerator Castings; Daelyte Service Company, Window Cleaning Service.

June 16, 1959—Federal Pipe & Steel Corporation, Guardian Steel Corporation, The R. C. Mahon Co., Structural Steel; Owners Trucking Co., Hauling Coal from Mistersky Station; Walter Herz Interiors, Wall Covering; Fife Electric Supply Company, Fibre Conduit; Detroit Stoker Company, Repair Parts for Westinghouse Stoker; D. Mellin Moran, National Truck Equipment & Supply Company, Parts, Automotive; Miscellaneous; Nankin Sand Company, E. Brems Trucking, Inc., Backfill Material; A. Steiert & Son, Inc., Gutter Broom Steel Wire.

June 23, 1959—General Painting Co., Painting Interior Surfaces at Veteran's Mem. Bldg.; Metrol Company, Repairs to Hays Corp. Equipment; Duplicate Forms Company, Tabulating Cards; Turco Products, Inc., Rust Remover & Metal Brightener; Burroughs Corporation, Oiling and Inspection Service Burroughs Office Machines; Great Lakes Oil Company, Fuel Oil; Cusumano Brothers, Fresh and Frozen Fruits and Vegetables.

Respectfully submitted,
J. HARRISON KETTLE,
Commissioner.

By Councilman Patrick:

Resolved, That the Dept. of Purchases & Supplies be and is hereby authorized and directed to enter into contract with the following firms for furnishing the departments mentioned with material, equipment or supplies in amounts, kinds and at prices listed in the foregoing communications: