

Yeas — Councilmen Connor, Smith, Van Antwerp, Wise, Youngblood and President Beck—6.
Nays—None.

Department of Public Works

November 9, 1961.

Honorable Common Council:

Gentlemen—On October 10, 1961, J.C.C. Pages 2120 and 2121, your Honorable Body authorized the sale of City-owned property located on the northeast corner of Vernor Highway and Livernois Avenue. The parcel of land described in the above-mentioned resolution includes a portion of public alley and a portion of public street right-of-way (formerly old Livernois Avenue) which was never officially vacated.

This matter was discussed with the City Plan Commission and they recommended the vacation of the above-mentioned portion of street and alley as indicated in their letter to your Honorable Body of October 20, 1961.

The Department of Water Supply has an existing 8-inch water main located in the portion of street to be vacated, but has no objections to the vacation provided an easement is reserved in the vacating resolution for the maintenance of said water main.

As the vacation of said portion of street and alley is necessary for the proper utilization of this parcel of City-owned land, we recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Smith:

Resolved, That all that part of the east-west public alley, 20 feet wide, as platted in Daniel Scotten's Resubdivision of that part of P.C. 32 and the easterly part of P.C. 268 lying north of Dix Road, as recorded in Liber 3, Page 1 of Plats, Wayne County Records, lying South of and adjoining the south line of all that part of Lot 234 which lies between the westerly line of Livernois Avenue, 66 feet wide, as platted in the above-mentioned Subdivision and the easterly line of Livernois Avenue, 80 feet wide as now established, and lying north of and adjoining the north line of all that part of Lots 249 and 250 which lie between the westerly line of Livernois Avenue, 66 feet wide, as platted in the above-mentioned subdivision and the easterly line of Livernois Avenue, 80 feet wide as now established.

Also all that part of Livernois Avenue north of Vernor Highway, as platted in Daniel Scotten's Resubdivision of that part of P.C. 32 and the easterly part of P.C. 268 lying north of Dix Road as recorded in Liber 3, Page 1 of Plats, Wayne County Records, more particularly described as follows: Beginning at a point in the southeast corner of Lot 250 of the

above - mentioned subdivision said point being the northwest intersecting corner of Dragoon Avenue, formerly (Livernois Avenue), and Vernor Highway, formerly (Dix Avenue), thence along the westerly line of Dragoon Avenue as now established N. 28d 16m W., 145.85 feet to a point, being the point of beginning of the portion of said Livernois Avenue to be vacated, thence N. 17d 41m 30s E., 47.31 feet to a point; thence along a line N. 28d 16m W., 89.42 feet to the easterly line of Livernois Avenue, 80 feet wide as now established; thence along the easterly line of said Livernois Avenue, 80 feet wide as now established, S. 6d 19m 36s W., to a point in the easterly line of Lot 234 of the last mentioned subdivision also being the westerly line of Livernois Avenue as platted in the last mentioned subdivision; thence along the westerly line of Livernois Avenue as platted in the last mentioned subdivision S. 28d 16m E., to the point of beginning.

Be and the same are hereby vacated as a public street and alley to become a part and parcel of the adjoining property, and further

Resolved, That all that part of Livernois Avenue north of Vernor Highway, as platted in Daniel Scotten's Resubdivision of that part of P.C. 32 and the easterly part of P.C. 268 lying north of Dix Road as recorded in Liber 3, Page 1 of Plats, Wayne County Records, more particularly described as follows: Beginning at a point in the southeast corner of Lot 250 said point being the northwest corner of Dragoon Avenue, formerly (Livernois Avenue), and Vernor Highway, formerly (Dix Avenue), thence along the westerly line of Dragoon Avenue as now established N. 28d 16m W., 145.85 feet to a point, thence continuing along the westerly line of Dragoon Avenue as now established N. 17d 41m 30s E., 47.31 feet to a point, being the point of beginning of the portion of Livernois Avenue to be vacated, thence N. 28d 16m W., 89.42 feet to a point in the easterly line of Livernois Avenue 80 feet wide as now established; thence along the easterly line of Livernois Avenue, 80 feet wide as now established N. 6d 19m 36s E., 23.17 feet to a point; thence along a line N. 65d 00m 20s E., 3.28 feet to a point; thence along a line S. 30d 05m 17s E., 27.94 feet to a point; thence along a line S. 34d 00m 40s E., 25.74 feet to a point; thence along a line S. 38d 36m 47s E., 30.70 feet to a point; thence along a line S. 17d 41m 30s W., 35.34 feet to the point of beginning.

Be and the same is hereby vacated as a portion of street right-of-way 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 above-mentioned portion of vacated street right-of-way for the purpose of maintaining, repairing removing or replacing the 8-inch water main located therein;

2) No building or structure of any nature whatsoever shall be constructed over said easement unless prior approval is obtained from the Department of Water Supply;

3) The Department of Water Supply shall not be responsible for any damage to lawns, trees, or shrubbery or other improvements located in said easement in pursuance of its rights under this easement.

Adopted as follows:

Yeas — Councilmen Connor, Smith, Van Antwerp, Wise, Youngblood and President Beck—6.

Nays—None.

Department of Public Works

November 8, 1961.

Honorable Common Council:

Gentlemen — Returning herewith petition No. 12107 of Grosberg and Reuter requesting the rescinding of a resolution approved by your Honorable Body April 28, 1953 permitting encroachment of one inch into City property caused by the addition of a macotta facing to a building located at 12420 Conant and also the encroachment of one inch into the side of said building into Garvin Avenue.

A print of survey dated November 3, 1961 by a registered surveyor certified that the application of the facing did not create an encroachment. This certification meets with the approval of the Engineer of Surveys of the Department of Public Works.

Accordingly, is the recommendation of this Department that the resolution of April 28, 1953 be rescinded and the petitioner be relieved of any further liability as per procedure of the City Controller in such matters as this, and also that the deed of the property be made free from any stipulation of an encroachment.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Smith:

Whereas, The foregoing communication from the Department of Public Works, informs this body that a registered surveyor's print of survey dated November 3, 1961, certifies that there is no encroachment on public property from building at the S.E. corner of Conant and Garvin Aves.; therefore, be it

Resolved, That resolution adopted April 28, 1953, (JCC p. 929-930), relative to encroachments be and is hereby amended for the purpose of deleting and rescinding therefrom the second paragraph that applied to the granting of petition of Grosberg & Reuter (5167), for encroachments at the S.E. corner of Conant and Garvin Aves., and the City Controller is

accordingly hereby authorized and directed, in accordance with established procedure, to relieve petitioner from any further liability under the document that was filed pursuant to said encroachment resolution.

Adopted as follows:

Yeas — Councilmen Connor, Smith, Van Antwerp, Wise, Youngblood and President Beck—6.

Nays—None.

Purchases and Supplies

November 14, 1961.

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. 2062

One bid was received as a result of four solicitations, for furnishing the Department of Health with Fruits and Vegetables, Fresh and Frozen.

Items and prices as are on file in the Office of the City Clerk.

To: Cusumano Bros., of Detroit—

35 Items—All to be U.S.D.A. Graded except Frozen Foods for delivery November 16 through November 22, 1961. This purchase totals approx. \$1,500.00.

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

November 14, 1961.

Honorable Common Council:

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

September 19, 1961—Westinghouse Electric Corporation: Heating Coils.

October 17, 1961 — Maksym Engineers, Inc.: Refrigerator and Water Cooler Repair Service; The Earle Equipment Company: Portable Centrifugal Pumps; Allis-Chalmers Manufacturing Company: Butterfly Valves (Files No. 1821 and 1884).

October 24, 1961 — Quindar Electronics, Inc.: Tone Frequency System Equipment; Fargo Company: Comparison Microscope; Graybar Electric Company: Weatherproof Mercury Floodlights; Ken Brown, Inc., Wink Chevrolet Company: Light and Medium Automobiles and Trucks; Business Forms Service: Personal Property Forms; Teletype Corporation: Teletype Machines (Receiving Printers).

October 31, 1961 — Motor City Blue Print Company, Weber - Valentine Company: Sensitized Paper for Ozalid Machines.