

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

Department of Public Works
July 24, 1961.

Honorable Common Council:
Gentlemen — We are returning herewith the petition of the Great Lakes Bowling Corporation, et al, No. 8393, requesting the vacation with reservation of easements for public utilities of Prest Avenue between Eight Mile Road and Norfolk Avenue. The vacation with reservation for easements of said street was approved by the City Plan Commission and the petition was then referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed. All City departments and privately-owned utility companies reported that they will be unaffected by the vacation with reservation of easements in said street provided proper provisions are incorporated into the vacating resolution protecting their interests in underground installations only located in the above-mentioned street.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Wise:

Resolved, That all that part of Prest Avenue, 60 feet wide, between Eight Mile Road and Norfolk Avenue, as platted in Division Heights Subdivision being part of the N.W. ¼ of Section 6, T.1S., R.11E., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 50, Page 36 of Plats Wayne County Records, lying east of and adjoining the east line of Lots 37 to 50 both inclusive, and west of and adjoining the west line of Lots 51 to 64 both inclusive, all of the above-mentioned subdivision.

Be and the same is hereby vacated as a public street subject to the following reservations:

- (1). Underground easements are hereby reserved within the right-of-way of said street hereinabove described for public utility purposes.
- (2). The right of ingress and egress over said easement for the purpose of installing, maintaining, repairing, removing, or replacing public utilities.
- (3). Public utilities shall not be installed on surface but only underground and no buildings or structures of any nature whatsoever (except necessary fence lines) shall be built or placed upon easement.

Adopted as follows:

Yeas — Councilmen Carey, Connor, Patrick, Rogell, Smith, Van Antwerp,

Wise, Youngblood and President Beck
—9.
Nays—None.

Department of Public Works
July 24, 1961.

Honorable Common Council:
Gentlemen—We are returning herewith the petition of the Archdiocese of Detroit, No. 10506, requesting the vacation of a portion of 12-foot easement located north of Munich Avenue between Marseilles and Lodewyck Avenues.

The vacation of said easement was approved by the City Plan Commission and the petition was 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 \$250.00, Receipt No. C-2327, credited to the Public Lighting Commission, Fund Code No. 990-9423, said amount being the estimated cost of rerouting P.L.C. lighting installations necessitated by the vacation of said easement.

The petitioner also deposited with the City Treasurer the sum of \$700.00, Receipt No. C-2328, credited to the Communication's Division of the Public Lighting Commission, Fund Code No. 990-9423, said amount being the estimated cost of removing and rerouting P.L.C. communication installations made necessary by the vacation of said easement.

Proper provisos are incorporated into the vacating resolution protecting the City's interests in the sewer located in the easement to be vacated.

All other City departments and privately-owned utility companies reported that they will be unaffected by the vacation of said easement.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Wise:

Resolved, That all that part of the 12-foot easement north of Munich Avenue between Marseilles and Lodewyck Avenues as platted in Lodewyck Subdivision of Lots 49 and 50 of the Plat of Addition to the Rivard Park Subdivision of Private Claims 299 and 458, Grosse Pointe and Gratiot Townships (now City of Detroit), Wayne County, Michigan, as recorded in Liber 46, Page 67 of Plats, Wayne County Records, being the west 6 feet of Lot 60 and the east 6 feet of Lot 61 of the above-mentioned subdivision.

Be and the same is hereby vacated as an easement 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 sewer located therein and at all times shall have the right to enter upon the premises, if found necessary, on account of said sewer to repair, alter, or service same; and further

(2). Provided, That if a building is to be constructed over said sewer, the sewer shall be replaced with cast iron pipes of the same size, rerouted or enclosed in 6 inches of Class "A" concrete, or in lieu of the above, such work shall be done as well 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 sewer 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 sewer 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 sewer, waive all claims for damages to such construction and agree to pay all costs incident to the repair of said broken sewer.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Patrick, Rogell, Smith, Van Antwerp, Wise, Youngblood and President Beck—9.

Nays—None.

Department of Public Works

July 24, 1961.

Honorable Common Council:

Gentlemen—We are submitting a copy of the 1961-1962 Contract for the maintenance of certain State trunklines within the City, which maintenance work is to be done by City forces on a reimbursement basis. This Contract was prepared by the State Highway Department and has been approved by the Corporation Counsel as to form.

These maintenance costs are borne entirely by the State Highway Department in accordance with State Highway law.

The amount established by the Contract totals approximately \$613,000.00 for all work items, and covers approximately 56 miles of State trunklines which the City maintains. The Contract for this fiscal year includes slight increases in roadway operations, roadside operations, traffic

services, and in winter maintenance. The increases amount to approximately \$16,400.00 over the amount allotted in the fiscal year 1960-1961. In addition, the usual fringe benefits and overhead are paid on the work items.

We respectfully recommend that your Honorable Body approve this Contract and authorize the Commissioner of Public Works to execute same in behalf of the City.

For your convenience, we have prepared a form resolution attached herewith.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Youngblood:

Resolved, That the Maintenance Contract relative to State trunkline highways, between the City of Detroit and the Michigan State Highway Department, for the Fiscal Year 1961-1962 referred to in the foregoing communication from the Department of Public Works, be and the same is hereby approved, and

Be It Further Resolved, That the Commissioner of Public Works is hereby authorized to execute same in behalf of the City.

Adopted as follows:

Yeas—Councilmen Carey, Connor, Patrick, Rogell, Smith, Van Antwerp, Wise, Youngblood and President Beck—9.

Nays—None.

Department of Public Works

July 25, 1961.

Honorable Common Council:

Gentlemen—We are returning herewith the petition (10122) of the Board of Education, requesting the vacation of the alleys in the area bounded by Nebraska, Lawton, and Wreford Avenues. The vacation of said alleys was approved by the City Plan Commission and the petition was 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 issued a purchase order in the amount of \$1,425.00 in favor of the Department of Public Works Street Maintenance Division to cover costs of removing paved alley returns, construct new curb and walks, adjust pavement necessitated by the vacation of said alleys.

The petitioner also issued a purchase order in the amount of \$258.69, in favor of the Department of Public Works Street Design Division, said amount being the original costs of paving the south one-half of Nebraska Avenue and the west one-half of Lawton Avenue at the intersections of the alleys to be vacated.

The petitioner also issued a purchase order in the amount of \$400.00,