

By Councilman Youngblood:

Whereas, From the foregoing communication, it appears that all work required to be performed by the Contractors 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 of Public Works; therefore be it

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

Adopted as follows:

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

Nays—None.

Reconsideration

Councilman Van Antwerp 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, Connor, Wise, Youngblood and President Beck — 9.

Nays—None.

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

The regular order was resumed.

Department of Public Works
January 9, 1961.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Harry Slatkin Builders, Incorporated, No. 8960, requesting the vacation of the east-west public alley south of Plymouth Road between Rutland and Memorial Avenues. The vacation of said alley was approved by the City Plan Commission with the recommendation that the alley right-of-way will be returned to the City of Detroit in the event there is a change in the area which creates a need for the alley. 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.

The petitioner has submitted to the City of Detroit an agreement whereby they will return the vacated alley back to the City in the event there is a change in the area which creates a need for the alley. Said agreement was approved by the Corporation Counsel with the recommendation that the agreement be recorded with the Register of Deeds Office upon adoption by your Honorable Body a resolution vacating the above mentioned alley.

The petitioner deposited with the City Treasurer the sum of \$389.29,

Receipt No. A25250, credited to the Public Works Street Maintenance Fund Code No. 143-6241, said amount being the original cost of paving the east half of Rutland Avenue and the west half of Memorial Avenue at the intersection of the alley to be vacated.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewer located in the above mentioned alley to be vacated.

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

Resolved, That all of the east-west public alley, 20 feet wide, south of Plymouth Road between Rutland and Memorial Avenues as platted in Harry Slatkin's Plymouth Subdivision of part of the N. W. ¼ of Section 36, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan as recorded in Liber 71, Page 13 of Plats Wayne County Records lying south of and adjoining the south line of Lots 25 to 37 both inclusive and north of and adjoining the north line of Lots 24 and 38 all 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 alley, 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 alley, 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; and further;

Resolved, That the agreement by the petitioner and the City of Detroit whereby petitioner will return to the City the above mentioned vacated alley, be recorded with the Register of Deeds for Wayne County.

Adopted as follows:

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

Nays—None.

Department of Public Works

January 5, 1961.

Honorable Common Council:

Gentlemen—The retirement of Mr. M. F. Wagnitz, City Engineer and Second Deputy Commissioner, makes it desirable at this time to reorganize the top administrative positions in the Department of Public Works. I am, therefore, appointing Mr. Alfred Berarducci as Acting Second Deputy Commissioner and Mr. Clyde Palmer as Acting City Engineer. Permanent status will be recommended for these two positions when Mr. Wagnitz's retirement becomes effective on March 1, 1961.

These appointments have the approval of Mayor Miriani.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

Received and placed on file.

Department of Public Works

January 5, 1961.

Honorable Common Council:

Gentlemen—Under date of November 29, 1960, J.C.C. p. 2346, your Honorable Body adopted a resolution requesting a special permit from the State Highway Department for the use of certain State-owned property adjoining the Edsel Ford Expressway near Harper Avenue and Devonshire. We are forwarding copy of a letter from the State Highway Commissioner in which this permit has been issued.

There is also included a description and drawing of the property.

Respectfully submitted,

GLENN C. RICHARDS,

Comm. of Public Works.

Received and placed on file.

Purchases and Supplies

January 10, 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. 1068

One bid was received as a result of three solicitations:

For furnishing the Department of Health (Hospitals) 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.

31 Items—All to be U.S.D.A. Graded, except Frozen Foods—for delivery January 12 through January 18, 1961.

This purchase totals Approx. \$1,399.23.

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

January 10, 1961.

Honorable Common Council:

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

October 25, 1960—Anthony Eugenio & Son, Painting.

November 15, 1960—The Westinghouse Electric Corporation, Elevator Maintenance.

November 22, 1960—General Sports Equipment Company, Griswold Sporting Goods Company, Athletic Equipment.

December 6, 1960—The Gamewell Company, Recorders, Alarm System, Police Call; Shalla Chevrolet, Inc., Parts, Chevrolet, Genuine; General Electric Company, Sockets, Bi-Post, for Street Lighting; General Electric Company, Capacitors, Shunt, Outdoor; Detroit Elevator Company, Elevator Maintenance.

December 13, 1960—East Jordan Iron Works, Inc., Castings, Water Main Fittings, Gray Iron; Scioto Supply Company, Bridge Railings and Posts; Allis Chalmers Mfg. Co., C/O E. B. Anderson Company, Breakers, Circuit, Oil; General Electric Supply Company, Potheads, Electrical; Memco Engineering and Mfg. Company, Inc., Switches, Disconnecting; John A. Roebing's Sons Division, The Colorado Fuel and Iron Corp., Cable, Copper, Paper-Insulated, Lead Covered.

December 20, 1960—Jaqua Studios, Draperies and Curtains; Westinghouse Electric Corporation, Relays, Differential; Graef, Regner & Hayes Company, Insurance, Burglary and Robbery; W. E. Phillips Equipment Company, Curb Machine, Asphalt, Offset; Ellis & Ford Mfg. Company, Inc., Castings, Roadway, Service and Gate Boxes; Graybar