

Reconsideration

Councilman Rogell 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, Patrick, Rogell, Smith, Wise and President Pro Tem Connor—6.

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

February 15, 1961.

Honorable Common Council:

Gentlemen—Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings of Feb. 7, 1961:

PW-3902, Demolition of Building, 1480 E. Milwaukee by Moon Wrecking Co.

PW-3909, Demolition of Building, 2279 E. Willis Avenue by Moon Wrecking Co.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

By Councilman Smith:

Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed.

Adopted as follows:

Yeas—Councilmen Carey, Patrick, Rogell, Smith, Wise and President Pro Tem Connor—6.

Nays—None.

Reconsideration

Councilman Carey 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, Patrick, Rogell, Smith, Wise and President Pro Tem Connor—6.

Nays—None.

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

The regular order was resumed.

Department of Public Works

February 10, 1961.

Honorable Common Council:

Gentlemen—Trojan Avenue from Berg Road to McIntyre is five blocks long and was recently opened and widened through condemnation proceedings for the purpose of creating

a 60-foot wide right-of-way for street purposes.

The north one-half of the Trojan Avenue pavement was constructed in 1957 at the same time that all other pavements in the Harry Slatkin Subdivision No. 4 were paved.

Trojan Avenue is the southernmost east and west street of the Harry Slatkin Subdivision. Traffic to and from the subdivision is at present using the partially paved street for ingress and egress. The unpaved sections of Trojan should be paved to alleviate the traffic problem and to complete the street paving.

It is our recommendation that the remaining 642 feet of the unpaved southern half of Trojan Avenue be paved under the force paving clause of the City Charter.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

By Councilman Smith:

Resolved, That the paving of Trojan Avenue from Berg Road to McIntyre where not already paved is hereby declared a necessity; and be it further

Resolved, That the Commissioner of Public Works be and is hereby authorized and directed to advertise for bids and award a contract for the paving under the Force Paving Clause of the City Charter, the cost thereof to be assessed against the abutting property according to benefits derived.

Adopted as follows:

Yeas—Councilmen Carey, Patrick, Rogell, Smith, Wise and President Pro Tem Connor—6.

Nays—None.

Department of Public Works

February 16, 1961.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Archdiocese of Detroit, No. 8390, requesting the vacation of the east-west and a portion of the north-south public alley east of Anson and north of Pulaski Avenues. The vacation of said alleys was approved by the City Plan Commission with the recommendation that the petitioner deed an east-west alley outlet in lieu of the alleys to be vacated. 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 deposited with the Permit Division of the Department of Public Works, the sum of \$1,000.00, Receipt No. GR-5581, said amount being the estimated cost of removing paved alley returns, constructing new curb and walk, removing 24-inch

diameter tree, constructing new alley returns and stoning and grading the newly deeded alley.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewer located in the alley in the north-south alley to be vacated.

We are in receipt of a Warranty Deed whereby petitioner dedicates land to be used for alley purposes in accordance with the City Plan Commission's recommendation. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer and it is attached hereto for Your Honorable Body's acceptance.

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 Wise:

Resolved, That all of the east-west public alley, 18 feet wide, east of Anson and north of Pulaski Avenues, which was deeded to the City of Detroit for alley purposes on February 7, 1922 J.C.C. Page 195, said alley being in fact the north 18 feet of Lot 70 of Tait and Harbaugh's addition to Delray on the Rouge of McGregor's Subdivision of part of P.C. 11 in rear of P.C. 45, Springwells, as recorded in Liber 16, Page 83 of Plats Wayne County Records, be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property; and further

Resolved, That all that part of the north-south public alley 15 feet wide, east of Anson and north of Pulaski Avenues as plated in Tait and Harbaugh's addition to Delray on the Rouge of McGregor's Subdivision of part of P.C. 11 in rear of P.C. 45, Springwells, as recorded in Liber 16, Page 83 of Plats, Wayne County Records, lying west of and adjoining the west line of Lots 87 and 88, west of and adjoining the west line of the north 18 feet of Lot 86, east of and adjoining the east line of the south 60 feet of Lot 69 and east of and adjoining the east line of the north 18 feet of Lot 70 all of the above mentioned subdivision.

Be and the same are hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions:

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

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 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

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

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 Warranty Deed of the Archdiocese of Detroit to the City of Detroit deeding land for alley purposes, said land being described as: "The northerly 10 feet of Lot 69 of Tait and Harbaugh's addition to Delray on the Rouge of McGregor's Subdivision as part of P.C. 11 in rear of P.C. 45, Springwells, as recorded in Liber 16 Page 83 of Plats, Wayne County Records", be and the same is hereby accepted and the City Controller is hereby directed to record said deed in the Office of the Register of Deeds for Wayne County.

Adopted as follows:

Yeas—Councilmen Carey, Patrick, Rogell, Smith, Wise and President Pro Tem Connor—6.

Nays—None.

Department of Public Works

February 15, 1961.

Honorable Common Council:

Gentlemen—Braden Avenue from McGraw to Wagner is an unpaved street, two blocks long, and is a side street.

The east side of the block from McGraw to Pittsburg is occupied by the Sixth Precinct Police Station and a large car impounding lot. This parking area and the police station