

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, less the total amounts previously paid on all progress payments, 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 Inspection.

CLYDE L. PALMER,
City Engineer.

GLENN C. RICHARDS,
Commissioner.

Approved:

ALFRED M. PELHAM,
Controller.

By Councilman Rogell:

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

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

Resolved, That the said Contract be and is hereby accepted.

Adopted as follows:

Yeas — Councilmen Beck, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Pro Tem Connor—6.

Nays—None.

Department of Public Works

June 21, 1962.

Honorable Common Council:

Gentlemen — We are returning herewith the petition of the Department of Parks and Recreation requesting the vacation of a portion of Marietta Avenue west of Pennsylvania Avenue. The vacation of said street was approved by the City Plan Commission with the recommendation that sufficient land be allocated for a street turn-around at the point where Marietta Avenue would dead end. 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, No. S-6622, in the amount of \$450.00 in favor of the Department of Public Works, Street Maintenance Division, to cover the costs of constructing a 10 foot by 13 foot concrete street turn-around.

The Department of Water Supply reported that they will be unaffected

by the change and that they have no objection to the vacation of Marietta Avenue provided that proper provisions are incorporated into the vacating resolution protecting their installations located in the street.

The petitioner has requested that the paved street returns at the entrance to the street 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 their removal at such time in the future as the removal of the returns becomes necessary.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the catch basins located in the street to be vacated.

All other City departments and privately owned utility companies reported that they have no objection to the vacation of the street 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 Wierzbicki:

Resolved, That all that part of Marietta Avenue, 50 feet wide, west of Pennsylvania Avenue, which was acquired by condemnation on March 15, 1912 File No. 1011, being in fact the northerly 39.83 feet of the easterly 94.36 of Lot 266 and the southerly 10.17 feet of the easterly 94.36 feet of Lot 267 of Brandon's Subdivision of that part of Private Claims 337 and 257 between Jefferson Avenue and Mack Street and West of the East line of Cadillac Boulevard, also the south 34 feet of that part of Private Claim 257 between Jefferson Avenue and Mack Street, Hamtramck, now City of Detroit, Wayne County, Michigan, as recorded in Liber 9, Page 32 of Plats, Wayne County Records.

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

Provided, if the Parks and Recreation Department find it necessary to place either fencing, curbs, or other obstructions across Marietta Avenue at the first alley west of Pennsylvania Avenue, they shall install a pair of catch basins at the alley line to handle existing curb drainage along Marietta Avenue and shall connect these basins to the existing alley sewer to the south. The entire cost of installing these catch basins to be borne by the Department of Parks and Recreation; and further

Provided, a 10 foot easement or right-of-way is hereby reserved for the Department of Water Supply over existing 4 inch water main located 22 feet south of the north property line of vacated Marietta Street for the pur-

pose of maintaining, repairing, removing or replacing said water main, and further

Provided, That no buildings shall be constructed over said water main without prior approval of the Department of Water Supply and the Department of Building and Safety Engineering; and further

Resolved, That at any time in the future the removal of the paved street returns becomes necessary, the entire cost of such removal shall be borne by the Department of Parks and Recreation; and further

Resolved, That the westerly 10 feet of the northerly 13 feet of the southerly 23.17 feet of Lot 267 of the above mentioned Brandon's Subdivision be and the same is hereby allocated for street turn-around purposes.

Adopted as follows:

Yeas — Councilmen Beck, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Pro Tem Connor—6.
Nays—None.

Department of Public Works

June 26, 1962.

Honorable Common Council:

Gentlemen—On June 20, 1962, Your Honorable Body requested that we investigate the request of Mr. Peter Weiss; that property owned by him at 1526 Lambie Place a/k/a 1526 23rd Street, be acquired by condemnation or that an agreement be made to pay the cost of demolishing the existing structure at such time as the property is acquired for the construction of the Fisher Freeway. It was further requested that we investigate the possibility of this property being acquired by the State Highway Department in advance acquisition proceedings as a hardship case.

We are informed that the existing building has been condemned by the Department of Buildings and Safety Engineering as an unsafe structure and that the owner, Mr. Weiss has been ordered to remove the building. A copy of the Department of Buildings and Safety Engineering report is attached.

According to preliminary general plans now available for the Fisher Freeway, it appears that the subject property will be required for construction of the Freeway. However, final right-of-way plans are not yet complete and according to our present schedules the plans for this area are not expected to be completed until late 1962 or early 1963.

As was stated before Your Honorable Body at the June 20th hearing, until final right-of-way plans are completed, accepted and approved by the Bureau of Public Roads, we cannot "Program" the project with the bureau. Until the project is "Programmed" we cannot receive 90% Federal reimbursement on appraisals or right-of-way acquisition.

Should the subject property be demolished prior to Bureau approval of

final right-of-way plans, the Federal Government would participate only in the cost of the land itself.

For these reasons we believe it would not be possible to acquire the subject property at this time or to make any commitments regarding future payment for a building which would not be in existence at the time of property acquisition.

These points were explained in detail to Mr. Weiss during consultation with the undersigned following the June 20th hearing by Your Honorable Body.

We trust this is the information you requested and we regret our inability to be of more assistance in this matter.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner of Public Works.

IRVING J. RUBIN,

Executive Assistant to the
State Highway Commissioner.

By Councilman Wierzbicki:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to secure bids for the removal of dangerous structure at 1526 Lambie Place, aka 1526 Twenty-third and assess the costs for same against the property more particularly described in communication of the Dept. of Buildings & Safety Engineering in proceedings of June 5, 1962, (J.C.C. p. 1355).

Adopted as follows:

Yeas — Councilmen Beck, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Pro Tem Connor—6.
Nays—None.

Purchases and Supplies

July 3, 1962.

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. 2771

One bid was received as a result of four solicitations for furnishing the Department of Health (Hospitals) and Department of Parks & Recreation (Brighton Camp) with Fruits and Vegetables, Fresh and Frozen.

To: Cusumano Bros., of Detroit —
28 Items — All to be U.S.D.A. Graded except Frozen Foods for delivery July 5 through July 11, 1962.

This purchase totals \$1,400.00.

Prices are firm and F.O.B. delivered. For Brighton Camp delivery there is a \$10.00 added charge.

Terms: Net 30 days.

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

Respectfully submitted,

ARTHUR F. STONE,

Commissioner.