

the southerly line of the easterly 38.00 feet of Lot 50, south of and adjoining the southerly line of the 20-foot vacated alley adjoining Lot 50, north of and adjoining the northerly line of the easterly 9.00 feet of Lot 9, north of and adjoining the northerly line of Lots 7 and 8, north of and adjoining the northerly line of the westerly 9.00 feet of Lot 6, all 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 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 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.

Adopted as follows:

Yeas—Councilmen Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

#### Department Of Public Works

October 9, 1962.

Gentlemen—We are returning herewith the petition of the Board of Education, No. 728, requesting the vacation of a portion of the east-west public alley, 20 feet wide, in the block bounded by Ellery Street, Mt. Elliott Avenue Pulford Street, and Mack Avenue, with the limits of the proposed Harris Replacement School Site. The vacation of said portion of alley was approved by the City Plan Commission and the peti-

tion 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. 2608, in the amount of \$1,200.00, in favor of the Public Lighting Commission, Lighting Division, to cover the costs of removing and relocating a transformer installation located in the alley to be vacated.

The petitioner also issued a purchase order, No. 2609, in the amount of \$157.98, in favor of the Department of Public Works, Street Design Bureau, said amount being the original cost of paving the east one-half of Ellery Street at the entrance to the alley to be vacated.

The petitioner also issued a purchase order, No. 2610 in the amount of \$715.00, in favor of the Department of Public Works, Street Maintenance Division, to cover the cost of removing the paved alley return, constructing new curb and walk, adjusting a Fire Department manhole frame and cover, and backfilling where necessary.

All other City departments and privately owned utility companies reported that they will be unaffected by said vacation 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 the east-west public alley, 20 feet wide, east of Ellery Street between Pulford Street and Mack Avenue, lying north of and adjoining the northerly line of Lots 9 to 25, both inclusive, of August Mylius' Subdivision of the southern part of Lots 16, 17 and 18 of Leib Farm, as recorded in Liber 6, Page 34 of Plats, Wayne County Records, and lying south of and adjoining the southerly line of Lots 1 to 17, both inclusive, of Tapert's Subdivision of Lot 26 of Mylius' Subdivision of the south part of Lots 16, 17, and 18, Leib Farm as recorded in Liber 14, Page 22 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.

Adopted as follows:

Yeas—Councilmen Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

#### Department Of Public Works

October 4, 1962.

Honorable Common Council:

Gentlemen—We are returning here-

with the petition of the Board of Education No. 1205, requesting the vacation of a portion of the alley in the block bounded by Townsend Avenue, Goethe Avenue, Baldwin Avenue, and Charlevoix Avenue within the limits of the Bell School Site. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that the petitioner deed land for a new alley outlet into Baldwin Avenue. 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. 95517, in the amount of \$300.00, in favor of the Public Lighting Commission, Lighting Division, to cover the cost of relocating one mercury vapor light and removing 3 spans of wire.

The petitioner also issued a purchase order, No. 95518, in the amount of \$500.00, in favor of the Public Lighting Commission, Communications Division, to cover the costs of rerouting overhead lines necessitated by the said vacation.

The petitioner also issued a purchased order No. 95519, in the amount of \$393.00, in favor of the Department of Public Works, Street Design Bureau, said amount being the original cost of paving the south one-half of Goethe Avenue at the intersection of the alley to be vacated.

The petitioner also issued a purchase order, No. 95520, in the amount of \$3,550.00, in favor of Department of Public Works, Street Maintenance Division, to cover the costs of removing a paved alley return, constructing new curb and walk, constructing a paved alley return, and paving the newly deeded alley.

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

We are in receipt of a Quit Claim Deed to the City of Detroit deeding land for a new alley outlet into Baldwin Avenue. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and is attached for your Honorable Body's acceptance.

All other City departments and privately owned utility companies reported that they will be unaffected by said vacation 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 the north-south public alley, 18 feet wide, south of Goethe Avenue between Townsend Avenue and Baldwin Avenue as platted in Boulevard Park Subdivision of P.C. 16, between Waterloo Street and Mack Avenue, as recorded in Liber 23, Page 21 of Plats, Wayne County Records, lying east of and adjoining the east line of Lot 155 to Lot 169, both inclusive, east of and adjoining the east line of the north 10 feet of Lot 154, and lying west of and adjoining the west line of Lots 54 to Lots 68, both inclusive, west of and adjoining the west line of the north 10 feet of Lot 69, all of the above mentioned subdivision,

Be and the same is hereby vacated as 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 considered over said sewer the sewer shall be replaced with cast iron pipe of the same size, rerouted or encased 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

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 Quit Claim Deed of the Board of Education deeding land to the City of Detroit for alley purposes being the southerly 20 feet of Lot 69 of Boulevard Park Subdivision of P.C. 16, between Waterloo Street and Mack Avenue, as recorded in Liber 23, Page 21 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 Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

**Department of Public Works**

October 11, 1962.

Honorable Common Council:

Gentlemen — Returning herewith Petition No. 2895 of Practical Home Builders, Inc., requesting refund of curb reset fee for 820-30 Merton.

In reviewing the resolution of your Honorable Body dated July 5, 1955, J.C.C. Page 1392, the Department of Public Works feels that the reset deposit in this particular case, a multiple dwelling, should not have been taken inasmuch as this building costing approximately \$375,000.00 could not be classed as a temporary dwelling.

We, therefore, request that the Department of Public Works be directed to prepare a voucher in the amount of \$60.00 to the petitioner.

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Wierzbicki:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to draw a voucher upon the proper fund, and the City Controller to honor same in favor of Practical Home Builders, Inc., in the sum of \$60.00, being refund of deposit for curb reset fee for 820-30 Merton, referred to in the foregoing communication.

Adopted as follows:

Yeas—Councilmen Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

**Department of Public Works**

October 8, 1962.

Honorable Common Council:

Gentlemen—The resolution adopted September 11, 1962, J.C.C. Page 2104; granting the petition of Henry D. Pokay, No. 2004; to encroach into the easement in the rear of his lot with a frame shed should be amended for the purpose of correcting the description of the petitioner's property to read "Lot 4" instead of "Lot 2".

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Wierzbicki:

Resolved, That the resolution adopted September 11, 1962 (JCC p. 2104), granting the petition of Henry D. Pokay (2004), be amended to correct the lot number in the legal description to read "Lot 4".

Adopted as follows:

Yeas—Councilmen Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

**Department of Public Works**

October 11, 1962.

Honorable Common Council:

Re: Petition No. 10825

Gentlemen—On July 11, 1961, J.C.C. Page 1456-7, your Honorable Body approved various encroachments for the Michigan Consolidated Gas Company in connection with their new building between Woodward, Griswold, West Larned, and West Jefferson Avenues.

We wish to amend the above petition to include a sidewalk which does not conform to the specifications of the Department of Public Works. The entire sidewalk surrounding this new building will be of an exposed, colored stone aggregate. The material has been approved by the Department, insofar as construction and surface.

The Department of Public Works recommends that the petitioner be allowed to install the sidewalk in accordance with Section 8, Ordinance 415 F, Chapter 354, in which a sidewalk other than that included in our specifications may be approved at the discretion of the Common Council.

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Wierzbicki:

Resolved, That the resolution adopted July 11, 1961 (JCC p. 1456-7), granting petition of Michigan Consolidated Gas Co. (10825) for various encroachments at 1 Woodward, be amended to include the installation of sidewalks of non-conforming specifications around the building at said location in accordance with the foregoing communication.

Adopted as follows:

Yeas—Councilmen Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—7.

Nays—None.

**Purchases and Supplies**

October 16, 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. 3055**

Five bids were received as a result of nineteen solicitations, as per tabulation for furnishing the Department of Water Supply with High Voltage Switching Center.

To: Westinghouse Electric Corp. of Detroit—

Payment to be made to: P.O. Box 146, Pittsburgh 30, Pa.

1 Only High Voltage Switching Center, indoor type, consisting of a coordinated, free-standing, pre-wired assembly of motor controller cubicles, feeder cubicles, bus tie cubicles and auxiliary cubicles with a common main and grounding bus extending full length of line up. All for the sum of \$32,982.00.

Price is firm and F.O.B. delivered