

Portion) from Berg to Redfern. The Hartwell Construction Company, Inc. is the Contractor. The total amount of the accepted proposal was \$8,101.90, of which \$6,993.20 was in the Assessment Portion and \$1,108.70 was in the City Intersection Portion.

A Contract Change was issued for the removal of an old concrete garage floor which was uncovered during the excavation. This increased the Contract in the amount of \$97.00. The Assessment Roll was also corrected making the Assessment Portion of the Contract \$7,090.20. The City Intersection Portion remained unchanged.

Under the provisions of the resolution authorizing the award of the Contract, any deductions from or additions to the Assessment Portion exceeding \$100.00 or one percent of the original Contract amount must be approved by the Common Council before the adjustment of such difference is applied to the City Intersection Portion.

When the final field measurements, based on actual construction were made, an additional \$250.00 resulted in the Assessment Portion. This amounts to approximately 3.5 percent of the revised Assessment Portion.

It is recommended that the adjustment be made by adding the \$250.00 to the City Intersection Portion and that the revised Assessment Portion remain unchanged.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

Resolved, That the Assessment Portion of the construction costs for the paving included in the above Contract remain unchanged from the amount as set up in the Assessment Roll, and that the adjustment of the difference described in the foregoing communication be made in the City Intersection Portion.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki, and President Carey—8.

Nays—None.

Department of Public Works
December 17, 1962.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Board of Education, No. 725, requesting the vacation of Dubois Street between Alexandrine and Superior, and all the alleys in the block bounded by Dubois, Superior, Chene and Alexandrine in connection with the construction of the Campbell Replacement School.

The vacation of said street and 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 No. 009291, in the amount of \$1,154.18, in favor of the Department of Public Works, Street Design Bureau, said amount being the original cost of paving the south one-half of Superior Street and the north one-half of Alexandrine Avenue at the intersection of the street and alleys to be vacated.

The petitioner also issued a purchase order No. 009292, in the amount of \$4,730.00, in favor of the Department of Public Works, Street Maintenance Division, to cover the costs of removing the paved street and alley returns, constructing new curb and walk, and backfilling where necessary.

The petitioner also issued a purchase order, No. 006106, in the amount of \$250.00, in favor of the Public Lighting Commission, Lighting Division, to cover the costs of removing and rerouting P.L.C. facilities located in the street and alleys to be vacated.

An easement is reserved in the vacating resolution for the Department of Water Supply for the maintenance of its water main located in Dubois Street.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewers located in Dubois Street.

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

Resolved, That all the north-south public alley, 19 feet wide, east of Dubois Street between Alexandrine Avenue and Superior Avenue, as platted in Block 63, of the Plat of The Subdivision of the west one-half of P.C. 91 from Watson Street to Fremont (now Canfield) Street as recorded in Liber 4, Page 41 of Plats Wayne County Records, lying east of and adjoining the easterly line of Lots 3 to 9, both inclusive, west of and adjoining the westerly line of Lots 2 and 10 west of and adjoining the westerly line of the 20 foot alley lying between Lots 2 and 10, all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, first east of Dubois Street between Alexandrine Avenue and Superior Avenue, as platted in Block 63 of the Plat of the Subdivision of the west one-half of P.C. 91 from Watson Street to Fremont (now Canfield) Street as re-

corded in Liber 4, Page 41 of Plats Wayne County Records, lying north of and adjoining the northerly line of Lots 1 and 2, south of and adjoining the southerly line of Lots 10 and 11, all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, first west of Chene Street between Alexandrine Avenue and Superior Avenue, as platted in Block 36 of the Subdivision of Part of James Campau Farm of east one-half of P.C. 91, as recorded in Liber 2, Pages 17 and 18, Wayne County Records lying north of and adjoining the northerly line of Lots 1 to 9 both inclusive, south of and adjoining the southerly line of Lots 17 to 25 both inclusive, all of the above mentioned subdivision,

Also all of the north south public alley, 18.56 feet wide, west of Chene Street between Alexandrine Avenue and Superior Avenue, as platted in Block 36 of the Subdivision of Part of James Campau Farm of the east one-half of P.C. 91 as recorded in Liber 2, Pages 17 and 18, Wayne County Records, lying west of and adjoining the westerly line of Lots 10 to 16 both inclusive, east of and adjoining the easterly line of Lots 9 to 17 east of and adjoining the easterly line of the 20 foot alley lying between Lots 9 and 17 all of the above mentioned subdivision.

Be and the same are hereby vacated as public alleys to become a part and parcel of the adjoining property; and further

Resolved, That all of Dubois Street, 50 feet wide, between Alexandrine Avenue and Superior Avenue as platted in the Plat of the Subdivision of the west one-half of P.C. 91 from Watson Street to Fremont (now Canfield) as recorded in Liber 4, Page 41 of Plats, Wayne County Records lying west of and adjoining the westerly line of Lots 3 to 9 both inclusive, of Block 63 and east of and adjoining the easterly line of Lots 2 to 8 both inclusive, of Block 64, all of the above mentioned subdivision.

Be and the same is hereby vacated as a public street 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 street, 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 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 street, if built upon shall break causing damage to any construction above, the petitioners 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

5) Provided, that an easement or right-of-way is hereby reserved for the Department of Water Supply over the entire width of Dubois Street, for the purpose of maintaining, repairing, removing or replacing the six-inch water main located in said street.

6) Provided, No building or structure of any nature whatsoever shall be constructed over said easement unless prior approval is obtained from the Department of Water Supply.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Department of Public Works

December 17, 1962.

Honorable Common Council:

Re: Contract: PW-3187, Resurfacing Brush from Euclid to Arden Park. Contractor: Cadillac Asphalt Paving Company. Total Amount Accepted Proposal: \$41,720.40. Previously Issued Changes, \$0.00. Reconciling Contract Change, \$2,636.00. Final Adjusted Contract Price, \$44,356.40.

Gentlemen—The above Contract is on a unit price basis, with estimated quantities of the various items of work stated in the Proposal. Subsequent to the award, Contract Changes were issued in the net amount shown above.

After the work was completed and final field measurements taken, the actual quantities of the various items of work performed resulted in a net difference as shown in the Reconciling Contract Change.

It is respectfully requested that the increased cost as shown by the Reconciling Change be approved and that the Controller be authorized to honor vouchers based on the Final Adjusted