

hereby directed to mail to the Detroit Edison Company, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company a certified copy of this resolution.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—8.
Nays—None.

Department of Public Works

April 21, 1964.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Clarence G. Ringley, No. 7364, requesting the vacation of a portion of east-west public alley south of Baltimore Avenue and west of Brush Street. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that the petitioner deed to the City a similar portion of property for alley purposes. 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.

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

We are in receipt of a Quit Claim deed from the petitioner to the City of Detroit deeding land 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 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 the above-mentioned portion of public alley.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

Resolved, That all that part of the east-west public alley south of Baltimore Avenue and west of Brush Street as platted in Patrick McGinnis Subdivision of Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 of McCune's Subdivision of part of Fractional Section 31, City of Detroit, Wayne County, Michigan as recorded in Liber 4, Page 93 of Plats, Wayne County Records more particularly described as follows: "Beginning at the southwesterly corner of Lot 108 of said Patrick McGinnis Subdivision, thence southerly along the easterly line of Lot 107, 16.5 feet to a point; thence along a line easterly and parallel to the southerly line of the above-mentioned Lot 108, 14.5 feet to a point; thence along a line northeasterly 44.6 feet to a point in

the southerly line of Lot 109 of said Patrick McGinnis Subdivision, said point being 5.4 feet westerly from the southeasterly corner of said Lot 109; thence westerly along the southerly line of Lots 108 and 109 of said Patrick McGinnis Subdivision 54.76 feet to the point of beginning, 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 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 petitions, 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 from Clarence G. Ringley and Madine S. Ringley, his wife, deeding land to the City of Detroit, for alley purposes being described as:

All that part of Fractional Section 31, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, being more particularly described as follows: Beginning at a point in the southerly line of Patrick McGinnis Subdivision of Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 of McCune's Subdivision of Part of Fractional Section 31, City of Detroit, Wayne County, Michigan, as recorded in Liber 4, page 93 of Plats Wayne County Records, said point of beginning being 60.17 feet westerly along the southerly line of said Patrick McGinnis Subdivision from the intersection of the southerly line of said Patrick McGinnis Subdivision and the Westerly line of Brush Street, 60 feet wide as now established, thence westerly along the

southerly line of said Patrick McGinnis Subdivision 40.11 feet to a point; thence southerly and parallel to the easterly line of Lot 107 of said Patrick McGinnis Subdivision 16.50 feet to the southerly line of said Patrick McGinnis Subdivision; thence north-easterly along an existing concrete retaining wall 44.49 feet to the point of beginning.

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 Beck, Brickley, Connor, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—8.

Nays—None.

Department of Public Works

April 17, 1964.

Honorable Common Council:

Gentlemen—Contracts PW-5204 and PW-5239 were for the demolition of buildings at 1294 Mt. Elliott and 3013 Maybury Grand, respectively. Both of these contracts were awarded to Federal Wrecking Company, Inc.

By the time the contractor received the executed contracts, the building at 1294 Mt. Elliott, Contract PW-5204, had already been taken down. On October 1, 1963, your Honorable Body allowed the owner an additional sixty days to rehabilitate the building at 3013 Maybury Grand, Contract PW-5239.

The Department of Buildings and Safety Engineering has advised, that unless the building was again made open to trespass, they would pursue the matter no further.

Upon this advice, the City Engineer notified the contractor that they could consider both contracts as being cancelled. However, in order that there may be no misunderstanding in the matter, it is believed that formal action should be taken canceling all previous action by your Honorable Body pertaining to award and confirmation of the above contracts.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

Approved:

G. J. SAAM,
Deputy Controller.

By Councilman Ravitz:

Resolved, That all previous action pertaining to the award and confirmation of Contracts PW-5204, Demolition of Building at 1294 Mt. Elliott, and PW-5239, Demolition of Building at 3013 Maybury Grand, be and is hereby rescinded; and be it further

Resolved, That both demolition contracts are hereby considered as cancelled.

Adopted as follows:

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

Nays—None.

Department of Public Works

April 23, 1964.

Honorable Common Council:
Gentlemen—This is to certify that all work required of the Contractors in the performance of these Contracts for demolition of buildings has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated below as the Adjusted Contract Price.

The Contractors have submitted affidavits that all payrolls, material bills, and all other indebtedness incurred by them in connection with the work have been paid.

It is therefore recommended that the total value of the work, as stated below be paid to the Contractors with the understanding that such payments are made by the City and accepted by the Contractors under the Contract provisions covering final payment.

Contract PW-4410 — Location: 283 Horton; Contractor: Dore Wrecking Co.; Adjusted Contract Price: \$895.00.

Contract PW-5254 — Location: 4405 Mitchell; Contractor: Dore Wrecking Co.; Adjusted Contract Price: \$2,187.00.

Contract PW-5258 — Location: 2768 Huron; Contractor: Dore Wrecking Co. Adjusted Contract Price: \$1,046.00.

Contract PW-5257 — Location: 1449-51 Frederick; Contractor: Dore Wrecking Co.; Adjusted Contract Price: \$1,894.00.

Contract PW-5269—Location: 10816-18 Mack; Contractor: Zebrowski & Assoc. Inc.; Adjusted Contract Price: \$1,487.00.

DONALD B. WARD,
Engineer of Inspection.
M. J. KEPLER,
Asst. City Engineer.
GLENN C. RICHARDS,
Commissioner.

By Councilman Ravitz:

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 Beck, Brickley, Connor, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—8.

Nays—None.

Department of Public Works

April 24, 1964.

Honorable Common Council:
Gentlemen—We are forwarding for your consideration a copy of a formal agreement between the Michigan State