

the assessing of costs involved against said property, if the Department of Public Works is directed to complete the job sometime after the commencement of construction in the Spring of 1965. This business is seasonal and is now closed for the winter months, therefore, there will be no use of the drive until next year.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

Department of Streets and Traffic

October 7, 1964.

Reference No. 642166

Honorable Common Council:

Gentlemen—We are returning to your Honorable Body Petition Number 9043 from Elizabeth Rzeczkowski, et al, protesting conditions at the A & W Drive-In at 18440 W. Warren, and requesting traffic relief in the area.

The petitioners are requesting that the A & W Drive-In be required to close off access to the residential street of Faust. Our investigation reveals that the exit driveway onto Faust is governed by a full-time, "No Right Turn," prohibition, but that the sign is often ignored. The present ordinance drive-in requirements would not allow a driveway onto a residential street such as Faust and would require that this side of the property have either a wall or a fence erected.

In view of the above, it is recommended that the A & W Drive-In be requested to close off the driveway located on the east side of Faust between Warren and the alley to the north thus limiting all access to Warren Avenue. Should they not be willing to comply voluntarily with this request, we would recommend that the permit for this driveway be revoked by your Honorable Body.

Respectfully submitted,

A. F. MALO, Director.

By Councilman Van Antwerp:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to revoke the permit that was issued to construct driveway on the east side of Faust between Warren and the alley north thereof to premises of A & W Drive-In at 18440 W. Warren Ave., and further

Resolved, That said department is hereby directed to remove the driveway apron and replace the missing curb and to take the necessary steps to assess the costs against said property.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and Pres-

dent Carey—9.
Nays—None.

Department of Public Works

December 10, 1964.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Tucker, Large and Bellardi Company, No. 8403, requesting the vacation of the north-south public alley, 10 feet wide, westerly of James Couzens Drive between Manor Avenue and Florence Avenue. The vacation of said alley 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 paid into the City Treasury, the sum of \$256.81, Receipt No. A-28874, credited to the Public Works Street Maintenance Fund Code No. 143-6241, said amount being the original cost of paving the north one-half of Florence Avenue and the east one-half of Manor Avenue at the intersection of the alley to be vacated.

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

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 Wierzbicki:

Resolved, That the westerly 10.00 feet of the north-south public alley westerly of James Couzens Drive between Florence Avenue and Manor Avenue as platted in Northwestern Puritan Subdivision of the S.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Section 17 T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan as recorded in Liber 46, Page 31 of Plats Wayne County Records lying east of and adjoining the easterly line of Lot 142 of the above mentioned subdivision.

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) That by reason of the vacation of the above property, the City of Detroit does not waive any rights to the sewers 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 no building shall be constructed over said sewers without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

3) Provided, That if a building is to be constructed over said sewers, the sewers 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 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 petitioner, their successors, or assigns; and further

4) Provided, In the event that the sewer located in said property shall break, causing damage to any construction, property or materials above the petitioners and their assigns, by acceptance of the permit for construction over said sewer, waive all claims for damages; and further

5) Provided, That if the sewer located in said property shall break or be damaged, as a result of any action on the part of the petitioner, or assigns, (by way of illustration but not limitation, such as storage of excessive weights of materials, or any construction not in accord with provision 2, mentioned above) then in such event, the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewer.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Department of Public Works

December 4, 1964.

Honorable Common Council:

Gentlemen—Contract PW-4547 is for the Curtis Relief Sewer, Asbury Park-Pickford Arm and Pickford Arm; Don Gargaro Company, Incorporated, is the Contractor.

All Work required under the Contract is substantially completed with the exception of pavement restoration in Pickford; this work will be completed in the Spring of 1965.

The Contractor has requested that the amount retained on completed work be reduced to a lump sum amount of \$10,000.00. The value of work completed to date and found acceptable under the terms and conditions of the Contract is \$226,457.00, and it is recommended that authority be granted to pay that amount, less the \$10,000.00 retained and less all previous payments, making a net

payment at this time of \$3,107.00.

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.

The \$10,000.00 to be retained is in excess of the estimated value of the incompleting work.

Respectfully submitted,

R. C. MONAHAN,

Engineer of Inspection.

CLYDE L. PALMER,

City Engineer.

GLENN C. RICHARDS,

Commissioner.

By Councilman Wierzbicki

Resolved, That the retained amount for the above mentioned Contract PW-4547 for the Curtis Relief Sewer, Asbury Park-Pickford Arm and Pickford Arm be reduced to a lump sum of \$10,000.00 and the City Controller be and he is hereby authorized and directed to honor vouchers in accordance with the foregoing communication.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Purchases and Supplies

December 15, 1964.

Honorable Common Council:

Gentlemen—The Department of Purchases and Supplies has advertised for bids in accord with specifications and recommends that contracts be entered into with firms or persons as is detailed in the following communications:

FILE NO. 5721

Sixty-one bids were received as a result of sixty-eight solicitations, for furnishing the City of Detroit, including the D.S.R., Board of Education, and Wayne County Board of Auditors, at their option, with normal requirements of Drugs, Medicines and Chemicals. Part One, Pages 1 to 24 C inclusive, is for a period starting January 1, 1965, and ending December 31, 1965. Part Two, Pages 25 to 48 A inclusive, is for a period starting January 1, 1965, and ending June 30, 1966.

Prices are subject to change in Market Costs, however, the City of Detroit reserves the right to delete any item or items during the contract period if the requested price change is not mutually acceptable.

Suppliers who do not agree to furnish Drugs, Medicines and Chemicals to the D.S.R., Board of Education, and Wayne County Board of Auditors, at their option, are as follows:

Abbott Laboratories

Fisher Scientific Company

Hynson, Westcott & Dunning, Inc.

Merck Sharp & Dohme

Sandoz, Inc.

Travenol Laboratories, Inc.