

approved Petition No. 4548 of Henry Paniccia, et al., under date of May 14, 1963, JCC Page 1177, granting permission to erect a stationary canopy over public property at 16915 East Warren.

On September 28, 1965, JCC Page 2324 your Honorable Body rescinded above petition. Petitioner has now filed bond and secured necessary permits, it is, therefore, recommended that Petition No. 4548 be approved.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Hood:

Resolved, That the Dept. of Public Works be and is hereby authorized and directed to issue permit to Henry Paniccia, et al, to erect a stationary entrance canopy 6 ft. wide, 9 ft. above the sidewalk and projecting 14.5 ft. from the building over public property to within 2 ft. from the curb, with two (2) supporting stanchions 4 ft. inside the curb line at 16915 E. Warren Ave., and maintain same for a period of one year from February 15, 1966 and further subject to the provisions of the Building Code, as amended by Ordinance 744-F in Chapter 12, Article 6 of the Code of Detroit, relative to canopies over public property, requiring the advance filing with the City Controller of a corporate surety bond approved by the Corporation Counsel, in the penal sum of \$5,000.00, and further

Provided, That the work shall be performed by a licensed awning erector under another permit to be secured from the Department of Buildings and Safety Engineering, and under the supervision of that department and the Department of Public Works, and in accordance with plans approved by said departments, and the Department of Streets and Traffic, and further

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission, which is granted expressly on the condition that said canopy and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department by said grantee at its expense, and further

Provided, That said permit issued by the Department of Public Works is granted with the distinct understanding that in the event of the Charter of the City of Detroit being amended in such manner as will provide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental

provided for in said Charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays—None.

Department of Public Works

February 2, 1966.

Honorable Common Council:

Gentlemen—Petition No. 11543 of Hewett Equipment Company, as amended, requests the vacation of the westerly one-half of Dale Avenue south of Eaton Avenue, and the conversion into an easement of the easterly one-half of Dale Avenue south of Eaton Avenue. The vacation and conversion into an easement of said street was approved by the City Plan Commission and then referred to this department for investigation and report. This has been completed and the petition returned herewith.

All City departments and privately owned utility companies reported that they will be unaffected by the vacation and conversion to an easement of said street or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That the westerly 15 feet of Dale Avenue, 30 feet wide, south of Eaton Avenue as platted in Faber's Subdivision Being Part of the N.E. $\frac{1}{4}$ of Section 20 and Part of the N.W. $\frac{1}{4}$ of Section 21, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan as recorded in Liber 49, Page 64 of Plats Wayne County Records lying east of and adjoining the easterly line of Lots 92 to 100, both inclusive, 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; and further

Resolved, That the easterly 15 feet of Dale Avenue, 30 feet wide, south of

Eaton Avenue as platted in Faber's Subdivision as recorded in Liber 49, Page 64 of Plats Wayne County Records lying between the north line of Lot 100, extended easterly and the south line of Lot 92, extended easterly, all of the above mentioned subdivision.

Be and the same is vacated as a public street and is hereby converted into a public easement, which easement shall be subject to the following covenants and agreements, uses, reservations, and regulations which shall be observed by the owners of the lots abutting on said street and by their grantees and assigns, and their heirs, executors, administrators, and assigns forever, to-wit:

First, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public street hereinabove described for the purpose of installing, maintaining, repairing, removing, or replacing any sewer, conduit, telephone, telegraph, electric light or other poles or things usually placed or installed in a public street in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purposes above set forth;

Second, said owners for their heirs and assigns further agree that no building or structures of any nature whatsoever (except necessary line fences) shall be built upon said easements;

Third, that if at any time in the future the owners of any lots abutting on said vacated street shall request the removal and/or relocation of any existing poles, or other utilities in said easements, such owners upon whose property the poles or other utilities are located shall pay all costs incident to such removal and/or relocation, unless such charges are waived by the utility owners.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—9.
Nays--None.

Purchases and Supplies February 15, 1966.

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. 7189

Five bids were received as a result of thirteen solicitations, as per tabulation, for furnishing the Department of Water Supply with Breathing Apparatus, Self-Contained.

To: Argus Supply Co. of Detroit (Lowest Acceptable Bid)—

8 Only—Breathing Apparatus, Self-Contained demand type, with cylinder and valve designed for storing breath-

ing air under a pressure of 2,000 P.S.I. or more, and low air warning device, complete with regulator, full view face mask, harness and cradle, and carrying case. Survivair Model No. 9030-00. \$274.00 Each.

This purchase totals \$2,192.00.

Price is firm and F.O.B. delivered.

Terms: Net—30 Days.

FILE NO. 7285

Five bids were received as a result of eighteen solicitations, as per tabulation for furnishing the Department of Public Works with Asphalt Batch Tower and Hot Sand Elevator.

To: Manegold Equipment Co., Inc. of Southfield, Michigan (Lowest Acceptable Bid)—

Asphalt Batch Tower, 5,000 lb., including vibrating screen, hot aggregate supply bins, aggregate weigh hopper, pugmill, operator's platform and hot sand elevator. Barber-Greene batch plant model BE-50 with B-6, 3½ deck vibrating screen, 85 ton hot bin, 82 cu. ft. weight hopper, 5,000 lb. pugmill mixer, 7,000 lb. hardy aggregate scale, Wisconsin electric automatic batching and weighing unit, and 336 ton per hour hot elevator.

All for the sum of \$94,885.00 Lot.

Price includes services of qualified representative to supervise installation.

Price is firm and F.O.B. delivered.

Terms: Net—30 Days.

FILE NO. 7291

Five bids were received as a result of seventeen solicitations, as per tabulation, for furnishing the Department of Public Works with Compressor, Air, Rotary, Portable.

To: Contractors Machinery Co. of Oak Park, Michigan (Lowest Acceptable Bid)—

1 Only—Compressor, Air, Rotary, Portable, 250 CFM capacity, rotary sliding vane type, diesel engine driven, 4 wheel chassis mounted with 8 ply tires. Le Roi Model 250RD2C.

For the sum of \$10,316.42.

Less Trade-In Allowance For:

1 Only—Used Compressor, stationary, Worthington Model 105-HTS, Inv. No. 26-267696, the sum of \$150.00 (terms net) F.O.B. as is and where is.

Price is firm and F.O.B. delivered.

Terms: Net—30 Days.

FILE NO. 7324

Three bids were received as a result of ten solicitations, as per tabulation, for furnishing the Department of Water Supply with Castings—Wear Shoes.

To: The Maumee Malleable Castings Co. of Toledo, Ohio (Lowest Bid)—

Castings, Wear Shoes, White Iron, not annealed, as follows:

2,000 Only Wear Shoes No. 67960, \$0.56 Each.

2,000 Only Wear Shoes No. 69406 and No. 69419, \$0.67 Each.

This purchase totals \$2,460.00.