

on the east side of Lahser Rd. between Puritan and Verne for addition to Hope Playfield, be and the same is hereby amended for the purpose of correcting the legal description on the several parcels in accordance with the foregoing communication.

Adcpted as follows:

Yeas — Councilmen Beck, Connor, Hood, Miriani, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Department of Public Works

July 7, 1966.

Honorable Common Council:

Gentlemen—Petition No. 9424 of the Shell Oil Company requests the vacation of a portion of the east-west public alley north of Mack Avenue east of the Chrysler Freeway. The requested vacation was approved by the City Plan Commission with the recommendation that sufficient land be dedicated for a new alley outlet into Mack Avenue. The petition was then referred to this department for investigation and report. This has been completed and the petition returned herewith.

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

The petitioner has requested that the removal of the paved alley return, construction of new curb and walk, and backfilling where necessary at the entrance to the alley to be vacated, be done by private contract with all costs of such improvements being borne by the petitioner. The Department of Public Works has no objections to the petitioner's request provided the work is done under City permit in accordance with City specifications and inspection.

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

All other City department and privately owned utility companies reported that they will be unaffected by the proposed vacation or that they have reached satisfactory agreements with the petitioner regarding their installations located therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
RALPH E. SCHINK,
Acting Commissioner.

By Councilman Beck:

Resolved, That all that part of the east-west public alley, 20 feet wide north of Mack Avenue east of the Chrysler Freeway lying north of and adjoining the northerly line of Lots 1 through 5, both inclusive, of the

Subdivision of the North Part of Outlot 185 and the South One Acre of Outlot 186, Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 6, Page 29 of Plats Wayne County Records, and lying south of and adjoining the southerly line of Lots 7 through 11, both inclusive, of G. Kettlebergers Subdivision of Part of Outlot 186, Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 8, Page 56 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 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, re-routed or encased in 3 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; and further

Resolved, That the petitioner shall remove the paved alley, construct new curb and walk and backfill where necessary at the entrance to the vacated alley by private contract under City permit and in accordance with City specifications and inspection.

tion, and that all costs for such improvements shall be borne by the Shell Oil Company, its heirs, executors, administrators or assigns; and further

Resolved, That the Quit Claim Deed of the Shell Oil Company deeding land to the City of Detroit for alley purposes being described as follows:

The northerly 25.00 feet of the easterly 20.00 feet of Lot 6 of the Subdivision of the North Part of Outlot 185 and the South One Acre of Outlot 186, Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 6, Page 29 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 Beck, Connor, Hood, Miriani, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Department of Public Works

July 6, 1966.

Honorable Common Council:

Gentlemen — In response to the published advertisements, bids were received on June 28, 1966 for Street Paving Group 66-4 as follows:

Contract No. PW-4633F—Brimson: From 32 ft. W. of EPL of Mound to 4 ft. W. of WPL of Gable and Gable: From NPL of Brimson to SPL of Davison.

Contract No. PW-4635F Concord: From SPL of Nuernberg to 9.65 ft. S. of SPL of McNichols.

The tabulation of bids received on each of the contracts is attached hereto.

The low bid on each of the Contracts is regular in all respects and in accordance with the contract requirements. It is recommended that the Contract be awarded to the respective bidders as listed below and in the amounts stated. The total funds required include the cost of advertising, inspection, engineering, financing, and minor contingencies, as well as the contract cost.

To J. C. Sachs Co., Inc., Contract No. PW-4633F, Amt. of Bid, \$25,310.10, Total Funds Required \$27,608.00.

To LaStrada Construction Co., Contract No. PW-4635F, Amt. of Bid, \$21,892.40, Total Funds Required \$24,892.00.

It is recommended that the Controller be authorized and directed to set up the necessary accounts to cover these contracts and the cost of advertising, inspection, engineering, financing, and minor contingencies.

Respectfully submitted,
RALPH E. SCHINK,
Acting Commissioner.

Approved:
G. J. SAAM,

Deputy Controller.
By Councilman Beck:

Resolved, That the bids of the foregoing recommended lowest responsible bidders for the respective paving contracts be and are hereby approved and accepted; and be it further

Resolved, That said bids shall remain firm until the special assessment district for the respective paving has been created by the Common Council; and be it further

Resolved, That thereupon the Commissioner of Public Works be and he is hereby authorized and directed to enter into contract with the said respective lowest responsible bidders, subject to approval and confirmation by the Common Council; and be it further

Resolved, That in the preparation of the City Engineer's final cost statement for payment of the contract cost of the new paving, any deductions from or additions to the original contract costs shall be adjusted in the City portion of the Contract, so that the original assessment roll previously confirmed and levied shall remain unchanged; Provided, That when the amount of such deduction from or addition to the assessment portion of the contract exceeds \$100.00 or one per cent of the original contract amount, whichever is greater, this procedure must be approved by the Common Council; and be it further

Resolved, That the City Controller be and he is hereby authorized and directed to honor vouchers when presented in accordance with the foregoing communication, subject to contract confirmation by Common Council.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Hood, Miriani, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Department of Public Works

June 30, 1966.

Honorable Common Council:

Gentlemen—In response to published advertisements, bids were received on Contracts PW-5715A, Steam Boilers and Gas Burners—West Side Asphalt Plant, and PW-5715B, New Boiler House — West Side Asphalt Plant. Tabulations of the bids received are attached.

The low bid in each case is regular in all respects and in accordance with the Contract Documents. Both bidders are well qualified to perform the work. It is, therefore, our recommendation that the contracts be awarded as follows. The total funds required include advertising, inspection, and minor contingencies, as well as the contract costs.

Contract PW-5715A — Contractor: Wickes Boiler Company; Amount of Bid: \$65,548.00; Total Funds Required: \$68,000.00.