

Common Council covering the total investment transactions for the period reported upon and that a detailed list of said transactions be filed in the office of the City Clerk.

Approved:

VANCE G. INGALLS,
Acting Corp. Counsel.

Adopted as follows:

Yeas — Councilmen Beck, Miriani, Ravitz, Van Antwerp and President Carey—5.

Nays—None.

Controller

June 5, 1967

Honorable Common Council:

Gentlemen—This office has reviewed the operating costs of the Wayne County Jail for the fiscal year December 1, 1965 through November 30, 1966. The City reimburses the County for care of ordinance prisoners at the County Jail on the basis of the previous fiscal year's costs. We are, therefore, requesting adoption of the attached resolution to authorize payment of invoices for this service at the audited rate for the period April 1, 1967 through March 31, 1968.

Respectfully submitted,
BERNARD W. KLEIN,

Controller.

By Councilman Ravitz:

RESOLVED, That the Controller be and he is hereby authorized and directed to honor vouchers for the care of Detroit Ordinance prisoners at the rate of \$5.81 per prisoner day for the period April 1, 1967 through March 31, 1968.

Adopted as follows:

Yeas — Councilmen Beck, Miriani, Ravitz, Van Antwerp and President Carey—5.

Nays—None.

Controller

June 7, 1967

Honorable Common Council:

Gentlemen—We are returning, herewith, Petition No. 3934 from the American Legion, Voiture 102, requesting leaves of absence for employees to attend a State convention at Grand Rapids, Michigan, and a national convention at Chicago, Illinois.

Requests of this kind have, in the past, been coordinated through the Allied Veteran's Council. According to a policy originally expressed in a communication to the Common Council April 2, 1957 (JCC p. 651) the privilege has been limited to organizations with National Congressional Charters.

We are informed that the above organization does not possess a National Congressional Charter. It was not included in the recent Common Council Resolution setting out the various conventions and authority for leaves (JCC 4-11-67, p. 812).

According to the established precedent, we recommend that leaves of absence for attendance at conventions of veterans organizations continue to

be limited to those with National Congressional Charters and that this petition of the American Legion, Voiture 102, be denied.

Respectfully submitted,
WALTER I. STECHER,
Budget Director.

Approved:

R. P. ROSELLE,
Deputy Controller.

By Councilman Ravitz:

Resolved, That in view of the foregoing communication, the request of the American Legion, Voiture 102, for leaves of absences for city employees as delegates or alternates of that organization to attend a state convention, be and the same is hereby denied.

Adopted as follows:

Yeas — Councilmen Beck, Miriani, Ravitz, Van Antwerp and President Carey—5.

Nays—None.

Corporation Counsel

June 16, 1967.

Honorable Common Council:

Gentlemen — The Rockwell-Standard Corporation, by petition No. 1615, offered a gift to the City of Detroit of a pie shaped piece of property measuring 42.45 ft. along Berman's Chop House, 10.29 ft. on Clifford St., 124.23 ft. on Times Square and 120 ft. on a public alley upon condition that the property be used for park purposes and that nothing occupy the property that will either detract from or obscure the Rockwell-Standard Corporation building located on the westerly side of the property.

The petition was later amended by letter dated August 25, 1966 in which Rockwell-Standard Corporation requested that a portion of the alley located between Bagley and Times Square and running between Clifford and Grand River be vacated.

In order that there may be an outlet for the alley, if a portion of it is vacated, Rockwell-Standard Corporation has offered in its letter of August 25, 1966 to dedicate enough land for alley purposes necessary to turn the alley onto Times Square. The land to be dedicated for alley purposes will be taken from the southerly portion of the above described property offered as a gift to the City for park purposes. To this extent, therefore, the property offered for park purposes will be decreased by the amount of land taken therefrom and dedicated for alley purposes as shown on the City Plan Commission Drawing No. A-1520, as amended June 12, 1967.

The petitioner deposited the sum of \$5032.60 with the City to cover the construction of the new alley outlet into Times Square and the elimination of the alley return into Clifford St.

The City Plan Commission has recommended that if the portion of the

alley is vacated, as requested by petitioner, and a new alley outlet is dedicated to connect the present alley with Times Square, the closed portion of the alley should be joined with the property being offered as a gift to make a larger park site.

The Department of Parks and Recreation has consented to add the portion of the alley proposed to be vacated to the park, beautify it, and maintain it as a park area.

In compliance with its petition, as amended, the petitioner has presented a warranty deed conveying to the City of Detroit premises situated in the City of Detroit, County of Wayne, State of Michigan, to wit:

Southerly 22 feet of Lot 68, Section 10, Governor and Judges Plan according to the plat thereof as recorded in Liber 34, Page 553 of Deeds, Wayne County Records.

upon the express condition that said premises shall be used and occupied for public alley purposes, and upon the further express condition that the existing wall erected along the southerly boundary of said premises shall not be removed so long as the structure presently erected immediately adjacent and southerly of said premises shall remain standing, provided that the portion of the premises now used and occupied for such wall may be so used so long as said structure shall remain standing, and in the event any one or more of the express conditions above set forth are not complied with, said premises shall revert to the grantor, its successors and assigns.

The Department of Buildings and Safety Engineering has recommended that the above described wall remain standing as long as the building which it supports remains standing.

It has been agreed that the petitioner will face the above described wall, at its expense, and the City of Detroit will maintain it thereafter.

The warranty deed presented by petitioner also conveys to the City of Detroit premises situated in the City of Detroit, County of Wayne, State of Michigan, to wit:

Lot 68, Section 10, Governor and Judges Plan, according to the plat thereof as recorded in Liber 34, Page 553 of Deeds, Wayne County Records, except for the southerly 22 feet thereof hereinbefore conveyed.

upon the following express conditions: that said premises shall be used and occupied for purposes of a public park; that the City shall vacate and abandon all that part of the north-south public alley south of Clifford Avenue between Bagley Avenue and Times Square, as platted in Section 10 of the Governor and Judges Plan, City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 553 of Deeds, Wayne County Records, lying east of and

adjoining the easterly line of Lot 28 and the northerly 22.00 feet of Lot 29, and lying west of and adjoining the westerly line of the northerly 82.00 feet of Lot 68 of the northerly mentioned subdivision, and shall dedicate and set aside the same for public park purposes; and that said premises shall not be used or maintained in any manner that will obscure the view or otherwise detract from the structure erected on Lots 28 and 29, Section 10, Governor and Judges Plan; and in the event that any one or more of the express conditions next above set forth are not complied with, said premises shall revert to the grantor, its successors and assigns.

We recommend that the warranty deed, as presented, be accepted and that a portion of the north-south public alley south of Clifford Avenue between Bagley Ave. and Times Square, as described in the warranty deed above mentioned, be vacated, reserving, however, an easement therein for public utilities. Attached is a proposed resolution for your consideration.

Respectfully submitted,

ROGER P. O'CONNOR,

Assistant Corporation Counsel.

Approved:

ROBERT REESE,

Corporation Counsel.

By Councilman Ravitz:

Resolved, That the warranty deed, described in the foregoing communication, be and the same is hereby accepted, as presented; and be it further

Resolved, That a portion of the north-south public alley south of Clifford Avenue between Bagley and Times Square be and the same is hereby vacated. The portion vacated is more particularly described as follows:

All that part of the north-south public alley, south of Clifford Avenue between Bagley Avenue and Times Square as platted in Section 10 of the Governor and Judges Plan, City of Detroit, Wayne County, Michigan as recorded in Liber 34, page 553 of Deeds, Wayne County Records, lying east of and adjoining the easterly line of Lot 28 and the northerly 22.00 feet of Lot 29, and lying west of and adjoining the westerly line of the northerly 82.00 feet of Lot 68 of the above mentioned subdivision.

and be it further

Resolved, That an easement in the vacated portion of the public alley be and the same is hereby reserved for public utilities; and be it further

Resolved, That the portion of the alley vacated be joined with the property accepted for park purposes to make a larger park site and that the resulting park area be and the same is hereby assigned to the Department of Parks and Recreation;

and be it further

Resolved, That the new park area be added to the Master Plan of Recreation Miscellaneous Areas Plan; and be it further

Resolved, That a new alley outlet be opened on the property dedicated by petitioner for that purpose to connect the present alley with Times Square; and be it further

Resolved, That the wall standing on the southerly portion of the property dedicated by petitioner for public alley purposes, as described in the foregoing communication, remain standing as long as the building which it supports remains standing; and be it further

Resolved, That the City of Detroit shall maintain the wall standing on the southerly portion of the property dedicated for public alley purposes after it has been faced by petitioner; and be it further

Resolved, That the City Controller is hereby authorized and directed to record the warranty deed described in the foregoing communication with the Wayne County Register of Deeds.

Adopted as follows:

Yeas — Councilmen Beck, Miriani, Ravitz, Van Antwerp and President Carey—5.

Nays—None.

Corporation Counsel

June 15, 1967

Honorable Common Council:

Re: Pending Civil Aeronautics Board Investigations

Gentlemen — On April 21, 1959 (J.C.C. Pages 698 and 699), your Honorable Body authorized this office, in cooperation with the Greater Detroit Board of Commerce and the Board of Wayne County Road Commissioners, to represent the City of Detroit in aviation matters before the Civil Aeronautics Board. We have since participated in numerous Board investigations involving the interests of the City of Detroit.

Three recent investigations initiated by the Civil Aeronautics Board named the City of Detroit as a party for consideration of new and/or improved service. These cases are: The Allegheny Airlines Route 97 Investigation - C.A.B. Docket No. 17436; The Bermuda Service Investigation - C.A.B. Docket No. 18361 and The Domestic Co-Terminal Points Europe Investigation - C.A.B. Docket No. 18531.

We are of the opinion that the interests of the City of Detroit will not be adequately represented by any of the other parties to the proceedings and, therefore, respectfully request that your Honorable Body authorize this office, in cooperation with the Greater Detroit Board of Commerce and the Board of Wayne County Road Commissioners, to participate in these proceedings to represent the interests

of the City of Detroit.

Respectfully submitted,
HAROLD HOOD,
Asst. Corporation Counsel.

Approved:

THOMAS H. GALLAGHER,
Acting Corporation Counsel.

By Councilman Van Antwerp:

Resolved, That pursuant to the foregoing communication, the Corporation Counsel, in cooperation with the Greater Detroit Board of Commerce and the Board of Wayne County Road Commissioners, is hereby authorized to participate in the Civil Aeronautics Board proceedings in Docket Numbers 17436, 18361 and 18531 and to take the necessary steps to represent the interests of the City of Detroit in such proceedings.

Adopted as follows:

Yeas — Councilmen Beck, Miriani, Ravitz, Van Antwerp and President Carey—5.

Nays—None.

Corporation Counsel

June 16, 1967

Honorable Common Council:

Gentlemen—A report is herewith submitted in reference to the following: File No. 2506-B, in the Recorder's Court for the City of Detroit, entitled:

In the Matter of Acquisition of Land for Urban Renewal Development and other Municipal Public Purposes (Elmwood Park Rehabilitation Project No. 2, Group B) in area bounded by Chene, Joseph Campau, Fort and Jefferson Avenue.

The verdict was confirmed on June 16, 1967 except as to Parcel 382. The taking consists of thirty-eight (38) parcels and six (6) fixture awards with a total amount of \$245,225.74.

Respectfully submitted,
DARRYL F. ALEXANDER,
Assistant Corporation Counsel.

Approved:

THOMAS H. GALLAGHER,
Acting Corporation Counsel.
Received and placed on file.

Arts Commission

May 11, 1967

Honorable Common Council:

Re: Contract AC-12.

Superstructure—North Wing Addition, Detroit Institute of Arts Contract Change.

Gentlemen—After the work was started, it has been deemed necessary to increase the size of the emergency vault door from 3' 6" x 6' 6" to 3' 0" x 8' 0" to permit the large pieces of art work to go through the door. This new door is a custom-fabricated door, and not a standard door as was originally specified.

The Contractor, Barton-Malow Company, has submitted a price of \$7,417.91 for this additional work. This has been checked by the City of Engineer's Office and found to be fair and reasonable. Funds are available in Account 195-9500-904.