

the original petition, is as follows:

All City departments and privately owned utility companies reported that they have no objections to the vacation of the underground easements or that they have reached satisfactory agreements with the petitioner regarding their installations therein:

The adoption of the attached resolution is recommended.

Respectfully submitted,
ROBERT E. TOOHEY,
Commissioner.

By Councilman Rogell:

Resolved, That all of the underground easement, 60 feet wide, retained in Abbott Street vacated by your Honorable Body on September 21, 1965, JCC Page 2255, between the east line of First Street, 60 feet wide, and the southerly line of Michigan Avenue, 100 feet wide, is hereby vacated and cancelled as an underground easement.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works

April 28, 1967.

Honorable Common Council:

Re: Petition No. 12661, General Motors Corporation, Street and Alley Vacation and Dedication.

Gentlemen—The above petition requests the vacation of Greeley Avenue north of Holbrook Avenue, and also portions of the east-west and north-south public alleys north of Holbrook west of Greeley.

The requested vacation was approved by the City Plan Commission, with the recommendation that sufficient land be dedicated for a new alley outlet into Holbrook Avenue. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows.

The petitioner has made the following deposits with the City Treasurer, which have been credited to the departments and accounts named, for the purposes indicated:

Department of Water Supply Fund 600(0000) (6232)001 Receipt No. C-31181, \$750.00.

For estimated cost of abandoning the water main located in the street to be vacated.

Department of Water Supply (Sewer Maintenance Division) Fund 500(0000) (6229)001, Receipt No. C-31180, \$1,650.00.

To install one catch basin and related sewer pipe in the new alley to be deeded north of Holbrook, west of Greeley.

Fire Department Fund 990-9406, Receipt No. A-43248, \$950.00.

To remove and relocate one fire hydrant from the portion of Greeley to be vacated.

Public Lighting Commission Fund 990-9423, Receipt No. A-43249, \$825.00.

To reroute PLC communication wires and relocate street lighting facilities from the area to be vacated.

Department of Public Works Permit Division, Receipt No. GR-14540, \$3,500.00.

To construct a new concrete alley and alley return in the new alley to be deeded north of Holbrook west of Greeley.

Street Maintenance Division Fund 143-6241, Receipt No. A-43250, \$568.45.

For the original cost of paving the north one-half of Holbrook at the intersection of Greeley to be vacated and the west one-half of Greeley Avenue at the intersection of the alley north of Holbrook Avenue west of Greeley to be vacated.

The petitioner has also requested that the paved return at the entrance to Greeley Avenue, north of Holbrook Avenue, remain in its present status as the petitioner plans to utilize same, and has agreed by letter filed with the original petition to pay all costs incidental to the removal of same whenever the discontinuance of use makes such removal necessary.

An easement is reserved in the vacating resolution for the Department of Water Supply for the maintenance of its installations located in a portion of Greeley Avenue to be vacated.

A Quit Claim Deed has been received from the petitioner, deeding to the City of Detroit, land for the new alley outlet into Holbrook Avenue. This deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and is attached for your Honorable Body's acceptance.

Proper provisions are incorporated into the vacating resolution protecting the City's interest in sewers located or to be located in the public right-of-ways to be vacated.

All other involved City departments and privately-owned utility companies reported that they have no objection to the proposed vacation or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
ROBERT E. TOOHEY,
Commissioner.

By Councilman Rogell:

Resolved, That all of the north-south public alley, 18 feet wide; north of Holbrook Avenue between Greeley Avenue and the Chrysler Freeway North Service Drive; as platted in Gray Estate Company's Subdivision of Part of the E. 1/2 of 1/4 Section 43, T.T.A.T., lying north of Holbrook Avenue, City of Detroit, Wayne County, Michigan, as recorded in Liber 27, Page 19 of Plats, Wayne

County Records, lying east of and adjoining the easterly line of Lots 54 to 67, both inclusive, and lying west of and adjoining the westerly line of Lots 41 to 53, both inclusive, all 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; and further

Resolved, That all that part of the east-west public alley, 18 feet wide, west of Greeley Avenue, north of Holbrook Avenue, as platted in Gray Estate Company's Subdivision, as recorded in Liber 27, Page 19 of Plats, Wayne County Records, lying north of and adjoining the northerly line of the easterly 10.00 feet of Lot 4, north of and adjoining the northerly line of Lots 5 to 9, both inclusive, south of and adjoining the southerly line of Lot 41, south of and adjoining the southerly line of the easterly 34.72 feet of Lot 67, and lying south of and adjoining the southerly line of the public alley lying between Lots 41 and 67, all of the above mentioned subdivision.

Also, all of Greeley Avenue, 50 feet wide, north of Holbrook Avenue, as platted in Gray Estate Company's Subdivision as recorded in Liber 27, Page 19 of Plats, Wayne County Records, lying east of and adjoining the easterly line of Lot 9, east of and adjoining the easterly line of Lots 41 through 53, both inclusive, east of and adjoining the easterly line of the public alley between Lots 9 and 41, west of and adjoining the westerly line of Lots 29 through 40, both inclusive, and lying west of and adjoining the vacated alley lying between Lots 10 and 40, all of the above mentioned subdivision.

Be and the same are hereby vacated as a public street and 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 property, the City of Detroit does not waive any rights to the sewers located or to be located therein, and, at all times, shall have the right to enter upon the premises, if found necessary, to repair said sewers, alter, service or install same; and further

2) Provided, That no building shall be constructed over said sewers without the prior approval of such building construction by the Sewer Design Section of the Department of Water Supply and the Department of Buildings and Safety Engineering; and further

3) Provided, In the event that the sewer located or to be 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

4) Provided, That if the sewer located or to be 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 accordance with Provision 2, mentioned above), then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged sewer.

5) Provided, an easement is reserved over the easterly 25.00 feet of said Greeley Avenue, from the northerly line of Holbrook Avenue to a point 100 feet north of and parallel to Holbrook Avenue for the Department of Water Supply; and further

6) Provided, that by reason of the acceptance of the easement, the Department of Water Supply does not waive any rights to the water mains located therein and that free and easy access to the mains within the easement shall be provided at all times, to permit proper operation, maintenance, and, if required, alteration or repair of the mains and further

7) Provided, That no building or structure of any nature whatsoever shall be built upon the easement or underground without prior approval of the Department of Water Supply; and further

8) Provided, That if the water mains located in said easement 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 excess weights of materials, or change in grade, or any construction not in accord with Provision No. 7 mentioned above), then in such event, the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged mains and waives all claims for damages; and further

Resolved, That at any time in the future the removal of the paved street return at the entrance to Greeley Avenue to be vacated, becomes necessary, the entire cost of such removal shall be paid by the General Motors Corporation, its heirs, successors, or assigns; and further

Resolved, That the Quit Claim Deed of the General Motors Corporation deeding land for alley purposes being described as the south-westerly 20.00 feet of Lot 4 of Gray Estate Company's Subdivision of Part of the East $\frac{1}{2}$ of $\frac{1}{4}$ Section 43, T.T.A.T., lying north of Holbrook Avenue, City of Detroit, Wayne County, Michigan, as recorded in Liber 27, Page 19 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, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works
May 8, 1967

Honorable Common Council:
Re: Purchase of Equipment from Michigan Department of State Highways for Measuring Air in Concrete.

Gentlemen—On February 28, 1967 (J.C.C. Pages 427 and 428), your Honorable Body adopted a resolution authorizing this Department to obtain equipment for the Michigan Department of State Highways for the special function of measuring air in concrete when it is being mixed.

The start of construction on that part of Jeffries Freeway which is being supervised and inspected by the field forces of the Highway and Expressway Division of this Department has necessitated the obtaining of an additional Rollometer for our use. This item is available from the Department of State Highways as surplus equipment for the price of \$201.13. This price is the same as that paid by the Highway Department to the manufacturer for the Rollometer with accessories, delivered.

Accordingly, we recommend adoption by your Honorable Body of the attached resolution which authorizes this Department to obtain this specific equipment from the Michigan Department of State Highways.

Respectfully submitted,
ROBERT E. TOOHEY,
Commissioner.

Approved:
R. P. ROSELLE,
Deputy Controller.

By Councilman Van Antwerp:
RESOLVED, That in accordance with the above communication, the Department of Public Works is hereby authorized and directed to obtain from the Michigan Department of State Highways one Rollometer with case basket level and mallet—condition new, at the agreed upon price of \$201.13 to be paid for by voucher; and be it further

RESOLVED, That the Controller be and he is hereby authorized and directed to honor vouchers when presented in accordance with the foregoing communication.

Adopted as follows:
Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works
April 26, 1967

Honorable Common Council:
Re: Petition No. 3555—Waiver of Fee for Rubbish Pickup.

Gentlemen—We return herewith Petition No. 3555, United Foundation 1528 Woodward Avenue, Detroit, Michigan in which they ask for waiver of the fee for rubbish pickup.

As the United Foundation is a non-profit charitable organization, it is recommended that their request be granted as per attached resolution.

Respectfully submitted,
ROBERT E. TOOHEY,
Commissioner.

Approved:
R. P. ROSELLE,
Deputy Controller.

By Councilman Van Antwerp:
RESOLVED, That the petition of the United Foundation 1528 Woodward Avenue, Detroit, Michigan for waiver of the fee for rubbish pickup be and the same is hereby granted subject to compliance with the controls established by the Department of Public Works.

Provided, that no implied or other conditions not expressly stated herein are extended to petitioner, and further

Provided that this resolution is revocable at the will, whim or caprice of the Common Council.

Adopted as follows:
Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works
April 20, 1967

Honorable Common Council:
Re: Contract PW-5748 Pavement Removal and Construction and Sewer Relocation, Detroit Medical Center Rehabilitation Project No. 2 — Mich. R - 52. Contract Award.

Gentlemen—In response to published advertisements, four bids were received on April 18, 1967, for the above referenced Contract. A tabulation of the bids received is attached.

The low bid is regular and in accordance with the Contract requirements. It is, therefore, recommended that the Contract be awarded to the low bidder, La Strada Construction Company, in the amount of \$95,570.05.

It is estimated that \$120,600.00 will be required to cover the cost of the Contract, as well as advertising, inspection, and possible minor changes, which is available in Account 467-9362-901.

Respectfully submitted,
ROBERT E. TOOHEY,
Commissioner.

Recommended:
ROBERT D. KNOX,
Director-Secretary,
Housing Commission.

Approved:
R. P. ROSELLE,
Deputy Controller.
By Councilman Van Antwerp: