

borne by the owners, their heirs, or assigns, and further"

Resolved, That the resolution of the Common Council of February 3, 1959, JCC Pages 175-176, and recorded in Wayne County Records, Registration E408251, Liber 13888, Page 550 Deeds, vacating Merrill Avenue between Pallister and Bethune Avenues, and the north-south public alley, 20 feet wide, east of Merrill Avenue, between Bethune and Pallister Avenues, as prayed in Petition No. 2572-1959, be amended to add "Provided, That at any time in the future the removal of the existing paved street and alley returns at the entrances to the streets and alleys becomes necessary, of if said owners request the returns to be removed, the entire cost of such removal and construction shall be borne by the owners, their heirs, or assigns, and further"

The Permit Division of the Department of Public Works is hereby directed to refund all unused funds deposited for Permit Nos. 78920, GR-1685, GR-1806 in accordance with their established procedure.

Adopted as follows:

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

Nays—None.

Department of Public Works

February 27, 1967.

Honorable Common Council:

Re: Petition No. 1848, Louis Rogovien, et al, Street and Alley Vacation.

Gentlemen —The above petition requests the vacation of Fordale Avenue between Lowdell Avenue and the east-west public alley south of Mellon Avenue and also the vacation of certain alley south of Mellon Avenue, East of Fordale Avenue.

The petitioner has subsequently requested that his petition be changed from a vacation of one of the above-mentioned alleys to a conversion of the east-west alley south of Mellon, east of Fordale into an easement for public utilities.

The requested vacation and conversion into a public easement was approved by the City Plan Commission. The petition was then referred to this department for investigation and report, which is now complete. The petition is returned herewith.

In reply to our inquiries, all City departments and privately owned utility companies reported that they have no objection to the proposed vacations and conversion of the portion of alley into an easement provided that proper provisions are incorporated into the vacating resolution protecting their installations located therein.

The adoption of the attached

resolution is recommended.

Respectfully submitted,

ROBERT E. TOOHEY,

Commissioner.

By Councilman Hood:

Resolved, That all of Fordale Avenue, 50 feet wide, between Lowdell Avenue and the southerly line of the east-west public alley, 20 feet wide, south of Mellon Avenue, as platted in Oakwood Boulevard Manor Subdivision of Part of P.C. 671, City of Detroit, Wayne County, Michigan as recorded in Liber 53, Page 83 of Plats Wayne County Records lying east of and adjoining the easterly line of Lots 162 to 179, both inclusive, and lying west of and adjoining the westerly line of Lots 180 to 200 both inclusive, all of the above mentioned subdivision; also

All of the north-south public alley, 18 feet wide, in the block bounded by Fordale, Mellon, Marshall and Lowdell, as platted in Oakwood Boulevard Manor Subdivision as recorded in Liber 53, Page 83 of Plats Wayne County Records lying east of and adjoining the easterly line of Lots 180 to 200, both inclusive, and lying west of and adjoining the westerly line of Lots 201 to 224, both inclusive, 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; and further

Resolved, That all of the east-west public alley, 20 feet wide, south of Mellon Avenue, east of Fordale Avenue, as platted in Oakwood Boulevard Manor Subdivision of Part of P.C. 671, City of Detroit, Wayne County, Michigan as recorded in Liber 53, Page 83 of Plats Wayne County Records lying north of and adjoining the northerly line of Lot 180, north of and adjoining the northerly line of the public alley adjoining Lot 180, south of and adjoining the southerly line of Lots 82 to 89, both inclusive, and lying south of and adjoining the southerly line of the westerly 9.22 feet of Lot 81, all of the above mentioned subdivision.

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, 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 alley and by 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 alley hereinabove described for the purposes of installing, maintaining, repairing, removing or replacing any sewer

conduit, water main, telephone, electric light or other poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth.

Second, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever (except necessary line fence) shall be built or placed upon said easement, without prior approval by the Department of Public Works.

Third, That if at any time in the future the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, 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, Hood, Miriani, Ravitz, Rogell, Van Antwerp and President Carey—7.

Nays—None.

Department of Public Works

March 7, 1967.

Honorable Common Council:

Re: Civic Center Plaza

Architectural-Engineering

Professional Services Contract

Gentlemen—On July 12, 1966, your Honorable Body authorized the Professional Services Contract for the architectural-engineering work with the firm of Smith, Hinchman and Grylls Associates, Inc., to be extended, in accordance with the terms of the original contract, to include the preparation of the Preliminary Planning Documents.

Such documents have now been completed and have been reviewed by all of the involved Boards and Commissions, including the City Plan Commission, and have the approval of each.

The next and final phase is the preparation of the Construction Documents necessary to secure construction bids. The fee for this part, in accordance with the terms included in the original contract, is \$405,000. Funds are available to cover this amount.

It is respectfully requested that authorization be granted to extend the original Professional Services Contract with Smith, Hinchman and Grylls Associates, Inc., to include the preparation of the Construction Documents.

Respectfully submitted,

ROBERT E. TOOHEY,
Commissioner.

Approved:

W. L. FENNIN,
Director, Municipal Parking
Authority

J. D. MCGILLIS,
Director, Civic Center
Commission.

R. P. ROSELLE,
Deputy Controller.

By Councilman Miriani:

Resolved, That the preparation of the Construction Documents for the Civic Center Plaza and Underground Garage be added to the work to be done under the Professional Services Contract previously awarded to Smith, Hinchman and Grylls Associates, Inc.; and be it further

Resolved, That in accordance with the foregoing communication the Controller be and is hereby authorized and directed to honor vouchers when presented covering this additional work in the amount of \$405,000.

Adopted as follows:

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

Nays—None.

Department of Public Works

February 24, 1967.

Honorable Common Council:

Re: Contract PW-5740

Paving of Twelfth Street —

Howard to Bagley

West Side Industrial Project—

UR MICH. 1-4, and West Side

Industrial Project No. 2—MICH.

R-97. Contract Award.

Gentlemen — In response to published advertisements, seven bids were received on February 21, 1967, for the above referenced contract.

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, J. C. Sachs Company, in the amount of \$236,098.34.

It is estimated that \$304,900.00 will be required to cover the cost of the contract, as well as advertising, inspection, and possible minor changes, which is available in Accounts 497-9354-901 and 483-9383-901.

Respectfully submitted,

ROBERT E. TOOHEY,
Commissioner.

Recommended:

MARK K. HERLEY,
Asst. Director-Secretary
Housing Commission

Approved:

R. P. ROSELLE,
Deputy Controller.

By Councilman Ravitz:

Resolved, That the Commissioner of Public Works be and is hereby authorized and directed to enter into contract for Paving of Twelfth Street, Howard to Bagley, West Side Industrial Project—UR MICH. 1-4, and West Side Industrial Project No. 2—MICH. R-97, Contract PW-5740, with J. C. Sachs Company, in the amount of \$236,098.34; and be it further

Resolved, That the Controller be and is hereby authorized and directed