

Curbs, District 21C. Contractor — J. J. Barney, Inc. Total Amount Accepted Proposal \$74,245.00; Previously Issued Changes, \$-0-; Reconciling Contract Change, \$6,358.14; Final Adjusted Contract Price \$80,603.14.

Gentlemen — The above Contract is on a unit price basis, with estimated quantities of the various items of work stated in the Proposal. Subsequent to the award, Contract Changes were issued in the net amount shown above.

After the work was completed and final field measurements taken, the actual quantities of the various items of work performed resulted in a net difference as shown in the Reconciling Contract Change.

It is respectfully requested that the increased cost as shown by the Reconciling Change be approved and that the Controller be authorized to honor vouchers based on the Final Adjusted Contract Price.

Respectfully submitted,
ROBERT P. ROSELLE,
Commissioner.

Approved:

B. W. KLEIN,
Deputy Controller.

By Councilman Hood:

Resolved, That the "Final Adjusted Contract Price" on the above Contract be and is hereby approved; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to honor vouchers when presented, based on the Final Adjusted Contract Price as shown in the foregoing communication.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—8.

Nays—None.

Department of Public Works

January 6, 1969.

Honorable Common Council:

Re: Contract PW-7165W: Paving Alley-Blk. bdd. by Ryan, Dean, Robinwood, East Seven Mile Rd. Amount in Assessment Portion, \$7,803.25; Amount in City Intersection Portion, \$930.90; Total Amount Accepted Proposal, \$8,734.15.

Gentlemen—The Assessment Roll was based on the above Assessment Portion.

Under the provisions of the resolution authorizing the award of the Contract, any deductions from or additions to the Assessment Portion exceeding \$100.00 or one percent of the original Contract amount must be approved by the Common Council before the adjustment of such difference is applied to the City Intersection Portion.

Based on final field measurements, the following difference resulted between the estimated cost of the work

in Assessment Portion of the accepted Proposal and that actually constructed:

decrease of \$117.50, or 1.5 per cent of the construction cost.

It is recommended that the Assessment Portion of the construction costs remain unchanged from the original amount in the accepted Proposal and that the adjustment of the above difference be made in the City Intersection Portion.

Respectfully submitted,
ROBERT P. ROSELLE,
Commissioner.

By Councilman Hood:

Resolved, That the Assessment Portion of the construction costs for the paving included in the above Contract remain unchanged from the original amount in the accepted Proposal, and that the adjustment of the difference described in the foregoing communication be made in the City Intersection Portion.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—8.

Nays—None.

Department of Public Works

January 2, 1969.

Honorable Common Council:

Re: Petition No. 6058. Central Overall Supply Co. Alley bounded by Helen Avenue, East Grand Boulevard and First, north of Palmer Avenue.

Gentlemen—The above petition requests the vacation of the north-south public alley 15 feet wide in the block bounded by Helen Avenue, East Grand Boulevard, and first north of Palmer Avenue.

The requested vacation was recommended by City Plan Commission. 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 deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

Department of Public Works — Intersection Fund — 148-6241: Receipt No. A-27503, \$220.00: For the original cost of paving Palmer Avenue at the intersection of the alley to be vacated.

The petitioner has also requested that the paved return at the entrance to the alley to be vacated remain in its present status as the petitioner plans to utilize same, and had 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.

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-way 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 P. ROSELLE,
 Commissioner.

By Councilman Beck:

Resolved, That all that part of the north-south public alley, 15 feet wide, between Helen Avenue and East Grand Boulevard and first north of Palmer Avenue as platted in Block Eight of Brewer's Subdivision of the south 24 acres of the west 30 acres of Private Claim 678 lying north of Gratiot Avenue, Detroit, Wayne County, Michigan, as recorded in Liber 11, Page 71, Plats, Wayne County records, lying easterly of and abutting the easterly line of lots 1 and 2, and lying westerly of and abutting the westerly line of the southerly 60 feet of lot 17, all inclusive of the above mentioned subdivision,

Be and the same is hereby vacated to become a part and parcel of the abutting 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.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—8.

Nays—None.

Department of Public Works

December 20, 1968.

Honorable Common Council:

Re: Majority Petitions Protesting the Proposed Paving of Residential Alleys.

Gentlemen—Returned herewith are the following Majority Protest Petitions:

6680 NS Alley, Northlawn, Roselawn, Puritan, Florence.

6680 NS, Alley, Northlawn, Roselawn, Florence, Marygrove.

6910 NS Alley, Indiana, Wisconsin, Florence, Marygrove.

The paving of these alleys was initiated by Majority Petition Nos. 6405, 6334, 6401 from the abutting property owners. However, many of the signers of the original petitions requesting the paving have changed their minds and have also signed the Protest Petition.

Inasmuch as a majority of the property owners do not wish to have these alleys paved, we recommend that Petition Nos. 6405, 6334, and 6405 requesting the paving be denied and that protest petitions be approved.

Respectfully submitted,
ROBERT P. ROSELLIE,
 Commissioner.

By Councilman Wierzbicki:

Resolved, That Petition Nos. 6405, 6334, and 6401 requesting the paving of the above alleys be and the same are hereby denied.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—8.

Nays—None.

Purchases and Supplies

January 14, 1969

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. 1403

Three bids were received as a result of eighteen solicitations, as per tabulation, for furnishing the Department of Parks & Recreation with Canoes, Aluminum.

To: Grumman Allied Industries, Inc., of Marathon, N. Y., Marathon Division (Lowest Acceptable Bid)—

15 Only Canoes, Aluminum, 17 Ft. \$191.07 Each.

This purchase totals \$2,866.05.

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

Terms: Net 30 days.