

Department of Public Works
April 23, 1969.

Honorable Common Council:
Gentlemen—This is to certify that all work required of the Contractors in the performance of these Contracts has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued is that stated below as the Adjusted Contract Price.

The Contractors have submitted affidavits that all payrolls, material bills, and all other indebtedness incurred by them in connection with the work have been paid.

It is therefore recommended that the total value of the work, as stated below be paid to the Contractors with the understanding that such payments are made by the City and accepted by the Contractors under the Contract provisions covering final payment.

DEMOLITION OF BUILDINGS

Contract:

PW-6125, 4430 Avery, Contractor Atomic Lmbr. and Wrkg. Co., Adjusted Contract Price: \$998.00.

PW-6138, 3621 E. Nevada, Contractor Atomic Lmbr. and Wrkg. Co., Adjusted Contract Price \$600.00.

PW-6141, 2036 Beecher, Contractor Dore Wrecking Co., Adjusted Contract Price \$1,875.00.

PW-6109, 3929 Russell, Contractor Mednis Wrecking Co., Adjusted Contract Price: \$844.00.

PW-6102, 3621-23 Rivard, Contractor Mednis Wrecking Co., Adjusted Contract Price \$1,563.00.

PW-6080, 12910 Greeley, Contractor Mednis Wrecking Co., Adjusted Contract Price \$832.00.

R. C. MONAHAN,
Engineer of Inspection.
ALFRED BERARDUCCI,
City Engineer.
ROBERT P. ROSELLE,
Commissioner.

By Councilman Ravitz:

Whereas, From the foregoing communication, it appears that all work required to be performed by the Contractors under the Contracts therein named has been fully completed; and

Whereas, The completed work has been found acceptable under the terms and conditions of said Contracts by the Department of Public Works; therefore be it

Resolved, That the said Contracts be and are hereby accepted.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Department of Public Works
April 22, 1969.

Honorable Common Council:
Gentlemen—The paving petitions listed below, which were referred to this office for report, are majority petitions upon which no prepayment has been made.

It is, therefore, recommended that your Honorable Body invoke the waiver clause in the Special Assessment Ordinance, eliminating the 25 percent prepayment and tax history.

It is further recommended that these alleys be paved with one course concrete, in accordance with the attached resolution.

Petitions Nos. and Width:

6511, NS and 2 EW, Charest-Gallagher-Jerome-Minnesota, 15 and 20 Feet.

6737, EW, Coyle-Robson-Plymouth-Wadsworth, 18 Feet.

6738, NS and EW, Vinewood-Roosevelt-Milford-Brown Pl., 17, 18 and 20 Feet.

7140, NS, Wexford - Binder - Hildale, Robinwood, 18 Feet.

7214, EW, Abington - Grandmont-Whitlock-W. Warren, 20 Feet.

7678, NS, Sunset-Shields-Hildale-Robinwood, 18 Feet.

7744 NS, Mitchell-Conant-Grixdale-Hildale, 16 Feet.

7745, NS, Fleming-Goddard-Nevada-Grixdale, 18 Feet.

7746, EW, Wetherby - Livernois - Sparta-Floyd, 18 Feet.

7747 NS, Healy-Lamont-Robinwood-E. 7 Mile Rd., 18 Feet.

Respectfully submitted.

ROBERT P. ROSELLE,
Commissioner.

By Councilman Ravitz:

Resolved, That the paving recommended in the foregoing communication be and is hereby declared a necessity, and that pursuant to Section 21-10-9 of the Compiled Ordinances of 1964, an emergency exists affecting the peace, health, and safety of the people of the City, and further that the paving be constructed with the material and to the width recommended; and that the Commissioner of Public Works be and is hereby directed to advertise for proposals for doing the work.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Department of Public Works
April 24, 1969.

Honorable Common Council:
Re: Petition No. 7516. Floyd M. Beitzel, etal. Alley Bounded by Byron, Hamilton, Burlingame, and Webb Avenues. Conversion to Easement.

Gentlemen—The above petition

requests the conversion of the east-west public alley, nine feet wide, in the block bounded by Byron, Hamilton, Burlingame, and Webb into an easement for public utilities.

The requested conversion into easement for public utilities was recommended by the 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 deposits with the City Treasurer, which have been credited to the departments and accounts named, for the purposes indicated:

Department of Water Supply (Sewer Maintenance Division)

Fund 500(0000)(6229)001, Receipt No. C-39649, \$1,100.00; For the estimated cost of installing a catch basin in the remainder of the east-west alley.

DPW Intersection Fund 143-6241

Receipt No. C-39650, \$143.00; For the original cost of paving Hamilton 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.

All other involved City departments and privately-owned utility companies reported that they have no objections to the conversion of a public right of way 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 P. ROSELLE,
Commissioner.

By Councilman Tindal:

Resolved, That all that part of the east-west public alley, nine feet wide, in the block bounded by Byron, Hamilton, Burlingame, and Webb Avenues, as platted in Judson Bradway's Burlingame Avenue Subdivision of the easterly 10 acres of the southerly 20 acres of the northerly 44 acres of the southerly 90 acres of $\frac{1}{4}$ Section 26, 10,000 Acre Tract, Detroit, Wayne County, Michigan, as recorded in Liber 27, Page 6, Plats, Wayne County records, lying northerly of and abutting the northerly line of Lots 38 to 40 inclusive 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 public an easement or right of way over said vacated public alley hereinabove described for the purpose of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines, or mains, telephone, electric light conduits or 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 including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor any change of surface grade made, 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 incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Provided Further, That if any utility 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 construction not in accordance with Section 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 utility.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays — None.

Department of Public Works
April 29, 1969.

Honorable Common Council:
Re: Contract: PW-5741; For; Paving Center Broadway-Southfield Yard. Adjusted Contract Price; \$266,-671.43; Contractor; Max R. Frisinger Co.

Gentlemen—This is to certify that all work required of the Contractor in the performance of this Contract has been fully completed and found