

Detroit. This agreement has been fully-executed by both parties, and the Corporation Counsel has examined and approved this agreement as to form and execution.

At this time, we are requesting that your Honorable Body approve and confirm the fully-executed agreement.

Respectfully submitted,
ROBERT P. ROSELLE
Commissioner

By Councilman Rogell:

Resolved, That in accordance with the above communication, the fully-executed agreement between the City of Detroit and the Michigan State Highway Commission, which provides for the reconstruction of Ford Road (M-153) between Hawthorne and Southfield and between Oakman Boulevard and Wyoming, be and the same is hereby approved and confirmed.

Adopted as follows:

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

Nays—None.

Department of Public Works

July 23, 1969

Honorable Common Council:

Re: Contract PW-7209F

Paving Alley-Block bounded by Log Cabin, Twelfth, Puritan, Eason:
Amount in Assessment Portion \$12,114.27.

Amount in City Intersection Portion \$2,171.19.

Total Amount Accepted Proposal, \$14,285.46.

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 \$162.39, or 1.2 percent 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 Tindal:
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, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays—None.

Department of Public Works

July 17, 1969

Honorable Common Council:

Re: Professional Service Contract. Interior Finish-North Wing Addition, Detroit Institute of Arts, Harley, Ellington, Cowin and Stirton, Inc., Contractor.

Gentlemen—On June 27, 1967, your Honorable Body authorized the Commissioner of Public Works to enter into a Contract with Harley, Ellington, Cowin and Stirton, Inc. for professional services in connection with the Interior Finish-North Wing Addition, Detroit Institute of Arts.

The name of the firm has been changed to Harley Ellington Associates, Inc.

We have, therefore, processed the necessary assignment forms and are hereby requesting your consent and approval of the assignment of the Contract from Harley, Ellington, Cowin and Stirton, Inc. to Harley Ellington Associates, Inc.

Respectfully submitted,
ROBERT P. ROSELLE,
Commissioner

By Councilman Tindal:

Resolved, That the Assignment of the Professional Service Contract for the Interior Finish-North Wing Addition, Detroit Institute of Arts, from Harley Ellington, Cowin and Stirton, Inc. to Harley Ellington Associates, Inc., be and is hereby approved.

Adopted as follows:

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

Nays—None.

Department of Public Works

July 17, 1969

Honorable Common Council:

Re: Petition No. 8042. General Motors Corporation. Alley first southerly of Rankin, between Waterman and Rademacher. Vacation.

Gentlemen—The above petition requests the vacation of the east-west public alley 10 feet wide first southerly of Rankin between Waterman and Rademacher.

The requested vacation 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 deposit with the City Treasurer which has been credited to the department and account named for the purpose indicated:

DPW Intersection Fund, 143-6241. Receipt No. B-2286, \$98.00. For the original cost of paving Waterman and Rademacher at the intersection of the alley to be vacated.

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 Van Antwerp:

Resolved, That all that part of the east-west public alley, 10 feet wide, first southerly of Rankin Avenue, between Waterman and Rademacher Avenues lying southerly of and abutting the southerly line of Lots 49 to 59 inclusive of Harmon's Subdivision of the north 861-60 feet of Lots 56 and 57 of the subdivision of Crawford's Ford Tract being part of Private Claims 270, 267 and 268, Springwells (now Detroit), Wayne County, Michigan as recorded in Liber 10, Page 61, Plats, Wayne County records;

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 Detroit Metropolitan Water Services 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, Miriani, Ravitz, Rogell, Tindal, Van Antwerp, Wierzbicki and President Carey—9.

Nays — None.

Department of Public Works

July 9, 1969.

Honorable Common Council:

Re: Contract PW-4925; District 82-84; Sidewalk Group SW-69-2. In Area Bounded by Chicago, Penn. R.R., Tireman and Greenfield, Contractor, J. J. Barney, Inc. Total Amount Accepted Proposal, \$100,082.50; Contract Change \$3,614.88.

Gentlemen—The above Contract is on a unit price basis with estimated quantities of the work stated in the Proposal. The intent of the Contract is to complete all work in the District. In preparing the Contract Documents, it is not practical to include all work in the area because of the extensive investigative work required.

Since the award of the Contract, additional work orders have been issued to the Contractor, and it is respectfully requested that the increased cost as shown by the Contract Change be approved and that the Controller be authorized to honor vouchers when presented. Funds are available to cover the increase in cost.

Respectfully submitted,

ROBERT P. ROSELLE,

Commissioner.

Approved:

B. W. KLEIN

Controller

By Councilman Wierzbicki:

Resolved, That the work covered by the additional work orders be added as an extra to the above Contract in accordance with the provisions for changes in the work; and be it further

Resolved, That the Controller be and is hereby authorized and directed to honor vouchers when presented covering this additional work.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Miriani, Ravitz, Rogell, Tindal, Van