

Tindal, Van Antwerp, Wierzbicki and  
President Pro Tem Miriani—6.  
Nays—None.

Department of Public Works

August 27, 1969

Honorable Common Council:

Re: Petition No. 8390

Fred Anderson, et al

19351 Hartwell

Alley bounded by Cambridge,  
Vassar, Schaefer and Hartwell  
Conversion to Easement

Gentlemen — The above petition requests the conversion of the east-west public alley, 16 feet wide in the block bounded by Cambridge, Vassar, Schaefer and Hartwell into an easement for public utilities.

The requested conversion into easement for public utilities 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:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversion to an easement of said alley or that they have reached satisfactory agreements with the petitioner regarding their installation 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, 16 feet wide, in the block bounded by Schaefer, Hartwell, Cambridge and Vassar as platted in Greenwich Park Subdivision No. 1 of the vacated portion of Greenwich Park Subdivision of the Southwest  $\frac{1}{4}$  of Section 5, T.1.S., R.11.E.; Greenfield Township (now Detroit), Wayne County, Michigan, as recorded in Liber 45, Page 28, Plats, Wayne County records lying southerly of and abutting the southerly line of Lots 1099 to 1102 inclusive of the above mentioned subdivision; and lying northerly of and abutting the northerly line of Lots 75 and 146 and the north-south public utility easement, 16 feet wide, between said lots 75 and 146 inclusive of Greenwich Park, a subdivision of the Southwest  $\frac{1}{4}$  of Section 5, T.1.S., R.11.E., Greenfield Township, (now Detroit), Wayne County, Michigan, as recorded in Liber 41, Page 28, Plats, Wayne County records;

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 in said vacated public alley hereinabove described for the purposes of maintaining, installing repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduit 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;

Fourth, 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 assign shall be liable for all costs incidental to the repair of such broken or damaged utility.

Adopted as follows:

Yeas — Councilmen Hood, Ravitz, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—6.

Nays—None.

Department of Public Works

August 29, 1969

Honorable Common Council:

Re: Petition No. 8696, Gordon Sausage Company, 4100 West Jefferson. Alley first north of Jefferson between Scotten and Pelham Avenues Vacation.

Gentlemen—The above petition requests the vacation of the east-west public alley 20 feet wide first north of Jefferson, between Scotten and Pelham Avenues.



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:

All City departments and privately-owned utility companies reported that they will be unaffected by the vacation of said alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The petition has been concurred in by the other abutting property owner, the Michigan Boiler and Engineering Company. Their letters of consent are included in the petition file.

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, 20 feet wide, first north of Jefferson Avenue between Scotten and Pelham Avenues, lying northerly of and abutting the northerly line of lots 13 and 14 and lying southerly of and abutting the southerly line of the easterly 39.0 feet of lot 19 of the Plat of Bela Hubbard's Subdivision of Private Claim 77, north of River Street and south of Fort Street, Springwells (now Detroit), Wayne County, Michigan as recorded in Liber 5, Page 46, Wayne County records,

Be and the same is hereby vacated to become a part and parcel of the abutting property; and be it further

Resolved, That the Controller is hereby authorized and directed to issue and the Corporation Counsel is directed to prepare Quit Claim Deeds to the reversionary rights in said portion of the above described alley and that the deeds shall include the dedication of the sewer located in said alley to the petitioners which sewer shall become the property and responsibility of the petitioner, his heirs, successors, or assigns.

Adopted as follows:

Yeas — Councilmen Hood, Ravitz, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—6.

Nays—None.

#### Department of Public Works

September 2, 1969

Honorable Common Council:

Re: Contract PW-5766

For: Pedestrian Bridge PB-13, Crossing Rouge River and Pedestrian Bridge BP-14 Crossing Telegraph Road.

Adjusted Contract Price: \$195,455.00.

Contractor: O'Laughlin Construction Company.

Gentlemen—This is to certify that all work required of the Contractor in

the performance of this Contract 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 above as the Adjusted Contract Price.

The Contractor has submitted an affidavit that all payrolls, material bills, and all other indebtedness incurred by him in connection with the work have been paid. Claims relying on the Payment Bond have been filed with the Surety. The Surety has given written consent to final payment notwithstanding such claims filed.

It is therefore recommended that the total value of the work, as above stated, less the total amounts previously paid on all progress payments, be paid to the Contractor with the understanding that such payment is made by the City and accepted by the Contractor under the Contract provisions covering final payment.

R. C. MONAHAN,

Engineer of Inspection

ALFRED BERARDUCCI,

City Engineer

ROBERT P. ROSELLE,

Commissioner.

By Councilman Tindal:

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

Whereas, the completed work has been found acceptable under the terms and conditions of said Contract by the Department for whom the work was performed; therefore be it

Resolved, That the said Contract be and is hereby accepted.

Adopted as follows:

Yeas — Councilmen Hood, Ravitz, Tindal, Van Antwerp, Wierzbicki and President Pro Tem Miriani—6.

Nays—None.

#### Department of Public Works

September 2, 1969

Honorable Common Council:

Re: Street Paving, Group 69-1, Contract Award.

Gentlemen — In response to published advertisements, bids were received on July 29, 1969, for Paving Wheeler from 338 Feet west of McDonald to McDonald, Contract PW-7185W, Group 69-1. A tabulation of the bids received is attached.

The low bid is regular in all respects and in accordance with the contract requirements. It is recommended that the contract be awarded to J. C. Sachs Company, Inc. in the amount of \$19,033.35. Total funds in the amount of \$22,028.00 will be required. This amount includes the cost of advertising, inspection,