

Central, Detroit Belt Line, Roadway Widening, Contractor Alva L. Greer & Sons, Adj. Contract Price \$68,029.37.

R. C. MONAHAN,
Engineer of Inspection
ALFRED BERARDUCCI,
City Engineer
CHARLES E. McCARTHY,
Deputy Commissioner

By Councilman Eberhard:

Whereas, From the foregoing communication, it appears that all work required to be performed by the Contractor 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 Browne, Eberhard, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—8.

Nays—None.

Department of Public Works

January 29, 1970

Honorable Common Council:

Re: Petition No. 8987, 300 Whitmore Company, Street Conversion to Easement; Correction in Resolution.

Gentlemen—The resolution adopted by your Honorable Body on December 30, 1969, J.C.C. Pages 3147 and 3148 granting Petition No. 8987 of the 300 Whitmore Company contained an error in the vacating portion. We respectfully request your Honorable Body to adopt the attached resolution correcting the paragraphs which were in error.

Respectfully submitted,

CHARLES E. McCARTHY,
Deputy Commissioner

By Councilman Eberhard:

Resolved, That for the purpose of correction the resolution adopted on December 30, 1969 J.C.C. Pages 3147 and 3148 granting the request of the 300 Whitmore Company, Petition No. 8987 is hereby amended by deleting the word alley from paragraphs 2, 3, and 5 where it appears and substituting the word street inasmuch as the petition deals with the vacation of Whitmore Road.

Adopted as follows:

Yeas—Councilmen Browne, Eberhard, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—8.

Nays—None.

Department of Public Works

January 29, 1970

Honorable Common Council:

Re: Petition No. 9103, Delmar Flanz, et al. 5624 Lincoln, Dearborn Heights, Alley north of Forest between Humboldt and 18th Vacation.

Gentlemen—The above petition requests the vacation of a portion of the north-south public alley 20 feet wide north of Forest Avenue between Humboldt and Eighteenth Street.

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:

An easement is reserved in the vacating resolution for the Detroit Edison Company and the Michigan Bell Telephone Company for the maintenance of their installations located in the public right-of-way 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,

CHARLES E. McCARTHY
Deputy Commissioner

By Councilman Hood:

Resolved, That all that part of the north-south public alley, 20 feet wide, in the block bounded by Humboldt Avenue, Eighteenth, Forest and the Penn-Central Railroad Right-of-Way lying westerly of and abutting the westerly line of lots 72 to 78 and the northerly 15 feet of lot 71 of Schmidt and Wirt's Subdivision of Private Claim 338, between Linden and the Detroit, Monroe and Toledo Railroad (now Penn-Central), Detroit, Wayne County, Michigan as recorded in Liber 8, Page 27, Plats, Wayne County records; and lying easterly of and abutting the easterly line of lot 1 and the northerly 20 feet of lot 2 of Bernhard and Julius Stroh's Subdivision of part of Private Claim 474, Loranger Farm, south of the D.M. and T. R.R., as recorded in Liber 8, Page 90, Plats, Wayne County records, Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following reservations:

1) Provided, An easement of the full width of the vacated public alley

is retained for the Detroit Edison Company and the Michigan Bell Telephone Company, and further

2) Provided, That by granting the easements the Detroit Edison Company and the Michigan Bell Telephone Company do not waive any rights to their installation therein, and further

3) Provided, That no building or structure of any nature whatsoever shall be built upon the easement of underground therein without prior approval of the Detroit Edison Company and the Michigan Bell Telephone Company;

4) Provided Further, 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

5) 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

6) 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

7) 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 5, 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; and be it further

Resolved, That the City Clerk is hereby directed to mail to the Detroit Edison Company and the Michigan Bell Telephone Company a certified copy of this resolution.

Adopted as follows:

Yeas—Councilmen Browne, Eberhard, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—8.

Nays—None.

Department of Public Works
February 5, 1970

Honorable Common Council:
RE: Supplemental Appropriations for Snow and Ice Removal
Gentlemen — On January 27, 1970,

per JCC p. 152, your Honorable Body appropriated a supplemental appropriation of \$200,000 in the Snow and Ice Account to cover the cost of Snow removal activities due to the heavy snowfalls.

Since then, we experienced an additional 6 inches of snow for a total snowfall to date of 26.9 inches in comparison to 14.3 inches a year ago to date; the department used an additional 20,000 tons of salt at \$9.90 per ton, for a total of 75,767 tons of salt to date in comparison to only 43,578 tons a year ago to date, and 47,981 tons were used for the entire year. The cost per inch of snow averages now \$48,165 in comparison to \$51,650 last year.

In order to charge the Snow and Ice Account for work performed and for salt used to date, it is requested that your Honorable Body authorize and direct the City Controller to transfer an additional \$300,000 to the Snow and Ice appropriation as per attached resolution.

Respectfully submitted,
CHARLES E. MCCARTHY
Deputy Commissioner

Approved:
R. P. ROSELLE
Controller

By Councilman Levin:

WHEREAS, the above request is considered necessary to assure the preservation of the peace, health, safety and welfare of the people of the City of Detroit; therefore be it

RESOLVED, That the Controller be and is hereby authorized and directed to transfer \$300,000 from Account No. 109-0010-612, Common Council Contingencies, to Account No. 144-2422-121, Snow and Ice Removal Wages, and honor payrolls and vouchers when presented in accordance with the foregoing communication.

Adopted as follows:

Yeas—Councilmen Browne, Eberhard, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—8.

Nays—None.

Department of Public Works
January 30, 1970

Honorable Common Council:
Re: Petition No. 8300, McLouth Steel Corporation, Alley north of South Street between Livernois and Dragoon Vacation.

Gentlemen — The above petition requests the vacation of a portion of the north-south and all of the east-west public alleys 20 feet wide northerly of South Street between Livernois and Dragoon Avenues.

The requested vacations were recommended by the City Plan Commission.

The petition was then referred to us for investigation and report. Our