

June 16

Department of Public Works  
June 12, 1970

Honorable Common Council:  
Gentlemen—Submitted herewith for confirmation is contract entered into as authorized and directed by your formal proceedings dated below:  
Professional Service Contract for Renovation of Radiology and Pharmacy Departments — Detroit General Hospital; Contractor: Smith, Hinchman & Grylls Associates, Inc.; Award Authorized: May 5, 1970.  
Respectfully submitted  
ALFRED BERARDUCCI  
Commissioner

By Councilman Eberhard:  
Resolved, That contract as listed in the foregoing communication be and the same is hereby confirmed.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.  
Nays—None.

Department of Public Works  
June 9, 1970

Honorable Common Council:  
Re: Petition No. 9528, All Saints Church, Conversion to Easement of Glinnan Avenue

Gentlemen — The above petition requests the conversion of Glinnan Avenue between Fort Street and the Fisher Freeway into an easement for public utilities.

The requested conversion into easement for public utilities was recommended by the City Plan Commission. The petitioner was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

The petitioner has requested that the paved returns at the entrance to the portion of Glinnan Avenue to be vacated remain in their present status as the petitioner plans to utilize same, and has 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 easement provided that property provisions are incorporated into the vacating resolution protecting their installations located therein.

An appropriate resolution is attached for your Honorable Body's consideration.

Respectfully submitted,  
ALFRED BERARDUCCI  
Commissioner

By Councilman Tindal:  
Resolved, That all that part of Glinnan Avenue, 30 feet wide, between the northerly line of the 10

foot wide public alley first northerly of and parallel to Fort Street and the Fisher Freeway as platted in Marcus W. Field's Subdivision of part of Private Claim 67, Springwells (now Detroit), Wayne County, Michigan, Liber 7, Page 62, Plats, Wayne County Records, and as shown on Department of Public Works drawing No. X-9528, dated March 3, 1970.

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 the said streets 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 over said vacated public street 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 conduits or poles or things usually placed or installed in a public street 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 street 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, and be it further



Resolved, That if at any time in the future it becomes necessary to remove the paved returns at the entrance to the vacated portion of Glinnan Avenue, the entire cost of such removal and replacement by new curbing and sidewalk, shall be borne by the petitioner, his heirs, assigns, administrators or executors.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.  
Nays—None.

Department of Public Works

May 27, 1970

Honorable Common Council:

Re: Paving of Borman Avenue

Petition No. 11453

Borman Food Stores, Inc.

Gentlemen — On May 24, 1966, (J.C.C. pages 1142-1143) your Honorable Body adopted a resolution approving the petition of the Borman Food Stores, Inc. for the construction of an access roadway from Southfield Freeway West Service Drive westerly through the Department of Public Works' Southfield Yard to the proposed Borman Food's Food Processing and Wholesale Distribution Center. Until this access road, known as Borman Avenue, was completed permission was granted Borman Food Stores to use existing roadways in Southfield Yard providing that they furnish a standard Owner's Protective Liability policy covering the City of Detroit against liability arising out of such use.

Since Borman Avenue was completed in 1969 and is a public thoroughfare, there is no longer any necessity for Borman Food Stores to continue to provide the City with an Owner's Protective Liability policy.

We, therefore, recommend adoption of the following resolution rescinding this insurance requirement for Borman Food Stores, Inc.

Respectfully submitted,

ALFRED BERARDUCCI,

Commissioner.

By Councilman Tindal:

Resolved, That in accordance with the above communication, that part of the Common Council resolution of May 24, 1966 (J.C.C. pages 1142-1143) requiring the furnishing of an Owner's Protective Liability policy by Borman Food Stores, Inc. covering the City of Detroit against liability arising out of the use of existing roadways in the Department of Public Works' Southfield Yard by Borman vehicles be and the same is hereby rescinded.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.

Department of Public Works

May 22, 1970

Honorable Common Council:  
Re: Refunding of \$1,600.00 to Michigan Bell Telephone Company

Gentlemen—As a part of the necessary arrangements to complete the vacation of two alleys at Van Dyke and Whipple Avenues for the Michigan Bell Telephone Company (Petition No. 9052) \$1,600.00 was deposited with the Department of Public Works Permit Division (Receipt No. GR-17117) for the removal of the paved alley returns at the entrances of the two alleys. Your Honorable Body granted the petition on December 9, 1969, J.C.C. Pages 2980 and 2981.

Subsequently, the petitioner, by letter of May 18, 1970, has requested that the work not be done as they plan to use the returns as part of their parking area entrances. They have agreed by letter, to be filed with the original petition to assume all costs if and when removal becomes necessary.

An appropriate resolution directing the refund is attached for your Honorable Body's consideration.

Respectfully submitted,

ALFRED BERARDUCCI,

Commissioner.

By Councilman Van Antwerp:

Whereas, The Michigan Bell Telephone Company has requested that the \$1,600.00 deposited with the Department of Public Works Permit Division (Receipt No. GR-17117) as a part of Petition No. 9052 for the removal of paved alley returns to Whipple and Van Dyke Avenues be refunded as they intend to use the returns for entrance to their parking facilities, therefore be it

Resolved, That the Department of Public Works Permit Division is hereby authorized and directed to refund to the Michigan Bell Telephone Company \$1,600.00 and cancel the work order to remove the paved alley returns in the block bounded by Baldwin, Van Dyke, Whipple and Ferry Avenues, and be it further

Resolved, That if at any time in the future the removal of the paved returns becomes necessary the entire cost of such removal shall be borne by the petitioner his heirs, assigns, executors or administrators.

Councilman Levin moved that the matter be referred back to Committee of the Whole, which motion prevailed.

Department of Public Works

June 8, 1970

Honorable Common Council:  
Re: Contract: PW-6157

For: Demolition of Building —  
9930-52 E. Forest

Adjusted Contract Price: \$3,200.00

Contractor: Mercury Wrecking Company, Inc.

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