

District Map No. 46 of Ordinance No. 390-G, the Zoning Ordinance, to indicate an R6 District classification where an R2 and B4 District Classification is presently indicated on the following described properties: the west 15 feet of Lot 3, Lot 4, Lot 5, the east 24 feet of Lot 6; and Lots 9-19 of Thomas V. Wreford's Subdivision, as recorded in Liber 10, Page 35 of Plats of Wayne County Records, Michigan, said properties being located within block bounded by W. Grand Blvd., Fourteenth, Ferry Park and Fifteenth, laid on the table December 22, 1970 (JCC p. 3190-91), which motion prevailed.

The Ordinance was then placed on the order of third reading.

THIRD READING OF ORDINANCE.

The title to the Ordinance was read a third time.

The ordinance was then read.

The question being "Shall this Ordinance Now Pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

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

Nays—None.

Title to the Ordinance was confirmed.

Building Permit Review Resolution
By Councilman Tindal:

Resolved, That in connection with the rezoning of property located within the block bounded by W. Grand Blvd., Fourteenth, Ferry Park and Fifteenth, more particularly described as the west 15 feet of Lot 3, Lot 4, Lot 5, the east 24 feet of Lot 6, and Lots 9-19 of Thomas V. Wreford's Subdivision, on petition of Housing Development Company (1870), the Departments of Buildings and Safety Engineering and Public Works are hereby directed to refrain from issuing permits for the development of the aforesaid described property and to refer all applications to the City Plan Commission for review and approval.

Adopted as follows:

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

Nays—None.

Department of Public Works
March 24, 1971

Honorable Common Council:
Re: Petition No. 1870, Housing Development Company. Alley Bounded By Fifteenth, Fourteenth, Ferry Park and West Grand Boulevard, Vacation.

Gentlemen — The above petition requests the vacation of a portion of the east-west public alley 20 feet wide in the block bounded by Fifteenth,

Fourteenth, Ferry Park and West Grand Boulevard. 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 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-36488. \$1,150.00. For estimated cost to install drainage in the portion of alley to remain open.

Public Lighting Commission. Fund 990-9423. Receipt No. A-35524, \$300.00. For the estimated cost to relocate lighting facilities.

A temporary easement is reserved in the vacating resolution for the Michigan Consolidated Gas Company for the maintenance of its 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.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,

ALFRED BERARDUCCI,
Commissioner of Public Works

By Councilman Van Antwerp:

Resolved, That all that part of the east-west public alley, 20 feet wide, in the block bounded by Fifteenth, Fourteenth, Ferry Park and West Grand Boulevard abutting the southerly line of Lots 4 and 5 and the easterly 24.0 feet of Lot 6 and the westerly 15.0 feet of Lot 3 and abutting the northerly line of Lots 12 to 14 and the westerly 25.0 feet of Lot 15 and the easterly 24.0 feet of Lot 11 all inclusive of Thomas V. Wreford's Subdivision of Lots 1 and 2 of the subdivision of the east part of the Messmore Farm Fractional Section 36, T. 1 S., R. 11 E., Detroit, Wayne County, Michigan, as recorded in Liber 10, Page 35, Plats, Wayne County Records,

Be and the same is hereby vacated as a public alley to become a part and parcel of the abutting property, subject to the following provisions:

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

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 Department of Water Supply and the Department of Buildings and Safety Engineering; and further

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 petitioner and their assigns, by acceptance of the permit for construction over said sewer, waive all claims for damages; and further

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; and be it further

Provided, That a temporary easement is retained for the Michigan Consolidated Gas Company to allow it adequate time to relocate its facilities, the petitioner shall coordinate his building schedule with the company.

Adopted as follows:

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

Nays — None.

Taken from the Table

Councilman Hood moved to take from the table an ordinance to amend Ordinance 849-E, officially identified as Chapter 44 of the Code of the City of Detroit, Michigan of 1964 (The Official Plumbing Code) by deleting Sections No. 1001.1.1 and 1001.1.2.3, laid on the table March 9, 1971 (JCC P. 476-77), which motion prevailed.

The Ordinance was then placed on the order of third reading.

THIRD READING OF ORDINANCE.

The title to the Ordinance was read a third time.

The ordinance was then read.

The question being "Shall this Ordinance Now Pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal,

Van Antwerp, Wierzbicki and President Ravitz—9.

Nays—None.

Title to the Ordinance was confirmed.

Controller

March 26, 1971

Honorable Common Council

Gentlemen — In accordance with the resolution of the Common Council passed on December 10, 1963, we are submitting claim sheets to the City Clerk representing vouchers paid during the week ending March 25, 1971, and payroll paid during the week ending March 26, 1971.

Voucher payment during this period amounted to \$36,272,071.93 whereas payroll paid totaled \$3,945,090.49. All of these expenditures were audited by the office prior to payment and found to be correct.

Respectfully submitted,

R. P. ROSELLE,

Controller

By Councilman Rogell:

Resolved, that the foregoing voucher and payroll expenditures were processed in the total amount of \$40,217,162.42 be and are hereby approved.

Adopted as follows:

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

Nays—Councilman Wierzbicki—1.

STATEMENT EXPLAINING "NO" VOTE

BY COUNCILMAN WIERZBICKI

It is my understanding that included among the vouchers are two "payments in lieu of wages" to certain Water Department employees. The payments represent the difference between their actual pay for the work they were performing and the pay for work in a higher classification to which they had not been promoted. It is claimed that they should be compensated at the higher rate because racial discrimination caused a denial of their promotion to the higher classification. This claim of racial discrimination was not substantiated by the facts and information furnished during discussions and hearings before the Common Council. I therefore consider payment of said differential by voucher unjustified, discriminating and subversive to good payroll practices.

Respectfully submitted,

ANTHONY J. WIERZBICKI,

Councilman

Corporation Counsel

March 19, 1971

Honorable Common Council:

Gentlemen — Attached hereto please find Resolution of Necessity and public improvement in reference to the Acquisition of Land for the North Industrial Rehabilitation