

work in Assessment Portion of the accepted Proposal and that actually constructed: increase of \$184.80, or 2.7 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,
CLARENCE C. RUSSELL
 Commissioner

By Councilman Browne:

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 Browne, Hood, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 6.
 Nays — None.

Department of Public Works

August 3, 1971

Honorable Common Council:

Gentlemen — On February 2, 1971, Your Honorable Body confirmed Repair Sidewalk Assessment Roll No. 8-P. However, one of the items applied to that roll was incorrectly billed and assessed; same to be rebilled.

To remove this item from said roll, we offer the following resolution.

Respectfully submitted,
CLARENCE C. RUSSELL
 Commissioner

By Councilman Browne:

Resolved: That the City Treasurer be and he is hereby authorized to make the following deletion:

Roll 8-P-11, Lot 13; E.S. Outer Dr. between Liddesdale and Electric, delete \$826.50, plus any accrued interest, Item No. 1828, Bill No. 91999, Order No. 25724.

Adopted as follows:
 Yeas — Councilmen Browne, Hood, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 6.
 Nays — None.

Department of Public Works

August 3, 1971

Honorable Common Council:

Gentlemen — On February 9, 1971, Your Honorable Body confirmed Repair Sidewalk Assessment Roll No. 9-P. However, one of the items applied to that roll was incorrectly billed and assessed; same to be rebilled.

To remove this item from said roll, we offer the following resolution.

Respectfully submitted,
CLARENCE C. RUSSELL
 Commissioner

By Councilman Browne:

Resolved: That the City Treasurer be and he is hereby authorized to make the following deletion:

Roll 9-P-6, Lots 11 & 12; E.S. Outer Dr. between Liddesdale and Electric, delete \$394.92, plus any accrued interest, Item No. 18829-30, Bill No. 92000, Order No. 25725.

Adopted as follows:

Yeas — Councilmen Browne, Hood, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 6.
 Nays — None.

Department of Public Works

August 4, 1971

Honorable Common Council:

RE: Petition No. 238

Detroit Board of Education
 Vacation and Conversion to
 Easement of Ellsworth and
 Lauder Avenues West of Hubbell
 Avenue.

Gentlemen — The above petition requests the vacation of a portion of Ellsworth Avenue west of Hubbell Avenue and the conversion of a portion of Ellsworth Avenue east of Coyle Avenue and a portion of Lauder Avenue north of Ellsworth into an easement for underground utilities. The requested vacation and conversion into easement for public utilities was approved 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 issued the following purchase orders which have been credited to the departments named, for the purpose indicated:

Detroit Metro Water Department:
 Purchase Order No. 82455, \$2,450.00. For estimated cost of relocating the water main located in the street to be vacated.

Fire Department: Purchase Order No. 82476, \$3,000.00. For the estimated cost to relocate three fire hydrants.

Public Lighting Commission:
 Purchase Order Nos. 83628 and 82477, \$58,680.00. For the estimated cost of relocating street lighting and communications facilities.

The petitioner has also requested that the removal of the paved street returns and construction of new curbs, sidewalks and catch basins be done by private contract. The Department of Public Works has no objection as long as the work is performed by City permit and inspection and according to Department of Public Works specification, and that the entire cost be borne by the petitioner.

A temporary easement is reserved in the vacating resolution in the portion of Ellsworth Avenue to be vacated for the Michigan Consolidated Gas Company for the duration of

construction of a new line to supply the school addition.

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

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

Respectfully submitted,
CLARENCE C. RUSSELL
Commissioner

By Councilman Hood:

Resolved, That all that part of Ellsworth Avenue, 60 feet wide, between Lauder Avenue and Hubbell Avenue lying southerly of Lots 262 to 271 and northerly of Lots 292 to 301 inclusive, of the Avon Park Subdivision of the west $\frac{1}{2}$ of the northwest $\frac{1}{4}$ of Section 19, except the south $16\frac{3}{4}$ acres and north $\frac{1}{3}$ of the northeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 19, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan as recorded in Liber 30, Page 98, Plats, Wayne County Records,

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

1) A temporary easement is provided over the full width of the vacated street for the Michigan Consolidated Gas Company for the duration of construction of the new gas main to supply the new school building.

2) The Michigan Consolidated Gas Company shall have the right to ingress and egress to and over said easement for the purpose of installing the new main, and be it further

Resolved, That all that part of Ellsworth Avenue, 60 feet wide, between the easterly line of Lauder Avenue and Coyle Avenue lying southerly of Lots 272 to 281 and Lauder Avenue, 50 feet wide, and lying northerly of Lots 282 to 291 and vacated Lauder Avenue, 50 feet wide, inclusive of the Avon Park Subdivision is recorded in Liber 30, Page 98, Plats, Wayne County Records; also

All that part of Lauder Avenue, 50 feet wide, between Ellsworth and Fenkell Avenues, lying between Lots 271 and 272 inclusive of the above mentioned subdivision;

Be and the same are hereby vacated as public streets and are hereby converted into subsurface public easements of the full width of the streets, which easements shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owner of the lots abutting on 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 subsurface easements or right-of-way under said vacated public streets hereinabove described for the purpose of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or things usually placed or installed under public streets in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purpose above set forth.

SECOND, Said owners for their heirs and assigns further agree that no building 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 streets shall request the removal and/or relocation of any existing utilities in said easements, such owners, upon whose property the 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 the petitioner remove the paved street return and construct new curb and sidewalk at the intersection of Ellsworth with Coyle and Hubbell Avenues, said construction to be done by private contract under City permit and inspection and according to Department of Public Works specification. In addition any pavement grade changes or catch basin installation made necessary by the return removal shall be the responsibility of the petitioner and all costs of such work shall be borne by the petitioner; and be it further

Resolved, That the petitioners shall install by private contract two catch basins in the portion of Lauder Avenue to remain open, said construction to be by City permit and inspection and according to the Department of Public Works

specifications and the entire cost of such construction is to be borne by the petitioner.

Adopted as follows:

- Yeas — Councilmen Browne, Hood, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 6.
- Nays — None.

Department of Public Works

July 22, 1971

Honorable Common Council:

Re: Contract PW-6193F, Demolition of Buildings. Federal Aid. Award of Contract.

Gentlemen—In response to published advertisements, bids were received for demolition of buildings, frame and brick veneer, residential in the southeast sector, Federal Demolition Grant Area, under the captioned contract.

A tabulation of bids received July 15, 1971, is attached.

The low bid of the Capital Wrecking Company in the base proposal amount of \$147,711.00 did not include the unit price per lineal foot for required fencing but did include the item total price of \$12,500.00 for the specified 12,500 lineal feet of protective fence. In all other respects the bid of the Capital Wrecking Company was regular and in accordance with the Contract requirements.

It is recommended that the City exercise its prerogative under the proposal conditions, Article II.8 Rejection of Bids "to waive any irregularity in any bid . . .", and award the contract to Capital Wrecking Company for the base bid amount of \$147,711.00 and unit prices as quoted for demolition work and \$1.00 per lineal foot for protective fencing, such unit price being an extrapolation of the specified lineal feet of fence required and the total price quoted for same.

The total funds required for the contract, including cost of advertising and field inspection are \$174,000.00 and are available in account 125-2022-361 "Building Demolition and Contractual Expense - Federal Participation".

It is understood that, prior to proceeding, any required approvals from the Federal Department of Housing and Urban Development will be obtained.

Respectfully submitted,
CLARENCE C. RUSSELL,
Commissioner

Approved:

W. I. STECHER,
Deputy Controller
By Councilman Rogell:

Resolved, That the irregularity outlined in the foregoing communication be waived; and be it further

Resolved, That the Commissioner of Public Works be and is hereby

authorized and directed to enter into Contract, subject to the approval of the Department of Housing and Urban Renewal, for the Demolition of Buildings as listed in the foregoing communication, under the individual Contract numbers with the respective bidders and in the amounts stated; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to honor vouchers to include the cost of advertising and field inspection, as well as the Contract costs and charge them to Account 125-2022-361.

Adopted as follows:

- Yeas — Councilmen Browne, Hood, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 6.
- Nays — None.

Department of Public Works

July 22, 1971

Honorable Common Council:

Re: Contracts PW-6191F and PW-6192F, Area Demolition - Federal Aid Award of Contracts.

Gentlemen—In response to published advertisements, separate bids were received on the dates noted for the Demolition of Buildings under the following Contracts:

PW-6191F, Area North Sector, Type Frame and Brick Veneer, Bid Received, 7-13-71.

PW-6192F, Area Southwest Sector, Type Frame and Brick Veneer, Bid Received 7-14-71.

Bids were received as noted on the attached tabulations.

The low bid on each Contract was regular and in accordance with the Contract requirements. It is therefore recommended that the Contracts be awarded to the respective bidders as listed below and in the amounts shown. The total funds required include the cost of advertising and field inspection in addition to the Contract price. An appropriation is available in Account 125-2022-361, "Building Demolition and Contractual Expense - Federal Participation", to cover the total charges. Since these bids were taken on a unit price basis, they are subject to adjustment when actual quantities are known.

Federal Wrecking Company, Inc. PW-6191F; Amount of Bid: \$52,999.00; Total Funds Required: \$63,100.00.

Adamo Wrecking Company. PW-6192F; Amount of Bid: \$100,090.00; Total Funds Required: \$118,200.00.

It is understood that, prior to proceeding, any required approvals will also be obtained from the Federal Department of Housing and Urban Development.

Respectfully submitted,
CLARENCE C. RUSSELL,
Acting Commissioner

Approved:

W. I. STECHER,
Deputy Controller