

said area of temporarily closed alley, and further

Provided, That at the expiration of said permit, all obstructions therein shall be removed at the expense of the grantee, and the public property affected shall be restored in a condition satisfactory to the Department of Public Works, by and at the permittee's expense, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

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

Nays — None.

Department of Public Works

August 10, 1971

Honorable Common Council:

Re: Petition No. 2703; James E. Helms, et al; Conversion to Easement of the North-South Alley in the Block Bounded by Ohio, Cherrylawn, Buena Vista and the Jeffries Freeway.

Gentlemen — The above petition requests the conversion of the north-south public alley, 16 feet wide, in the block bounded by Ohio, Cherrylawn, Buena Vista and the Jeffries Freeway into an easement for public utilities. The requested conversion into easement for public utilities 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 conversion to an easement of said alley 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 Levin:

Resolved, That all that part of the north-south public alley, 16 feet wide, in the block bounded by Ohio, Cherrylawn, Buena Vista and the Jeffries Freeway lying between Lots 146 to 148 and Lots 159 to 161 inclusive of the Wyoming Park Subdivision of the north 19.18 acres of the southwest ¼ of the northwest ¼ of Section 28, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 34, Page 42, Plats, Wayne County Records, also

All that part of the westerly eight feet of the north-south public alley, 16 feet wide, in the block bounded by Ohio, Cherrylawn, Buena Vista and the Jeffries Freeway abutting the easterly line of the southerly 17 feet mentioned subdivision;

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 over 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 conduits 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.

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 assign (by way of illustration but not limitation), such as storage of excessive weights or 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.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Van Antwerp, Wierzbicki, and President

Ravitz — 8.
Nays — None.

Department of Public Works

August 12, 1971

Honorable Common Council:

Re: Agreement No. 71-0915
Eight Mile Road (M-102)
Resurfacing Five Points to
Southfield
State Project Mb-82141
Job No. 03966

Gentlemen — We submit, for your consideration, a proposed agreement between the Michigan State Highway Commission and the City of Detroit which provides for the re-surfacing of Eight Mile Road (M-102) between Five Points and Southfield.

The cost of performing this work is estimated by the Michigan Department of State Highways to be \$227,400. The City's share of the cost of this work, in accordance with State law, is 12½ percent of the total cost, or \$28,425. This sum is subject to adjustment after completion of the work and final auditing of the bills. Sufficient funds are available for the City's share of this cost in Account No. 195-9210-915.

The agreement has been examined and approved by the Corporation Counsel's Office as to form.

Because of the importance of maintaining streets in good condition for the safety of the public and for the efficient movement of traffic, approval of this agreement and authority for the Street Administrator to execute it in behalf of the City of Detroit is recommended.

Respectfully submitted,
CLARENCE C. RUSSELL
Commissioner

Approved:

W. I. STECHER
Deputy Controller
By Councilman Rogell:

Resolved, That in accordance with the above communication, the Agreement between the City of Detroit and the Michigan State Highway Commission, which provides for the resurfacing of Eight Mile Road (M-102) between Five Points and Southfield, be and the same is hereby approved; and

Be It Further Resolved, That the Street Administrator is hereby authorized and directed to execute the Agreement in behalf of the City of Detroit; and

Be It Further Resolved, That the Controller be and he is directed to honor vouchers when presented in accordance with the foregoing communication, subject to confirmation by Common Council.

Adopted as follows:
Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Van Antwerp, Wierzbicki, and President

Ravitz — 8.
Nays — None.

Department of Public Works

August 16, 1971

Honorable Common Council:

Re: Travel Allowance for American Public Works Congress.

Gentlemen—The American Public Works Association is holding its Annual Public Works Congress and Equipment Show in Philadelphia, Pennsylvania, September 12 through September 17, 1971.

The Program will include technical sessions on the latest developments in all phases of Public Works, including seminars on Refuse Collection and Disposal Systems, Street Sanitation, Snow Removal and Highways and Equipment Management. In addition, there will be special sessions for the Institute of Solid Wastes.

Also, as an integral part of the Congress, the equipment show will contain displays of the latest equipment, materials, and methods by all major exhibitors, thus acquainting the members with the possibility of new economies as a result of technological advances.

The Department of Public Works is a member of the American Public Works Association and has been represented each year at the Annual National Meetings. We request authority to send six representatives to attend the forthcoming Congress from the Department of Public Works. It is estimated that their expense would amount to \$332.00 per person, and your permission is hereby requested to authorize this expenditure from available funds.

Respectfully submitted,
CLARENCE C. RUSSELL
Commissioner.

Recommend 4 at \$332.00 — \$1328.00.

W. I. STECHER
Deputy Controller
By Councilman Rogell:

Resolved, That the Controller be and he is hereby authorized to transfer \$1,328.00 from Account 125-2020-111 to Account 125-2010-493 Travel Expense, and to honor travel vouchers when presented in accordance with the foregoing communication.

Adopted as follows:
Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 8.
Nays — None.

Department of Public Works

August 12, 1971

Honorable Common Council:

Re: Petition No. 2847; Frederick Packing Company, et al;
Temporarily Close the Remaining Portion of East-West Alley West