

communication overtime in excess of 50 hours, not to exceed a total of 250 hours straight work time for the fiscal year 1970-71, including the first 50 hours; such overtime over 50 hours to be liquidated by giving time off with pay or through payment in cash when it is impossible to liquidate the time in conformity with the ordinance governing overtime to salaried employees; and be it further

Resolved, That the City Controller be and he is hereby authorized and directed to honor payrolls when presented in accordance with the resolution and the above communication.

Adopted as follows:

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

Nays—Councilman Van Antwerp—1.

**Municipal Parking Authority**

March 9, 1971

Honorable Common Council:

Gentlemen—The Municipal Parking Authority is of the opinion that a parking survey should be made of the area east of Randolph and north of Jefferson Avenue. Preliminary reports for the current Detroit Central Business District Study indicate the desirability of this survey.

We have contacted Mr. Richard C. Rich of Richard C. Rich and Associates, Parking Consultants, Detroit, Michigan, regarding his availability for this work. Mr. Rich has a good knowledge of the City of Detroit having conducted a number of parking surveys in this area for both public and private organizations. Furthermore, he has a good reputation nationally, and reports and recommendations which he would make would be considered accordingly by bond houses and other interested financial institutions.

In the attached proposal, Mr. Rich has outlined a work program to measure the current parking demand in the vicinity of the site, estimate the future parking demand, recommend a structure of suitable size to accommodate this demand and then make an evaluation of the economic feasibility of the entire project. He would submit the results of the above work in a report in the form required by investment bankers for the sale of securities.

The fee for the above studies and reports would be \$7,000, which we consider to be both fair and reasonable. We respectfully recommend that the Municipal Parking Authority be authorized and directed to prepare for your consideration and confirmation an agreement with Richard C. Rich & Associates for services as described herein.

Respectfully submitted,  
ROBERT E. TIGHE,  
Director

Approved:

W. I. STECHER

Deputy Controller

By Councilman Tindal:

Resolved, That the Municipal Parking Authority be and is hereby authorized to enter into a contract for an economic feasibility study of parking needs in the Randolph-Jefferson area with Richard C. Rich and Associates, Parking Consultants, in the amount of \$7,000.00; and be it further

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$7,000.00 from Account 844-9660-900, Unallocated Appropriations to Account 844-9660-904, Parking System Development; and be it further

Resolved, That the Controller be and he is hereby authorized to honor vouchers when presented, and charge them to Account 844-9660-904, Parking System Development.

Adopted as follows:

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

Nays — None.

**Department of Police**

March 16, 1971

Honorable Common Council:

Gentlemen — Enclosed for confirmation is a professional services contract between this department and Touche, Ross and Co., executed in accordance with authorization previously granted by your Honorable Body (January 12, 1971, J.C.C. 24).

Respectfully submitted,  
STANLEY C. RICH,

Second Deputy Commissioner

By Councilman Levin:

Resolved, That contract with Touche, Ross and Co. for consultant services for the Resources Allocation Study in the amount of \$50,600, from the period January 1, 1971 to December 31, 1971, referred to 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**

March 19, 1971

Honorable Common Council:

Re: Petition No. 9678; Detroit Board of Education; Alley Bounded by Monica, Santa Rosa, Fenkell and the Lodge Freeway; Conversion to Easement.

Gentlemen — The above petition

requests the conversion of a portion of the north-south public alley, 18 feet wide, in the block bounded by Monica, Santa Rosa, Fenkell and the Lodge Freeway into an easement for subsurface public utilities. The requested conversion into an easement for subsurface public utilities was approved by the City Plan Commission with the recommendation that sufficient land be dedicated for a new outlet into Santa Rosa Avenue. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

The petitioner has deposited the following Purchase Order with the City Treasurer which has been credited to the department and account named, for the purpose indicated:

Public Lighting Commission — Purchase Order No. 38833, for the estimated cost to relocate lighting facilities, \$7,500.00.

The petitioner has requested that the installation of drainage and the paving of the newly dedicated alley and alley return be done by private contract. The Department of Public Works has no objection as long as the work is done under City permit and according to Department of Public Works specifications and inspection and the entire cost be borne by the Board of Education.

A Warranty Deed has been received from the petitioner, deeding to the City of Detroit, land for the new alley outlet into Santa Rosa. This deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and is attached for your Honorable Body's acceptance.

All other City departments and privately-owned utility companies reported that they will be unaffected by the conversion to a subsurface 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,  
**ALFRED BERARDUCCI,**  
 Commissioner

By Councilman Hood:

Resolved, That all that part of the north-south public alley, 18 feet wide, in the block bounded by Monica, Santa Rosa, Fenkell and the Lodge Freeway lying easterly of and abutting the easterly line of Lots 180 to 184 and the northerly 15 feet of Lot 185; and westerly of the westerly line of Lots 173 to 177 and the northerly 15 feet of Lot 172 inclusive of the Mulberry Hill Subdivision of the South 1/2 of the South 1/2 of the

southeast 1/4, Section 16, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 33, Page 63, Plats, Wayne County Records.

Be and the same is hereby vacated as a public alley and is hereby converted into a subsurface 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 a subsurface easement or right-of-way under said vacated public alley 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 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 utilities in said easement, 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 if further

Resolved, That the Warranty Deed of the Detroit Board of Education deeding land to the City of Detroit for alley purposes described as:

"The North 20 feet of the South 25 feet of Lot 172, Mulberry Hill Subdivision, Liber 33, Page 68, Plats, Wayne County Records"

Be and the same is hereby accepted and the City Controller is hereby directed to record said deed in the Office of the Register of Deeds for Wayne County; and be it further

Resolved, That the petitioner shall pave the newly dedicated alley and alley return and install necessary drainage in said alley by private contract, under City permits and according to Department of Public Works specification and inspection and the entire cost shall be borne by the petitioner.

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 16, 1971

Honorable Common Council:

Gentlemen — The J. C. Sachs Company, Inc., is the Contractor for the following Paving Contracts:

Alley Bounded By:

PW-7293F; Payton, Duchess, Britain, Morang.

PW-7294F; Marx, Dequindre, State Fair, Remington.

PW-7296F; Runyon, Hoover, E. Seven Mile, Lappin.

PW-7300W; Beniteau, St. Jean, Canfield, Warren.

These Contracts do not provide for partial payments. As the balance of work remaining consists of excavation and paving which cannot be completed until the Spring of 1971 because of weather restrictions, the Contractor requested progress payments.

The total value of the work fully completed and found acceptable under the terms and conditions of the Contracts, the proposed retained amounts, and resulting net payments are shown below:

PW-7293F; Amt. Earned, \$1,215; Amt. Retained, \$121; Net Payment, \$1,094.

PW-7294F; Amt. Earned, \$1,015; Amt. Retained, \$101; Net Payment, \$914.

PW-7296F; Amt. Earned, \$1,940; Amt. Retained, \$194; Net Payment, \$1,746.

PW-7300W; Amt. Earned, \$12,317; Amt. Retained, \$1,232; Net Payment, \$11,085.

It is recommended that authority be granted to pay the net amounts shown.

The Contractor has submitted affidavits that all payrolls, material bills, and all other indebtedness incurred by him in connection with the work have been paid.

Respectfully submitted, ALFRED BERARDUCCI,

Commissioner of Public Works

By Councilman Hood:

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

authorized to process progress payments in accordance with the foregoing communication; and be it further

Resolved, That the Controller be and is hereby authorized and directed to honor vouchers, when presented, and charge them to the proper accounts.

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 22, 1971

Honorable Common Council:

Re: Petition No. 2386 — Anti-Cruelty Association for Waiver of Fees for Rubbish Collections.

Gentlemen — We return herewith Petition No. 2386, Anti-Cruelty Association, 13569 Jos. Campau, Detroit, Michigan, in which they requested a waiver of fees for refuse collections.

As the Anti-Cruelty Association is a non profit charitable organization who feed and house all unwanted animals that come to their attention, it is recommended that their request be granted as per attached resolution.

Respectfully submitted, ALFRED BERARDUCCI, Commissioner

By Councilman Hood:

Resolved, That the petition of the Anti-Cruelty Association, 13569 Jos. Campau Ave., Detroit, Michigan for the waiver of fees for refuse collections be and the same is hereby granted subject to compliance with the controls established by the Department of Public Works.

Provided, That no implied or other conditions not expressly stated herein are extended to petitioner, and further.

Provided, This resolution is revocable at the will, whim or caprice of the Common Council.

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 22, 1971

Honorable Common Council:

Re: Contract: PW-5780

For: Widening and Resurfacing of Carbon Avenue — Forman Avenue to Dearborn Avenue

Adjusted Contract Price: \$44,418.38

Contractor: Maraldo Asphalt Paving, Inc.

Gentlemen — This is to certify that all work required of the Contractor in the performance of this Contract has been fully completed and found