

northwest 1/4 of Fractional Section 22, T.1.S., R.12.E., City of Detroit, Wayne County, Michigan, as recorded in Liber 58, Page 83, Plats, Wayne County Records;

Parcel B — The easterly 6.0 feet of Lots 1 to 6 inclusive of "The Lewis I. Carrier Van Dyke Avenue Subdivision" of part of the southwest 1/4 of the northwest 1/4 of Fractional Section 22, T.1.S., R.12.E., Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 1, Plats, Wayne County records. and further

Provided, That the new 24 foot wide alley outlet into Grinnell be closed on a temporary basis; and further

Provided, in the meantime, the new 24 foot north-south alley outlet into Grinnell Avenue shall be kept free of refuse or debris and shall be landscaped with lawn and other ornamental horticultural materials which are to be maintained in a healthy, neat and orderly condition at all times. If necessary to properly maintain the lawn and other ornamental horticultural material, a water bib or other means of supplying water shall be provided. All planting plans shall be submitted to the Department of Parks and Recreation for approval as to suitability of plant materials and arrangement thereof. Further, all planting shall be installed within the first growing season after completion of the station construction.

Provided,

1. That the temporary closing is to be for no definite period of time except that during the duration of said grant and without cause, this grant may be revoked at the will, whim, and caprice of the Common Council.

2. That the City is to retain all of its rights and interests in the area to be temporarily closed.

3. That the City and all public utility companies are to retain their rights to establish maintain and service any utilities in the area.

4. No structures are to be built on the area to be closed, and the area, upon the termination of this grant, shall be put in a usable condition at the sole expense of the petitioner, said usable conditions to be determined at that time by the Department of Public Works.

5. The grantee to acquire no implied or other privileges not expressly stated herein.

and further
Provided, That the petitioner shall within 90 days of receipt of a certified copy of this resolution grant to the Detroit Edison Company, the Michigan Bell Telephone Company, and the City of Detroit Public Lighting Commission, Rights-of-Way for their services over the following described property:

The westerly 12.0 feet, except the southerly 6.0 feet of lot 23 of Gruebner's Van Dyke Estate Subdivision of part of the southwest 1/4 of Fractional Section 22, T.1.S., R.12.E., City of Detroit, Wayne County, Michigan, as recorded in Liber 58, Page 83, Plats, Wayne County records; and further

Provided, That the Right-of-Way agreement, after approval as to form and execution by the Public Lighting Commission be recorded, at the petitioner's expense, with the Register of Deeds for Wayne County and a copy of the recorded instrument furnished said Lighting Commission.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Wierzbicki, and President Ravitz — 7.
Nays — None.

Department of Public Works

March 29, 1972.

Honorable Common Council:
Re: Petition 1727. Fruehauf Corporation; Vacation of Pelham Avenue north of West Jefferson and alleys westerly of Pelham.

Gentlemen — The above petition requests the vacation of Pelham Avenue northerly of West Jefferson and the remaining alleys between Pelham and Scotten.

Subsequently, the Chesapeake and Ohio Railroad Company has joined in the petition requesting that the street right-of-way over the railroad also be vacated to prevent vehicular traffic from entering on the tracks.

The requested vacations were 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:

Detroit Metro Water Department Fund 600(0000) (6232) 001. Receipt No. C27146 — \$5,869.92.

For the estimated cost to abandon a portion of and the remaining equity in the water main located in the street to be vacated.

Fire Department Fund 990-9406. Receipt No. B38156 — \$600.00.

For the estimated cost to abandon one hydrant.

An easement is reserved in the vacating resolution for the Detroit Metro Water Department for the maintenance of its installations located in a portion of Pelham 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 north-south alley 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,
CLARENCE RUSSELL,
Commissioner.

By Councilman Wierzbicki:

Resolved, That all that part of the east - west public alley, 20 feet wide, northerly of West Jefferson Avenue, between Scotten Avenue and Pelham Avenue having been platted as the northerly 20 feet of lot 31 of Bela Hubbard's Subdivision of Private Claim 77, north of River Street and south of Fort, Springwells (now Detroit), Wayne County, Michigan, as recorded in Liber 5, Page 46, 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; and be it further

Resolved, That all that part of the north - south public alley, not previously vacated, 20 feet wide, northerly of West Jefferson Avenue, between Scotten and Pelham Avenues, abutting the westerly line of lots 32 to 34 and the northerly 20 feet of lot 31 inclusive of Bela Hubbard's Subdivision as recorded in Liber 5, Page 46, 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:

1) 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

2) 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 Detroit Metro Water Department and the Department of Buildings and Safety Engineering; and further

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

4) 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

Resolved, That all that part of Pelham Avenue, 60 feet wide, north of West Jefferson abutting the easterly line of lots 26 to 34, the northerly 23 feet of lot 25, and the 17 foot wide vacated alley between lots 27 and 28; and abutting the westerly line of lots 35 to 41, lots 42, 43, and the northerly 19.89 feet of lot 44; all of the above lying northerly of and abutting the southerly line of the Chesapeake and Ohio Railroad Right - of - Way, all inclusive of Bela Hubbard's Subdivision as recorded in Liber 5, Page 46, 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:

An easement, the full width of the existing Pelham Avenue Right of Way between the southerly line of the Chesapeake and Ohio Railroad Right - of - Way and the northerly line, extended westerly, of vacated Dry Dock Street, 40 feet wide, is reserved for the Detroit Metro Water Department for the purpose of installing, maintaining, repairing, removing or replacing any water mains, fire hydrants and appurtenances, with the right of ingress or egress at any time to, and over said easement for the purpose above set forth.

Free and easy access to the water mains, fire hydrants and appurtenances within the easement, is required for Detroit Metro Water Department equipment including the use of backhoes, bull dozers, cranes or pipe trucks and other heavy construction equipment as necessary for alteration or repair of the main and facilities.

The Detroit Metro Water Department retains the right to install suitable permanent main location guide posts over its water mains at reasonable intervals and at points of deflection.

Said owners of the adjoining property for their heirs and assigns agree that no building or structure of any nature whatsoever, porches, patios, balconies, et cetera shall be built upon said easement or that no grade changes or storage of materials shall be made within said easement without prior written approval and

agreement with the Detroit Metro Water Department.

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 the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and-or relocation. It is further provided that if water mains, and-or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged mains and shall also be liable for all claims for damages resulting from his action.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Wierzbicki, and President Ravitz — 7.
Nays — None.

Purchases and Supplies

April 10, 1972.

Honorable Common Council:

Gentlemen — The Department of Purchases and Supplies has advertised for bids in accord with specifications and recommends that contracts be entered into with firms or persons as is detailed in the following communications:

FILE NO. 5886

Two bids were received as a result of eleven solicitations for furnishing the Public Lighting Commission with Reactors, Current Limiting.

To: Westinghouse Electric Corporation of Southfield, Mich. (1 Item Lowest Bid), (1 Item Lowest Acceptable Bid)

Payment to: P.O. Box 146, Pittsburgh, Pa.

Reactor, Current Limiting, Indoor as follows:

3 Only 0.5 ohms impedance, 1500 ampere, 1125 KVA. No. 329139-A. \$5,364.00 Ea.

9 Only 1.0 ohms impedance, 1000 ampere, 1000 KVA. No. 329140-A. \$4,898.00 Ea.

This purchase totals \$60,174.00.

Prices are firm and F.O.B. delivered.

Terms: Net — 30 days.

FILE NO. 5900

Three bids were received as a result of sixteen solicitations for furnishing the City of Detroit with Normal requirements of Pipe & Fittings, Clay & Concrete for a period starting April 20, 1972 and ending March 31, 1973 with option to renew for one additional year.

Items and prices as are on file in the office of the City Clerk.

To: Northern Concrete Pipe, Inc. of Bay City, Mich. (Sole Bid)

Prices are firm and F.O.B.

delivered.

Terms: Net 30 days.

To: The Larson Co. of Detroit (Sole Bid)

Prices are subject to decrease only and F.O.B. delivered or city pick up.

Terms: 2 percent — 30 days.

This is estimated at \$10,000.00.

FILE NO. 5912

Six bids were received as a result of fourteen solicitations for furnishing the Department of Hospitals with Stretchers, Transfer and General Utility.

To: A. Kuhlman & Co. of Detroit. (Lowest Acceptable Bid)

20 Only — Stretchers, Transfer, with stainless steel litter top, blanket shelf and accessories. At \$499.98 Ea.

6 Only — Stretchers, General Utility, stainless steel with stainless steel litter top, adjustable, and with accessories. At \$570.63 Ea.

This purchase totals \$13,423.38.

Prices are firm and F.O.B. delivered.

Terms: 2 percent — 30 days.

FILE NO. 5915

Seven bids were received as a result of thirteen solicitations for furnishing the Department of Parks and Recreation and the Zoological Park Commission with normal requirements of Peanuts and Popcorn for a period starting April 20, 1972 and ending March 31, 1973 with option to renew for an additional year.

Items and prices as are on file in the office of the City Clerk.

To: Rocky Peanut Co. of Detroit (Lowest Bid)

2 Items.

Terms: Net — 30 days.

To: Detroit Popcorn Co. of Detroit (Lowest Bid)

1 Item.

Terms: 1 percent — 30 days.

This is estimated at \$34,000.00.

Prices are firm and F.O.B. delivered.

FILE NO. 5956

Eight bids were received as a result of fifteen solicitations for furnishing the City of Detroit with normal requirements of Cartridges, Filter, Automotive for a period starting April 19, 1972 and ending March 31, 1973 with option to renew for one additional year.

Items and prices as are on file in the office of the City Clerk.

To: M & M Auto Parts Co. of Detroit (Lowest Acceptable Bid)

3 Items.

This is estimated at \$15,000.00 per year.

Prices are subject to decrease only and F.O.B. delivered within City limits.

Terms: 2 percent — 30 days.