

be added to the existing Contract PW-5775, for the reasons stated in the foregoing communication; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to honor vouchers when presented covering the additional costs in the amount of \$1,803.20 and charge them to Account 455-9365-901.

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

Department of Public Works
August 14, 1972

Honorable Common Council:
Re: Petition No. 4510, E. H. Fournier, et al, Conversion to Easement of the east-west alley in the block bounded by Salter, Kelly, Spring Garden, and Mapleridge.

Gentlemen — The above petition request the conversion of the above described alley 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 Hood:

RESOLVED, That all that part of the east-west public alley, 18 feet wide, in the block bounded by Salter, Kelly, Spring Garden, Mapleridge and Morang abutting lots 2332 to 2342 and lots 2297 to 2309 all inclusive of the Park Drive Subdivision No. 7 of part of Private Claim 231, City of Detroit, Wayne County, Michigan, as recorded in Liber 60, Page 28, Plats, Wayne County records;

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 in 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 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.

Adopted as follows:

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

Department of Public Works
August 9, 1972

Honorable Common Council:
Subject: Reallocation of Position in personnel division of Deptment of Public Works.

Gentlemen — The Civil Service Commission has completed a survey of the duties and responsibilities of Mr. Claude E. Little, Pension No. 162844, employed in the Personnel Division of this Department.

As a result of their survey, the Civil Service Commission at their meeting of July 25, 1972, allocated one position of Labor Relations Investigating Clerk in lieu of one position of Senior Clerk.