

the project agreements, between the State of Michigan and the City of Detroit, extending the project period as described in the foregoing communication, are hereby authorized to be executed by the City of Detroit authorized representative.

Adopted as follows:

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

Department of Public Works

November 8, 1972

Honorable Common Council:

Re: Vacation of the Streets and Alleys included in the Department of Public Works' new Davison Yard at Davison and Cherrylawn (Petition No. 5895—City of Detroit, Dept. of Public Works)

Gentlemen—In order to develop the Department of Public Works' new Davison Yard at Davison and Cherrylawn, it will be necessary to vacate the streets and alleys in the area.

The privately-owned utility companies and the involved City Departments were contacted and have replied as follows:

1) The Michigan Consolidated Gas Company has replied that they have 4 inch mains in Turner Avenue and Roselawn Avenue which may be abandoned. They have submitted as estimated cost to abandon these facilities of \$2,340.00;

The have also replied that there is a 12 inch main located in Greenlawn Avenue which will require an easement, proper provisions are included in the vacating resolution;

2) Michigan Bell Telephone Company has replied that they have a major trunk conduit located east of the east property line of Cloverlawn Avenue. Proper provisions granting an easement are included in the vacating resolution;

3) Detroit Metro Water Department has replied that they have a 16 inch water main in Turner Avenue which will require a temporary easement until the line is relocated as a part of the Jeffries Freeway construction. Proper provisions granting the easement are included in the vacating resolution;

4) Public Lighting Commission has replied that it will be necessary to relocate two poles in the area. They have submitted an estimate of \$850.00 to perform the relocation.

5) Fire Department has replied that it will be necessary to retain a temporary easement for their hydrant located in Turner in order to avoid moving it twice; proper provisions granting said easement are included in the vacating resolution;

Your Honorable Body may make provisions for the relocation of the Michigan Consolidated Gas Company, the Michigan Bell Telephone Com-

pany and the Detroit Edison Company's facilities in the portions of streets and alleys to be vacated.

The Corporation Counsel contends that any costs incurred in the relocation of equipment from streets and alleys to be vacated are not chargeable against the City since this facility is to be used for municipal services.

All other involved City departments have reported that they have no objection to the proposed vacations.

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

Respectfully submitted,
CLARENCE C. RUSSELL,
Commissioner

By Councilman Eberhard:

RESOLVED, That all that part of Turner Avenue, 60 feet wide, southerly of and abutting the southerly line of Davison Avenue, 120 feet wide, and extending southerly to and abutting a line which connects a point in the easterly line of Turner Avenue, said point being 149.17 feet southerly of the southerly line of Davison Avenue, 120 feet wide, and a point in the westerly line of Turner Avenue, said point being 195.17 feet southerly of the southerly line of Davison Avenue, 120 feet wide; also

All that part of Greenlawn Avenue, 50 feet wide, southerly of and abutting the southerly line of Davison Avenue, 120 feet wide, and extending southerly to and abutting a line which connects a point on the easterly line of Greenlawn, said point being 334.99 feet southerly of the southerly line of Davison Avenue, 120 feet wide, and a point in the westerly line of Greenlawn Avenue, said point being 330.75 feet southerly of the southerly line of Davison Avenue, 120 feet wide; also

All that part of Roselawn Avenue, 50 feet wide, southerly of and abutting the southerly line of Davison Avenue, 120 feet wide, and extending southerly to and abutting a line which connects a point in the easterly line of Roselawn Avenue, said point being 307.91 feet southerly of the southerly line of Davison Avenue; 120 feet wide, and a point in the westerly line of Roselawn, said point being 301.07 feet southerly of the southerly line of Davison Avenue, 120 feet wide; also

All that part of Cloverlawn Avenue, 80 and 100 feet wide, southerly of and abutting the southerly line of Davidson Avenue, 120 feet wide, and extending southerly to and abutting a line which connects a point in the easterly line of Cloverlawn Avenue, said point being 269.41 feet southerly of the southerly line of Davison Avenue, 120 feet wide, and a point in the westerly line of Cloverlawn Avenue, said point being 261.45 feet southerly of the southerly line of Davison Avenue; also

All that part of Northlawn Avenue, 95 feet wide, the easterly 40 feet of which lies southerly of the southerly line extended westerly of Davison Avenue, 120 feet wide, and the westerly 55 feet of which lies southerly of the southerly line extended easterly of Davison Avenue, 132 feet wide, and extending southerly to and abutting the southerly line extended westerly of the east-west public alley, 20 feet wide, first southerly of Davison between Northlawn and Cloverlawn; also

All that part of Northlawn Avenue, 75 feet wide, lying southerly of and abutting the southerly line extended westerly of the east-west public alley, 20 feet wide, first southerly of Davison between Northlawn and Cloverlawn; and extending southerly to and abutting a line which connects a point in the easterly line of Northlawn, 75 feet wide, said point being 70.54 feet southerly of the southerly line of the east-west public alley, 20 feet wide, first southerly of Davison Avenue, between Northlawn and Cloverlawn, and a point in the westerly line of Northlawn Avenue, 75 feet wide, said point being 112.64 feet southerly of the southerly line of Davison Avenue, 132 feet wide, also

All that part of the north-south public alley, 18 feet wide, south of Davison, between Cherrylawn and Northlawn, abutting the southerly line of Davison Avenue, 132 feet wide, and extending southerly to and abutting a line connecting a point in the easterly line of the alley, said point being 84.70 feet south of the south line of Davison, 132 feet wide, and a point in the westerly line of the above described alley, said point being 59.26 feet south of the south line of Davison Avenue, 132 feet wide; also

All that part of the east-west public alley, 20 feet wide, first southerly of Davison Avenue, between Northlawn and Cloverlawn Avenues abutting the easterly line of Northlawn Avenue, extending easterly to and abutting the westerly line of Cloverlawn Avenue; also

All that part of the north-south public alley, 18 feet wide, south of Davison, between Northlawn and Cloverlawn Avenues, abutting the southerly line of the east-west alley first south of Davison and extending southerly to and abutting a line which connects a point in the easterly line of said north-south alley, said point being 127.01 feet south of the south line of the above described east-west alley, 20 feet wide, and a point in the westerly line of the north-south alley, said point being 119.02 feet south of the south line of the above described east-west alley; also

All that part of the east-west public alley, 20 feet wide, first south of Davison between Cloverlawn and Roselawn Avenues abutting the east-

erly line of Cloverlawn Avenue, 100 feet wide, and extending easterly to and abutting the westerly line of Roselawn Avenue, 100 feet wide; also

All that part of the north-south public alley, 18 feet wide, south of Davison, between Cloverlawn and Roselawn, lying south of and abutting the south line of the last described east-west alley, and extending southerly to and abutting a line connecting a point in the easterly line of the north-south alley, said point being 200.54 feet south of the south line of said east-west alley; and a point in the westerly line of the north-south alley, said point being 198.14 feet south of the south line of said east-west alley; also

All that part of the east-west public alley, 20 feet wide, first south of Davison Avenue, between Roselawn and Greenlawn Avenues, abutting the easterly line of Roselawn Avenue, 90 feet wide, and extending easterly to and abutting the westerly line of Greenlawn Avenue, 50 feet wide; also

All that part of the north-south public alley, 18 feet wide, south of Davison between Roselawn and Greenlawn Avenues lying south of and abutting the south line of the last described east-west alley and lying north of and abutting a line connecting a point in the easterly line of the north-south alley, said point being 237.43 feet south of the south line of said east-west alley, and a point in the westerly line of the north-south alley, said point being 235.95 feet south of the south line of said east-west alley; also

All that part of the east-west public alley, 20 feet wide, not previously vacated, first southerly of Davison Avenue, between Greenlawn Avenue and the Detroit Terminal Railroad Right of Way, abutting the easterly line of Greenlawn Avenue; 50 feet wide; also

All that part of the north-south public alley, 18 feet wide, westerly of Turner and southerly of Davison Avenue, 120 feet wide, abutting the southerly line of Davison Avenue and extending southerly to and abutting a line connecting a point in the easterly line of the alley, said point being 278.47 feet south of the south line of Davison Avenue, 120 feet wide; and a point in the westerly line of the alley, said point being 292.35 feet south of the south line of Davison Avenue, 120 feet wide;

All of the above described streets and alleys appear in the following subdivisions:

"Greenfield Park Subdivision No. 4" of part of the east $\frac{1}{2}$ of the north-west $\frac{1}{4}$ of Fractional Section 28, T.1.S., R.11.E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 36, Page 36, Plats, Wayne County records; and

"James S. Holden Company's Cloverlawn Subdivision" of part of the

east $\frac{3}{4}$ of the east $\frac{1}{2}$ of the north-west $\frac{1}{4}$ Section 28, T.1.S., R.11.E., Detroit, Wayne County, Michigan, as recorded in Liber 46, Page 14, Plats, Wayne County records; and

"James S. Holden Company's Cloverlawn Subdivision No. 1" being a part of Fractional Section 28, T.1.S., R.11.E., Detroit, Wayne County, Michigan, as recorded in Liber 47, Page 12, Plats, Wayne County records; and

"Robert Oakman's Ford Highway and Glendale Subdivision" of part of Quarter Sections 10 and 11, 10,000 Acre Tract and Section 28, T.1.S., R.11.E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 35, Page 82, Plats, Wayne County records,

Be and the same are hereby vacated as public streets and alleys to become a part and parcel of the abutting property subject to the following easements over portions of said vacated streets and alleys:

Michigan Bell Telephone Company: a subsurface easement, 20 feet wide, 10 feet either side of line described as beginning at a point in the southerly property line of Davison Avenue, 120 feet wide, said point being 23 feet west of the east line of Cloverlawn Avenue, 100 feet wide, thence to a point in the southerly property line of the east-west alley, 20 feet wide, south of Davison between Cloverlawn and Roselawn said point being 7 feet east of the easterly line of Cloverlawn Avenue, 60 feet wide; thence southerly along a line 7 feet east of and parallel to the easterly line of Cloverlawn Avenue, 60 feet wide, extending to the southerly property line of the Department of Public Works' Davison Yard; also

Michigan Consolidated Gas Company: a subsurface easement, 18 feet wide, being the easterly 18 feet of Greenlawn Avenue, 50 feet wide, extending from the southerly line of Davison Avenue, 120 feet wide, to the southerly property line of the Department of Public Works' Davison Yard; also

Detroit Metro Water Department—Water Section: a temporary easement for the 16 inch water main and the fire hydrants located in Turner Avenue, said easement to be 20 feet wide and is the westerly 20 feet of the easterly 30 feet of Turner Avenue, 60 feet wide, extending from the south line of Davison Avenue, 120 feet wide, to the southerly property line of the Department of Public Works' Davison Yard; also

Detroit Metro Water Department—Sanitary Design Section:

1) An easement for sewers, 20 feet wide, centered on a line described as beginning at a point in the easterly line of Cherrylawn Avenue, 50 feet wide, said point being 38.45 feet south of the south property line of Davison Avenue, 132 feet wide; thence southeasterly to a point in the center-

line of the north-south alley, 18 feet wide, between Cherrylawn and Northlawn, said point being 67.30 feet south of the south line of Davison Avenue; thence to a point in the center line of the north-south alley, 18 feet wide, between Northlawn and Cloverlawn, said point being 194.04 feet south of the south line of Davison Avenue, 120 feet wide; thence to a point in the westerly line of Cloverlawn Avenue, 60 feet wide, said point being 251.12 feet south of the south line of Davison Avenue, 120 feet wide; thence to a point in the centerline of the north-south public alley, 18 feet wide, between Cloverlawn and Roselawn, said point being 275.24 feet south of the south line of Davison Avenue, 120 feet wide; thence to a point in the centerline of the north south alley, 18 feet wide, between Roselawn and Greenlawn, said point being 312.69 feet south of the south line of Davison 120 feet wide; thence to a point in the westerly line of the Detroit Terminal Railroad right-of-way, 66 feet wide, said point being 332.84 feet south of the south line of Davison Avenue, 120 feet wide; also

2) An easement for sewers, for the full width of the north-south alley, 18 feet wide, between Cherrylawn and Northlawn from the south line of Davison to the south property line of the Department of Public Works' Davison Yard; also

3) An easement for sewers, for the full width of Northlawn Avenue, 100 feet wide, from the south line of Davison Avenue to the south line extended westerly of the 20 foot wide east-west alley first south of Davison and easterly of Northlawn; also

4) An easement for sewers, for the full width of the east-west alley, 20 feet wide, extending from the easterly line of Northlawn Avenue to the westerly line of Cloverlawn Avenue; also

5) An easement for sewers, in Cloverlawn Avenue, 100 feet wide, being the westerly 60 feet of the easterly 80 feet of Cloverlawn, extending from the south line of Davison Avenue to the south line extended easterly of the east-west alley, 20 feet wide, first south of Davison and westerly of Cloverlawn; also

6) An easement for sewers, 20 feet wide, centered on a line described as beginning at a point in the south line extended easterly of the east-west alley, 20 feet wide, first south of Davison west of Cloverlawn, said point being 25 feet east of the west line of Cloverlawn Avenue, 60 feet wide; thence southerly along a line 25 feet east of and parallel to the west line of Cloverlawn, 60 feet wide, 60 feet, thence southwesterly to a point in the westerly line of Cloverlawn, 60 feet wide, said point being 251.12 feet south of the south line of Davison, 120 feet wide; also

7) An easement for sewers in

Roselawn Avenue, 90 feet wide, being the westerly 50 feet of the easterly 70 feet of Roselawn, extending from the south line of Davison Avenue to the south line extended easterly of the east-west alley, 20 feet wide, first south of Davison, west of Roselawn; also

8) An easement for sewers, 20 feet wide, centered on a line described as beginning at a point 76 feet south of the south line of Davison, 120 feet wide, and on the centerline of Roselawn Avenue, 90 feet wide; thence southwesterly to a point 226 feet south of the south line of Davison, 120 feet wide, and 57 feet west of the east line of Roselawn Avenue, 50 feet wide; thence westerly along a line 226 feet south of and parallel to the south line of Davison Avenue, 120 feet wide, to a point in the centerline of the north-south alley, 18 feet wide, thence southerly along the centerline of said alley to a point which is 275.24 feet south of the south line of Davison, 120 feet wide; and be it further

RESOLVED, That subsurface easements or rights of way are hereby granted to and for the use of the above described City departments and public utility companies as described above for the purpose of maintaining, installing, repairing, removing, or replacing their facilities, such as water mains, sewers, gas lines or mains, telephone conduits or things usually installed under public rights of way, with the right to ingress and egress at any time to and over said easement or easements for the purposes above set forth and be it further

RESOLVED, That all work performed by said Departments or utility companies on installations in said easements shall be subject to the inspection and approval of the Department of Public Works and be it further

RESOLVED, Because the above described property is to be used for Municipal services, that upon proper application, the Department of Public Works shall issue to the Michigan Consolidated Gas Company, the Michigan Bell Telephone Company, and the Detroit Edison Company permits to relocate their pipes, poles, conduits and mains from the vacated streets and alleys to public streets most conveniently located in reference to the vacated streets and alleys and consistent with the public health, safety, convenience, and general welfare; and be it further

RESOLVED, That the Michigan Consolidated Gas Company, the Michigan Bell Telephone Company, and the Detroit Edison Company are hereby directed to remove their pipes, poles, conduits and mains from the vacated streets and alleys without expense to the City within thirty days

of receipt of a copy of this resolution; and be it further

RESOLVED, That the City Clerk is hereby directed to send a certified copy of this resolution to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company.

Adopted as follows:

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

Department of Public Works

November 20, 1972

Honorable Common Council:

Re: Contract: PW-4953. For: Repair Sidewalks, Driveways, and Curbs — District 38A. Adjusted Contract Price: \$77,693.59. Contractor: Fort Wayne Construction Co.

Gentlemen — This is to certify that all work required of the Contractor in the performance of this Contract has been fully completed and found acceptable under the terms and conditions thereof, and that the total value of such completed work, including all Contract Changes duly issued, is that stated above as the Adjusted Contract Price.

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

It is therefore recommended that the total value of the work, as above stated, less the total amounts previously paid on all progress payments, be paid to the Contractor with the understanding that such payment is made by the City and accepted by the Contractor under the Contract provisions covering final payment.

R. C. MONAHAN,
Engineer of Inspection

LOUIS W. KLEI,
City Engineer

CLARENCE C. RUSSELL,
Commissioner

By Councilman Henderson:

Whereas, From the foregoing communication, it appears that all work required to be performed by the Contractor under the Contract therein named has been fully completed; and

Whereas, The completed work has been found acceptable under the terms and conditions of said Contract by the department for whom the work was performed; therefore be it

Resolved, That the said Contract be and is hereby accepted.

Adopted as follows:

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