

May 22

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, Henderson, Levin, Rogell, Wierzbicki, and President Ravitz — 7.
Nays — None.

Department of Public Works May 15, 1973

Honorable Common Council:
Re: Petition No. 5804, Lambardi Dining and Cocktail Restaurant, etal. Conversion to Easement of Old Town, north of Warren.

Gentlemen — The above petition requests the conversion of Old Town Avenue, north of Warren Avenue, 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:

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

Street Maintenance Division Fund
143-6241

Receipt No. A-43731 — \$958.00

For the original cost of paving Warren Avenue at the intersection Old Town Avenue to be vacated.

The petitioner has also requested that the paved return at the entrance to Old Town Avenue remain in its present status as the petitioner plans to utilize same, and has agreed by letter filed with the original petition to pay all costs incidental to the removal of same whenever the discontinuance of use makes such removal necessary.

All other involved City departments and privately-owned utility companies reported that they have no objections to the conversions of public right of way into an easement provided that proper provisions are incorporated into the vacating resolution protecting their installations located therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
CLARENCE C. RUSSELL

Commissioner

By Councilman Eberhard:

Resolved, That all that part of Old Town Avenue, 60 feet wide, north of Warren Avenue, abutting the westerly line of Lot 11 and abutting the easterly line of lot 10 inclusive of "Cahill Park" Subdivision of part of lot 34 of Michael Cadieux Estate Subdivision of part of Private Claims 506 and 564, City of Detroit, Wayne County, Michigan, as recorded in Liber 53, Page 83, Plats, Wayne County Records;

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 street 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 street 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 street 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 street 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; and be it further

RESOLVED, That if at any time in the future it becomes necessary to remove the paved street return and construct new curb and sidewalk, such removal and construction shall be done under City permit, according to Department of Public Works' specifications and inspection, the entire cost of said work being borne by the petitioner or his assigns.

Adopted as follows:

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

Department of Public Works

May 15, 1973

Honorable Common Council:
Gentlemen—On April 17, 1973, Your Honorable Body confirmed Repair Sidewalk Assessment Roll No. 13-R. The City Treasurer has accepted a partial payment on May 11, 1973, for one of the items applied to that roll.

To remove the partial payment from the item on said roll, we offer the following resolution.

Respectfully submitted,
CLARENCE C. RUSSELL,
Commissioner

By Councilman Rogell:

Resolved: That the City Treasurer be and he is hereby authorized to make the following deletion:

Roll 13-R-5, Lot 70; W.S. Tillman between Breckenridge and RR, delete \$20.00, Partial Payment, Bill No. 7521, Item No. 7498, Treas. Receipt No. 42904.

Adopted as follows:

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

Purchases and Supplies

May 21, 1973

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. 6959

Three bids were received as a result of seven solicitations, for furnishing the Department of Hospitals, Detroit General Hospital with Carts, Medication: Lights, Cassettes and Carriers.

To: Trans-Aid Corporation of Carson, Ca. (Lowest Acceptable Bid)
5 Items.

This purchase totals \$17,268.00.

Prices are firm and f.o.b. delivered.
Terms: 4 pct — 30 days.

FILE NO. 6992

One bid was received for furnishing the Police Department with normal requirements of Genuine Bell Helicopter Parts and Tools Bell period starting June 1, 1973 and ending February 28, 1974.

To: Bell Helicopter Co., of Fort Worth, Texas. (Sole Bid)

Genuine Bell Helicopter Parts and Special Tools for use on Model 47G5 Bell Helicopters at 15 pct. discount from Prices listed in Bell Helicopter Co., Price List dated November 1, 1972 and-or Standard and Vendor items section dated March 17, 1971.

These are specific repair parts available only from the manufacturer.

This is estimated at \$8,000.00.

Prices are subject to adjustment in accordance with manufacturers superseding published price lists and supplements and f.o.b. Fort Worth, Texas.

Terms: Net — 30 days.

FILE NO. 7054

Two bids were received as a result of twenty-eight solicitations for furnishing the Housing Commission with Trucks, Miscellaneous.

To: Henry W. Moss & Sons, Inc. of Detroit (Sole Bid)

1 Only — Truck, with tires, four wheel drive, 84" wheelbase, 6 cylinder, 258 cu. in. engine, 3 speed transmission, snow plow and lifting mechanism, rustproofed. Jeep CJ-5. — \$4,437.10 Each.

To: Jerry Bielfield Co. of Detroit (Sole Bid)

1 Only — Truck, with tires, stake, 176" wheelbase, 6 cylinder, 300 cu. in. engine, 4 speed transmission, power steering and brakes, rustproofed. Ford F600 with Knapheide Body and Venco liftgate. \$5,236.00 Each.

Henry W. Moss & Sons, Inc. and Jerry Bielfield Co. will, upon request of the City, accept purchase orders for additional vehicles at the same prices and under the same terms and conditions until the end of the 1973 production schedule.

This purchase Totals \$9,673.10.

Prices are firm and f.o.b. delivered.

Terms: Net — 30 days.

FILE No. 7063

One bid was received as a result of seven solicitations for furnishing the Public Lighting Commission with Cabinets, Traffic Signal Controller.

To: Eagle Signal A Systems Division of Gulf and Western Industries, Inc. of Davenport, Iowa (Sole Bid)

30 Only — Cabinets, Traffic Signal Controller, base mounting, Eagle No. EL-654 with E-10368 back panel and EL-620-10 vent, and hanger for EF-20