

main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above-mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition.

Third, 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 of the Department of Public Works,

Fourth, that if 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 that poles or other utilities are located 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 the existing sewer located in the above described portion of alley hereby becomes the property of the petitioner and becomes their responsibility for maintenance.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

Department of
Public Works
Honorable City Council:
Re: Petition No. 4882 & 5063 (1973).

Motions Systems and Regal Stamping Co. Conversion to Easement of Collingham between Hoover and Groesbeck and the alley in the block bounded by Hoover, Collingham and Groesbeck.

The above petition requests the conversion of the above described street and alley into an easement for public utilities. The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. 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 street and alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

LOUIS W. KLEI
City Engineer

Approved:

JAMES W. WATTS
Director

By Council Member Kelley:

RESOLVED, That all that part of Collingham Avenue, 25 feet wide, lying between and abutting the easterly line of Hoover Avenue, 66 feet wide, and the westerly line of Groesbeck Highway as opened, 120 feet wide, lying northerly of and abutting the northerly line of Lot 46, the 18 feet wide public alley east of and abutting the easterly line of said Lot 46, and abutting the northerly line of that part of Lot 47 not taken for the opening of Groesbeck Highway all inclusive of the Green Brier Subdivision of part of the West ½ of the Northwest ¼ of Section 2, T.1S., R.12E.; Gratiot Township, Wayne County, Michigan as recorded in Liber 41, Page 73, Plats, Wayne County records; also

All that part of the north-south public alley, 18 feet wide, in the block bounded by Hoover, Collingham and Groesbeck Highway lying between and abutting the southerly line of Collingham Avenue, 25 feet wide, and the westerly line of Groesbeck Highway as opened, 120 feet wide, all inclusive of the above mentioned subdivision;

Be and the same are hereby vacated as public street and alley and are hereby converted into an easement for the Detroit Edison Company, the Michigan Bell Telephone Company

and the Sewer Division of the Water and Sewerage Department of the full width of the street and 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 street and alley and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the Detroit Edison Company, the Michigan Bell Telephone Company and the Sewer Division of the Water and Sewerage Department easements or rights of way over said vacated public street and 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 street and 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; and be it further

RESOLVED, That if at anytime in the future it becomes necessary to remove the paved returns at the entrance to Collingham, such removal and construction of new curb and sidewalk

will be done under City permit and inspection with all costs borne by the petitioners.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

Finance Department Purchasing Division

November 12, 1982

Honorable City Council:

The Purchasing Division of the Finance Department recommends contracts with the following Firms or Persons:

Contracts and Purchase Orders which have been approved by the Human Rights Department:

9769—Mineral Spirits from November 15, 1982 to August 31, 1983, with option to renew for one additional year, Pace Industries, Inc. 20123 W. Eight Mile Road, Detroit, MI. Lowest Bid, \$8,340.00. Price is Firm 2 months after 11/15/82 and is then subject to adjustment with maximum increase of 10% for balance of one-year contract. Water & Sewerage.

9817—Castings — Covers Manhole, East Jordan Iron Works, Inc., P.O. Box 439, East Jordan, MI 49727. Lowest Bid, \$11,400.00. Water and Sewerage.

9827—Refractory Repair, Plibrico Sales & Service Company, 9640 Grinnell, Detroit, MI 48213. Lowest Acceptable Bid, \$25,750.00. Water & Sewerage/Wastewater.

9862—Brick, Concrete from November 22, 1982 to September 30, 1983, with option to renew for one additional year, Price Brothers Co., 2001 E. Ten Mile Road, Warren, MI. Lowest Bid, \$28,500.00. Prices are subject to reduction. Various City of Detroit Departments.

9865—Nuts and Extensions for 6" Fire Hydrants, East Jordan Iron Works, Inc., P.O. Box 439, East Jordan, MI 49727. Sole Bid, \$99,900.00. Water & Sewerage.

9871—Roof Replacement and Allied Work, Michigan Roofing & Sheet Metal Co., 13000 Gavel, Detroit, MI 48227. Lowest Bid, \$21,950.00. Fire.

53650—Master Equipment Lease—Change Order No. 36 — To amend the master equipment lease to include a one ton utility truck for a four year period. No encumbrance.

Change Order No. 37 — To amend the master equipment lease to include one each of Ingersoll-Rand Centrifugal Pump Model 35A1 and 351A for a six year period. No encumbrance.