

By Councilman Ewald:

Whereas, the City of Detroit is the owner of the easterly twenty feet of the structure known as the Henry Building located at the Southwest corner of Woodward and West Grand Boulevard, the City having acquired such interest by condemnation; and Whereas, the owners of the remaining portion of the building desire to demolish the entire building at their own expense and erect a new building; and

Whereas, it is agreed that the owners will retain all salvage material except the glass on the first floor and will furnish a bond indemnifying the City of Detroit against any loss occasioned by the razing of the said building;

It is hereby resolved: That conditioned upon a signed agreement from the owners of said property, or their representative, that all expense relative to razing said building will be paid for by them and further conditioned upon the filing of an indemnity bond, approved by the Corporation Counsel, indemnifying the City against any loss; permission is herewith granted to the owners to raze said building, retaining all salvage material except the glass from the first floor which shall be the property of the City of Detroit.

Approved as to form:
PAUL E. KRAUSE,
Corporation Counsel.

Adopted as follows:
Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Hamilton, Lodge, Van Antwerp, and the President—3.
Nays—None.

From the Corporation Counsel
May 6, 1940

To the Honorable, the Common Council:

Gentlemen—In accordance with the resolution of your Honorable Body, (April 9, 1940, J.C.C., p. 944), we are enclosing herewith proposed ordinances changing the names of Farmington Road to Shiawassee Avenue, and Kingsbury Avenue to Kingsville Avenue.

Very truly yours,
PAUL E. KRAUSE,
Corporation Counsel.

By Councilman Van Antwerp:
AN ORDINANCE changing the name of Farmington Road from Grand River Avenue northerly and westerly to the City limits, to Shiawassee Avenue.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT: Section 1. That the name of Farmington Road from Grand River Avenue northerly and westerly to the City limits, be and the same is

5 hereby changed to and shall hereafter be known as Shiawassee Avenue.

Sec. 2. All ordinances or parts of 2 ordinances in conflict herewith are 3 hereby repealed.

Approved:

PAUL E. KRAUSE,
Corporation Counsel.
Read twice by title, ordered printed, and laid on the table.

By Councilman Van Antwerp:
AN ORDINANCE changing the name of Kingsbury Avenue, within the City of Detroit, to Kingsville Avenue.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT: Section 1. That the name of

2 Kingsbury Avenue, within the City 3 of Detroit, be and the same is 4 hereby changed to and shall hereafter be known as Kingsville Avenue.

Sec. 2. All ordinances or parts 2 of ordinances in conflict herewith 3 are hereby repealed.

Approved:

PAUL E. KRAUSE,
Corporation Counsel.
Read twice by title, ordered printed, and laid on the table.

From the City Treasurer
May 7th, 1940.

To the Honorable, the Common Council:

Gentlemen—Following is a list of checks for services rendered which have been lost by the person to whom issued and payment stopped on same:
Check No. 584-274, John R. Holly \$70.14, April 10, 1940.

Check No. 221-654, H. Fowler, \$123 April 3rd, 1940.

Check No. 223-078, H. Fowler, \$41.68, April 17, 1940.

I respectfully ask that I be instructed to issue duplicates.

Respectfully submitted,
ALBERT E. COBO,
City Treasurer.

Accepted and recommendation concurred in as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Hamilton, Lodge, Van Antwerp, and the President—8.

Nays—None.

From the City Treasurer
May 7, 1940.

To the Honorable, the Common Council:

Gentlemen—The following checks which were issued have been reported as lost.

Warrant 2098, voucher 344, check No. 24275, amount \$22.50, date December 13, 1939, Gen. Bond Int. Fund.

Warrant 2062, voucher 60, check

No. 365171, amount \$65.00, date March 19, 1940, Library Fund.

Warrant 3383, voucher 8769-70, check No. 86102, amount \$67.15, date March 26, 1940, Public School Fund.

We have accordingly issued a stop payment and respectfully request Your Honorable Body to adopt the attached resolution.

Respectfully submitted,
ALBERT E. COBO,
City Treasurer.

Examined:
L. C. SEYLER,
Principal Accountant.

By Councilman Van Antwerp:
Resolved, that the City Controller

be and he is hereby authorized to issue duplicate checks on the following funds:

Warrant 2098, voucher 344, check No. 24275, amount \$22.50, date December 13, 1939, Gen. Bond Int. Fund.

Warrant 2062, voucher 60, Check No. 265171, amount \$65.00, date March 19, 1940, Library Fund.

Warrant 3383, voucher 8769-70, check No. 86102, amount \$67.15, date March 26, 1940, Public School Fund.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Hamilton, Lodge, Van Antwerp, and the President—8.

Nays—None.

From the City Treasurer
May 2, 1940.

To the Honorable, the Common Council:

Gentlemen—I am herewith submitting to your Honorable Body, report known as exhibit "C" of the sale of the 1938 General City taxes and prior city bids as provided in your resolution of July 5, 1939.

This report covers the period from January 2 to February 29, 1940, and shows a total sale of 6,907 parcels, amounting to \$990,437.13. This total added to the report of exhibits "A" and "B" previously submitted to your Honorable Body, shows a grand total of 26,873 parcels with a total collection of \$3,936,489.74.

The description of the property is given, the year, the amount purchased for and the name and address of the purchaser.

Similar reports will be submitted to your Honorable Body from time to time until the sale is completed.

Respectfully submitted,
ALBERT E. COBO,
City Treasurer.

Received and placed on file.

Department of Public Works
May 1, 1940

To the Honorable, the Common Council:

Gentlemen—On April 9, 1940, your Honorable Body passed a resolution, reading as follows:

"By Councilman Hamilton:
Resolved, That the Department of

Public Works be and it is hereby authorized and directed to continue the employing of ten yard trucks for the hauling of rubbish at a rate not to exceed \$14.00 per day, and six yard trucks for the hauling of rubbish at a rate of not to exceed \$10.00 per day, said employment to be on the basis of seniority rated by the date on which each truck was first employed by the City of Detroit.

Provided, That the renting of trucks by the City of Detroit on this basis shall become effective immediately upon approval of this resolution, and shall cease on June 30, 1941."

On April 11th this department sent a notice, attached hereto, for purpose of record, which in substance notified all truck owners that the rates as above set forth would become effective Monday, April 15. The hearing was set for a day in the following week and at that time, at the request of the Council for the plaintiffs, the Knights of the Iron Horse, et al, was postponed over the serious objection of the City. On April 11, 1940, the Circuit Court for the County of Wayne, issued a restraining injunction against the City of Detroit, ordering the City to take no action under said resolution.

On April 25, 1940, Honorable James E. Spier, Wayne County Circuit Judge, ordered that the City of Detroit's motion to dismiss the Bill of Complaint, filed by various members of the Knights of the Iron Horse, be denied. The order was as follows:

"That the City of Detroit, a Municipal Corporation, and William M. Walker, Jr., Commissioner of Public Works * * * under penalty of Ten Thousand Dollars * * * do absolutely desist and refrain from putting into effect the resolution of the Common Council of the City of Detroit of April 9, 1940, from reducing the daily rental of the trucks of plaintiffs below the price of \$17.50 per day, from failing, neglecting or refusing to continue to rent the trucks of plaintiffs for use in the Department of Public Works of said city in the same manner as heretofore at the daily rental rate of \$17.50, and from failing, neglecting or refusing to pay said rate in the usual manner as heretofore."

Because we did not receive the above order until April 25, 1940, we were unable to present our vouchers to the City Controller's Office until late Monday, April 29th, and they were unable to audit them in time to get them to your Honorable Body for action, prior to your formal meeting of Tuesday evening.

The injunction, as you can see, affects the ordinance reducing the rates only insofar as it applies to the members of the Knights of the Iron Horse. Consequently, under the ordinance, we would be obliged to pay the members of the Knights of the Iron Horse the old rate and pay those others who