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\$600,000 is available from appropriation 00042, within the department. This transfer is needed to avoid a deficit in our fuel account, appropriation 00052, which would consequently create further delays in vendor payment and an immediate interruption of service.

I, therefore, respectfully request that your Honorable Body adopt the attached resolution to provide for continued operation of the department through the remaining fiscal year.

Respectfully submitted,
JAMES A. JACKSON
Director

Approved:

PAMELA SCALES
Deputy Budget Director
SEAN WERDLOW
Finance Director

By Council Member Collins:

Resolved, That the 2003-04 Budget of the City of Detroit DPW be and is hereby amended as follows:

Increase Appropriation 00052, Stores and Supplies, \$800,000;

Decrease Appropriation 00051, Vehicle Maintenance, \$200,000;

Decrease Appropriation 00042, Paved Street Maintenance, \$600,000.

Be It Further Resolved, That the Finance Department is hereby authorized to transfer funds and honor payrolls and vouchers presented in accordance with the foregoing communication, the resolution, and standard City procedures.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 8.

Nays — None.

Department of Public Works

June 17, 2004

Honorable City Council:

Re: Donated Refuse Truck Body.

The Department of Public Works is requesting authorization to accept a Refuse Truck Body from Heil Environmental Industries. This offer is being made through the local distributor, Quality Truck Body and Equipment Company.

In a gesture of appreciation for continued product support, Heil Environmental Industries will provide the City of Detroit a new Formula 5000 — 25-yard rear loading body. The value of the body is approximately \$40,000. Additionally, this will allow the department the opportunity to evaluate the performance of the body in our refuse collection system.

The body would be mounted and delivered on a Mack LE 613 Cab and Chassis. The cost of the Cab and Chassis will be \$93,000 and would be the responsibility of the City of Detroit. The Department paid \$149,960 each in 2003 for vehicles of this type.

This provides a great opportunity for

the Department to be in a position to perform comparative analysis of refuse collection equipment for future purchase consideration.

I respectfully request that your Honorable Body formally approve the attached resolution to accept the donated body and authorizing payment for the Cab and Chassis it will be mounted on.

Respectfully submitted,
JAMES A. JACKSON
Director
Department of Public Works

Approved:

PAMELA SCALES
Deputy Budget Director
SEAN WERDLOW
Finance Director

By Council Member Collins:

Resolved, That the Director of the Department of Public Works be and is authorized to accept for the City of Detroit a new formula 5000 25 yard rear loading body.

Resolved, That the Finance Director be authorized to make a payment of \$93,000 for a Mack LE 613 Cab and Chassis that the Body will be mounted on and assigned to the Department of Public Works.

Resolved, That the Department of Public Works forward a communication of appreciation to Heil Environmental Industries and Quality Truck Body and Equipment.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

July 1, 2004

Honorable City Council:

Re: Petition No. 2299 — Department of Public Works, request to reopen Edmund Place and Watson St., between John R. and Brush Streets.

Petition No. 2299 of the "Department of Public Works — City Engineering Division", request to reopen and restore to it's original condition, Edmund Place, 60 feet wide and Watson Street, 60 feet wide, (previously closed to vehicular traffic Feb. 2, 1977, J.C.C. Pg. 234) between John R. Street, 60 feet wide and Brush Street, 60 feet wide.

The reopening is necessary in order to provide a means of access by the City of Detroit Fire Department. Currently the street closing hampers fire fighting, emergency access and traffic circulation.

The request was approved by Planning and Development Department and the Solid Waste Division — DPW. The Street Design Bureau — DPW/City Engineering and the Traffic Engineering Division —

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DPW, has no objections to the reopening, provided that the streets are restored to City Specifications and proper traffic control signs are installed.

An appropriate resolution is attached recommending approval by your Honorable Body.

Respectfully submitted,
WILLIAM TALLEY
Head Engineer
City Engineering Division — DPW

By Council Member K. Cockrel, Jr.:

Whereas, On February 2, 1977, J.C.C. Page 234, the Honorable Detroit City Council adopted a resolution authorizing that Edmund Place and Watson Street between John R. Street and Brush Street, be closed to vehicular traffic and converted to pedestrian mall for general public use, and

Whereas, The City of Detroit Fire Department and the Department of Public Works — Traffic Engineering Division, reports that the current street closing hampers fire fighting, emergency access and traffic circulation, Therefore Be It

Resolved, That Edmund Place, 60 feet wide and Watson Street, 60 feet wide, between John R. Street, 60 feet wide and Brush Street, 60 feet wide, be reopened by City Council action to rescind it's previously adopted resolution of February 2, 1977, J.C.C. Pg. 234.

Provided, That the streets are restored to City Specifications and that the proper traffic control signs are installed, and

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

July 14, 2004

Honorable City Council:

Re: Petition No. 2078 — Mack/Conner Associates, L.L.C., request to vacate and convert to easement the (Old) Mack Ave. lying north of (New) Mack Ave. between Conner and Anderdon.

Petition No. 2078 of "Mack/Conner Associates, L.L.C.", in c/o BVS, Ltd., 243 W. Congress, Suite 350, Rm. 12, Detroit, Michigan 48226-3214 request the conversion of (old) Mack Avenue, variable width, lying northerly of (new) Mack Avenue, 109 feet wide, between Conner Avenue, 86 feet wide, and Anderdon Avenue, 60 feet wide, into a private easement for public utilities.

The request was approved by the Traffic Engineering Division — DPW. The

petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report:

The requested portion of (old) Mack Avenue is no longer required as public right-of-way, due to the relocation and construction of (new) Mack Avenue.

All City departments and privately owned utility companies have reported no objections to the conversion of public rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
WILLIAM TALLEY
Head Engineer

City Engineering Division — DPW
By Council Member Collins:

Resolved, All that part of (old) Mack Avenue, (variable width), northerly of (new) Mack Avenue, 109 feet wide, between Conner Avenue, 86 feet wide, and Anderdon Avenue, 60 feet wide, described as lying southwesterly of and abutting the southwest line of Lots 20, 28, the vacated public alley, 35.08 feet wide, of "Assessor's Plat of Hendrie's Private Plat of Conner and Mack Aves. Sub'n of part of P.C. 322", City of Detroit, Wayne County, Michigan, as recorded in Liber 65, Page 75 of Plats, Wayne County Records, and lying southwesterly of a Triangular portion of P.C. 322 lying southerly of and adjoining Lot 28 of said "Assessor's Plat of Hendrie's Private Plat" as recorded in Liber 65, Page 75 of Plats, Wayne County Records; Also, lying northerly of and abutting the north and northeasterly line of Lot 35 of "Jefferson-Conner Industrial Subdivision No. 1" being part of Private Claim 322, City of Detroit, Wayne County, Michigan as recorded in Liber 111 of Plats, Pages 1, 2 & 3, Wayne County Records;

Be and the same is hereby vacated as a public street and is hereby converted into a private easement for public utilities 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 a easement or right-of-way over said vacated public street herein above 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