

5. Storm sewer draining from north to south under the floor of the Dequindre Cut Area and all other storm sewers in the Dequindre Cut Area; (DWSD)

6. Bridge abutments existing within the Dequindre Cut Area for support of existing bridges; (DPW/MDOT)

7. Utilities within the Dequindre Cut Area property (right-of-way) limits, such as: water distribution, power systems, communications/telephone, etc.; (DPW, DWSD, DTE, PLD, SBC or AT&T, etc.); and

8. Power supply, transformers and sub-station that are the property of the agency supplying the power; (DTE or PLD).

C. The Conservancy shall provide maintenance and repair limited to only weed control, painting, patching, grouting and crack filling with respect to the improvements (collectively, the "Existing Improvements") set forth below:

1. Pre-cast modular concrete-unit retaining walls on slopes of Dequindre Cut Area; and

2. Bridge abutments existing within the Dequindre Cut Area for those bridges that no longer exist.

By Council Member Collins:

Resolved, That the Director of the Department of Public Works is hereby authorized to execute a Maintenance and Use Agreement, attached as Exhibit A hereto, with the Conservancy for the maintenance of the Dequindre Cut Area greenway improvement.

Resolved, That the Director of the Department of Public Works is authorized to execute instruments required to make and incorporate technical amendments or changes to the Maintenance and Use Agreement, including corrections to or confirmations of legal descriptions, in the event that changes are required to correct minor inaccuracies or are technical matters that may arise during the term of the Maintenance and Use Agreement, provided that the changes do not materially alter the substance or terms of the Maintenance and Use Agreement.

Resolved, That the Maintenance and Use Agreement be considered confirmed when executed by the Director of the Department of Public Works and approved by the City of Detroit Corporation Counsel as to form.

Adopted as follows:

Yeas — Council Members S. Cockrel, Collins, Conyers, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

December 4, 2006

Honorable City Council:

Re: Petition No. 482 — Dickerson Wright, PLLC — MGM Grand Detroit, LLC ("MGM"), for approval of the dedica-

tion of land for the widening of Third Avenue, and Bagley Avenue.

Petition No. 482 of "Dickerson Wright, PLLC — MGM Grand Detroit, LLC ("MGM")", request City Council to accept the dedication of private land for the widening of Third Avenue, 60 feet wide, between Bagley Avenue and the Fisher Freeway. Also Bagley Avenue, 90 feet wide, between Third Avenue 60 feet wide, and Fourth Avenue, 50 feet wide, (vacated on 5-7-03). The widening of the public rights-of-way is to facilitate vehicular access to and from the Permanent MGM Grand Detroit Hotel and Casino Complex.

The City Engineering Division—DPW/ Street Design Bureau and the Traffic Engineering Division of DPW approved the request. The petition was referred to the City Engineering Division—DPW for investigation (utility review) and report. This is our report.

City Council is requested to accept the deed and widening of Third Avenue and Bagley Avenue for public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94; Detroit Code Sections 2-1-11 through 2-1-15 also known as the "Environmental Review Guidelines", and that the fee owner submit a properly executed "warranty" deed; proof of lien-free ownership; proof of paid Wayne County Taxes and proof of paid Detroit property taxes. The new public widening must be constructed to City Engineering Division — DPW specifications.

All other city departments and privately owned utility companies have no objections to the requested widening of the public rights-of-way.

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

Respectfully submitted,

NADIM HAIDAR

Acting Head Engineer

City Engineering Division—DPW

By Council Member Collins:

Resolved, That your Honorable Body authorized the acceptance of the following described properties owned by MGM Grand Casino, subject to the approval of the Traffic Engineering Division — DPW, City Engineering Division — DPW and any other public or privately owned utility company, if necessary, for Public Street widening purposes:

**Third Street widening on West side
from Bagley to Fisher Freeway
Service Drive**

Land in the City of Detroit, Wayne County, Michigan being part of Lots 1 thru 6, both inclusive, Block 69, and part of Lots 1 thru 6, both inclusive, Block 64, and part of Lots 1 thru 7, both inclusive, Block 57, "Cass Western Addition to the City of Detroit Between the Chicago and Grand River Roads by Lewis Cass 1951" as recorded in Liber 42, Pages 138 thru

141 of Deeds, Wayne County Records; also part of Lots 1 thru 6 both inclusive, Block 67, and part of Lots 1 thru 4, both inclusive, Block 61 "Plat of the Subdivision of Blocks 52, 61, 67 and part of Blocks 57, 64, 69 and 71 of the Cass Farm" as recorded in Liber 1, Page 128 of Plats, Wayne County Records; also part of vacated Plum Street, 50 feet wide, and part of vacated Elizabeth Street, 50 feet wide, and part of vacated Beech Street, 50 feet wide, and part of vacated Plaza Drive, 40 feet wide (above said Streets vacated May 7, 2003, J.C.C. pages 1271 thru 1278); all being more particularly described as: Beginning at the northeasterly corner of said Lot 1, Block 69 "Cass Western Addition to the City of Detroit" as recorded in Liber 42, pages 138-141 of Deeds, Wayne County Records, said point of beginning being also the intersection of the westerly line of Third Avenue, 60 feet wide, and the southerly line of Fisher Service Drive; thence South 67 degrees 04 minutes 00 seconds West along the southerly line of Fisher Service Drive, 38.00 feet; thence South 22 degrees 56 minutes 00 seconds East 323.50 feet; thence North 67 degrees 04 minutes 00 seconds East 12.00 feet; thence South 22 degrees 56 minutes 00 seconds East 254.62 feet; thence South 67 degrees 04 minutes 00 seconds West 10.50 feet; thence South 22 degrees 56 minutes 00 seconds East 327.03 feet; thence North 67 degrees 04 minutes 00 seconds East 10.50 feet; thence South 22 degrees 56 minutes 00 seconds East 250.35 feet; thence South 67 degrees 04 minutes 00 seconds West 12.00 feet, thence South 22 degrees 56 minutes 00 seconds East 218.50 feet to the northerly line of Bagley Avenue, 90 feet wide; Thence North 67 degrees 04 minutes 00 seconds East along said northerly line of Bagley Avenue 38 feet to the westerly line of Third Avenue; thence North 22 degrees 56 minutes 00 seconds West 1374.00 feet along said westerly line of Third Avenue to the point of beginning.

Bagley Street widening on North side from West of Third to Fourth

Land in the City of Detroit, Wayne County, Michigan being part of Lot 8 Block 57 "Plat of the Subdivision of Blocks 52, 61, 67 and part of Blocks 57, 64, 69 and 71 of the Cass Farm" as recorded in Liber 1, Page 128 of Plats, Wayne County Records; also part of Lots 7, 8 and 9 and part of vacated public alley adjoining said Lots 7 and 8 Block 55 "Plat of the Subdivision of the Jones Farm between

Michigan Avenue and the North line of Beech Street" as recorded in Liber 53, Page 53 of Deeds, Wayne County Records, and being more particularly described as: Commencing at the Southeasterly corner of Lot 7 Block 57 "Plat of the Subdivision of Blocks 52, 61, 67 and part of Blocks 57, 64, 69, and 71 of the Cass Farm" as recorded in Liber 1, Page 128 Plats, Wayne County Records said point also being the intersection of the westerly line of Third Avenue, 60 feet wide and the Northerly line of Bagley Avenue, 90 feet wide; thence South 67 degrees 04 minutes West along the northerly line of Bagley Avenue 133.05 feet to the point of beginning; thence South 67 degrees 04 minutes 00 seconds West along northerly line of Bagley Avenue 190.00 feet; thence North 22 degrees 56 minutes 00 seconds West 8.00 feet; thence North 67 degrees 04 minutes 00 seconds East 190.00 feet; thence South 22 degrees 56 minutes 00 seconds East 8.00 feet to the point of beginning.

Provided, That the petitioner shall design and construct the proposed widening of Third and Bagley Avenues as required by the City Engineering Division — DPW (CED)/Street Design Bureau and the Traffic Engineering Division — DPW; and further

Provided, That the entire work is to be performed in accordance with plans and specifications approved by CED and constructed under the inspection and approval of CED; and further

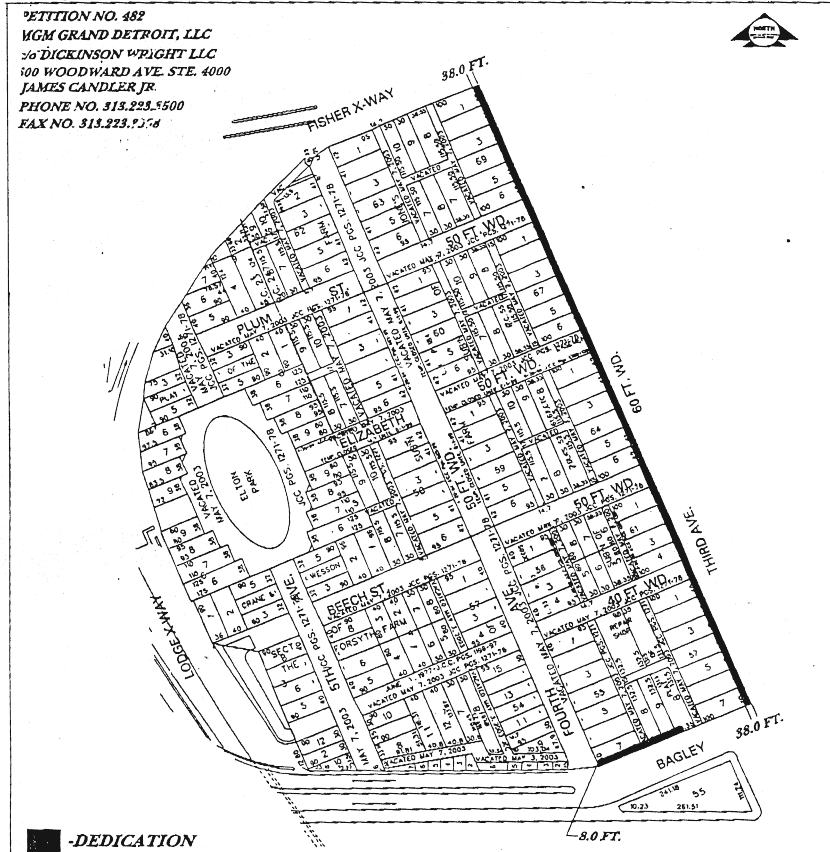
Provided, That the entire cost of the proposed widening construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided, That all taxes with respect to property of which the Dedication Area is a part shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division — DPW; and further

Provided, That proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division — DPW; and further

Provided, That the fee owner submit a properly executed deed acceptable to the Law Department and/or City Engineering Division — DPW; and

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

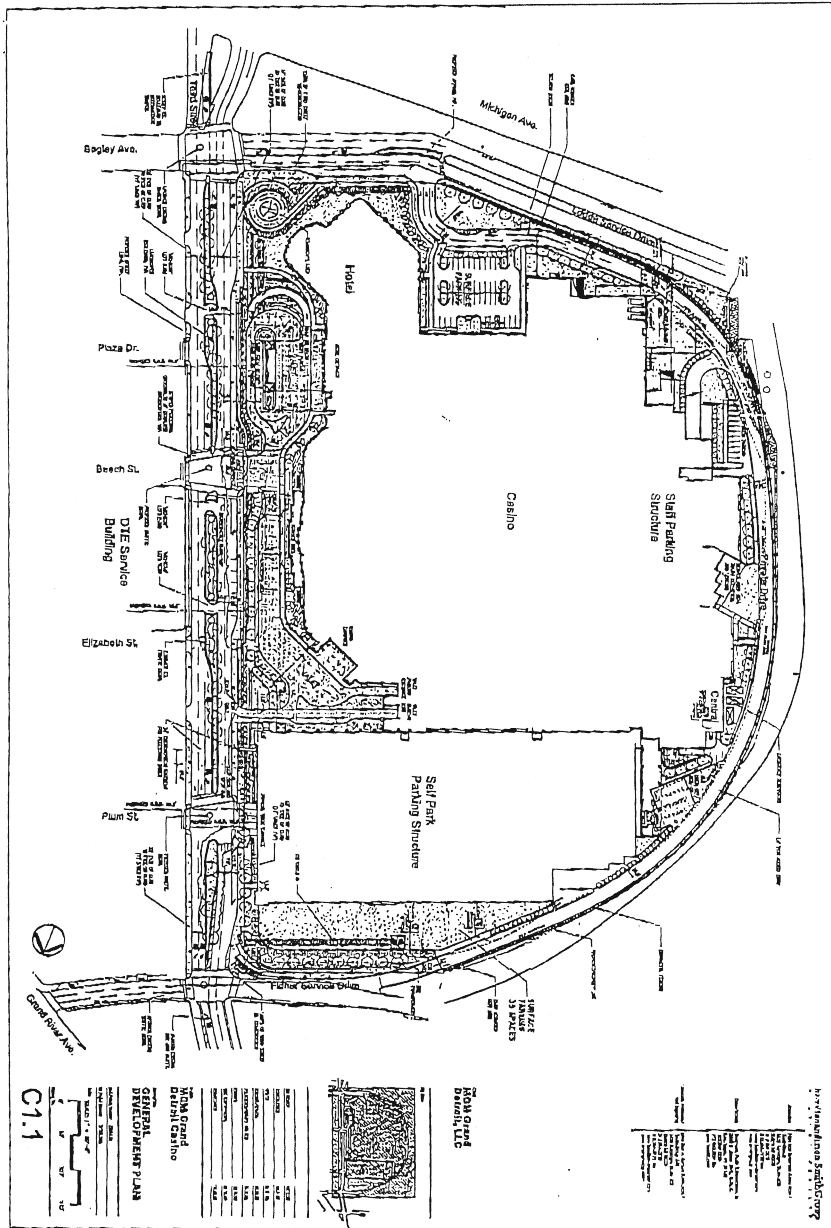


DEDICATION

(FOR OFFICE USE ONLY)

CARTO 28b.c - 28e.d

B									
DESCRIPTION		QUANTITY	DATE	REQUESTED DEDICATION OF LAND FOR THE WIDENING OF THIRD AVE. 60 FT. W.D. AND BAGLEY IN THE AREA OF FISHER, THIRD, BAGLEY AND LODGE.					
GRAN BY	NP	CHECKED		CITY OF DETROIT		CITY ENGINEERING DEPARTMENT			
DATE	SEPT. 8, 2006	APPROVED		SURVEY BUREAU		JOB NO. 01-01			
				DRWG. NO. x482.dgn					



Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Conyers, Kenyatta, Reeves, Tinsley-Talabi, and President K. Cockrel, Jr. — 7.
 Nays — Council Member Watson — 1

**Department of Public Works
 City Engineering Division**

November 28, 2006

Honorable City Council:
 Re: Petition No. 4118 (*addendum*).
 Detroit Entertainment, L.L.C.
 ("MotorCity Casino — Expansion Site") Requesting easements for

subsurface (underground) footings surrounding the MotorCity Casino — New Continental Building in the area bounded by Brooklyn, Lodge Expressway, Spruce and Temple.

On April 7, 2006 City Council approved Petition No. 4118 of Detroit Entertainment, L.L.C. ("MotorCity Casino — Expansion Site"). That approved petition requested one street and four alleys to vacation, a public access easement to vacation, two overhead walkways and a vehicular bridge crossing city rights-of-way, and easements for building façade projections in the area bounded by