The City of Detroit is self insured; therefore, the insurance would be covered on any department boat or vehicle. The boat and trailer would be considered a City owned watercraft and would fall under the umbrella of any other City owned vehicle.

Acceptance of the boat and trailer requires the approval of your Honorable Body, via adoption of the attached resolution. The Board of Police Commissioners has approved the acceptance of this watercraft.

Should you have any questions or concerns regarding this matter, please feel free to contact me at 596-1800, Monday through Friday, 9:00 a.m. to 5:00 p.m.

Respectfully submitted, ELLA M. BULLY-CUMMINGS Chief of Police

Approved:

FLOYD STANLEY
Deputy Budget Director
ROGER SHORT
Finance Director

By Council Member Reeves:

Resolved, That the Detroit Police Department be hereby authorized to accept the 2005 Boston Whaler Boat and Trailer donated to the Detroit Police Underwater Recovery Team from the Wayne County Port Authority for one and 00/100 (\$1.00) dollar. There is no cash match required by the City of Detroit.

Resolved, That the Finance Director be and is hereby authorized to establish the necessary partnerships, cost centers, appropriations transfer funds, for the operation of the watercraft as outlined in the foregoing communication.

Adopted as follows:

Yeas — Council Members S. Cockrel, Collins, Conyers, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 9.

Nays — None.

Department of Public Works City Engineering Division

July 21, 2006

Honorable City Council:

Re: Petition No's. 0613 & 0662 — Economic Development Corporation of the City of Detroit ("EDC") request the City accept the dedication of additional street right-of-way as part of the Waterfront East Development Project.

Petition No's. 0613 & 0662 of the "Economic Development Corporation" (EDC) of the City of Detroit, 500 Griswold, Suite 2200, Detroit, Michigan 48226, request City Council approval for the dedication of land for the widening of Riopelle Street, 39.00 feet wide, to 50.00 feet wide, on the Easterly side between East Jefferson Avenue, 120.00 feet wide and Atwater Street, 50.00 feet wide; Orleans Street, 50.00 feet wide, to 58.00 feet wide, on the Westerly side between said

Atwater Street and Guoin Street, 50.00 feet wide; Atwater Street, 50.00 feet wide, being widened on the Southerly side, 10.00 feet Easterly of said Riopelle St., thence Easterly approximately 150 feet easterly of said Orleans Street. Also, the "EDC" request approval of the creation of a private easement 15.00 feet wide across and within said Atwater Street, west of Orleans Street, for Storm Sewer purposes.

The "EDC" has been coordinating improvements to streets within the Waterfront East Development Project on behalf of the City of Detroit. These improvements are required to accommodate the Tri-Centennial State Park traffic, the Detroit Riverfront Conservancy River walk, and future private development anticipated in the East Waterfront. At the same time insuring that the City of Detroit stands within public rights-of-way are adhered to.

The City Engineering Division — DPW/Street Design Bureau, the Traffic Engineering Division of DPW and the Detroit Water and Sewerage Department has 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 street widening for public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94, Detroit Code Sections 2-2-11 through 2-2-15 also known as the 'Environmental Review Guidelines,' and Also, your Honorable is requested to approve the creation of a private easement 15.00 feet wide across and within Atwater Street, west of Orleans Street, for Storm Sewer purposes. Provisions protecting utility installations are part of the resolution.

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

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

Respectfully submitted, WILLIAM TALLEY Head Engineer

City Engineering Division — DPW By Council Member Reeves:

Whereas, Petition No's. 0613 & 0662 of "Economic Development Corporation" (EDC) of the City of Detroit, 500 Griswold, Suite 2200, Detroit, Michigan 48226 request the City accept the dedication of additional street right-of-way as part of the Waterfront East Development Project, for the purpose of widening the pavement area for vehicular traffic and providing sidewalks for pedestrian traffic; and

Whereas, This Honorable Council believes acceptance of such dedication to be in the public's interest; and

Whereas, The "EDC" has been coordinating improvements to streets within the Waterfront East Development Project on behalf of the City of Detroit, and these improvements are required to accommodate the Tri-Centennial State Park traffic, the Detroit Riverfront Conservancy River walk, and future private development anticipated in the East Waterfront, at the same time insuring that the City of Detroit standards within public rights-of-way are adhered to; Therefore

Be It Resolved, That this Honorable Council hereby authorizes acceptance of dedication of the following described property and is hereby dedicated for public street purposes:

RIOPELLE WIDENING BETWEEN E. JEFFERSON AND ATWATER

Land in the City of Detroit, County of Wayne, State of Michigan, being the westerly 11.00 feet of Lot 4; "Commissioners Subdivision of Lots 7, 8, 9, 10, 11, 14, 15, 16, 17 and 18 of the Subdivision of the Riopelle Farm between Atwater and Guoin Streets in Detroit, Wayne County, Michigan, by commissioners in partition of the Estate of Dominique Riopelle, deceased", as recorded in Liber 276 of Deeds on Page 289, Wayne County Records, also, the westerly 11.00 feet of Lot 21 and the westerly 11.02 on the north line and the westerly 11.00 feet on the south of Lot 25, together with the westerly 11.03 feet of Lots 30, 37, 42 and 49; "Plat of the Subdivision of the Dominique Riopelle Farm, being the front of P.C. 13' recorded in Liber 15 of City Records, Page 394 and 395, and Liber 25 of Deeds, Page 405, Wayne County Records.

ORLEANS WIDENING BETWEEN GUOIN AND ATWATER

Land in the City of Detroit, County of Wayne, State of Michigan being: The easterly 8.00 feet of Lots 8 & 9, Block 5, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10 of City Records on Pages 715-717, Wayne County Records.

PROPOSED 10' DEDICATION FOR ATWATER ST.

Land in the City of Detroit, County of Wayne, State of Michigan, being:

Part of Lots I, K, L, M, N and O of, "PRIVATE PLAT OF MULLET FARM PLAT", (Front Concession), City of Detroit, recorded in Liber 226 of Deeds, Pages 439, 440 and 442, Wayne County Records; Part of Lots 2, 3, 4, 5, 6 and 7 of, "PLAT OF THE GUOIN FARM", as subdivided, A.E. Hathon 1834. Recorded in Liber 11 of Deeds, Page 596, Wayne County Records; Part of Lots 1, 2, 3, 4, 5 and 6 of, "PLAT OF THE SUBDIVISION OF THE DOMINIQUE RIOPELLE FARM", being the front of Private Claim No. 13. Apr. 26, 1844 by A.E. Hathon, City Surveyor. Recorded in Liber 15 of City

records, Pages 394 and 395, and Replatted in Liber 25 of deeds, Pages 405 & 406, 407, Wayne County Records; Part of Lots 2, 3, 4, 5, 6, 7 and 8 Block 2 of, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10, Pages 715-717 City records, Wayne County Records, described as:

Beginning at the northwesterly corner of Lot O of, "PRIVATE PLAT OF MULLET FARM PLAT", (Front Concession), City of Detroit, recorded in Liber 226 of Deeds, Pages 439, 440 and 442, W.C.R. also being the southeasterly right-of-way of Street (50 Atwater feet wide), N65°32'20"E along the southeasterly right-of-way of Atwater Street (50 feet wide) also being the northwesterly line of Lots O, N, M, L, K and I of said, "PRIVATE PLAT OF MULLET FARM PLAT", 418.40 feet; Thence continuing along the southeasterly right-of-way of Atwater Street (50 feet wide), N64°47'10"E also being the northwesterly line of Lot I of, "PRIVATE PLAT OF MULLET FARM PLAT", (Front Concession), City of Detroit, recorded in Liber 226 of Deeds, Pages 439, 440 and 442, W.C.R., and Lots 7 and 2-6 inclusive of, "PLAT OF THE GUOIN FARM", as subdivided, A.E. Hathon 1834. Recorded in Liber 11 of Deeds, Page 596, W.C.R., and Lots 1, 2 and 3 of, "PLAT OF THE SUBDIVISION OF THE DOMINIQUE RIOPELLE FARM", being the front of Private Claim No. 13. Apr. 26, 1844 by A.E. Hathon, City Surveyor. Recorded in Liber 15 of City records, Pages 394 and 395, and Replatted in Liber 25 of deeds, Pages 405 & 406, 407 W.C.R., 484.83 feet; Thence continuing along the southeasterly right-of-way of Atwater Street (50 feet wide), N64°49'01"E also being the northwesterly line of Lot 3 of, "PLAT OF THE SUBDIVISION OF THE DOMI-NIQUE RIOPELLE FARM", being the front of Private Claim No. 13. Apr. 26, 1844 by A.E. Hathon, City Surveyor. Recorded in Liber 15 of City Records, Page 394 and 395, and Replatted in Liber 25 of deeds, Pages 405 & 406, 407 W.C.R., 39.08 feet to the northeasterly right-of-way of vacated Riopelle Street (39 feet wide) also being the northwesterly corner of Lot 4 of said, "PLAT OF THE SUBDIVISION OF THE DOMINIQUE RIOPELLE FARM"; Thence continuing along the southeasterly right-of-way of Street (50 feet N64°47'57"E also being the northwesterly line of Lots 4, 5 and 6 of, "PLAT OF THE SUBDIVISION OF THE DOMINIQUE RIOPELLE FARM", being the front of Private Claim No. 13. Apr. 26, 1844 by A.E. Hathon, City Surveyor. Recorded in Liber 15 of City records, Pages 394 and 395, and Replatted in Liber 25 of deeds, Pages 405 & 406, 407 W.C.R., And Lots 2-8 inclusive, Block 2 of, "A TOWN PLAT OF OF THE FARM ANTOINE

DEQUINDRE", recorded in Liber 10, Pages 715-717 City records W.C.R., 430.06 feet to the northeasterly corner of Lot 8 Block 2 of said, A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE". also being the southwesterly right-of-way of Orleans Street (50 feet wide); Thence S25°09'35"E along the southwesterly right-of-way of Orleans Street (50 feet wide) also being the northeasterly line of Lot 8 Block 2 of, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE". recorded in Liber 10, Pages 715-717 City records W.C.R., 10.00 feet; Thence S64°47'57"W 430.05 feet; Thence S64°49'01"W 39.08 feet: Thence S64°47'10"W 484.90 feet; Thence S65°32'20"W 418.45 feet to the southwesterly line of Lot O of, "PRIVATE PLAT OF MULLET FARM PLAT", (Front Concession), City of Detroit, recorded in Liber 226 of Deeds, Pages 439, 440 and 442, W.C.R.; Thence N24°30'08"W along the southwesterly line of Lot O of, "PRIVATE PLAT OF MULLET FARM PLAT", (Front Concession), City of Detroit, recorded in Liber 226 of Deeds. Pages 439, 440 and 442, W.C.R., a distance of 10.00 feet to the northwesterly corner of said Lot O also being the southeasterly right-of-way of Atwater Street (50 feet wide) and the point of beginning, Also, Part of Lots 1, 2 and 3, Block 3 of, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10, Pages 715-717 City records. (Wayne County Records), described as: Beginning at the intersection of the easterly right-of-way of Orleans Street (50 feet wide) and the southerly right-of-way of Atwater Street (50 feet wide) also being the northwesterly corner of Lot 1, Block 3 of, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10, Pages 715-717 City records. (W.C.R.), thence N64°39'33"E along the southerly right-of-way of Atwater Street (50 feet wide), 149.97 feet to the northeasterly corner of Lot 3, Block 3 of said "A TOWN PLAT OF THE FARM OF DEQUINDRE"; ANTOINE S60°50'43"W 150.33 feet to the easterly right-of-way of Orleans Street (50 feet wide) also being the westerly line of Lot 1, Block 3 of, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10, Pages 715-717 City records. (W.C.R.); Thence N25°09'35"W along the easterly right-of-way of Orleans Street (50 feet wide) and the westerly line of Lot 1, Block 3 of "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", recorded in Liber 10, Pages 715-717 City records. (W.C.R.), 10.00 feet to the intersection of the easterly right-of-way of Orleans Street (50 feet wide) and the southerly right-ofway of Atwater Street (50 feet wide) also being the northwesterly corner of Lot 1, Block 3 of said, "A TOWN PLAT OF THE FARM OF ANTOINE DEQUINDRE", also being the point of beginning. Subject to any and all rights-of-way of record or otherwise.

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

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

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

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

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

Provided, That the fee owner submit a properly executed deed acceptable to the Law Department; and

Whereas, The Economic Development Corporation ("EDC") request approval of the creation of a private easement 15.00 feet wide across and within said Atwater Street, west of Orleans Street, for Storm Sewer purposes, Described as Follows:

15' WIDE UTILITY EASEMENT EN-CROACHMENT ACROSS ATWATER WEST OF AND ADJOINING RIOPELLE EXCLUSIVELY FOR STORM SEWER PURPOSES

Land in the City of Detroit, County of Wayne, and State of Michigan being: Located in Private Claim 13 and part of Atwater Street (50 feet wide) described as;

Beginning at the southeast corner of Lot 5 of, COMMISSIONERS SUB-DIVISION OF LOTS 7, 8, 9, 10, 11, 14, 15, 16, 17 AND 18 OF THE SUB-DIVISION OF THE RIOPELLE FARM BETWEEN ATWATER AND GUOIN IN DETROIT, WAYNE STREETS COUNTY, MICHIGAN, BY COMMIS-SIONERS IN PARTITION OF THE ESTATE OF DOMINIQUE RIOPELLE, DECEASED, recorded in Liber 276 of Deeds on Page 289, Wayne County Records, also being the northwesterly right-of-way corner of Riopelle (39 feet wide) and Atwater Street (50 feet wide), thence S26°42'05"E 60.01 feet to the proposed intersection of the southeasterly right-of-way of Atwater Street (proposed 60 feet wide) and the southwesterly rightof-way of vacated Riopelle (39 feet wide); Thence S64°49'01"W along the proposed

Atwater Street (60 feet wide) right-of-way, 0.33 feet; Thence continuing along the proposed Atwater Street (60 feet wide) right-of-way, S64°47'10"W 14.67 feet; Thence N26°42'05"W 60.02 feet to the southeasterly line of Lot 5 of, COM-MISSIONERS SUBDIVISION OF LOTS 7, 8, 9, 10, 11, 14, 15, 16, 17 AND 18 OF THE SUBDIVISION OF THE RIOPELLE FARM BETWEEN ATWATER AND GUOIN STREETS IN DETROIT, WAYNE COUNTY, MICHIGAN, BY COMMIS-SIONERS IN PARTITION OF THE ESTATE OF DOMINIQUE RIOPELLE. DECEASED, recorded in Liber 276 of Deeds on Page 289 (W.C.R.), also being the northwesterly right-of-way of Atwater Street (50 feet wide); Thence N64°47'10"E along the southeasterly line of Lot 5 of, COMMISSIONERS SUB-DIVISION OF LOTS 7, 8, 9, 10, 11, 14, 15, 16, 17 AND 18 OF THE SUB-DIVISION OF THE RIOPELLE FARM BETWEEN ATWATER AND GUOIN STREETS IN DETROIT, WAYNE COUNTY, MICHIGAN, BY COMMIS-SIONERS IN PARTITION OF THE ESTATE OF DOMINIQUE RIOPELLE, DECEASED, recorded in Liber 276 of Deeds on Page 289 (W.C.R.), also being the northwesterly right-of-way of Atwater Street (50 feet wide), 15.01 feet to the southeasterly corner of said Lot 5 and the southwesterly right-of-way of Riopelle (39 feet wide) and Atwater Street (50 feet wide), also being the point of beginning.

Provided, The Economic Development Corporation "EDC", or its assigns ("Permit tee") shall apply to the City Engineering Division-DPW for a permit prior to any construction within a public right-of-way. Also, whenever it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for construction of the "Sewer Easement Encroachment" such work shall be according to detailed permit application drawings prior to any public right-of-way construction; and further

Provided, The "Sewer Easement Encroachment" shall be constructed and maintained under City Engineering Division-DPW rules and regulations for the exclusive use of a storm sewer system; also in accord with plans submitted to and approved by these departments; the Public Lighting Department (if necessary), the Water and Sewerage Department (if necessary), and the Traffic Engineering Division-DPW (if necessary); and further

Provided, That all costs for the construction, maintenance, permits and use of the Atwater right-of-way shall be borne by the "Permit tee" or its assigns; and further

Provided, That all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located

in close proximity to the "Sewer Easement Encroachment", shall be borne by the "Permit tee" or its assigns. Should damages to utilities occur the "Permit tee" or its assigns shall be liable for all incidental repairs costs and waives all claims for damages to the "Sewer Easement Encroachment": and further

Provided, If it becomes necessary to repair or replace the utilities located or to be located within the public rights-of-way, by acceptance of this permission, the "Permit tee" for themselves, or their assigns, (by acceptance of permits for construction near underground utility lines, conduits, or mains) waives all claims for damages to the "Sewer Easement Encroachment" and agree to pay all costs incurred in their removal (or alteration) becomes necessary; and further

Provided, That the "Permit tee" shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance by the "Permit tee" of the terms thereof. Further, the "Permit tee" shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the "Sewer Easement Encroachment"; and further

Provided, The "Permit tee" shall be required by the Law Department in conjunction with the Finance Department-Risk Management Division to present proof of financial capability (bonds and insurance; the City of Detroit shall be named as coinsured therein) to pay any claims, damages or expenses that may arise as a result of the installation, maintenance or use of a storm sewer system across public street rights-of-way. To protect the city in the event of owners' default, a surety bond in a penal sum sufficient to pay the City of Detroit's cost to remove or alter the storm sewer system (if such removal or alteration becomes necessary) shall be maintained by owner. Also, the owner shall maintain said surety bond indefinitely (with no expiration date). The petitioner shall be unable to obtain a release from said surety bond as long as the storm sewer is built within the public rights-of-way. The "City Engineering Division — Street Design Bureau" in conjunction with the Detroit Water and Sewerage Department (if necessary) shall be responsible for determining the amount of said surety bond, and then to transmit the information to the Finance Department: and further

Provided, The owner of said "Sewer Easement Encroachment" shall apply to and become a participating member of the "Miss Dig" organization; and further

Provided, The property owned by the "Permit tee" and the "Sewer Easement Encroachment" shall be subject to proper zoning or regulated use (Board of Zoning Appeals Grant); and further

Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said "Sewer Easement Encroachment" shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division-DPW; and further

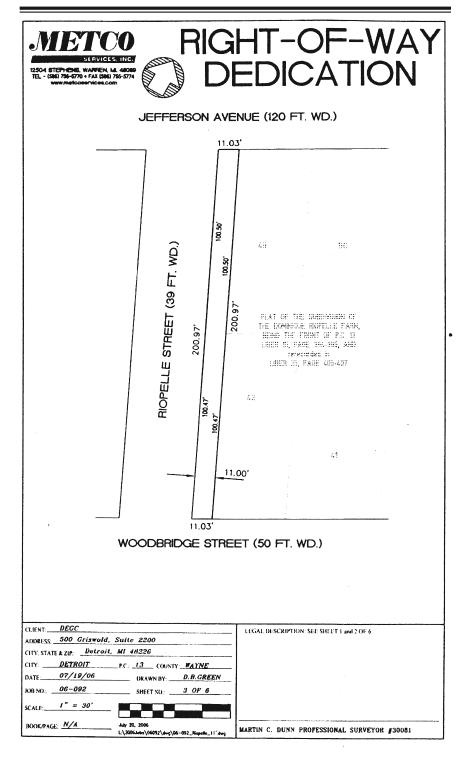
Provided, This "Sewer Easement Encroachment" is revocable at the will, whim or caprice of the City Council, and the "Permit tee" acquires no implied or other privileges hereunder not expressly stated herein; and further

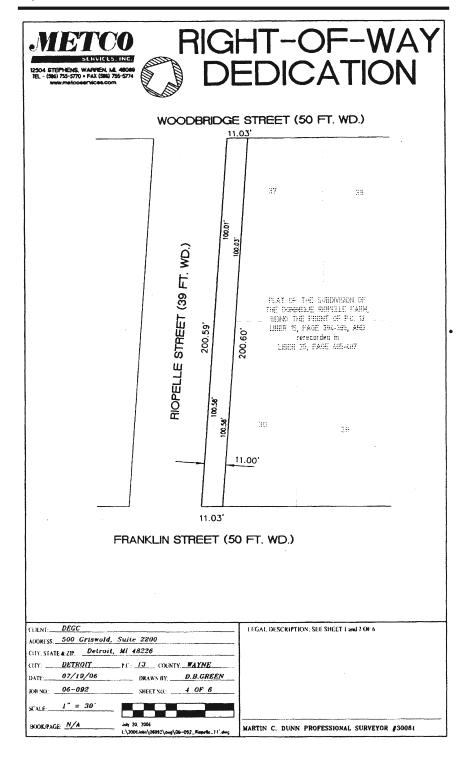
Provided, That the "Sewer Easement Encroachment" permit shall not be assigned or transferred without the written approval of the City Council; and further

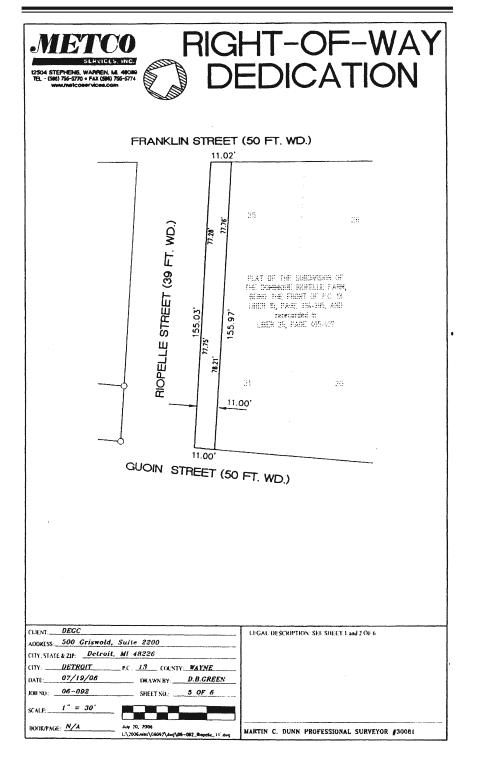
Provided, That the City Clerk shall with-

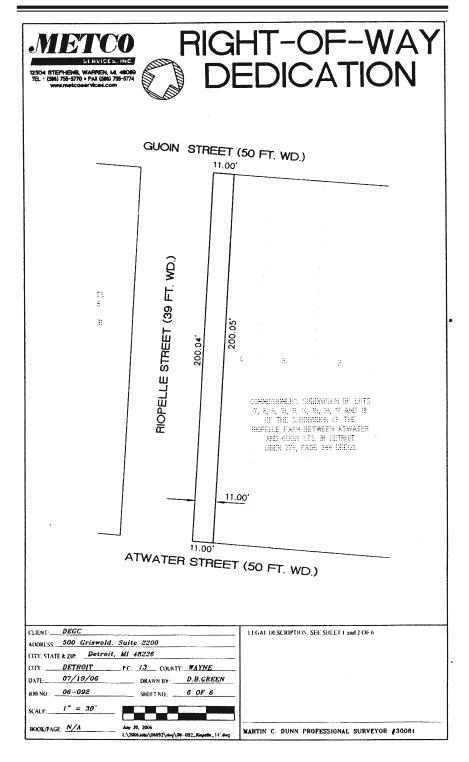
in 30 days record a certified copy of this resolution with the Wayne County Register of Deeds, and

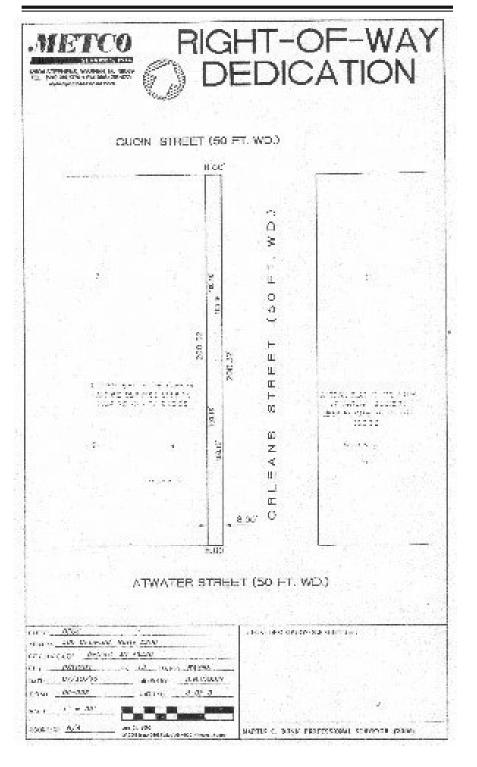
Finally, The owner ("Permit tee") and/or their contractor, shall submit two copies of "as built" drawing(s) sealed by a professional engineer registered in the State of Michigan to the City Engineering Division - DPW within 30 days after installing the public right-of-way encroachments; subject to city specifications, permits and inspections. Said "as built" drawing(s) shall furnish a complete means of identifiying and ascertaining the precise position of every part of the "Sewer Easement Encroachment" with courses, distances, and depth throughout (containing City of Detroit datum), so that it may be determined with certainty where any portion of the "Sewer Easement Encroachment" has been built. Copies of the certified "as built" map(s) and survey(s) shall be an "appendix" to the City Council resolution. City Engineering Division — DPW shall record (or cause to be recorded) one copy of the appendix" in the Wayne County Register of Deeds.

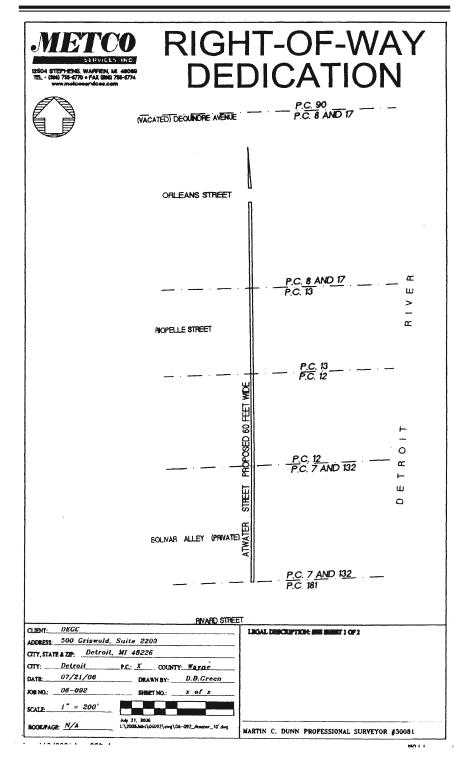


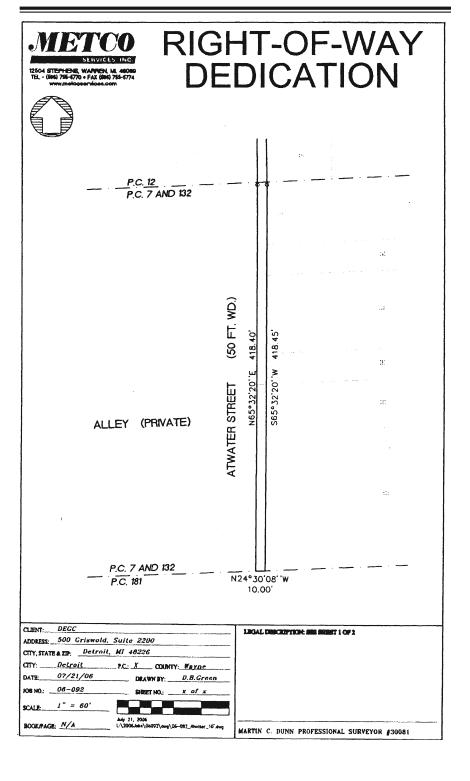


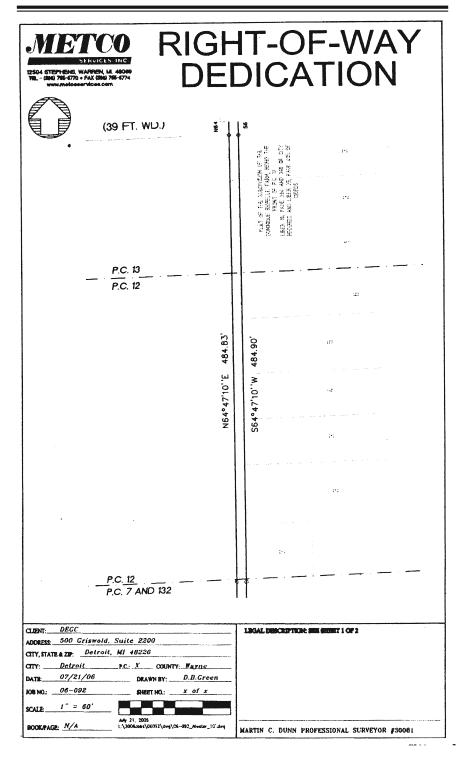


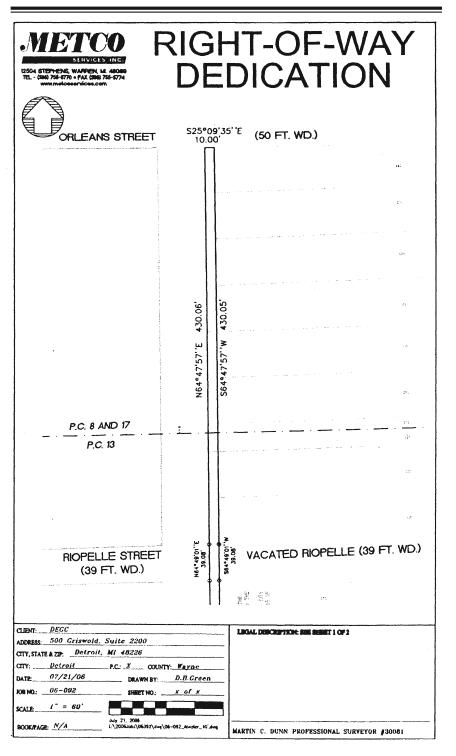


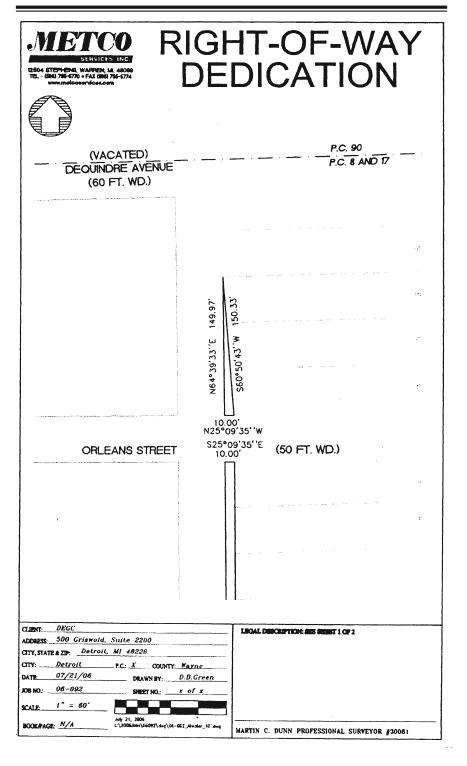


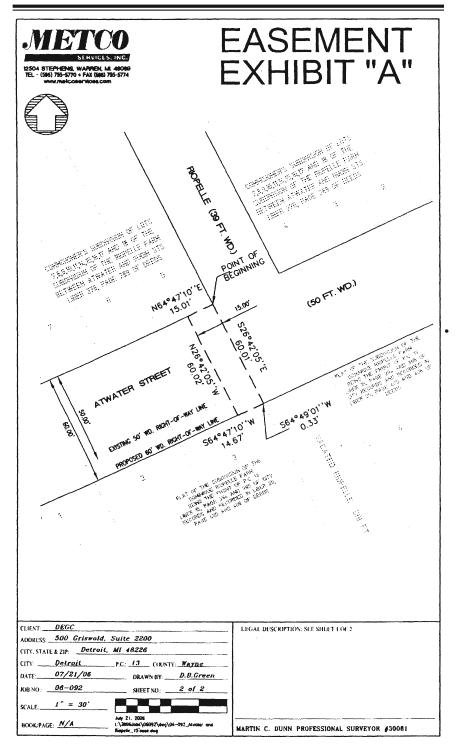












Adopted as follows:

Yeas — Council Members S. Cockrel, Collins, Conyers, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 9. Nays — None.