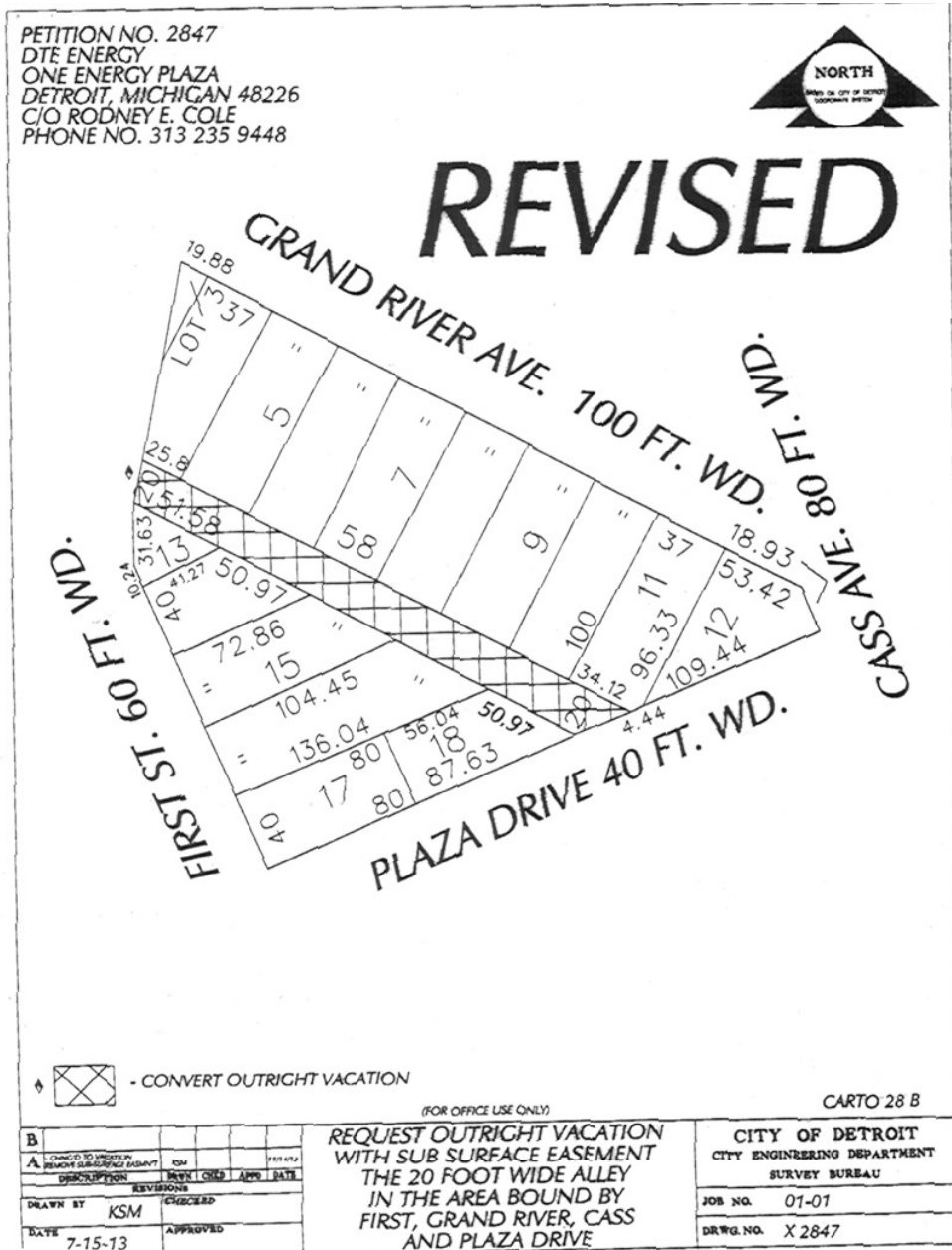


Provided, That the petitioner make the necessary arrangements for the relocating or rerouting of Comcast Cable services and further

Provided, That the petitioner contact DTE electric for relocation or removal of their services. The estimated cost being \$110,000 and further

Provided, That the petitioner contact AT&T at (888) 901-2779 for a quote for the estimated cost of the removal of their services, and further

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 Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.
 Nays — None.

Department of Public Works
City Engineering Division

March 7, 2014

Honorable City Council:
 Re: Petition No. 2925 — Ingram Civil

Engineering Group LLC, request to relocate two alleys on the eastern side of the medical center located at 15000 Gratiot Avenue to the East of the subject property line and redirected inward to Rossini Drive.

Petition No. 2925 by Ingram Civil Engineering Group request City Council to accept the dedication of certain lands for public alleys, 18 feet wide in the area of State Fair Avenue, Fairmount Drive, Gratiot Avenue and Queen Avenue; Also

request the vacation and conversion to easements of two public alleys in the area of State Fair Avenue, Fairmount Drive, Gratiot Avenue and Queen Avenue.

The dedication and conversion to easement is requested by the petitioner on behalf of Stonecrest Medical Center to combine their parking area with the hospital campus and provide security for the employees and clients of the medical center. The two newly dedicated public alleys will provide ingress and egress from the existing alleys,

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

All City Departments and privately owned utility companies have reported no objections to the conversion of the public rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the attached resolution. The Detroit Water and Sewerage Department (DWSD) and the Public Lighting Department (PLD) have responded with specific easement provisions that are included in the following resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY

City Engineer

City Engineering Division — DPW
By Council Member Benson:

Resolved, That your Honorable Body authorized the acceptance of the following described properties owned by Stonecrest Medical Center for public purposes:

Land in the City of Detroit, Wayne County, Michigan being the easterly 18 feet of Lot 71 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records.

Together with Land in the City of Detroit, Wayne County, Michigan being the easterly 18 feet of Lot 66 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records, Except that part dedicated as part of Rossini Drive and being more particularly described as: Beginning at the northeast corner of said Lot 66; thence S01°50'16"E along the easterly line of said Lot 66 a distance of 109.58 feet to the northerly line of Rossini Avenue cul-de-sac; thence 22.61 feet along the arc of a non-tangent curve concave to the southwest, with a radius of 45 feet, a delta of 28° 47'22" and a long chord of 22.37 feet bearing N55°24'21"W; thence N01°50'16"W along a line 18 feet wester-

ly of and parallel to the said easterly line of Lot 66 a distance of 96.29 feet to the public alley in the rear of said Lot 66; thence N88°09'47"E along said alley line 18.00 feet to the point of beginning.

Provided, That the petitioner shall design and construct the proposed alleys 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 alley 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 of 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 petitioner obtain Traffic Engineering Division, signature of approval on the final design and plans for the construction of the dedicated alleys; and be it further

Resolved, The following public alleys and parts of public alleys described as:

The North-South public alley, 20 feet wide, in the block bounded by Gratiot Avenue, Queen Avenue, State Fair Avenue and Rossini Drive deeded to the City of Detroit on March 26, 1980 (J.C.C., pages 923-924) and described as: Land in the City of Detroit, County of Wayne, State of Michigan being the easterly 20 feet of the westerly 25 feet of Lot 273 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records.

The North-South public alley, 20 feet wide, deeded to the City of Detroit on October 13, 1970 (J.C.C. pages 2573-74) and described as: Land in the City of Detroit, Wayne County, Michigan lying easterly of Gratiot Avenue, between Rossini Drive and Fairmount Drive being the westerly 11 feet of Lots 41 of the "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township

(Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records; also a nine foot wide, 141 feet long strip of land in the N.E. 1/4 of Section 1 T.1S., R.11E. lying westerly of and abutting the westerly line of the above described westerly 11 foot portion of Lot 41 "Ed De Grandchamp Gratiot Farm Subdivision" L. 40, P. 18 PWCR, and said 9 foot wide strip of land extended southerly 18 feet, with the southeasterly corner of said 9 foot strip being coincident with the northwest corner of Lot 68 of above mentioned "Ed De Grandchamp Gratiot Farm Subdivision" L. 40, P. 18, PWCR.

Part of the East-West public alley, 18 feet wide, Gratiot Avenue, Queen Avenue, Rossini Drive and Fairmount Drive described as lying northerly of and abutting the North line of Lot 68, 67 and the westerly 17 feet of Lot 66, also lying southerly of and abutting the South line of Lots 41, 42 and the westerly 17 feet of Lot 43 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records.

Part of the East-West public alley, 18 feet wide, Gratiot Avenue, Queen Avenue, State Fair Avenue and Rossini Drive described as lying northerly of and abutting the North line of the easterly 30 feet of Lot 273 and lying northerly of and abutting the North line of the westerly 17 feet of Lot 272; lying southerly of and abutting the South line of the easterly 30 feet of Lot 70 and lying southerly of and abutting the South line westerly 17 feet of Lot 71 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records.

Be and the same is hereby vacated as public alleys 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 easement or right-of-way over said vacated public alleys 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 egress at any time to and over said easement for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated alleys herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or 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 easement with any necessary equipment to perform the above mentioned task, 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, shall be built or placed upon said easements, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fourth, That if 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 shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and further

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repair, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement

is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That the Public Lighting Department requires that no structures or barricades be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 feet vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; and be it further

Provided, That if any time in the future, the owners of any lots abutting on said vacated street or alley shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or

assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

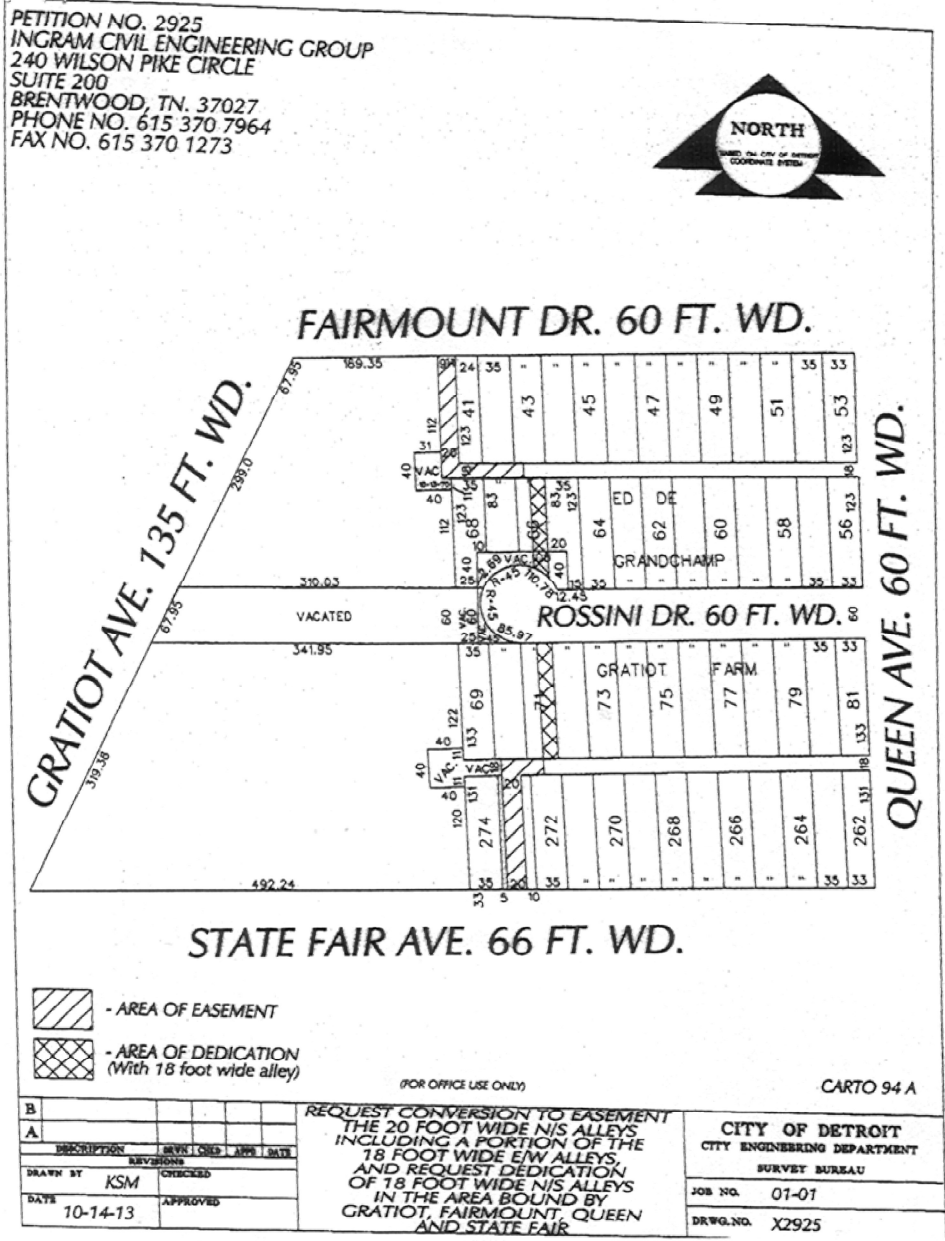
Provided, That if it becomes necessary to remove the paved alley returns at the entrances (into Fairmount Drive or State Fair Avenue), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

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

Resolved, The Planning and Development Department Director is hereby authorized to issue quit-claim deeds to transfer the following described parcel of land for the fair market value and/or other valuable consideration:

Land in the City of Detroit, County of Wayne, State of Michigan being the easterly 20 feet of the westerly 25 feet of Lot 273 "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records.

Together with land in the City of Detroit, Wayne County, Michigan lying easterly of Gratiot Avenue, between Rossini Drive and Fairmount Drive being the westerly 11 feet of Lot 41 of the "Ed De Grandchamp Gratiot Farm Subdivision of part of the NE. 1/4 of Section 1. T1S, R12E, Gratiot Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 40, page 18 of Plats, Wayne County Records, also a nine foot wide, 141 feet long strip of land in the N.E. 1/4 of Section 1 T.1S., R.11E. lying westerly of and abutting the westerly line of the above described westerly 11 foot portion of Lot 41 "Ed De Grandchamp Gratiot Farm Subdivision" L. 40, P. 18 PWCR, and said 9 foot wide strip of land extended southerly 18 feet, with the southeasterly corner of said 9 foot strip being coincident with the northwest corner of Lot 68 of above mentioned "Ed De Grandchamp Gratiot Farm Subdivision" L. 40, P. 18, PWCR.



Adopted as follows:
 Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.
 Nays — None.

Finance Department
Purchasing Division
 December 19, 2013

Honorable City Council:
 The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:
2884897 — 100% City Funding — To provide Towing Service, ABAN, Citywide — Company: ABA Impound, Inc., Location; 14201 Joy Rd., Detroit, MI 48228 — Contract period: July 1, 2013

through June 30, 2014 — Contract amount not to exceed: \$46,875.00.
Municipal Parking.

Respectfully submitted,
BOYSIE JACKSON
 Purchasing Director
 Finance Dept./Purchasing Division
 By Council Member Benson:

Resolved, That Contract No. 2884897 referred to in the foregoing communication dated December 19, 2013, be hereby and is approved.

Adopted as follows:
 Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, and Tate — 8.
 Nays — Council President Jones — 1.

*WAIVER OF RECONSIDERATION (No. 7) per motions before adjournment.