

review, it is our considered opinion that a settlement in the amount of \$4,000.00 is in the best interest of the City of Detroit.

We, therefore, request your Honorable Body to direct the City Controller to issue his draft in the amount of \$4,000.00 payable to Laura Semczuk, Administratrix of the Estate of Anthony Komosa, a.k.a. Antoni Komosa, Deceased, and Zwerdling, Miller, Klimist & Maurer, her attorneys, to be delivered upon receipt of properly executed releases and discontinuance of this lawsuit.

Respectfully submitted,

DAVID S. DeWITT,
Asst. Corporation Counsel

Approved:

M. M. GLUSAC

Corporation Counsel

By Councilman Wierzbicki:

Resolved, that the City Controller be and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of Laura Semczuk, Administratrix of the Estate of Anthony Komosa, a.k.a. Antoni Komosa, Deceased, and Zwerdling, Miller, Klimist & Maurer, her attorneys, in the sum of \$4,000.00, in full payment of any and all claims which they may have against the City of Detroit by reason of injuries and/or damages sustained by Anthony Komosa while a patient at Detroit General (Receiving) Hospital on or about October 26, 1964; and that said amount be paid upon presentation of releases approved by the Office of the Corporation Counsel and discontinuance of lawsuit No. 41704.

Adopted as follows:

Yeas—Councilmen Browne, Levin, Rogell, Tindal, and President Ravitz—5.

Nays—Councilmen Eberhard, Van Antwerp, and Wierzbicki—3.

Corporation Counsel

April 7, 1970

Honorable Common Council:

Re: Petition No. 369 for sign and planter encroachment on northside of Jefferson Avenue, corner of Holcomb, by Vincent Paradiso.

Gentlemen—Pursuant to your request, this office has prepared the appropriate resolution granting the above petition in accordance with the recommendations of the City departments involved.

Respectfully submitted,

MARY JANE LIDDY,

Assistant Corporation Counsel

By Councilman Wierzbicki:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue a permit to Vincent Paradiso for an encroachment on the north side of East Jefferson west of Holcomb, Detroit, Michigan, the property being described as:

“Lots 120 and 121 of Hibbard and Baker’s Subdivision, known as 8945 East Jefferson.”

The encroachment consists of an auto wash sign and brick planter encroaching 5 feet into city property, the base being 3 feet wide and 2 feet high, and located 45 feet west of the east property line and approximately 12 feet back of curb.

Provided, That the necessary permit be obtained from the Department of Public Works and that same shall be constructed and maintained under the rules and regulations of the Department of Public Works and the Department of Buildings and Safety Engineering; and

Provided, That permittee at the time of obtaining said permit file with the City Controller an indemnity agreement in form approved by the Corporation Counsel, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permit and the faithful performance by the permittee of the terms thereof, and in addition to pay all claims, damages or expenses that may arise out of the maintenance of said permission; and

Provided, That permittee shall be subject to any tax which may be levied against it pursuant to law with regard to such use of public property; and

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council and permittee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further that permittee acquires no implied or other privileges hereunder not expressly stated herein; and

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission, which is granted expressly on the condition that said encroachments and all obstructions in connection therewith shall be removed at the expense of the permittee at any time when so directed by the Common Council; or at such time as the permittee shall vacate the premises or change the use of the premises, and that the public property affected shall be restored to a condition satisfactory to said Departments by said permittee at his expense; and

Provided, That this permit shall not be assigned or transferred without the written approval of the Common Council; and

Provided, That the filing of the indemnity agreement and the securing of the necessary permit referred to herein shall be construed

as acceptance of the terms of this resolution by the permittee; and

Provided, That a certified copy of this resolution shall be recorded with the office of the Register of Deeds for Wayne County by and at permittee's expense.

Approved:

M. M. GLUSAC

Corporation Counsel

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Tindal, Van Antwerp and President Ravitz—8.

Nays—None.

Board of Assessors

April 8, 1970

Honorable Common Council:

Gentlemen — We herewith transmit roll numbered R.U.C. 128 in the amount of \$34,587.96 for remedying unsafe conditions by dismantling and removing dangerous buildings on the lots and parcels of land described therein in accordance with Common Council resolutions of May 3, 1966, J.C.C. pages 1269-70, 5639 Driggs; January 7, 1969, J.C.C. page 9, 218 Edmund Place; June 17, 1969, J.C.C. page 1472, 2927 Merrick (Garage only); June 24, 1969, J.C.C. pages 1528-29, 1443 Collingwood, 4245-59 McKinley; July 1, 1969, J.C.C. page 1590, 3587-89 Torrey Ct., July 8, 1969, J.C.C. page 1796, 2007-11 Magnolia, 4346 Twelfth, 3309 Illinois; July 15, 1969, J.C.C. pages 1867-8, 4183 Riopelle, J.C.C. pages 1869-70, 3057 Seventeenth, 1473 Twentieth; July 29, 1969, J.C.C. page 1977, 3209 Waterloo 4413 Twenty-eighth; August 5, 1969, J.C.C. page 1987, 4708 Orleans, J.C.C. pages 2015-16, 5221 Hecla; August 26, 1969, J.C.C. page 2182, 4428 Mitchell; September 23, 1969, J.C.C. page 2392, 4718 Brandon; February 24, 1970, J.C.C. page 371, 7735 Twelfth, 2520-22 Pingree.

Notice required by law has been given to the owners or parties in interest by publication and United States Mail, as evidenced by affidavits on file in our office.

No objections to this roll were made to the Board of Assessors. The Board, therefore, has signed the roll and reports it to your Honorable Body and presents herewith the necessary resolution of confirmation.

Respectfully submitted,

LEONARD D. PROCTOR

Assessor

By Councilman Wierzbicki:

Resolved, That the Assessment Roll No. R.U.C. 128 in the amount of \$34,587.96 for remedying unsafe conditions on the lots and parcels of land described therein is hereby approved and confirmed, that the description of premises and the names of persons contained therein are received as correct and that the sums set forth in said assessment roll are

the correct ones to be assessed against the respective properties described therein and the assessments be collected from the several persons liable to pay the same according to law.

Approved as to form:

ROBERT D. McCLEAR

Acting Corporation Counsel

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki, and President Ravitz—8.

Nays—None.

Buildings and Safety Engineering

April 6, 1970

Honorable Common Council:

Gentlemen — In accordance with this Department's findings and determination that the buildings or structures on the following described premises are in a dangerous condition and should be removed, it is requested that your Honorable Body hold a hearing on each location as provided in Section 125.4 of the Building Code and approve the recommendation of this Department to direct the Department of Public Works to take the necessary steps, as indicated in each case, for the removal of the dangerous structures and to assess the costs of same against the property:

9373 Carten, DU's 1. Lot 6 Blk 11 Yemans & Spragues Sub. between McClellan and Dead end.

The frame, one story, one family dwelling, located on the property described above, is vacant. We recommend that the Department of Public Works have this dangerous structure removed.

638 Fairview, DU's 1. Lot 17 and the S 15 ft Lot 16 Keans Riverview Sub. between Freud and Essex.

The frame, one and one half story, one family dwelling, located on the property described above, is vacant and open. We recommend that the Department of Public Works have this dangerous structure removed.

7680 Girardin, DU's 1. Lot 67 Girardin and Fosters Sub. between Strong and Miller.

The one and one half story frame, one family dwelling and one story frame garage, located on the property described above, is vacant. We recommend that the Department of Public Works have this dangerous structure removed.

11701 Hawthorne, DU's 4. Lot 195 Oakland Land Co. Sub. between Woodland and Dead end.

There is one, two story brick, four family dwelling, located on the property described above, is vacant, open and vandalized. There is also a