

the Corporation Counsel, dated January 22, 1970, all claims recommended to be denied, be and the same are hereby denied.

Adopted as follows:

Yeas—Councilmen Browne, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—7.
Nays—None.

By Councilman Wierzbicki:

Resolved, That the City Controller be and he is hereby authorized and directed to draw warrants upon the proper fund in favor of persons or firms listed, in amounts as recommended for allowance in accordance with the foregoing communication from the Corporation Counsel, dated January 22, 1970, in full settlement of any and all claims which they may have against the City of Detroit, and that said amounts be paid upon presentation of releases, in form approved by the Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Browne, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—7.
Nays—None.

Corporation Counsel

January 23, 1970

Honorable Common Council:

Re: Petition No. 9218 (A through J) of Parker Gas-Lite Crusade Group to install gas lights on Parker Avenue between E. Lafayette and Agnes, Detroit, Michigan.

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,

CHRISTINE M. ROSSI

Assistant Corporation Counsel

By Councilman Eberhard:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to issue permit to the following to install and maintain Philadelphia-type gas lights on public property between sidewalk and curb on Parker Avenue between E. Lafayette and Agnes Avenue, Detroit, Michigan.

Petition No. 9218A of Gilbert W. Coughlin and Irene T. Coughlin of 1043 Parker Avenue, described as lot 41 of Parkers Re-Subdivision, to install one gas light approximately 210 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218B of John F. Rellis and Theda M. Rellis of 1023 Parker Avenue, described as lot 39 of Parkers Re-Subdivision, to install one gas light approximately 130 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218C of Conny Elegert and Pansy Elegert of 1057 Parker

Avenue, described as lot 42 of Parkers Re-Subdivision, to install one gas light approximately 280 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218D of Arnold Wrotslvasky and Floyd Maruszewski of 1065 Parker Avenue, described as lot 43 of Parkers Re-Subdivision, to install one gas light approximately 330 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218E of Peter J. Mercier and Maureen W. Mercier of 1075 Parker Avenue, described as lot 44 of Parkers Re-Subdivision, to install one gas light approximately 380 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218F of The Parkstone Co., a Michigan corporation, of 1087 Parker Avenue, described as lot 45 of Parkers Re-Subdivision, to install one gas light approximately 430 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218G of John N. Nowasad of 1099 Parker Avenue, described as lot 46 of Parkers Re-Subdivision, to install one gas light approximately 475 feet north of E. Lafayette and 8½ feet west of curb.

Petition No. 9218H of Elsa B. Sheridan of 1038 Parker Avenue, described as lot 53 of Parkers Re-Subdivision, to install one gas light approximately 180 feet north of E. Lafayette and 8½ feet east of curb.

Petition No. 9218I of Hixie B. Sanford of 1060 Parker Avenue, described as lot 51 of Parkers Re-Subdivision, to install one gas light approximately 280 feet north of E. Lafayette and 8½ feet east of curb.

Petition No. 9218J of Bonnie Crowley and Charles E. Clemons and Grace E. Clemons of 1084 Parker Avenue, described as lot 48 of Parkers Re-Subdivision, to install one gas light approximately 340 feet east of E. Lafayette and 8½ feet east of curb.

Provided, that the necessary permit be obtained from the Department of Public Works; and

Provided, That said installations meet the requirements of any applicable Fire and Safety Codes; and

Provided, That permittee at the time of obtaining the permit files with the City Controller an agreement, in form approved by the Corporation Council, 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 providing for 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 encroachments; and

Provided, That no rights in the

public streets, alleys or other public places shall be considered waived by this resolution, which resolution is adopted expressly on condition that said encroachments shall be removed at the expense of the permittee at any time when so directed by resolution of the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department of Public Works by and at permittee's expense; 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 removal of said encroachments; and further that permittee acquires no implied or other privileges hereunder not expressly stated herein; and

Provided, That said 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:

ROBERT REESE

Corporation Counsel

Adopted as follows:

Yeas—Councilmen Browne, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—7.
Nays—None.

Corporation Counsel

January 23, 1970

Honorable Common Council:

Re: Joan Myland v. Famous Upholstering Corporation, et al, Wayne Circuit Civil Action No. 144040.

Gentlemen —Two Detroit police officers are charged in the above-entitled case with assisting a Common Pleas bailiff in repossessing property from the plaintiff. Through an error of the Famous Upholstering Corporation, the debtor named and the property described did not accord with the facts.

The police officers state that they took no more than a passive part in the attempted repossession but the plaintiff charges that they actively participated in breaking down her door and searching her apartment.

Because the attempted repossession turned out to be wrong and unlawful, I am certain a jury would give a judgment for plaintiff and I am not confident that they would make any fine distinctions as to the conduct of the police officers at the scene.

Accordingly, in the belief that the ends of justice will be best served, I respectfully recommend that your Honorable Body authorize the payment of One Hundred Fifty (\$150.00) Dollars for full settlement.

Respectfully submitted,
THOMAS GALLAGHER

Assistant Corporation Counsel

By Councilman Levin:

Resolved, that the City Controller be and he is hereby authorized and directed to draw his warrant upon the proper account and the City Treasurer is hereby directed to issue his check in favor of Joan Myland and Martin A Eisenstadt, her Attorney, in the amount of \$150.00 in full settlement of any and all claims which the said Joan Myland may have against the Defendants Robert Brunette and Louis Glubaskas and the City of Detroit and all and sundry of its agents, servants and employees in connection with the incident on or about November 9, 1967, and that said amount be paid upon presentation of a release approved by the Office of the Corporation Counsel and discontinuance of pending litigation with reference to such claims.

Approved:

ROBERT D. McCLEAR

Acting Corporation Counsel

Not adopted as follows:

Yeas—None

Nays—Councilmen Browne, Hood, Levin, Tindal, Van Antwerp, Wierzbicki and President Ravitz—7.

Corporation Counsel

January 19, 1970

Honorable Common Council:

Gentlemen — This office recently received a letter from Alger F. Malo, Director of the Department of Streets and Traffic, wherein he has informed us that as a result of recent occurrences involving vehicles parked in front of fire hydrants and the potential hazard resulting from this type of violation, a meeting was recently held between representatives of the Detroit Fire Department, Police Department and the Department of Streets and Traffic. As a result of this meeting, a recommendation is being made for a change in Section 38-8-14 of the City of Detroit Code.

The present Section prohibits the parking of a vehicle within 15 feet of a fire hydrant. Because of the meaning of the word "park" and the fact that commercial vehicles are authorized in the Ordinance to utilize No Parking areas for loading and unloading operations, some difficulty has been encountered in providing adequate enforcement in this connection. It is felt that if this is changed to a No Standing violation, more adequate and effective enforcement can be provided.

Therefore, we are submitting to you