

Corporation Counsel

December 12, 1972

Honorable Common Council:

Re: Claim No. 25984; Mrs. Thelma Cox, injury.

Gentlemen — Sometime ago a hearing was held before you on the above matter, at which time Mr. Robert Harkness, attorney, indicated that he would file an amended claim notice telling more clearly where claimant fell.

Subsequent communication from Mr. Harkness diagramed in further detail the area where claimant fell and photograph of same is attached.

Medical report indicates injuries sustained with a diagnosis as follows: "Traumatic myocytis, tendonitis and fibrocitis involving the left leg, knee, shoulder and hip." Medical expenses amounted to \$435.00, including hospitalization and doctor.

Pursuant to your instruction at the time of the hearing, this office discussed settlement with claimant's attorney, and it has been agreed that a sum of \$950.00 would be acceptable.

Respectfully submitted,

ALFRED SAWAYA

Assistant Corporation Counsel

Approved:

MICHAEL M. GLUSAC

Corporation Counsel

By Councilman Hood:

Resolved, That the City Controller be and he is hereby authorized and directed to draw a warrant upon the proper fund in favor of persons or firms listed, in amount of \$950.00 as recommended for allowance in accordance with the foregoing communication from the Corporation Counsel, dated December 12, 1972, 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, Rogell, Van Antwerp, Wierzbicki and President Ravitz — 7.

Nays — None.

Corporation Counsel

December 18, 1972

Honorable Common Council:

Re: Dorothy Thomas vs. City of Detroit, Civil Action No. 146-140.

Gentlemen — We have reviewed the above captioned suit, the facts and particulars of which are set forth in the attached memorandum. From this review it is our considered opinion that a settlement in the amount of \$1,250.00 is in the best interest of the City of Detroit.

We, therefore, request your Honorable Body to authorize and direct the City Controller to draw his

warrant upon the proper fund in favor of Dorothy Thomas and Edward Traurig, her attorney, in the sum of \$1,250.00, to be delivered upon receipt of properly executed satisfaction of judgment.

Respectfully submitted,

KENNETH H. PHILLIPS

Assistant Corporation Counsel

Approved:

ROBERT D. McCLEAR

Acting Corporation Counsel

By Councilman Van Antwerp:

Resolved, That the City Controller be and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of Dorothy Thomas and Edward Traurig, her attorney, in the sum of \$1,250.00, in full payment of any and all claims which they may have against the City of Detroit as a result of injuries and/or damages sustained by Dorothy Thomas by the alleged failure of the City of Detroit to properly maintain a catch basin at or near the intersection of Joy Road and Stoepel on or about January 10, 1969, and that said amount be paid upon presentation of Satisfaction of Judgment approved by the office of the Corporation Counsel of lawsuit No. 146-140.

Adopted as follows:

Yeas — Councilmen Browne, Hood, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 7.

Nays — None.

Corporation Counsel

December 20, 1972

Honorable Common Council:

Re: Petition No. 5651 of Star Tool & Die Works, Inc., to construct an enclosed conveyor bridge across 23rd Street between Risdon and Penn Central Railroad, Detroit, Michigan.

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

Respectfully submitted,

CHRISTINE M. ROSSI

Assistant Corp. Counsel

By Councilman Van Antwerp:

Resolved, That the Department of Public Works and the Department of Buildings and Safety Engineering be and they are hereby authorized and directed to issue permits to Star Tool & Die Works, Inc., a Michigan Corporation, to construct an enclosed conveyor bridge across 23rd Street between Risdon and the Penn Central Railroad, Detroit, Michigan.

The encroachment is a conveyor bridge located 120 feet south of Risdon Avenue, spanning 23rd Street between two of petitioners existing buildings and without supports in the public right-of-way. The bottom of the structure will be 16 ft. 5 in. above the existing pavement, 14 ft. 0 in. in

width and 17 ft. 6 in. in height. The steel frame will be covered with anodized aluminum siding in a natural color.

Provided, That the necessary permits be obtained from the Departments of Public Works and Buildings and Safety Engineering and that same shall be constructed and maintained under the rules and regulations of said departments, the Department of Streets and Traffic, the City Plan Commission and the Public Lighting Commission in accordance with plans submitted to and approved by them; and

Provided, That permittee file with the office of the City Controller an Indemnity Bond in the sum of Twenty-five Thousand (\$25,000.00) Dollars, 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 permits 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 encroachment; and

Provided, That all costs for construction and the use of same shall be borne by permittee; and

Provided, That no advertising material of any type is displayed on any part of the bridge; and

Provided, That the issuance of permits for said installation shall not in any way waive the rights of the City to utilize the area for street widening or other purposes as may become necessary in the future; and

Provided, That said permittee shall be subject to any tax which may be levied against it pursuant to law with respect to this encroachment; 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 encroachment 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 said permittee at its sole cost and 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 encroachment and further that permittee acquire no implied or other privileges hereunder not expressly stated herein; and

Provided, That the securing of the necessary permits referred to herein shall be construed as acceptance of

the terms of this resolution by the permittee; and

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

Provided, That said permits shall be issued only after a certified copy of this resolution has been duly recorded in the office of the Wayne County Register of Deeds, by and at the permittee's expense.

Approved:

MICHAEL M. GLUSAC

Corporation Counsel

Adopted as follows:

Yeas — Councilmen Browne, Hood, Levin, Rogell, Van Antwerp, Wierzbicki, and President Ravitz — 7.

Nays — None.

Corporation Counsel

December 11, 1972

Honorable Common Council:

Gentlemen—The following Accounts Receivable are recommended for cancellation:

Fire Department

Willie Baker	K-37730	\$759.10
Louis M. Elliman	K-37572	147.02
Sharron Jobst	L-13505	261.60
Clarence King	K-60082	42.41
Jerry W. McKenzie	L-13549	20.86
Roosevelt Pickett	L-13545	111.45
Willie Lee		
Wetherspoon	L-13565	291.20
Gus Wiley	K-89840	75.13

Respectfully submitted,

MARY JANE LIDDY,

Assistant Corporation Counsel

APPROVED:

MARION M. HOLLEN,

Secretary

MICHAEL M. GLUSAC,

Corporation Counsel

W. I. STECHER,

Controller

Corporation Counsel

December 7, 1972

Honorable Common Council:

Gentlemen—The following Accounts Receivable are recommended for cancellation:

Motor Transportation

Dennis Campbell	L-00595	\$ 82.15
Earle D. Chambliss	L-12598	22.00
Cecil R. Cummings	K-48128	267.67
Silas Hudgins	K-66857	112.96
Rosevelt McCain, Jr.	L-12642	14.80
Raymond McKissick	K-76293	52.35

Michigan

Medical Services	L-05450	68.15
Fred Sawyer	K-67017	186.72
Joseph Srebernak	L-12615	36.31
Ralph A. Vacheresse	L-12573	47.15
Charles Ward, Jr.	L-05447	159.15

Respectfully submitted,

MARY JANE LIDDY,

Assistant Corporation Counsel

APPROVED:

CLARENCE C. RUSSELL,

Commissioner

MICHAEL M. GLUSAC,

Corporation Counsel

W. I. STECHER,

Controller