

of Detroit, Board of Wayne County Commissioners, the Detroit Board of Education, Wayne County Community College and Wayne County Intermediate School District; and

Whereas, October 14, 1976, a public hearing was held on the question of the establishment of the proposed Industrial Development District at which Pivot Manufacturing Company and other residents and taxpayers of the City of Detroit had an opportunity to be heard; now, therefore, be it

Resolved, That the industrial property located at 12685 Stout and more particularly described in Exhibit A be; and it is hereby established as an Industrial Development District shall be and hereby is designated City of Detroit Industrial Development District No. 7.

Approved:

KERMIT G. BAILER
Corporation Counsel

EXHIBIT "A"

Land in the City of Detroit, County of Wayne, State of Michigan, described as follows:

Lots 435 thru 446
Brightmoor-Rigoulot Subdivision
Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Law Department

October 14, 1976

Honorable City Council:

Re: Farmcrest, Inc., Expansion of City of Detroit Plant Rehabilitation District No. 20, Located at 3600 Toledo Avenue.

Enclosed for your consideration is a resolution expanding Plant Rehabilitation District No. 20 as requested by Your Honorable Body at the public hearing held on October 14, 1976.

Respectfully submitted,
CARL RASHID, JR.,
Asst. Corporation Counsel

By Council Member Kelley:

WHEREAS, pursuant to Act No. 198 of the Public Acts of 1974, as amended, this City Council has established Plant Rehabilitation District No. 20 within the boundaries of the City of Detroit; and

WHEREAS, the Farmcrest, Inc., (Petition 3390) has petitioned this Council to expand said Plant Rehabilitation District No. 20 at a location generally known as 3600 Toledo Avenue and more particularly described in Exhibit A; and

WHEREAS, it has been found and determined that property comprising not less than 50% of the State equalized valuation of the industrial property within the proposed district is obsolete; and

WHEREAS, the Farmcrest, Inc., is the owner of all of the property located within the proposed expanded Plant Rehabilitation District; and

WHEREAS, written notice has been given by certified mail to Farmcrest, Inc., of the Council's pending action on this resolution and of its right to a hearing on the expansion of said district as well as the Assessments Division of the Finance Department of the City of Detroit, Board of Wayne County Commissioners, the Detroit Board of Education, Wayne County Community College and Wayne County Intermediate School District; and

WHEREAS, on October 14, 1975, a public hearing was held on the question of the expansion of said district at which representatives of Farmcrest, Inc., and other residents and taxpayers of the City of Detroit had an opportunity to be heard; now, therefore be it

RESOLVED, that the City of Detroit Plant Rehabilitation District No. 20 be expanded to include such property as is described in Exhibit A.

Approved:

KERMIT G. BAILER
Corporation Counsel

EXHIBIT "A"

Land in the City of Detroit, County of Wayne, State of Michigan described as follows:

Lots 153 - 152 - 145 - 144 - 137 - 136 - 129 - 128 and vac 25th st adj Scotten, Lovett and Davis sub plats WCR 12-289

E West Grand Boulevard N-30.01' of lot 143 and lots 146 - 151 - 154 - 159 and vac alley adj Scotten, Lovett and Davis sub plats WCR 12-289

Adopted as follows:
Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.
Nays — None.

Law Department

October 13, 1976

Honorable City Council:

Re: Petition No. 3981 — Church's Fried Chicken, Inc., to change name on authorization for building encroachment at 1554-56 Woodward.

Pursuant to your request, this office has prepared the appropriate resolution granting the above petition in accordance with the recommendation of the City department involved.

Respectfully submitted,
NANCY A. McCAUGHAN,
Asst. Corporation Counsel

By Council Member Kelley:

WHEREAS, the Petitioner, CHURCH'S FRIED CHICKEN, INC., has acquired the property located at 1554-56 Woodward; and

WHEREAS, the previous owner of the property, Wayne Federal Savings & Loan Association was granted an encroachment permit on February 7, 1957, the same being reported in J.C.C. 215-6; and

WHEREAS, the previous encroachment permit granted permission to apply a marble veneering to the front wall of the building on said premises,

to encroach 2½ feet into Woodward Ave., for a distance of 30 ft., width of the building; and

WHEREAS, Petitioner now seeks to change the name on the encroachment to reflect the new ownership; and

WHEREAS, the Committee of the Whole of the City Council concurs with the recommendation of the Department of Buildings and Safety to grant the Petitioner's request.

NOW, BE IT RESOLVED, that the resolution permitting the Petitioner to have his name placed on the encroachment permit be granted.

PROVIDED, that permittee at the time of obtaining said permits file with the Finance Department an indemnity agreement in form approved by the Law Department, 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 encroachments.;

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 encroachment shall be removed at the expense of the permittee at any time when so directed by City Council, and that the public property so affected shall be restored to a condition satisfactory to said department by said permittee at its expense;

PROVIDED, that this resolution is revocable at the will, whim, or caprice of the City Council, and permittee hereby expressly waives any right to claim damages or compensation for removal of encroachment, and further, that permittee acquires no implied or other privileges hereunder not expressly stated herein:

PROVIDED, that these permits shall not be assigned or transferred without the written approval of the City Council:

PROVIDED, that the filing of the indemnity agreement and the securing of the necessary permits referred to herein shall be construed as acceptance of this resolution by the permittee;

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:

KERMIT G. BAILER

Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Law Department

October 15, 1976

Honorable City Council:

Re: Grace Matheson vs. City of Detroit, Civil Action No. 73 246-606 CP.

We have reviewed the above captioned lawsuit, 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 \$2,500.00 is in the best interest of the City of Detroit.

We, therefore, request your Honorable Body to direct the Finance Director to issue his draft in the amount of \$2,500.00 payable to Grace Matheson and her attorney, Lopatin, Miller, Binds and Freedman, to be delivered upon receipt of releases and an order of dismissal satisfactory to the Law Department.

Respectfully submitted,
SYLVESTER DELANEY,
Asst. Corporation Counsel

Approved:

KERMIT G. BAILER

Corporation Counsel

By Council Member Kelley:

RESOLVED, that the Finance Director be, and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of GRACE MATHESON and her attorney LOPATIN, MILLER, BINDES and FREEDMAN, in the sum of \$2,500.00 in full payment of any and all claims which they may have against the City of Detroit by reason of the injuries and damages allegedly sustained by Grace Matheson on or about April 28, 1973 as a result of the allegedly improperly maintained public sidewalk in the 7400 block of East Jefferson, and that said amount be paid upon presentation of releases and an Order of Dismissal satisfactory to the Law Department.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, Rogell, and President Levin — 9.

Nays — None.

Law Department

July 26, 1976

Honorable City Council:

Re: Althea Y. Perkins vs. The City of Detroit, et al, Civil Action No. 75 083 404 CZ.

Representation by the Oaw Department of the police officer(s) listed below is hereby requested, as we concur with the recommendation of the Chief of Police. Copies of the relevant reports are attached hereto.

Police officer(s): Gregory B. Gas-kin, David W. Babcock, John T. Gallaher, Lyle LePage, and Patrick H. Murray.

Respectfully submitted,
JAMES H. DANIEL,
Asst. Corporation Counsel

Approved for representation:

KERMIT G. BAILER

Corporation Counsel