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an *ad hoc* member on last Tuesday. Following your direction to solicit interest from the community, the Advisory Board staff is happy to provide Andrew Linn for the second appointment. A resolution of appointment is attached for your consideration.

Staff is available to answer any questions you may have.

Respectfully submitted,
MARCELL R. TODD, JR.

Director

By Council Member Watson:

Whereas, The City Council has adopted a resolution for study of the Helen Newberry Nurses Homes as a proposed Historic District, and

Whereas, Chapter 25, Article II of the 1984 Detroit City Code requires the appointment of *ad hoc* members to the Historic Designation Advisory Board to represent the interests of property owners and those interested in the preservation of this historic resource,

Now, Therefore, Be It Resolved, That the City Council appoints Mr. Andrew Linn, 491 W. Hancock, Detroit 48201, as an *ad hoc* member of the Historic Designation Advisory Board in connection with the study of the Helen Newberry Nurses Home, a proposed Historic District.

Adopted as follows:

Yeas — Council Members Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President Conyers — 7.

Nays — None.

Planning & Development Department

March 12, 2009

Honorable City Council:

Re: Request for Public Hearing regarding the Approval of an Obsolete Property Rehabilitation Certificate, for the Newberry Hall Development, LLC in the area of, 100 Willis, Detroit, MI, in accordance with Public Act 146 of 2000.

The Planning & Development Department and the Finance Department have reviewed the application of the "Newberry Hall Development, LLC" and find that it satisfies the criteria set forth by PA 146 of 2000 and would be consistent with development and economic goals of the Master Plan.

Public Act 146 of 2000 states, "the legislative body of the qualified local governmental unit, not more than 60 days after receipt of the application by the clerk, shall by resolution either approve or disapprove the application for an obsolete property rehabilitation exemption certificate in accordance with section 8 and other provisions of this act." Prior to acting upon the resolution, a public hearing must be held, and the City Clerk must provide written notice of the public hearing to the assessor and to the governing body of each taxing unit that levies an ad valorem

tax within the eligible district, said notice to be made not less than 60 days prior to your Honorable Body's adoption of said resolution.

We request that a Public Hearing be scheduled on the issue of approving the application for the Obsolete Property Rehabilitation Certificate. Attached for your consideration, please find a resolution establishing a date and time for the public hearing.

Respectfully submitted,
DOUGLASS J. DIGGS

Director

By Council Member Collins:

Whereas, Pursuant to Public Act No. 146 of 2000 ("the Act") this City Council may adopt resolution which approves the application of an Obsolete Property Rehabilitation Certificate within the boundaries of the City of Detroit; and

Whereas, The Newberry Hall Development, LLC has made application for an Obsolete Property Rehabilitation Certificate whose boundaries are particularly described in Exhibit A (legal description) and illustrated in the map attached hereto; and

Whereas, Prior to such approval, the City Council shall provide an opportunity for a Public Hearing, at which Public Hearing on such adoption of a resolution providing such tax exemption, at which Public Hearing representatives of any taxing authority levying *ad valorem* taxes within the City, or any other resident or taxpayer of the City of Detroit may appear and be heard on the matter.

Now Therefore Be It

Resolved, That on the APRIL 8, 2009 @ 10:15 in the City Council Committee Room, 13th floor, Coleman A. Young Municipal Center, a Public Hearing be held on the above described application and be it finally

Resolved, That the City Clerk shall give notice of the Public Hearing to the general public and shall give written notice of the Public Hearing by certified mail to all taxing authorities levying an *ad valorem* tax within the City of Detroit, such notices to be provided no earlier than sixty (60) days prior to the public hearing.

Adopted as follows:

Yeas — Council Members Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President Conyers — 7.

Nays — None.

Department of Public Works City Engineering Division

March 5, 2009

Honorable City Council:

Re: Petition No. 1632 — F&M Auto Sale Inc. request vacation of alley and installation of gate behind business at 13228 E. Eight Mile Road, at Alcoy and JoAnn Streets.

Petition No. 1632 of "F&M Auto Sale Inc.", whose address is 13228 E. Eight

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Mile Road, Detroit, Michigan 48205, request for temporary closure of a portion of the East-West public alley, 20 feet wide, in the block bounded by East Eight Mile Road, 204 feet wide, Collingham Drive, 60 feet wide, JoAnn Avenue, 60 feet wide, and Alcoy Avenue, 60 feet wide in order to prevent the illegal dumping and unwanted debris.

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

All involved City departments and privately owned utility companies have reported no objections to the proposal, provided they have the right to ingress and egress at all time to their facilities.

You will find attached an appropriate resolution, for your Honorable Body's consideration, authorizing the City Engineering Division - DPW to issue permits to close said alley, on a temporary basis (for a period of five (5) years) to expire on March 1, 2014.

Respectfully submitted,

JESSY JACOB

City Engineer

City Engineering Division — DPW

By Council Member Collins:

Whereas, The City Engineering Division — DPW is hereby authorized and directed to issue permits to "F&M Auto Sale Inc. and/or assigns" the Easterly half of the East-West public alley, 20 feet wide, in the block bounded by East Eight Mile Road, 204 feet wide, Collingham Drive, 60 feet wide, JoAnn Avenue, 60 feet wide, and Alcoy Avenue, 60 feet wide. Being all that part of the East-West public alley, 20 feet wide, lying Northerly of and abutting the North line of Lot 297, and lying Southerly of and abutting the South line of Lots 291 through 296, both inclusive all in the "Waltham Manor Subdivision" of the West 3/4 of North 1/2 of Northeast 1/4 of Section 2, T. 1 S., R. 12 E., City of Detroit, Wayne County, Michigan as recorded in Liber 54, Page 55 Plats, Wayne County Records; on a temporary basis (for a period of five (5) years) to expire on March 1, 2014;

Provided, That the petitioner shall file with the Finance Department and/or City Engineering Division - DPW an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and the faithful or unfaithful performance by the petitioner of the terms thereof. Further, the petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closing; and

Provided, That access gates are installed, and ingress/egress is provided and maintained for all property owners and businesses adjacent to or directly

impacted by said closure. The TED also requires that the petitioner contact the Operations Section of TED for deploying proper signage barricades and detour routes during the closure period (if necessary); and

Provided, That the petitioner, all other property owners and business owners adjacent to or directly impacted by said closure is still responsible for the maintenance and/or upkeep of that portion of the public alley that abuts his/her property; and further

Provided, No buildings or other structures of any nature whatsoever (except necessary barricades), shall be constructed on or over the public rights-of-way. The petitioner shall observe the rules and regulations of the City Engineering Division - DPW. The City of Detroit retains all rights and interests in the temporarily closed public rights-of-way. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public rights-of-way. Further, the petitioner shall comply with all specific conditions imposed to ensure unimpeded 24-hour-per-day access to the City and utility companies; and

Provided, All of the petitioner's public property fence, gate and barricade installations shall be subject to the review and approval of the City Engineering Division - DPW, (if necessary, in conjunction with the Traffic Engineering Division - DPW, and the Planning and Development Department); and

Provided, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporary closed public rights-of-way. Further, the placement of materials, merchandise, or signs on any adjacent berm area is prohibited; and

Provided, That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Division - DPW by the petitioner, at the petitioner's expense; and

Provided, The petitioner's fence, gate and barricade installations shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles; and

Provided, This resolution is revocable at the will, whim or caprice of the Detroit City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and

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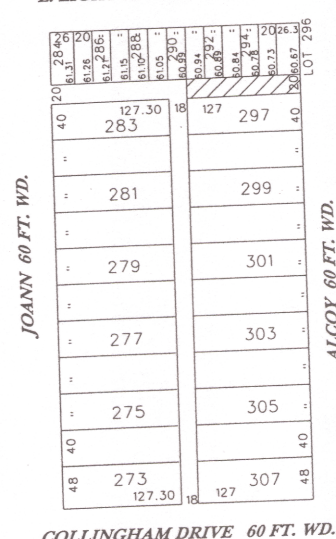
Provided, This permit shall not be assigned or transferred without the written approval of the Detroit City Council; and further

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

PETITION NO. 1632
 F&M AUTO SALE, INC.
 13228 E. EIGHT MILE RD.
 DETROIT, MI 48205
 c/o FARIS ORAHA
 PHONE NO. 313-372-9655, CELL 248-802-7222




E. EIGHT MILE ROAD 204 FT. WD.



JOANN 60 FT. WD. **ALCOY 60 FT. WD.**

COLLINGHAM DRIVE 60 FT. WD.

 **REQUESTED TEMPORARY CLOSURE**

(FOR OFFICE USE ONLY) **CARTO 94C**

B												
A	REQUESTED TEMPORARY CLOSURE A PORTION OF THE THE EAST/WEST PUBLIC ALLEY IN THE AREA OF E. EIGHT MILE, ALCOY, JOANN AND COLLINGHAM.										CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
DESCRIPTION		REVISED	CHECKED	APPROVED	DATE	JOB NO. 01-01						DRAWING NO. x1632.dgn
DRAWN BY ahb		CHECKED	APPROVED									
DATE 6/11/07		APPROVED										

Adopted as follows:
 Yeas — Council Members Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President Conyers — 7.
 Nays — None.

**PUBLIC HEALTH AND SAFETY
 STANDING COMMITTEE
 Finance Department
 Purchasing Division**

March 17, 2009

Honorable City Council:
 The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

2721583 — (CCR: November 1, 2006, November 20, 2007, July 1, 2008, July 15,

2008, October 21, 2008) — Description of commodity: Furnish Salt, State of Michigan Contract — Contract period: September 1, 2006 through August 31, 2009 — Original department estimate: \$4,577,856.00 — Requested dept. increase: \$746,646.56 — Total contract estimated expenditure to: \$5,324,502.56 — Total expended on contract: \$4,552,436.16 — Detailed reason for increase: Increased amount of snowfall not anticipated — Vendor: Morton Salt, P.O. Box 93052, Chicago, IL 60673-3052. **DPW.**

Respectfully submitted,
MEDINA NOOR
 Director
 Finance Dept./Purchasing Div.