

Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 8.
 Nays — None.
 *WAIVER OF RECONSIDERATION (No. 14) per motions before adjournment.

**Department of Public Works
 City Engineering Division
 August 31, 2009**

Honorable City Council:
 Re: Petition No. 3427 — T.S. Quatro Company, Inc. request for the temporary closure of the east-west public alley behind 2497 Davison.
 Petition No. 3427 of "T.S. Quatro Company, Inc." whose address is 201

North Park Street, Ypsilanti, Michigan 48198, request permission to temporary close the east-west public alley, 18 feet wide, in the block bounded by West Davison Avenue, 120 feet wide, Waverly Avenue, 50 feet wide, LaSalle Avenue, 80 feet wide, and Linwood Avenue, 86 feet wide. This request is needed to provide parking to facilitate the reconstruction of the Ace Hardware Store.
 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 times to their facilities.

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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 East-West public alley, 18 feet wide, on a temporary basis (for a period of five (5) years) to expire on September 1, 2014.

Respectfully submitted,
JESSY JACOB, P.E.

City Engineer

City Engineering Division — DPW
By Council Member Collins:

The City Engineering Division — DPW is hereby authorized and directed to issue permits to "T.S. Quatro Company, Inc." whose address is 201 North Park Street, Ypsilanti, Michigan 48198 to close the east-west, open public alley, 18.00 feet wide, described as lying Northerly of and abutting the North line of Lots 173 through 188, both inclusive, and lying Southerly of and abutting the South line of Lots 157 through 172, both inclusive, all in the "Robert Oakman's Indiandale Subdivision" on Northwest 1/4 of 1/4 Section 14 10,000 Acre Tract, Greenfield Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 34, Page 91, Plats, Wayne County Records on a temporary basis (for a period of Five (5) years) to expire on September 1, 2009;

Provided, That the permit shall be issued with other consideration or after the City Clerk has recorded a certified copy of the resolution with Wayne County Register of Deeds; and

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 defend, 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 Detroit Water and Sewerage Department (DWSD) forces shall have free and easy access to the water main and sewer facilities at all times to permit proper operation, maintenance and if required, alteration or repair of the water main and sewer facilities. Free and easy access shall mean that no structures or storage of materials will be allowed upon the temporarily closed alley to hinder the movement of maintenance equipment; and further

Provided, That should the water main

and/or sewer facilities be broken or damaged as a result of any action on the part of the petitioner or assigns, then in such event the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged water main and appurtenances, and waives all claims for damages; 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, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporarily 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 must only be installed in such a way to not prohibit pedestrian traffic within the sidewalk space; and

Provided, This resolution is revocable at the will, whim or caprices 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

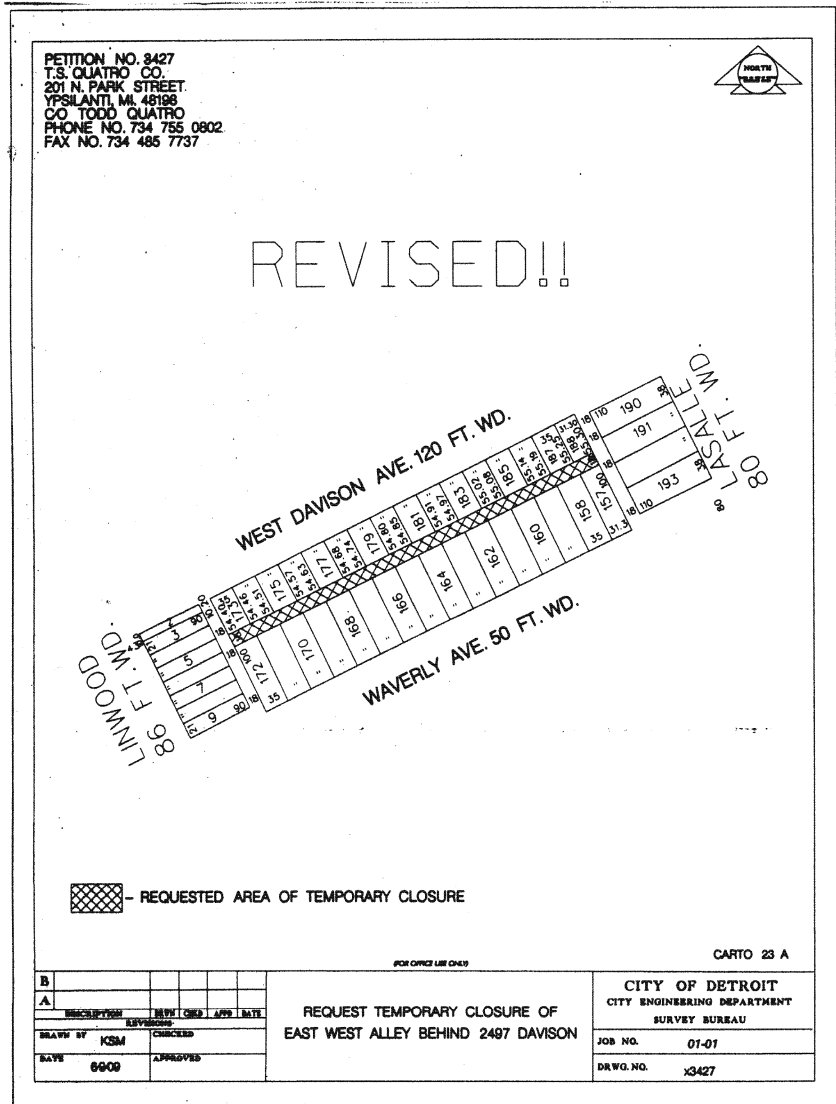
Provided, This permit shall not be assigned or transferred without the written approval of the Detroit City Council; and further

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

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Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 8.
 Nays — None.
 *WAIVER OF RECONSIDERATION (No. 15) per motions before adjournment.

**Detroit Workforce Development
 Department
 A Michigan Works! Agency
 Finance and Administrative Services**

August 13, 2009

Honorable City Council:
 Re: Authority to accept WIA Rapid Response Program Funding from the Michigan Department of Energy, Labor and Economic Growth.
 The Detroit Workforce Development

Department has received funding in the amount of \$11,440.00 for the WIA Rapid Response Program from the Michigan Department of Energy, Labor and Economic Growth.

The Detroit Workforce Development Department plans to use the expected funding to cover rapid response expenditures associated with the establishment and maintenance of a Joint Adjustment Committee to represent the interests of the employees at the Detroit Public Schools.

We request your authorization to accept the expected funding for Appropriation number 12740 in the amount of \$11,440.00 for Fiscal Year 2009.

The Detroit Workforce Development Department respectfully requests your