

By Councilman Rogell:

Resolved, That contract with Michigan Hockey Referees Ass'n., referred to in the foregoing communication, be and the same is hereby confirmed.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, and President Ravitz — 7.

Nays — None.

#### Department of Police

Honorable Common Council:

Re: Revision to LEAA Grant No. 0747-03 and extension of related contracts.

Beginning in the fall of 1970, the Detroit Police Department undertook, with the assistance of substantial OCJP-LEAA funding, a massive program of reorganization and operations improvement. That program is now essentially complete. Partly as the result of those efforts, the crime rate in the city has dropped continuously. However, in spite of an overall decrease in crime, specific problems continue to plague the city: rape and aggravated assault continue to increase, breaking and entering persists at an unconscionable rate, and narcotics activity continues. The apparent decrease in crime has not adequately reduced the anxiety of the citizens of Detroit.

For this reason, I have requested that the Governor's Office of Criminal Justice Programs authorize a transfer of the LEAA funds saved as a result of competitive bidding for radio equipment and improvement in systems design for a crime control and community relations program. The Department had already arranged all necessary matching funds, therefore, no additional match is required. The essence of this program is to:

Reduce the Incidence of Rape

Reduce the Incidence of B & E and Burglary

Implement Added Systems Improvements

Implement Added Operations Improvements

Determine the Feasibility of Added Operations Changes — including a new approach to reducing the incidences of aggravated assault, narcotics offenses and the incidence of our citizens and visitors being disturbed by drunks and bums, particularly in our downtown streets and parks.

On Thursday, November 15, 1973, I received official approval from the Governor's Office of Criminal Justice Programs authorizing a transfer of LEAA funds in order to implement the aforementioned program. It should be noted that these grant adjustments covering the five program areas must be completed by December 31, 1973. In order to meet this December 31, 1973 date, it is necessary to use consultants

experienced in the Detroit System. Therefore, Arthur Andersen and Touche Ross have been approved by the Governor's Office of Criminal Justice Programs and the Chicago Regional LEAA Office.

I am, therefore, respectfully asking Council to approve the LEAA grant amendments and confirm the attached contract amendment in the amount of \$582,800.

Respectfully submitted,

PHILIP G. TANNIAN

Commissioner

Approved:

W. I. STECHER

Controller

By Councilman Eberhard:

Whereas, the City of Detroit has received approved adjustments to Grants No. 0747-03 and No. 12876-1, for implementation of the Commissioner's Crime Control and Community Relations Program from the Governor's Office of Criminal Justice Programs, now therefore be it

Resolved, That contract (No. 45951) dated April 3, 1973 between the City of Detroit and Arthur Andersen & Co. and Touche, Ross & Co. for professional services be and is hereby extended, modified, and increased by \$582,800 with all payments to be made to the prime contractor, Touche, Ross & Company; and be it further

Resolved, That the Contract amendment is considered approved and confirmed when approved as to form by the Corporation Counsel and confirmed as to funds by the Controller; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to honor vouchers when presented in accordance with the said contract modifications and this resolution.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, and President Ravitz — 7.

Nays — None.

#### Department of Public Works

November 8, 1973

Honorable Common Council:

Re: Petition No. 5059, Mildred Jolly, et al, Conversion to Easement of the 10 foot wide alley second north of Lafayette, east of Shipherd.

The above petition requests the conversion of the above described alley into an easement for public utilities. The requested conversion into easement for public utilities was approved by the City Plan Commission. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

All involved City departments and privately-owned utility companies reported that they have no objections to the conversions of public right-of-way into easement provided that

proper provisions are incorporated into the vacating resolution protecting their installations located therein.

Petition No. 5059 was initiated by Mrs. Mildred Jolly to facilitate the purchase of City-owned lot 63, immediately north of this easement. The existence of a designated alley eliminated the possibility of attaching this City-owned lot to the purchaser's property by means of our restrictive covenant. Upon this conversion to an easement, Mr. and Mrs. Jesse Jolly and their neighbors, Mr. and Mrs. Andrew Jones, qualify as adjoining owners to this City-owned lot.

The City of Detroit acquired lot 63, on the east side of Shipherd, between Lafayette and Agnes, as a tax reverted parcel from the State of Michigan. The lot measures 60' x 165' and is zoned R-2.

The Community Development Commission has received two offers to purchase for Lot 63. One offer from Jesse Jolly and Mildred Jolly, his wife, and Jesse Jolly, Jr. is in the amount of \$475 cash for that portion of lot 63, north of their property line. The second offer is from Andrew J. Jones and Nancy Jones, his wife, in the amount of \$525 cash for that portion of Lot 63, north of their property line. This difference in price reflects the fact that there is a difference of approximately 660 square feet in the division of the lot. This was done to continue the north-south property line between the Jolly's and the Jones' straight across Lot 63.

Your Honorable Body's approval to accept these Offers to Purchase and the adoption of the attached resolution is recommended.

Respectfully submitted,  
CLARENCE C. RUSSELL  
Commissioner  
JOHN P. KANTERS  
Director  
Comm. Development Comm.

By Councilman Eberhard:

Resolved, That all that part of the east-west alley, 10 feet wide, in the block bounded by Shipherd, Van Dyke, Lafayette, and Agnes, lying southerly of and abutting the southerly line of the easterly 143 feet of the westerly 145.84 feet of lot 63 of Shipherd's Subdivision of lots 64, 67, 68, 71, 72, 75, and 76 of the subdivision of the Van Dyke Farm, being Private Claim 100 and 679 lying between Jefferson Avenue and Mack Road, Hamtramck, Wayne County, Michigan, as recorded in Liber 14, Page 61, Plats, Wayne County records,

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and

by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alley hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth.

SECOND, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including but not limited to concrete slabs or driveways, retaining or partition walls except necessary line fence) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by the Department of Public Works,

THIRD, that if at any time in the future the owners of any lots abutting on said vacated alley shall request the removal and-or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located shall pay all costs incidental to such removal and-or relocation, unless such charges are waived by the utility owners,

PROVIDED FURTHER, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

Resolved, That the Community Development Commission be and is hereby authorized to accept the Offer to Purchase submitted by Jesse Jolly and Mildred Jolly, his wife, and Jesse Jolly, Jr. for the purchase of property described on the tax rolls as:

Land in the City of Detroit, Wayne County, Michigan, being Lot 63, except the E'ly 87.75 feet thereof of Shipherd's Sub of Lots 64, 67, 68, 71, 72, 75 and 76 of the Sub of the Van Dyke Fm being P.C. 100 and 679 lying bet. Jefferson Ave. and Mack Rd., Hamtramck, Wayne County, Mich., as rec'd in L 14, P 61, Plats W.C.R. for the sum of \$475 cash, the City of Detroit to furnish Title Insurance, and be it further

Resolved, That said deed include the following clause:

This conveyance is given subject to the following restrictive covenant

which shall be construed as a covenant running with the land and shall be binding upon the Grantee named herein and the successors and assigns thereof.

No structure shall be erected, placed or permitted to remain on the land herein conveyed except and only as such is made and used as part and parcel of all that part of Lot 1 and 2 described as beg at the NW cor of Lot 1, thence E'ly along the N line of said Lot 1, 72 feet, thence S'ly and parallel to the W'ly line of Lots 1 and 2 of said sub 43.26 feet to a point, thence W'ly 72.02 feet to a point on the W'ly line of Lot 2, said point being S'ly 41.95 feet from the NW cor of said Lot 1, thence 41.95 feet to place of beg, Bewick's Sub of Lots 82, 83 and 84, Van Dyke Farm, Detroit, Wayne County, Mich. Rec'd L. 19, P. 93 Plats, W.C.R., the abutting property of which the Grantee herein is the title holder.

and be it further

Resolved, That the Community Development Commission be and is hereby authorized to accept the Offer to Purchase submitted by Andrew J. Jones and Nancy Jones, his wife, for the purchase of property described on the tax rolls as:

Land in the City of Detroit, Wayne County, Michigan, being the E'ly 87.75 feet of Lot 63 of Shipherd's Sub of Lots 64, 67, 68, 71, 72, 75, and 76 of the Sub of the Van Dyke Fm, being P.C. 100 and 679, lying between Jefferson Ave. and Mack Rd., Hamtramck, Wayne County, Mich. as rec'd in L. 14, P 61, Plats, W.C.R.

for the sum of \$525 cash, the City of Detroit to furnish Title Insurance, and be it further

Resolved, That said deed include the following clause:

This conveyance is given subject to the following restrictive covenant which shall be construed as a covenant running with the land and shall be binding upon the Grantee named herein and the successors and assigns thereof.

No structure shall be erected, placed or permitted to remain on the land herein conveyed except and only as such is made and used as part and parcel of Lots 1, 2 and "A" described as: Bg at a point on the n'ly line of Lot 1, dis. 72 ft e'ly from NW cor of said Lot 1, thence e'ly along n'ly line of Lot 1 and Lot "A" 71 ft to a point; thence s'ly and parallel with e'ly line of Lots 1 and 2, 44.55 ft to a point, thence w'ly 71.02 ft to a point, said point being 72 ft from the w'ly line of Lots 1 and 2 measuring at right angles; thence n'ly and parallel to the w'ly line of Lots 1 and 2, 43.25 ft to the point of beginning, Bewick's Sub of Lots 82, 83 and 84, Van Dyke Farm, Detroit, Wayne Cty, Mich. Rec'd L. 19, P. 93 Plats, W.C.R. the abutting property of which the Grantee herein is the title holder.

and be it further

Resolved, That the Corporation Counsel be and is hereby authorized and directed to prepare said deeds.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, and President Ravitz — 7.

Nays — None.

#### Department of Public Works

November 9, 1973

Honorable Common Council:

Re: Petition No. 6228, Masco Corporation, Vacation of a portion of the north-south public alley south of Marquette between Commonwealth and Trumbull.

The above petition requests the vacation of a portion of the above described alley. The requested vacation was approved by the City Plan Commission. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

An easement is reserved in the vacating resolution for the Detroit Edison Company and the Michigan Bell Telephone Company for the maintenance of their installations located in the public right-of-way to be vacated.

Proper provisions are incorporated into the vacating resolution protecting the City's interest in sewers located or to be located in the public right-of-way to be vacated.

All other involved City departments and privately-owned utility companies reported that they have no objection to the proposed vacation or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,

CLARENCE C. RUSSELL

Commissioner

By Councilman Eberhard:

Resolved, That all that part of the north-south public alley, 20 feet wide, south of Marquette between Commonwealth and Trumbull Avenues abutting the rear line of lots 4 to 19 and lots 43, 50, 58 of D. B. Woodbridge's Subdivision of the north part of the Woodbridge Farm, Detroit, Wayne County, Michigan, as recorded in Liber 11, Page 7, Plats, Wayne County Records,

be and the same is hereby vacated as a public alley and is hereby converted into an easement of the full width of the alley for the Detroit Edison Company and the Michigan Bell Telephone Company, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit: