

Finance Director to issue his draft in the amount of \$80.00 payable to Howard Lang and Jared P. Buckley, his attorney, and in the amount of \$600.00 payable to Quitman Loyd and Leonidas M. Tavoularis, his attorney, and in the amount of \$1,200.00 payable to Marion Hollis and John Hollis and Nelson S. Chase, their attorney, for total payments of the amount of \$1,880.00, to be delivered upon receipt of properly executed releases and a discontinuance of the lawsuits satisfactory to the Law Department.

Respectfully submitted,
KENNETH H. PHILLIPS
 Asst. Corporation Counsel

Approved:

KERMIT G. BAILER
 Corporation Counsel

By Council Member Eberhard:

RESOLVED, That the Finance Director be and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of \$80.00 payable to Howard Lang and Jared P. Buckley, his attorney, and in the amount of \$600.00 payable to Quitman Loyd and Leonidas M. Tavoularis, his attorney, and in the amount of \$1,200.00 payable to Marion Hollis and John Hollis and Nelson S. Chase, their attorney, for total payments of the amount of \$1,880.00, in full payment of any damages which they may have against the City of Detroit by reason of the City of Detroit's alleged failure to maintain a stop sign at the intersection of Sylvester and Burns Streets in the City of Detroit on November 2, 1969, and that said amounts be paid upon presentation of releases and a discontinuance of civil actions numbered 72-212-140-ND and 73-212-142-NI satisfactory to the Law Department.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, and President Levin — 8.

Nays — None.

Law Department

March 26, 1975

Honorable City Council:

Re: Alan Yarbrough, Edwin L. Dowell, and Robert Young vs City of Detroit, a municipal corporation, Civil Action No. 72-225-146-CZ

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 \$1,800.00 is in the best interests of the City of Detroit.

We, therefore, request your Honorable Body to direct the Finance Director to issue his draft in the amount of \$1,800.00 payable to Alan Yarbrough, Edwin L. Dowell, and Robert Young, and James Rifkin, their attorney, to be delivered upon receipt

of releases and an order of dismissal satisfactory to the Law Department.

Respectfully submitted,
GREGORY E. SNOW
 Assistant Corporation Counsel

Approved:

KERMIT G. BAILER
 Corporation Counsel

By Council Member Henderson:

RESOLVED, That the Finance Director be and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of Alan Yarbrough, Edwin L. Dowell, and Robert Young, and James Rifkin, their attorney, in the sum of \$1,800.00, in full payment for reason of injury and/or damages sustained by Alan Yarbrough, Edwin L. Dowell, and Robert Young, as a result of an automobile accident which occurred on September 11, 1972 in the City of Detroit, 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, and President Levin — 8.

Nays — None.

Law Department

April 2, 1975

Honorable City Council:

Re: Petition No. 1515, Michigan Consolidated Gas Co., installation of underground gas line through Delray Playfield.

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

Respectfully submitted,
JOHN E. CROSS

Assistant Corporation Counsel
 By Council Member Kelley:

Resolved, That the City Council does hereby grant an easement to Michigan Consolidated Gas Company for the relocation of a gas main presently located on Copeland Street and which is proposed to be vacated. Such easement to be twenty feet (20') wide upon and under the City of Detroit property known as Delray Memorial Playfield.

Said easement shall reserve to Michigan Consolidated Gas Company the right to operate, maintain, inspect, repair, replace, relocate, abandon, and remove, at will, aforesaid gas main and the necessary appurtenances thereto, together with the right of ingress and egress, and that no building or other structure shall be erected on or over said premise.

The easement above is described as a strip of land having an uniform width (measured at right angles) lying southerly of and being the south twenty feet (20') of the following parcel of land:

"That part of Private Claims 340 and 405, City of Detroit, Wayne County, Michigan, described as beginning at a point on the westerly property line of Leigh Avenue, 50 ft. wide intersecting the south Right-of-Way line of Fisher Freeway; thence proceeding S. 28d 2m E., 855.18 ft.; thence S. 62d 02m W., 689.15 ft.; thence N. 27d 54m 40s W., 440.20 ft.; thence S. 62d 05m 20s W., 92.09 ft.; thence N. 27d 16m 20s E., 112.09 ft.; thence N. 19d 25m 40s E., 318.32 ft.; thence in a north easterly direction along the southerly Right-Of-Way line of Fisher Freeway and the arc of a curve a distance of 304.09 ft.; the radius being 1371.14 ft.; thence N. 41d 32m 08s E., 169.77 ft. to the point of beginning."

PROVIDED, That the necessary permits be obtained from the Department of Environmental Protection and that same shall be constructed and maintained under its rules and regulations and in accordance with plans submitted to and approved by said Department, the Finance Department and the Recreation Department.

PROVIDED, That petitioner 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 petitioner of the terms thereof, and in addition to pay all claims, damages or expenses that may arise out of the maintenance of said easement; and

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

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

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

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 petitioner's expense.

Approved:

KERMIT G. BAILER
Corporation Counsel

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Mahaffey, and President Levin — 8.

Nays — None.

**Buildings and Safety
Engineering Department**

March 27, 1975

Honorable City Council:
Re: Dangerous Buildings

In accordance with this Department's findings and determination that the buildings or structures on the following described premises are in a dangerous condition and should be removed, it is requested that your Honorable Body hold a hearing on each location as provided in Section 125.4 of the Building Code and this Department also recommends that you direct the City Engineering Department to take the necessary steps in each case to have the dangerous structures removed and to assess the costs of same against the property:

3034-38 Baldwin, DUs 2 — Lot 76
Aberle Zug & DeVogelacers Sub between Goethe and Kercheval.

The two story frame, two family dwelling and one story frame garage, located on the property described above, are vacant, open and dangerous. The dwelling is fire damaged.

8035 Charlevoix (2901-05 Parker), DUs 1 — N. 25.30 ft. Lot 39 Worcester's Sub. between Van Dyke and Goethe

The two story frame, store and apartment, located on the property described above, is vacant, open and vandalized.

8135 Dill Place, DU's 1 — Lot 7, Spicer and Coulsons Sub. between alley Dead End and Yale.

The one and one half story frame, one family dwelling, located on the property described above, is vacant, vandalized, open to trespass and dangerous.

4215 Eighteenth St., DU's 1 — Lot 21 Schmidt & Wirts Sub. between Poplar and Buchanan.

The one and one half story frame, one family dwelling, located on the property described above, is vacant, open, fire damaged and vandalized.

5851 Harvey, DU's 1 — Lot 103, Walter Crane Farm between S. Campbell and S. Cavalry.

The one story frame, one family dwelling, located on the property described above, is vacant, fire damaged, open to trespass and dangerous.

5857 Harvey, DU's 1 — Lot 104 Walter Crane Farm, between S. Campbell and S. Cavalry

The two story frame, one family dwelling, located on the property described above, is vacant, fire damaged, open to trespass and dangerous.