

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

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

PROVIDED, That a certified copy of this resolution be recorded with the office of the Register of Deeds for Wayne County by and at permittee's expense; 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 encroachment and all obstructions in connection therewith shall be removed at the expense of the permittee 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 Departments by said permittee at its expense.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Rogell, and President Levin — 7.  
Nays — None.

City Engineering Department  
December 26, 1975

Honorable City Council:  
Re: Petition No. 2361. Stroh Brewery — Conversion to Easement of Vernor Highway between Rivard and Russell.

The above petition requests the conversion of Vernor Highway between Rivard and Russell into an easement for public utilities. The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

The petitioner has also requested that the paved return at the entrance to Vernor Highway at Russell remain in its present status as the petitioner plans to utilize same, and has agreed by letter filed with the original petition to pay all costs incidental to the removal of same whenever, the discontinuance of use makes such removal necessary.

The street drainage from Russell flows into Vernor Highway. The petitioner has agreed to keep the grade the same so the water can flow. They have agreed to install necessary drainage if and when the return is removed or the grade changed.

The City of Detroit owns the property north of the portion of Vernor Highway to be vacated, and will gain one-half of the street as its reversionary right. Proper provisions are included in the vacating resolu-

tion directing the Community and Economic Development Department to negotiate the sale of this land to the petitioner.

All other City Departments and privately-owned utility companies reported that they will be unaffected by the conversion to an easement of said street or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
HERMAN T. DUDLEY  
Director

Approved:  
JAMES WATTS  
Director  
Environmental Protection  
& Maintenance Dept.

By Council Member Rogell:

RESOLVED, That all that part of Vernor Highway, 50 feet wide, not previously vacated, between the west line of vacated Rivard Avenue, 50 feet wide, and the west line of Russell Street, 60 feet wide, and southerly of the limited access right-of-way line of the Fisher Freeway, having been platted in the following subdivisions:

1. Plat of the Subdivision of part of Lot 182, Rivard Farm, as surveyed by Thomas Campau, recorded in Liber 41, Page 449, Deeds, Wayne County records
2. Subdivision of Lot 1 of S. B. Morse's Subdivision, Mullett Farm, north of Gratiot Street, City of Detroit, as recorded in Liber 1, Page 55, Plats, Wayne County records
3. Plat of the Subdivision of the north of lots 1 and 2 of Morse's Subdivision on the Mullett Farm by J. F. Munro, Surveyor, as recorded in Liber 1, Page 122, Plats, Wayne County records

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 street 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 street 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 street 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 City Engineering Department.

THIRD, that if at any time in the future the owners of any lots abutting on said vacated street 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 or such broken or damaged utility, and be it further

RESOLVED, That the catch basins located in Vernor Highway west of Russell be maintained in good repair by the petitioner and surface grade remain the same in order to drain the water run-off from Russell. If said catch basin are altered or the grade changed, the petitioner shall install the necessary basins in Russell for the street drainage, by City permit and inspection, and according to City Engineering Department specifications with the entire cost being borne by the petitioner; and be it further

RESOLVED, That the Community and Economic Development Department is hereby authorized and directed to negotiate the sale of the northerly half of Vernor Highway and the strip of land abutting said northerly portion declared surplus by the Michigan State Highway Department.

Adopted as follows:  
Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Rogell, and President Levin — 7.  
Nays — None.

Department of Health  
December 29, 1975

Honorable City Council:  
Re: Acceptance of Grant — Family Planning Program.

On three previous occasions your Honorable Body approved acceptance of a grant from the Department of Health, Education and Welfare through the Southeastern Michigan Family Planning Project, Inc. (SEMFPP) to expand our activities in the field of family planning. This grant, which provided for additional nursing and clerical staff, contractual

physician services and supplies, is being continued on an expanded basis.

We have recently received notification that our new family planning grant request in the amount of \$181,592 has been authorized covering the period December 1, 1975 through November 30, 1976. Of this amount, the City will receive \$153,535 in cash for salaries and fringe benefits and the remainder in kind for laboratory services, supplies and other miscellaneous expenses.

May we therefore request that your Honorable Body authorize the Health Department to accept a grant from the Department of Health, Education and Welfare through the Southeastern Michigan Family Planning Project, Inc. as outlined above for the provision of family planning services.

Respectfully submitted,  
WILLIAM CLEXTON  
Public Health Director

Approved:  
W. I. STECHER  
Budget Director  
G. F. FISCHER  
Deputy Finance Director

By Council Member Cleveland:

RESOLVED, That the Department of Health be and is hereby authorized to accept a grant in the amount of \$181,592 from the Department of Health, Education and Welfare through the Southeastern Michigan Family Planning Project, Inc., (SEMFPP) for the period December 1, 1975 through November 30, 1976; and be it further

RESOLVED, That the Finance Director be and he is hereby authorized and directed to establish accounts, transfer funds, and honor vouchers and payrolls when presented in accordance with the foregoing communication.

Adopted as follows:  
Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Rogell, and President Levin — 7.  
Nays — None.

Department of Health  
December 29, 1975

Honorable City Council:  
Re: Establish New Classification and Rate Physician Assistant (General), Physician Assistant (Venereology).

The Detroit Health Department requested earlier in 1975 the creation of a new classification of Physician Assistant to permit the more adequate staffing of our Primary Medical Care and Venereology Programs.

The concept of a Physician Assistant is relatively new and is now being utilized throughout the United States.

The City Personnel Department adopted the Physician Assistant classification on December 16, 1975.

Subsequent discussions with the Labor Relations Bureau...