

tion and Maintenance Department shall issue to the Detroit Edison Company, the Michigan Consolidated Gas Company, and the Michigan Bell Telephone Company, permits to relocate their pipes, poles and lines from the vacated streets and alleys to public streets most conveniently located in reference to the vacated streets and alleys and consistent with the public health, safety, convenience, and general welfare, and be it further

**RESOLVED**, That the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company are hereby directed to remove all their pipes, poles and lines from the vacated areas within thirty days of receipt of a copy of this resolution; and be it further

**RESOLVED**, That the Community and Economic Development Department is hereby authorized and directed to pay the following estimated charges for private utility removal or relocation:

Detroit Edison Company, \$15,463.25  
Michigan Bell Telephone Co., \$4,018.00

Michigan Consolidated Gas Co., \$29,726.00,  
and be it further

**RESOLVED**, That the City Clerk is hereby directed to mail to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company a copy of this resolution.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Mahaffey, Rogell, and President Levin — 6.  
Nays — None.

**Environmental Protection and Maintenance Department**

April 11, 1977

Honorable City Council:

Re: Petition No. 4720 — Detroit Bank and Trust, Conversion to Easement of the north-south alley west of Mack, between Lannoo and Hillcrest.

The above petition requests the conversion of the above described 20 foot wide alley 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 made the following deposits with the City Treasurer, which have been credited to the departments and accounts named, for the purpose indicated:

Public Lighting Department \$200  
Receipt No. C 30323

For the estimated cost to remove one light from the alley to be vacated.

EPMD — Intersection Fund  
Receipt No. C 30322 \$405

For the original cost of paving Lannoo and Hillcrest at the intersection of the alley to be vacated.

The petitioner has also requested that the paved returns at the entrance to the alley to be vacated remain in their present status as the petitioner plans to utilize same, and had 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.

All other involved City departments and privately-owned utility companies reported that they have no objections to the conversions of public right of way into an easement provided that proper provisions are incorporated into the vacating resolution protecting their installations located therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,  
JAMES W. WATTS,  
Director

By Council Member Rogell:

**RESOLVED**, That all that part of the north-south public alley, 20 feet wide, west of Mack Avenue, between Lannoo and Hillcrest Avenues abutting the rear line of lots 124 to 136 and abutting the easterly line of lots 123 and 137 all inclusive of the "Mack-Seven Mile Subdivision", being part of lots 22, 23, 24, and 25 of the Subdivision of the Estate of Magliore Moross, P.C. 123, and part of lots 1, 2, 3, and 4 of the subdivision of the easterly part of P.C. 404, according to the plat thereof in file No. 6386 in the Circuit Court for the County of Wayne, City of Detroit and Grosse Pointe Township, Wayne County, Michigan, as recorded in Liber 55, Page 97, 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 Environmental Protection and Maintenance Department.

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 removal of the paved alley returns at the entrance to the vacated alley be removed by private contract provided the work is done under City permit and inspection and according to Environmental Protection and Maintenance Department specifications with the entire cost being borne by the petitioner; and further

RESOLVED, That the Finance Department is hereby authorized and directed to issue a Quit Claim Deed to the Detroit Bank and Trust Company for the above described property and the Law Department is directed to prepare said deed; and further

RESOLVED, That the City Clerk is hereby authorized and directed to send a copy of this resolution to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Mahaffey, Rogell, and President Levin — 6.  
Nays — None.

**Manpower Department**

March 25, 1977

Honorable City Council:

Re: To Establish the Rate for the Participant Class of CETA Project Trainee, Summer (84-98-13)

The Manpower Department requested the Detroit Civil Service Commission to establish a title for persons 18 to 21 years old who will participate in the CETA Summer Program. This year's summer program

will emphasize work experience and training for this older group of youth.

The Detroit Civil Service Commission at its meeting of February 15, 1977 adopted the title listed below, and we are requesting your approval of the following title and rate:

CETA Project Trainee, Summer (84-98-13) \$2.50 per hour.

Respectfully submitted,  
ROBERT D. SHEPPARD,  
Acting Director

Approved:

W. I. STECHER

Budget Director

G. F. FISCHER

Finance Director

WILLIAM MARCUS

Chief Labor Relations Specialist  
Labor Relations Bureau

By Council Member Cleveland:

RESOLVED, That the 1976-77 Official Compensation Schedule be and it is hereby amended to include the classification of CETA Project Trainee, Summer (84-98-13) at the rate of \$2.50 per hour; and be it further,

RESOLVED, That the rate shall be effective on the effective date of Resolution approval by City Council; and be it further

RESOLVED, That the Finance Director be and he is hereby authorized and directed to honor payrolls when presented in accordance with this resolution and the above communication.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Mahaffey, Rogell, and President Levin — 6.

Nays — None.

**Water and Sewerage Department**

April 15, 1977

Honorable City Council:

Re: Oakland-Macomb Interceptor System Control Facility — 14 Mile-Edison Corridor, DWSD Property File PC-262-P-2 Grant of Easement to the City of Sterling Heights for Sanitary Sewer (Ease No. 77-1).

The City of Sterling Heights has petitioned the Board of Water Commissioners for an easement across the Department's property located on the north side of 14 Mile Road, one-half mile west of Schoenherr Road, to allow for the construction of a 15" sanitary trunk sewer to be connected to the Department's control facility located in the property. This sewer is part of the master plan for Sterling Heights being serviced by our facility.

The Board of Water Commissioners approved the granting of this easement at their meeting of April 6, 1977. The City Council of Sterling Heights has agreed to the terms and conditions of the easement as evidenced by their execution on February 8, 1977. The Agreement (copy on file in office of City Clerk) has