

necessary for the preservation of the peace, health and welfare of the People of the City of Detroit and is hereby given immediate effect.

APPROVED AS TO FORM:
GEORGE G. MATISH

Acting Corporation Counsel

Read twice by title, ordered printed and laid on the table.

RESOLUTION SETTING HEARING
By Council Member Rogell:

Resolved, That a PUBLIC HEARING will be held by this body on the foregoing proposed ordinance to amend Chapter 2, to adopt a Tax Increment Financing Plan and Development Plan for Development Area Number 1, in the Committee Room, 13th Floor of the City-County Building, on

WEDNESDAY, SEPTEMBER 26, 1979
AT 9:55 A.M.,

at which time all interested persons are invited to be present and be heard as to their views.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

Environmental Protection & Maintenance Department

September 4, 1979

Honorable City Council:

Re: Petition No. 1474. J. D. Candler Roofing Co., Inc. Conversion to Easement of a portion of the east-west alley west of McDonald between Wheeler and Holmes.

The above petition requests the conversion of the above described portion of alley and alley turnaround into an easement for public utilities. The requested conversion into easement for public utilities was approved by the Community, Economic and Development Department. 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 conversion 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,
LOUIS W. KLEI
City Engineer

Approved:
JAMES W. WATTS
Director

By Council Member McFadden:

RESOLVED, That all that part of the east-west public alley, 11 feet wide, west of McDonald Avenue, between Wheeler and Holmes Avenues abutting the rear line of Lots 26 to 28 and Lots 39 to 41 inclusive of Doty's Subdivision of part of Fractional Section 9, T. 2 S., R. 11 E., Springwells, Wayne County, Michigan, as recorded in Liber 18, Page 76, Plats, Wayne County Records; also

All that part of the property dedicated to complete an alley turnaround in the above described block on October 21, 1924, having been platted as the southerly 7 feet of Lot 26 and the northerly 7 feet of Lot 41, both inclusive of the above subdivision

Be and the same are hereby vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements 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 easements or rights of way over said vacated public alleys 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 easements 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 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 easements, such owners, upon whose property the poles or other utilities are located 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.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Environmental Protection and Maintenance Department

September 12, 1979

Honorable City Council:

Re: Spur Track — Michigan Consolidated Gas Company.

Under date of August 7, 1945 J.C.C. Page 1575, Your Honorable Body approved the maintenance of a spur track in the name of Michigan Consolidated Gas Company. Said spur crossing Tireman between Epworth and Military, east of and connecting the C & O and B & O Railroad.

Michigan Consolidated Gas Company notified this office that the spur track had been removed from public property. Investigation by this Department verified the removal.

We, therefore, request that your Honorable Body rescind its grant and that the Finance Department be directed to amend the bond for the above spur track in accordance with established procedures.

Respectfully submitted,
JAMES W. WATTS
Director

By Council Member Rogell:

RESOLVED: That Council grant to Michigan Consolidated Gas Company, made on August 7, 1945, J.C.C. Page 1575, be rescinded, that spur track bill No. 9-242 be cancelled and that the Finance Department amend the bond on file in accordance with established procedures.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Environmental Protection and Maintenance Department

September 11, 1979

Honorable City Council:
Re: Spur Track — Orleans Poultry Company.

Under date of August 22, 1967, J.C.C. Pages 2018-19, Your Honorable Body approved the maintenance of a spur track in the name of Orleans Poultry Company. Said spur track crossing Joy Road between Livernois and Howell, east of and connected with the C & O Railroad.

Investigation by this Department reveals that the spur has been removed from public property. We, therefore, request that your Honorable Body rescind its grant and that the Finance Department be directed to release the bond for the above spur in accordance with established procedures.

Respectfully submitted,
JAMES W. WATTS
Director

By Council Member Rogell:

RESOLVED: That Council grant to Orleans Poultry Company, made on August 22, 1967, J.C.C. Pages 2018/19, be rescinded and that the Finance Department release the bond on file in accordance with established procedures.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.

Nays — None.

Housing Department

Honorable City Council:

The Detroit Housing Department has concurred in the recommendation of its project managers that the Accounts Receivable of Former Tenants as listed, be charged off as collection losses against the current appropriation for their respective projects.

The majority of these accounts have been in the hands of a collection agency for at least the last six months, and the collection agency is unable to collect or locate these debtors. In some cases, the debtors are not deceased, in a nursing home, or the small amount of the debt does not warrant further collection efforts.

We request your Honorable Body to direct cancellation of said amounts for the reasons shown in list on file in the Office of the City Clerk.

The rental income from all low-income housing projects in operation for the one-year period ending June 30, 1979 was approximately