

152 lying north of Jefferson Avenue, Hamtramck, Wayne County, Michigan, Rec'd. L. 13, P. 11, Plats, W.C.R. submitted by Irene H. Tubbs in the amount of \$2,250.00 on a land contract basis at 7% interest per annum on the unpaid balance, be authorized, with a down payment of \$725.00, and monthly payments of \$65.00 on the principal and \$35.00 a month for estimated taxes, for a total monthly payment of \$100, and that the CEDD Director be authorized to issue a Quit Claim Deed upon receiving payment of \$2,250.00 in full.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, McFadden, Rogell, and President Henderson — 8.

Nays — None.

**Community and Economic Development Department**

June 29, 1979

Honorable City Council:

Re: West Side Industrial Rehabilitation Project No. 2, Mich. R-97; Land Disposition: Northeast portion of Parcel 17, Bend-Rite, Inc., a Michigan Corporation.

On November 15, 1978, your Honorable Body authorized the execution of an Agreement to Purchase and Develop the captioned property with Bend-Rite, Inc., a Michigan Corporation, for the sum of \$9,833.82. To date, this agreement has not been signed or executed.

Subsequent to our request that the Agreements be signed forthwith, the proposed developer has informed us that it has been unable to obtain financing for the construction of the proposed improvements.

We, therefore, request that your Honorable Body rescind its action of November 15, 1978, whereby you authorized and directed the City Finance Director to execute an Agreement to Purchase and Develop the Northeast portion of Parcel 17 in the West Side Industrial Rehabilitation Project No. 2, Mich. R-97, with Bend-Rite, Inc., a Michigan Corporation.

Respectfully submitted,  
EMMETT S. MOTEN, JR.,

Director

By Council Member Cleveland:

RESOLVED, That the resolution, adopted on November 15, 1978, authorizing and directing the City Finance Director to execute an Agreement to Purchase and Develop the Northeast portion of Parcel 17, containing 10,582 square feet, in the West Side Industrial Rehabilitation Project No. 2, Mich. R-97, with Bend-Rite, Inc., a Michigan Corporation, for the sum of \$9,833.82 be and is hereby rescinded.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, McFadden, Rogell, and President Henderson — 8.  
Nays — None.

**Detroit Council of the Arts**

June 18, 1979

Honorable City Council:

Re: Request for Amendment to Previous Resolution.

On November 1, 1978 (J.C.C. p. 2900) your Honorable Body approved a resolution accepting five grants from the Michigan Council for the Arts. The amount of one of those grants, Arts in Education, was listed incorrectly as \$5,600. It should have been in the amount of \$6,600. The Council of Arts respectfully requests that City Council amend the previous resolution cited above to reflect the correct amount as identified herein.

Respectfully submitted,

KENNETH INGRAHAM

Director

By Council Member Rogell:

Resolved, That the City Council Journal of November 1, 1978 (J.C.C. p. 2900), be and the same is hereby amended for the purpose of correcting the communication from the Detroit Council of the Arts, dated October 6, 1978, to reflect the figure "\$6,600" rather than as shown at the beginning of the second line in the paragraph numbered "2" — Arts in Education — in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, McFadden, Rogell, and President Henderson — 8.

Nays — None.

**Environmental Protection and Maintenance Department**

June 14, 1979

Honorable City Council:

Re: Petition No. 2222—Community and Economic Development Department. Vacation of a certain street and alleys in the Myrtle Humboldt Project.

The above petitions request the vacation and conversion of the above street and alleys into an easement for public utilities. The requested vacation and 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 petitions, is as follows:

Provisions are made in the vacating resolution authorizing the Community



and Economic Development Department to pay the private utilities for the removal and relocation of their facilities.

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

The adoption of the attached resolution is recommended.

Respectfully submitted,  
LOUIS W. KLEI,  
City Engineer

Approved:

JAMES W. WATTS  
Director

By Council Member Cleveland:

Resolved, that all of the north-south and east-west alleys, 15 and 20 feet wide, in the block bounded by Lawton, Humboldt, Myrtle and Magnolia lying northerly of a line which is 70 feet northerly of (as measured at right angles) and parallel to the northerly line of Myrtle Street, 50 feet wide; also

All of the north-south and east-west alleys, 14 and 20 feet wide, in the block bounded by Humboldt, Eighteenth, Myrtle and Magnolia lying northerly of a line which is 70 feet northerly of (as measured at right angles) and parallel to the northerly line of Myrtle Street, 50 feet wide;

Be and the same are hereby vacated as public alleys to become a part and parcel of the abutting property; and be it further

Resolved, that all that part of Humboldt Street, 60 feet wide lying between and abutting the southerly line of Magnolia Street, 50 feet wide, and a line which is 70 feet northerly of (measured at right angles) and parallel to the northerly line of Myrtle Street, 50 feet wide,

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 Department of Public Works,

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 of such broken or damaged utility.

All of the above appear in the following subdivisions:

1) Plat of Weitzel's Resubdivision, Lots from 26 to 36 inclusive, Lots from 38 to 45 inclusive, Lots from 49 to 57 inclusive, all lying between Butternut and Magnolia Streets and west of Eighteenth Street, as recorded in Liber 5, Page 18, Plats, Wayne County Records;

2) Subdivision of Lots 94 and 95 of Bradish and Hubbard's Subdivision of part of Private Claim 338 and 474 north of Michigan Avenue, as recorded in Liber 12, Page 37, Plats, Wayne County Records;

3) Bradish and Hubbard's Subdivision of part of the Loranger Farm being section of Private Claim No. 474 and the westerly 1/9 of Private Claim No. 338, north of Michigan Avenue, as recorded in Liber 1, Page 133, Plats, Wayne County Records;

4) Plat of Neuman's Subdivision of Lots 9, 10 and 11 of the subdivision of Lots 33, 34 and 35 of J. W. Johnston's



Subdivision of Private Claims 727 and 729, north of the Chicago Road; as recorded in Liber 7, Page 9, Plats, Wayne County Records;

5) Ferdinand Morell's Subdivision of Outlot 5, Private Claim 727, north of Michigan Avenue, as recorded in Liber 4, Page 22, Plats, Wayne County Records,

6) Subdivision of Lots 33, 34, 35, 39 and 40 of Johnston's Subdivision of Private Claims 727 and 729, as recorded in Liber 1, Page 270, Plats, Wayne County Records; and be it further

Resolved, that the Community and Economic Development Department is hereby authorized and directed to honor billings from the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company for the removal and relocation of their facilities as previously agreed to among the parties, and 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 Cleveland, Cockrel, Eberhard, Hood, Kelley, McFadden, Rogell, and President Henderson — 8.

Nays — None.

#### Environmental Protection and Maintenance Department

June 25, 1979

Honorable City Council:

On April 4, 1979, Your Honorable Body confirmed repair sidewalk assessment rolls 5-W and 7-W. However, the following items were incorrectly billed and assessed; same to be rebilled.

To remove these items from said rolls, we offer the following resolution.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member McFadden:

RESOLVED, That the City Treasurer be and he is hereby authorized to make the following deletions:

Roll 5-W, Lot 172; W. S. Steel between Schoolcraft and Davison, delete \$99.40, Item No. 23005, Order No. 78181.

Roll 5-W, Lot 173; W. S. Steel between Schoolcraft and Davison, delete \$209.95, Item No. 23006, Order No. 78182.

Roll 7-W, Lot 45; S. S. Hague between Oakland and Cameron, Delete \$294.75, Item No. 2874, Order No. 77701.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, McFadden, Rogell, and President Henderson — 8.

Nays — None.

#### Department of Health

June 6, 1979

Honorable City Council:

Re: Child Day Care Grant — State of Michigan.

The Health Department has been offered a grant by the Michigan Department of Social Services for the provision of health education, training, information and referral to pre-school children who attend child care centers and licensed day care home within Detroit. The grant period is October 1, 1978 through September 30, 1979 and the total award is \$185,868. As a condition to this award the City must donate \$46,467 in matching funds. Of this amount \$44,144 shall be in-kind expenditures and the remainder of \$2,323 is to be paid to the State in cash.

The awarding of this grant will permit the Health Department to assist children utilizing day care facilities to attain appropriate developmental skills for their age and environmental conditions and to adopt and maintain personal health behavior which will improve the children's physical and emotional health status.

Service delivery will be on-site training and education to providers and parents to facilitate their increased skills in aiding children to develop.

May we, therefore, request that your Honorable Body authorize the Health Department to accept a grant from the Michigan Department of Social Services in the amount of \$185,868 for the period October 1, 1978 to September 30, 1979 for the operation of the Child Day Care Program.

Respectfully submitted,

JOHN B. WALLER, JR., Dr.PH,  
Public Health Director

Approved:

CONLEY C. ABRAMS

Budget Director

JOHN L. DAVIS

Deputy Finance Director

By Council Member Cleveland:

RESOLVED, That the Department of Health be authorized to accept the grant of \$185,868 from the Michigan Department of Social Services for the period October 1, 1978 to September 30, 1979 for the operation of the Child Day Care Program; 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.