

ING will be held by this body in the Committee Room, 13th Floor of the City-County Building, on THURSDAY, APRIL 5, 1979 AT 10:00 A.M., on the foregoing ordinance amendment to Chapter 68, to permit a pre-release adjustment center as a recognized use provided that certain conditions are met or waived. All interested persons are invited to be present and be heard as to their views on the above proposed ordinance amendment.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, McFadden, Rogell, and President Pro Tem Mahafey — 7.
Nays — None.

Environmental Protection and Maintenance Department

October 4, 1978

Honorable City Council:

Re: Petition No. 823 Susie Taylor for free removal of debris due to hardship at 4055 Baldwin.

Our Environmental Control Division investigated subject petition and advise the structure is dangerous.

This Department recommends removal of this building as soon as possible.

Petition is returned herewith.

Respectfully submitted,

JAMES W. WATTS

Director

By Council Member Cockrel:

RESOLVED, That the Environmental Protection and Maintenance Department be and is hereby authorized and directed to remove debris and garage free of charge in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, McFadden, Rogell, and President Pro Tem Mahafey — 7.

Nays — None.

Environmental Protection & Maintenance Department

City Engineering Division, EPMD

February 21, 1979

Honorable City Council:

Re: Petition No. 851. Strather and Associates. Conversion to Easement of Votrobeck Drive and Votrobeck Court between Evergreen and West Seven Mile, and an encroachment into the easement.

The above petition requests the conversion of the above described streets into easements for public utilities and permission to encroach into one of the easements with a guard booth. 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 requested that the paved return at the entrance to Votrobeck Court from Evergreen 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 petitioner has also agreed by letter to leave the pavement of Votrobeck Drive north of Seven Mile Road in place and not change the elevation of the catch basins in the south end of that portion being vacated in order to handle the storm water drainage from that part which will remain open to the public.

The petitioner has also agreed to enter an agreement with the Public Lighting Department for annual maintenance costs for the street lights.

All other City departments and privately-owned utility companies reported that they will be unaffected by the encroachment and 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,

LOUIS W. KLEI

City Engineer

Approved:

JAMES W. WATTS

Director

By Council Member McFadden:

Resolved, That all that part of Votrobeck Drive and Votrobeck Court 60 and 70 feet wide lying between the westerly line of Evergreen Avenue, 112 feet wide, and a line described as: Beginning at a point in the easterly line of Votrobeck Drive, 60 feet wide, said point being 140 feet north of the north line of West Seven Mile Road, 120 feet wide, thence in a southwesterly direction to a point in the westerly line of Votrobeck Drive, 60 feet wide, said point being 113 feet north of the north line of West Seven Mile Road, 120 feet wide, thence in a southwesterly direction to a point in the westerly line of Votrobeck Drive, 60 feet wide, said point being 113 feet north of the north line of West Seven Mile Road, 120 feet wide, all inclusive of the Votrobeck

Estates Subdivision, part of SE $\frac{1}{4}$ of Section 3, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan as recorded in Liber 70, Page 98, Plats, Wayne County records.

Be and the same are hereby vacated as public streets and are hereby converted into public easements of the full width of the streets, 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 streets 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 streets 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 easements, 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 streets 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 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 Environmental Protection and Maintenance Department be and it is hereby authorized and directed to issue permit to Strather and Associates, to construct and maintain a guard booth which will encroach in to the easement (former Votrobeck Court), said booth to be located approximately on the centerline of said easement, booth to be approximately 8 feet square and located immediately west of the west line of Evergreen Avenue,

PROVIDED, That said permit shall be issued only after a certified copy of this resolution has been duly recorded by and at the petitioner's expense in the Office of the Register of Deeds for Wayne County; and further

PROVIDED, That no right in the public easement shall be considered waived by this permission which is granted expressly on the condition that the garage, driveway, building and all obstruction in connection therewith shall be removed at the expense of the grantee at any time when so directed by the City Council; and further

PROVIDED, If at any time in the future it becomes necessary to repair or replace the sewers or other utilities located or to be located in said easement by the acceptance of this permission, the owners for themselves, their heirs and assigns, waive claims for any damages to the encroaching installations and agree to pay the costs incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the Environmental Protection and Maintenance Department at the owners' expense; and further

PROVIDED, That this resolution is revocable at the will, whim, or caprice of the City Council, and the grantees by the acceptance of this permission waive any right to claim damages or compensation for any driveways or structures constructed and maintained hereunder, or for removal of the same, and they acquire no implied nor any other privileges not expressly stated herein; and be it further

Resolved, that the petitioner enter into an annual maintenance agreement with the Public Lighting Department for the street lighting to remain in the vacated streets; and further

Resolved, that the catch-basins located in that portion of Votrobeck Drive north of West Seven Mile Road will be maintained so as to take drainage from that portion of street to remain open; in the event the surface

grade is changed then new catch-basins will be constructed according to City specifications with all costs borne by the petitioner or his assigns.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, McFadden, Rogell, and President Pro Tem Mahafey — 7.

Nays — None.

Fire Department

February 21, 1979

Honorable City Council:

Re: Approval for amending 78/79 Official Compensation Schedule and affecting Fire Dept. cost center 0200, account 2111 (Salaries); and designation of fire boat personnel as civilian Members.

The Personnel Dept. has recently approved changes of classification for the operation of our department's fire boat. The Labor Relations Bureau has also approved pay rates for the new classifications.

Therefore, we request approval for amending the 78/79 official compensation schedule as follows:

New Classification & Rate: Fire Boat Operator (21,570 - 21,908) (74-30-31). Old Classification: Boat Pilot — No established rate.

New Classification & Rate: Fire Boat Mechanic (18,460 - 18,740) (74-30-15). Old Classification: Boat Maintenance Man. No established rate.

New Classification & Rate: Fire Boat Deck Hand (14,810) (74-30-11). Old Classification: Deck Hand — No established rate.

Pursuant to provisions of ordinance 52-E, our department is designating fire boat personnel as civilian employees.

Respectfully submitted,

PHILLIP F. GORAK

Deputy Fire Commissioner

Approved:

WILLIAM MARCUS

Chief Labor Relations

Specialist

Labor Relations Bureau

W. I. STECHER

Budget Director

G. F. FISCHER

Deputy Finance Director

By Council Member Hood:

RESOLVED, That the 1978-79 Official Compensation Schedule be and it is hereby amended to include the classifications of Fire Boat Operator (74-30-31) at a rate of \$21,570 to \$21,908 per annum. Fire Boat Mechanic (74-30-15) at a rate of \$18,460 to \$18,740 per annum and Fire Boat Deck Hand (74-30-11) at a rate of \$14,810 per annum, and be it further

RESOLVED, That employees in the classifications of Fire Boat Operator, Fire Boat Mechanic and Fire Boat Deck Hand shall be civilians pursuant to the provisions of ordinance 52-E, and be it further

RESOLVED, That the Fire Department be and it is hereby authorized to assign employees in the classification of Fire Boat Operator and Fire Boat Deck Hand to a fifty and four-tenths (50.4) hours average work week similar to the schedule of other civilian employees working a 50.4 hour work week in the Fire Fighting Division, and to provide fringe benefits and process payrolls accordingly, and be it further

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

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, McFadden, Rogell, and President Pro Tem Mahafey — 7.

Nays — None.

Department of Hospitals

February 6, 1979

Honorable City Council:

The budget presented to the City Council by the Mayor on April 12, 1978, included a net of \$2,747,771 in the Non-Departmental Appropriation for start-up costs for the new Detroit General Hospital. To date, your Honorable Body has authorized the transfer of \$1,159,885 of these appropriations, offset by \$623,100 in revenues, to the Department of Hospital's operating budget. An additional \$300,000 will be needed by the Hospital by March 1, 1979, for the following purpose:

Moving expenses to move patients and equipment to the new facility. The contract for this service should be awarded within the next month. \$300,000.

It is respectfully requested that the Finance Director be authorized to transfer \$300,000 from Appropriation 94-0361, Tax Support — New Detroit General Hospital, to Department of Hospitals account.

Respectfully submitted,

W. A. HIMMELSBACH, JR.

Director of Hospitals

Approved:

W. I. STECHER

Budget Director

G. F. FISCHER

Deputy Finance Director

By Council Member Hood:

RESOLVED, That the Finance Director be and is hereby authorized to