

March 6

CITY COUNCIL

ADJOURNED SESSION

(All action of the City Council appearing herein is subject to approval of the Mayor.)

Detroit, Thursday, March 6, 1980

Pursuant to adjournment, the Council met at 11:00 A.M., and was called to order by the President, Hon. Erma Henderson.

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

There being a quorum present, the Council was declared to be in session.

Law Department

March 4, 1980

Honorable City Council:

Re: Gussie Lee Smith and Willa Mae Smith vs. Hydon-Brand Company, City of Detroit, Brannan Development. Case No.: 76 617 674 NO.

We have reviewed the above captioned lawsuit, the facts and particulars of which are set forth in the memorandum. From the review, it is our considered opinion that a settlement in the amount of \$2,250.00 is in the best interest of the City of Detroit.

We, therefore, request your Honorable Body to direct the Finance Director to issue his draft in the amount recommended, payable to Gussie Lee Smith and Willa Mae Smith and their attorney Jack Alspecter to be delivered upon receipt of properly executed releases and Stipulation and Order of Dismissal of Lawsuit No. 76 617 674 NO satisfactory to the Law Department.

Respectfully submitted,
WILLIAM M. MOSS

Asst. Corp. Counsel

By Council Member Cockrel:

RESOLVED, that the Finance Director be and he is hereby authorized and directed to draw his warrant(s) upon the proper fund in favor of Gussie Lee Smith and Willa Mae Smith and their attorney Jack Alspecter in the sum of \$2,250.00 in full payment of any and all claims which they may have against the City of Detroit, Public Lighting Department by reason of operating his motor vehicle that struck a trench and that said amounts be paid upon presentation of properly executed Release and Stipulation and Order of Dismissal of Lawsuit No. 76

617 670 NO approved by the Law Department.

Approved:

KAY SCHLOFF

Acting Corporation Counsel

Adopted as follows:

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

Nays — None.

*RECONSIDERATION (No. 1) per Motions before Adjournment.

Department of Public Works City Engineer's Office

February 29, 1980

Honorable City Council:

Re: Petition No. 2413, Trizec Western, Inc., Vacate a portion of the east-west alley east of Second and north of West Grand Boulevard.

The above petition was referred to this Department for investigation and report. Our report is as follows:

The petitioner wishes to vacate the westerly 265 feet of the east-west alley in the block bounded by Second, Woodward, West Grand Boulevard, and Lothrop.

The requested vacation was approved by the Community and Economic Development Department.

The petitioner has deposited the following monies for the work listed:

Public Lighting Department: \$500.00 for the estimated cost to relocate lighting facilities from the portion of alley to be vacated.

Department of Public Works — Intersection Fund: For the original cost of paving the easterly one-half of Second Avenue, at the intersection with the alley to be vacated. The cost is \$193.00.

The petitioner has also agreed to relocate the existing sewer in the alley to accommodate the surface drainage from Second Avenue. The necessary provisions permitting the relocation are contained in the attached resolution.

The petitioner has agreed to remove the existing paved alley return at the entrance to the alley to be vacated at his expense.

All other involved City Departments and privately-owned utility companies reported that they have no objection to the proposed vacation or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,
LOUIS W. KLEI
City Engineer