

States Housing Act of 1937, as amended.

Now, Therefore, Be It Resolved, As Follows:

Section 1. The Contract, substantially in the form of contract on file in the Office of the City Clerk and marked HUD-52520-D is hereby approved and accepted both as to form and substance and the President of the Housing Commission is hereby authorized and directed to execute said Contract in triplicate on behalf of the Local Authority, and the Clerk of the Local Governing Body is hereby authorized and directed to impress and attest the official seal of the Local Governing Body on each such counterpart and to forward said executed counterparts, or any of them, to the Government together with such other documents evidencing the approval and authorizing the execution thereof as may be required by the Government.

Adopted as follows:

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

Nays — None.

Department of Public Works

April 21, 1981

Honorable City Council:

Re: Petition 4645, Amurcon Corporation Vacation of a portion of public easements at 17300 Southfield Service Drive.

The above petition requests the vacation of the above described easements, 12 feet wide; (six feet at the rear of each of the affected lots).

The petition was referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

All City departments and privately-owned utility companies reported that they will be unaffected by the vacation of said easements or that they have reached satisfactory arrangements 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 Kelley:

Resolved, That all that part of the public utility easements, 6 feet wide, in the blocks bounded by Fenmore, Oakfield, West McNichols, and West Outer Drive, having been platted as

the rear 6 feet of lots 309 to 311, 331 to 333, 334 to 336, 356 to 358, 359 to 361, and 381 to 383 all inclusive of the Plat of Milldale No. 1 of part of the southwest ¼ of the southwest ¼ of Section 12, T.1S., R.10E., City of Detroit, and Redford Township, Wayne County, Michigan, as recorded in Liber 55, Page 5, Plats, Wayne County records.

Be and the same are hereby vacated as public utility easements.

Adopted as follows:

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

Nays — None.

Department of Public Works

April 21, 1981

Honorable City Council:

Re: Petition No. 4170, Manufacturers National Bank Conversion to Easement of a portion of the north-south alley in the block bounded by Seventeenth, Eighteenth, West Fort, and West Lafayette.

The above petition requests the conversion of the above described portion of alley, 20 feet wide, 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 deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

DPW — Intersection Fund: Receipt
 No. A 34610 \$110.00.

For the original cost of paving the south one-half of West Lafayette Boulevard at the intersection of the alley to be vacated.

The petitioner has requested that the paved return at the entrance to the alley to be vacated 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.

All City departments and privately-owned utility companies reported that they have no objections to the conversions of public right-of-way into 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 Kelley:

Resolved, That all that part of the north-south alley, 20 feet wide, in the block bounded by Eighteenth, Seventeenth, West Fort, and West Lafayette, abutting the rear line of lots 33, 34, 37, 38, 41, 42, 45, 46, 49, 50, and the southerly 6 feet of lots 53 and 54 all inclusive of the Plat of the Subdivision of part of Private Claim 473, known as the Stanton Farm as recorded in Liber 47, Pages 558-559, Deeds, 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 Department of Public Works.

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 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.

Department of Public Works

March 20, 1981

Honorable City Council:

Re: 1980-81 Act 51 Financial Report,
Motor Vehicle Highway Funds.

Each year the City of Detroit receives a distribution of Motor Vehicle Highway Funds from the State of Michigan in accordance with Act 51, Public Acts of 1951, as amended. Past experience has indicated that the level of expenditures required to maintain the City's Local Street System has been somewhat greater than the amount of funds received from the State of Michigan for this purpose.

Section 13 (d) (2) of Act 51, P.A. 1951, as amended, however, allows a city to use on the local street system up to 25 per cent per annum of funds returned to the City for its major street system.

To take advantage of this allowable transfer of funds to more accurately reflect expenditures by both Major and Local Street Systems, we respectfully request that Your Honorable Body adopt the attached resolution which authorizes the Finance Director to accomplish the following partial transfer.

Respectfully submitted,
JAMES W. WATTS
Director

Approved:

CONLEY C. ABRAMS
Deputy Budget Director
JOHN P. KANTERS
Deputy Finance Director

By Council Member Rogell:

Resolved, That in accordance with the foregoing communications, the Finance Director is hereby authorized to transfer up to 25% of the Major Street Funds to the Local Street Fund.

Adopted as follows:

Yeas — Council Members Cleveland,