

Adopted as follows:

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

### Department of Public Works

June 25, 1981

Honorable City Council:

Re: Petition No. 5273, Forest City Dillon, Inc. Conversion to Easement of the remaining alleys south of Plymouth between Fielding and Vaughan.

The above petition requests the conversion of the above described alleys, 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:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversion to an easement of said alley 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 Kelley:

Resolved, That all that part of the remaining alleys, 20 and 40 feet wide, south of Plymouth between Fielding and Vaughan described as:

A parcel of land lying southerly of Plymouth Road and westerly of Vaughan Avenue and easterly of Fielding Avenue being a part of the west  $\frac{3}{4}$  of the east  $\frac{1}{2}$  of the northeast  $\frac{1}{4}$  of Section 34, T. 1 S., R. 10 E. City of Detroit, Wayne County, Michigan, more particularly described as:

Beginning at a point on the Westerly line of Vaughan Ave. (62.86 feet wide) distant N.  $89^{\circ}45'30''$ W. 365.90 feet along the north line of said Section 34 and S.  $00^{\circ}33'00''$ E. 188.27 feet along said westerly line of Vaughan Ave. from the northeast corner of said Section 34; thence S.  $58^{\circ}34'20''$ W. 174.15 feet along the southeasterly line of a public alley (40 feet wide); thence S.  $89^{\circ}45'30''$ W. 512.62 feet parallel to Plymouth Road and along the southerly line of public alley (20 feet wide);

thence N.  $00^{\circ}40'57''$ W. 220.03 feet along the westerly line of a public alley (40 feet wide); thence S.  $89^{\circ}45'30''$ E. 40.07 feet along the southerly line of Plymouth Road (120 feet wide); thence S.  $00^{\circ}40'57''$ E. 200.03 feet along the easterly line of a public alley (40 feet wide); thence S.  $89^{\circ}45'30''$ E. 427.32 feet parallel to Plymouth Road and along the northerly line of a public alley (20 feet wide); thence N.  $58^{\circ}34'20''$ E. 190.47 feet along the northwesterly line of a public alley (40 feet wide); thence S.  $46^{\circ}46'04''$ E. 41.40 feet along the westerly line of Vaughan Avenue to the point of beginning.

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 or 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.

**Recreation Department**

June 9, 1981

Honorable City Council:

Re: Grant Acceptance—"Beginning Opportunity for Learning and Discovery" (BOLD).

The United Community Services has received a grant from The Kellogg Foundation to fund a program (BOLD) concerned with providing young adults with summer job experience. The program will be for a 12 week period, June 15 through September 4, 1981.

The Recreation agency has been involved in the planning of this project and was selected as a participant in the program thereby being obligated to provide job experience for (20) Program Leaders and (2) Supervisors. United Community Services has allocated approximately \$40,600.00 to the Recreation agency to cover program expenditures.

We, therefore, respectfully request that your Honorable Body approve acceptance of this grant.

Respectfully submitted,  
DANIEL H. KRICHBAUM  
Director

Approved:

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

By Council Member Kelley:

Resolved, That the Recreation Department be and it is hereby authorized to accept a Grant of \$40,600 from the Kellogg Foundation through United Community Services for the operation of a program called "Beginning Opportunity for Learning and Discovery," and be it further

Resolved, That the Finance Director be and he is hereby authorized to establish accounts, transfer funds and honor vouchers and payrolls in accordance with this resolution and the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley,

Mahaffey, McFadden, Rogell, and President Henderson — 9.  
Nays — None.

**Recreation Department**

June 10, 1981

Honorable City Council:

Re: Authority to Transfer Funds.

The Recreation Department operated a Campership Program during the period 10/1/78 to 9/30-79, funded under Title XX of the Social Security Act through the Michigan Department of Social Services (DSS). In March of this year we received the final audit report, as prepared by DSS's staff auditors. The result of this audit was the disallowance of \$38,742.29 resulting from a disagreement between this department and DSS as to whether we had DSS's authority to change the in-kind requirement of the individual camps participating in the program from cash to non-cash.

While this department is still pursuing this matter, believing that the in-kind change was authorized and accepted by DSS and therefore reimbursable, DSS has recovered the \$38,742.29 by reducing the reimbursement due to the 1980-81 Project Restore grant. This grant, also funded under Title XX through DSS will, therefore, be under collected.

As a result of this shortage in the Project Restore grant we are requesting your Honorable Body's authority to transfer \$38,742.29 from appropriation 0133 — Management to appropriation 6276 — Project Restore. Your kind attention to this matter will be greatly appreciated.

Respectfully submitted,  
DANIEL H. KRICHBAUM  
Director

Approved:

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

By Council Member Kelley:

Resolved, That the Finance Director be and he is hereby authorized to transfer the sum of \$38,742.29 from Appropriation 56-0133, Management, to Apporriation 56-6276, Project Restore, and honor vouchers when presented in accordance with the foregoing communication.

Adopted as follows:

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

Nays — None.