

ration 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 petitioner shall enter into an annual maintenance agreement with the Public Lighting Department for the maintenance of that department's lighting facilities; and further

Resolved, That the paved returns at the entrance to the streets to be vacated remain in their present position and the surface grade of the existing catch basins located in Cambridge west of Roselawn and in Northlawn north of Seven Mile Road in order to receive storm water run-off from Roselawn and Seven Mile Road, any change in the surface grade of these catch basins will require the construction of new catch basins in Roselawn and Seven Mile Road with all costs borne by the petitioner or his assigns; and further

Resolved, That the reimbursement of \$614.00 for the original cost of paving the streets at the intersection with the streets to be vacated is hereby waived; and further

Resolved, That the Finance Director is hereby authorized and directed to issue a Quit Claim Deed to the above described property and the Law Department is directed to prepare such deed.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

Department of Public Works

July 28, 1982

Honorable City Council:

Re: Petition No. 34, Arthur Harvey,
Conversion of Easement of the
north half of the north-south alley
between Sturtevant and Fuller-
ton west of Dexter.

The above petition requests the conversion of the above described public 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:

All City departments and privately-owned utility companies re-

ported 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 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 Eberhard:

Resolved, That all that part of the north-south public alley, 20 feet wide, in the block bounded by Holmur, Dexter, Sturtevant and Fullerton abutting the easterly line of Lot 438 of Sullivan's Dexter Boulevard Subdivision No. 1, part of ¼ Section 12, 10,000 Acre Tract, City of Detroit, Wayne County, Michigan as recorded in Liber 55, Page 53, Plats, 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 utility easement or right-of-way in and over said vacated alley hereinabove described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the

above-mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, 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 or surface grade made, without prior approval of the Department of Public Works,

Fourth, 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, Collins, Eberhard, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

Department of Public Works

July 13, 1982

Honorable City Council:

Re: Cancellation of Accounts Receivables in Connection with Urban Projects M2000 (012) and M2000 (048).

The Michigan Department of Transportation has performed a final audit of Urban Projects M2000 (012) and M2000 (048). All revenue and costs in connection with the projects have been accounted for.

The Department of Public Works recommends the cancellation of nine Accounts Receivable, totaling \$16,812.74 as follows: F-22113 - \$35.63, F-36313 - \$5,450.63, F-36365 - \$4,098.62,

F-36410 - \$1,525.92, F-36473 - \$1,144.66, F-41428 - \$46.81, F-48733 - \$3,658.49, F-4-8734 - \$26.74, F-48735 - \$825.24. These accounts receivable are uncollectible.

Respectfully submitted,
JAMES W. WATTS
Director

Approved:

KAY SCHLOFF
Acting Corp. Counsel
W. I. STECHER
Budget Director
JOHN P. KANTERS
Deputy Finance Director

By Council Member Hood:

Resolved, That the Finance Director be and he is hereby authorized to cancel accounts receivable in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

Department of Public Works

July 13, 1982

Honorable City Council:

Re: Cancellation of Accounts Receivable in connection with Urban Project M2000 (036).

The Michigan Department of Transportation has performed a final audit of Urban Project M2000 (036). All revenue and costs in connection with the project have been accounted.

The Department of Public Works recommends the cancellation of two Accounts Receivable, totaling \$160.18 as follows: F-58935 - \$34.51, F-58936 - \$125.67. These accounts Receivable are uncollectible.

Respectfully submitted,
JAMES W. WATTS
Director

Approved:

KAY SCHLOFF
Acting Corp. Counsel
W. I. STECHER
Budget Director
JOHN P. KANTERS
Deputy Finance Director

By Council Member Hood:

Resolved, That the Finance Director be and he is hereby authorized to cancel accounts receivable bills in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.