

20th Street, Detroit, Mich. Not to exceed \$7,500.00. Health. Delayed due to extended negotiations regarding the contract language.

59625 — To provide legal assistance in the matter of Schrom, et al vs. City, et. al. involving a DOT vehicle accident and in defense of other lawsuits instituted against the City alleging tortious conduct as may be assigned from time to time by the Corporation Counsel. Robinson, Smith and Stanfield, P.C. of 719 Griswold, Detroit, Mich. \$25,000.00. Law.

9672 — Demolition of Buildings — Individual Locations, Ego Wrecking & Demolition Company, 2832 E. Grand Blvd., Detroit, MI. Lowest Bid, \$47,700.00. DPW.

The approval of your Honorable Body and Waiver of Reconsideration is requested on the above filed.

Respectfully submitted,
FAYE B. PAIGE,
Director

By Council Member Ravitz:

Resolved, That the Purchasing Division of the Finance Department be and it is hereby authorized and directed to enter into contract with the persons or firms recommended for furnishing the departments mentioned with the material, equipment, supplies or services, in amounts, kinds and at prices as listed in accordance with the foregoing communication, designated as Contract or File Nos. 9718, 9799, 9888, 9802, 59538, 59734, 59625 and 9672, and further

Resolved, That renewals, extensions of, additions to, and changes in commodities and/or prices on contracts as recommended in the foregoing communication, designated as Contract or File Nos. 55944, 57785, 57875, 57922, 58087, 58203, 58225, 58235, 58284, 58308, 58323, 58405, 58456, 58602, 58760, 58761, 58762, 58939, and 59512, be and the same are hereby approved.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz and President Henderson — 9.

Nays — None.

*RECONSIDERATION (No. 7), per Motions before Adjournment.

Law Department
November 5, 1982

Honorable City Council:
Re: Patricia Lewis, Personal Representative of the Estate of James B. Lewis, Deceased v City of Detroit, et al, Civil Action No. 80 003 208 NM, Our File No. 44254 (Tyler & Canham, P.C.).

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in the memorandum. From this review, it is our considered opinion that a settlement in the amount of Two Hundred Fifty Thousand (\$250,000.00) Dollars is in the best interest of the City of Detroit.

We, therefore, request your Honorable Body to rescind the Resolution of August 4, 1982 and direct the Finance Director to issue his draft in the amount of \$250,000.00 payable to Patricia Lewis, Personal Representative of the Estate of James B. Lewis, Deceased and her attorneys, Sommers, Schwartz, Silver and Schwartz, P.C. to be delivered upon receipt of entry of a Consent Judgment and signed Satisfaction of Judgment. We are requesting a waiver of reconsideration in this matter.

Respectfully submitted,
WILLIAM DIETRICH
Supervising Assistant
Corporation Counsel

Approved:

MARK R. ULICNY
Deputy Corporation Counsel

By Council Member Eberhard:

Resolved, that the Resolution of August 4, 1982 be and is hereby rescinded and that the Finance Director is hereby authorized and directed to draw his warrant upon the proper fund in the sum of \$250,000.00 payable to Patricia Lewis, Personal Representative of the Estate of James B. Lewis, Deceased and her attorneys, Sommers, Schwartz, Silver and Schwartz, P.C., in full payment of any and all claims which they may have against the City of Detroit as a result of the death of James Lewis while in police custody on February 3, 1978, and that said amount be paid upon presentation of entry of a Consent Judgment and signed Satisfaction of Judgment.

Approved:

MARK R. ULICNY
Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

*RECONSIDERATION (No. 8), per Motions before Adjournment.

Department of Public Works
November 9, 1982

Honorable City Council:
Re: Petition No. 5748. Samaritan Health Center. Vacation of the public alley west of Conner, south of Shoemaker Avenue.

The above petition requests the vacation of the above described public alley. The requested vacation 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 vacation 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 Cleveland:

Resolved, That all that part of the "U" shaped alley, 9 and 18 feet wide, west of Conner south of Shoemaker Avenue abutting Lots 515 to 547 inclusive of the Warren Park No. 2 Subdivision of part of Private Claim 638 and part of Private Claim 687, Township of Gratiot, (now Detroit), Wayne County, Michigan, as recorded in Liber 37, Page 52, Plats, Wayne County records;

Be and the same is hereby vacated as a public alley to become a part and parcel of the abutting property.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

*RECONSIDERATION (No. 9) per Motions before Adjournment.

Department of Public Works

November 9, 1982

Honorable City Council:

Re: Petition No. 1168, Coca-Cola Bottlers of Detroit, Inc. Request to encroach with a new facade at the northwest corner of Warren and Wesson Avenues.

Returning herewith, print and Petition No. 1168 of Coca-Cola Bottlers of Detroit, Inc., requesting to encroach into the right-of-way of Warren and Wesson Avenues at the southwest corner of their intersection.

The encroachment will be approximately one-foot into the right-of-way of Wesson with footings 3.5 feet below the lowest point of the Wesson sidewalk; and from 4 to 11 inches at ground level in Wesson and Warren and from .62 feet to 1.17 feet at a

height of 7 feet above ground level in both street right-of-ways.

The Department of Public Works recommends that this request be granted, provided the petitioner files with the office of the Finance Director, an indemnity agreement approved by the Law Department, saving and protecting the City of Detroit from any and all claims which may arise.

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

Respectfully submitted,
LOUIS W. KLEI
City Engineer

Approved:
JAMES W. WATTS
Director

By Council Member Cleveland:

Resolved, That the Building and Safety Engineering and Public Works Departments be and they are hereby authorized and directed to issue permits to the Coca-Cola Bottlers of Detroit, Inc. for a building encroachment into the right-of-way of Wesson Avenue and Warren Avenue at the southwest corner of their intersection, property being described as:

Part of Private Claim 171 and part of the Northeast $\frac{1}{4}$ of fractional Section 10, T. 2 S., R. 11 E., City of Detroit, Wayne County, Michigan, and being more particularly described as follows:

Beginning at a point on the Northerly line of McGraw Avenue, which point is distance 43.64 ft. S. 62°-10' W. from the intersection of the Northerly line of McGraw Avenue with the Westerly line of Wesson Avenue, thence N. 27°-52' W. 138.82 ft., thence N. 62°-10' E. 43.64 ft., thence N. 27°-52' W. 646.04 ft. along the Westerly line of Wesson Avenue, thence S. 88°-59' W. 452.91 ft. along the Southerly line of Warren Avenue, thence S. 27°-54'-47" E. 989.19 ft. along the Easterly line of Pierre Marquette Railroad, thence N. 62°-10' E. 359.64 ft. along the Northerly line of McGraw Avenue to the point of beginning, also known as Lot 40 of Sullivan and Russell's Subdivision of the northeast fractional quarter Section 10, as recorded in Liber 14, Page 54, Plats, Wayne County records;

Encroachment to consist of a new facade attached to the building on Wesson Avenue which encroaches 4 inches, into the right-of-way at ground level and 7.5 inches from 7 feet above the ground to 22 feet above the ground; and an encroachment into Wesson Avenue of approximately one (1) foot at 3.5 feet below grade for footings located at 25 foot intervals; and an encroachment into the Warren Avenue right-of-way for a distance of ap-