

verted into a public easement for the full width of the alley, and be it further,

Resolved, that the City Clerk shall, within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds, and shall send a certified copy to the State Treasurer, and shall further transmit a copy of this resolution to the City Engineer, to the Law Department and to the Department of Public Works; and be it further

Resolved, that upon the receipt of a copy of the resolution, the Law Department shall notify the owners of the property abutting on such alley or portion thereof and other necessary parties that the alley or portion thereof have been vacated and converted in easement for utilities; and be it further

Resolved, that upon the receipt of a copy of the resolution, the City Engineer shall correct the official city maps and records; and be it further

Resolved, that upon the receipt of a copy of the resolution, the Department of Public Works shall adjust its garbage and refuse collection services accordingly.

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Mahaffey, Peoples, Ravitz and President Pro Tem. Hood — 7.

Nays — None.

**Law Department**

July 22, 1983

Honorable City Council:

Re: Classification and Pay Rate for Senior Legal Secretary.

On May 9, 1983 the Personnel Department, after reviewing a number of positions in the Law Department, established a new classification and title of Senior Legal Secretary. Following an analysis by the Rates Section of the Labor Relations Division of the knowledge, skills and ability required of the new classification, a pay rate of \$18,970 to \$20,700 has been recommended.

The Law Department therefore requests and recommends your approval of the new classification and pay rate for Senior Legal Secretary, Class Code 01-33-26.

Respectfully submitted,  
DONALD PAILEN  
Corporation Counsel

Approved:

JOYCE F. GARRETT  
Personnel Director

Approved:

FRANCES E. WEBER  
Chief Labor Relations Specialist  
Labor Relations Division  
Personnel Department

Approved:

W. I. STECHER

Budget Director

JOHN P. KANTERS

Deputy Finance Director

By Council Member Collins:

Resolved, That the 1982-83 and 1983-84 Official Compensation Schedules be amended to include the classification of Senior Legal Secretary (01-33-26) at the rate of \$18,970 - \$20,700 effective May 9, 1983; and be it further

Resolved, That the Finance Director be authorized to honor payrolls in accordance with this resolution.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Mahaffey, Peoples, Ravitz and President Pro Tem. Hood — 7.

Nays — None.

Council Member Peoples entered and took his seat.

**Law Department  
Development Department**

September 7, 1983

Honorable City Council:

Re: Petition No. 970-B Amended Resolution

Petition No. 1004-B Amended Resolution

Petition No. 1319 Amended Resolution

Petition No. 1932 (2393) Amended Resolution

to convert alleys to easements.

For your consideration, submitted herewith are four (4) petitions to amend the resolutions for the conversion of alleys into easements in the City of Detroit.

Petition No. 970 B — Bounded by Elmira, Orangelawn, Abington and Memorial Avenues — to amend the Resolution of July 27, 1983.

Petition No. 1004 B — Bounded by Evergreen, Plainview, Kirkwood and Dayton Avenues, to amend the Resolution of June 15, 1983.

Petition No. 1319 — Bounded by Audubon, Whittier, Outer Drive and Linville Avenues — to amend the Resolution of July 27, 1983 and

Petition No. 1932 (2393) Bounded by Park Drive, Dickerson, August and Fournier Avenues — to amend Resolution of April 16, 1980. (100% of the signatures received by Community and Economic Development Department).

The requested conversions into easements for public utilities were recommended by the Community and Economic Development Department upon prior investigation and report. For filing in the office of the City Clerk, please find report, petitions to vacate

the public alleys, a sketch of the alley and Notice of City Council hearing.

All other involved City Departments and privately owned utility companies have no objections to the conversion of the public right-of-way into an 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,

JOSEPH N. BALTIMORE

Assistant Corporation Counsel

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

By Council Member Mahaffey:

WHEREAS, the following petitions have been filed with the City Council, signed by not less than two-thirds of the owners of properties respectively abutting the alleys as herein described, pursuant to ordinances for the purpose of determining the advisability of this alley vacation.

NOW, THEREFORE, BE IT  
PETITION NO. 1319

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY WHITTIER, AUDUBON, LINVILLE AND OUTER DRIVE AVENUES;

RESOLVED, that all that part of the West half of the eighteen (18) foot wide alley, running East/West in the block bounded by WHITTIER, AUDUBON, LINVILLE AND OUTER DRIVE AVENUES, abutting Lots, 189 to 192, both inclusive, on the South of said alley and Lot 193 on the North of said alley, in the A. M. CAMPAU'S THREE MILE DRIVE ADDITION, being a Subdivision of part of Private Claims 502 and 692, City of Detroit, Wayne County, Michigan, as recorded in Liber 46, Page 78 of Plats, Wayne County Records;

PETITION NO. 1932(2393)

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PARK DRIVE, DICKERSON, AUGUST, and FOURNIER AVENUES;

RESOLVED, that the remaining East end of the East/West alley and a section 112 in length running in a North/South direction, abutting Lots 238 to 243, both inclusive, on the South of said alley and Lots 250 to 253 on the North of the East/West alley; also, abutting Lots 244 on the East and Lot 250 on the West of the North/South section of alley, in the D-J-R Subdivision of part of Fractional Sections 13 and 14, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michi-

gan, as recorded in Liber 41, Page 64 of Plats, Wayne County Records;

PETITION NO. 970-B

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ELMIRA, ORANGELAWN, ABINGTON AND MEMORIAL AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by ELMIRA, ORANGELAWN, ABINGTON AND MEMORIAL AVENUES, abutting Lots 448 to 456, both inclusive, abutting West of said alley, and Lots 457 to 465, both inclusive, on the East of said alley, in the FRISCHKORN'S GRAND-DALE SUBDIVISION, being part of the North ½ of Section 36, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 50, Page 66 of Plats, Wayne County Records; Also, abutting Lots 1071 to 1081, both inclusive, on the West of said alley and abutting Lots 1133 to 1143, both inclusive, on the East of said alley, in the FRISCHKORN'S GRAND-DALE SUBDIVISION NO. 1, being the West ½ of the Northeast ¼ of the Northwest ¼ of Section 36, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 52, Page 1 of Plats, Wayne County Records;

PETITION NO. 1004-B

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY EVERGREEN, PLAINVIEW, KIRKWOOD AND DAYTON AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley running in a North/South direction abutting the south fifteen (15) feet of Lot 110 to Lot 123, both inclusive, on the East of said alley and Lot 130 to the South 43 feet of Lot 142, both inclusive, on the West of said alley in the HARRINGTON GARDENS SUBDIVISION, of the South ½ of the Northwest ¼ of the Southwest ¼ of Fractional Section 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 51, Page 46 of 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 easement or right-of-way over said vacated pub-

lic alley hereinabove described for the purpose 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 fences) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval by 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 easements, such owners, upon whose property the poles or other utilities are located shall 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 3, 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 City Clerk shall, within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds, and shall send a certified copy to the State Treasurer, and shall further transmit a copy of this resolution to the City Engineer, to the Law Department and to the Department of Public Works; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Law Department shall notify the owners of the property abutting on such alley or portion thereof and other necessary parties that the alley or portion thereof have been vacated and converted in easement for utilities; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the City Engineer shall correct the official city map and records; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Department of Public Works shall adjust its garbage and refuse collection services accordingly.

Approved:

MARK R. ULICNY  
Deputy Corp. Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Mahaffey, Peoples, Ravitz and President Pro Tem. Hood — 7.

Nays — None.

**Law Department**

September 13, 1983

Honorable City Council:  
Re: Ronald D. Squier vs. City of Detroit.

The Law Department has reviewed the above entitled workers' compensation matter, the facts and particulars of which are contained in the memorandum.

From that review, it is our opinion that a settlement in the amount of \$35,000.00 is in the best interest of the City of Detroit.

Respectfully submitted,  
FRANK W. JACKSON

Supv. Asst. Corp. Counsel

By Council Member Peoples:

Resolved, That the Finance Director be and she is hereby authorized and directed to draw her warrants upon the proper fund in favor of Ronald D. Squier and Ruby & Ruby, P.C., his attorneys, in the total sum of \$35,000.00 in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant