

dance with the foregoing communication to provide legal representation to defendants.

Robert Persyn and Donald McKinnon.

Approved:

DONALD PAILEN
Corporation Counsel

By: ABIGAIL ELIAS
Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Collins, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

Law Department

April 13, 1989

Honorable City Council:

Re: Martin Jones vs. City of Detroit, et al.
Case No. 86 626 877 CZ. Our File No. 86-8134 (MB).

Representation by the Law Department of the City employee listed below is hereby recommended, as we concur with the recommendation of the Head of the Department and believe that the City Council should find and determine that the suit against the defendant arises out of or involves the performance in good faith of the official duties of such defendant.

Defendant: Edward Blackburn, Badge 4921.

Respectfully submitted,
BRENDA E. BRACEFUL
Supv. Asst. Corp. Counsel

Approved:

DONALD PAILEN
Corporation Counsel

By: ABIGAIL ELIAS
Deputy Corporation Counsel

By Council Member Collins:

Resolved, That the Law Department is hereby authorized under the provisions of Chapter 13, Article 11 of the Municipal Code of the City of Detroit and in accordance with the foregoing communication to provide legal representation to defendant, Edward Blackburn.

Approved:

DONALD PAILEN
Corporation Counsel

By: ABIGAIL ELIAS
Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Collins, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

Law Department

May 11, 1989

Honorable City Council:

Re: Amended Resolution — Alley Conversion — Petition Nos. 2179 and 2292.

At the November 21, 1989 public hearing Petition Nos. 2179 and 2292 were held over pending further investigation

by Community and Economic Development Department. Since that hearing the Community and Economic Development Department has recommended approval of the closure at this time. A copy of the letter is on file in the City Clerk's Office.

The following resolution is submitted to your Honorable Body for approval to reflect the closing of the two alley petitions.

Respectfully submitted,
NORRIS GOUDY
Supervising Assistant
Corporation Counsel

Approved:

DONALD PAILEN
Corporation Counsel

By Council Member Hood:

Whereas, the following petitions have been filed with the City Council, signed by not less than two-thirds of the owners of properties respectfully abutting the alleys as herein described, pursuant to the ordinance for the purpose of determining the advisability of these alley vacations.

Now Therefore Be It

PETITION NO. 2179

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PINWOOD, LAPPIN, DRESDEN, AND STRASBURG AVENUES:

That all that part of an eighteen (18) foot wide section of public alley running in a North/South direction in the block bounded by PINWOOD, LAPPIN, DRESDEN, AND STRASBURG AVENUES, abutting Lots 110 thru 124, both inclusive, on the West of said alley and Lots 179 thru 193, both inclusive, on the East of said alley, in the MCGIVERIN-HANDEMAN'S SEVEN MILE DRIVE SUBDIVISION of the West 1/2 of the East 1/2 of the Southwest 1/4 of Section 2, Tract 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 54, Page 49 of Plats, as recorded in Wayne County Records;

PETITION NO. 2292

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY WEST WARREN, WHITLOCK, LONGACRE, AND RUTLAND AVENUES:

That all that part of an eighteen (18) foot wide section of public alley running in a North/South direction in the block bounded by WEST WARREN, WHITLOCK, LONGACRE, AND RUTLAND AVENUES, abutting Lots 151 thru 172, both inclusive, on the West of said alley and Lots 194 thru 215, both inclusive, on the East of said alley, in the FRISCHORNS HIGHLAND SUBDIVISION, of the Northwest 1/4 of the Northwest 1/4 of Section 12, Tract 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in

Liber 41, Page 14 of Plats, as recorded in Wayne County Records;

Be and same are hereby vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements 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 easements or right-of-ways over said vacated public alleys 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 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 or 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 or 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 portions thereof, and other necessary parties, that the alley or portions 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:

DONALD PAILEN
Corporation Counsel

Adopted as follows:

Yeas — Council Members Collins, Hood, Mahaffey, Kelley, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

Law Department

May 23, 1989

Honorable City Council:

Re: Six Month Continuation of Authority to Settle Lawsuits for \$2,500 or Less Without City Council Approval.

On February 22, 1989, your Honorable Body passed a resolution giving the Law Department authority for a period of six months from December 4, 1988, to continue settlement of City-related lawsuits in the amount of \$2,500 or less without City Council approval or consent.

I am again requesting that authority to be continued and have attached hereto a resolution for your approval.

Respectfully submitted,
DONALD PAILEN
Corporation Counsel

By Council Member Hood:

It is hereby resolved, that the Law Department is authorized and directed

for a period of six months from June 4, 1989, to settle any City-related lawsuits in the amount of \$2,500 or less, without the necessity of any further approval or consent of the City Council.

Approved:

DONALD PAILEN
Corporation Counsel

Adopted as follows:

Yeas — Council Members Collins, Hood, Mahaffey, Kelley, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

**Buildings and Safety
Engineering Department**

May 18, 1989

Honorable City Council:

Re: Dangerous Buildings

In accordance with this Department's findings and determination that the buildings or structures on the following described premises are in a dangerous condition and should be removed, it is requested that your Honorable Body hold a hearing on each location as provided in Ord. 290-H Section 12-11-28.4 of the Building Code and this Department also recommends that you direct the City Engineering Department to take the necessary steps in each case to have the dangerous structures removed and to assess the costs of same against the property.

4060 Campbell, Bldg 101, DU's 1, Lot 22, Blkf Sub of Brushs Sub (Plats) between Jackson and Buchanan.

The one and one half story, frame, one family dwelling is vacant, open and vandalized.

4071 Campbell, Bldg 101, DU's 1, Lot 30, Sub of Sub of Part of PC 171 (Plats) between unknown and Kulick.

The one and one half story, frame, one family dwelling is vacant, open and vandalized.

4137 Campbell, Bldg 101, DU's 1, Lot 52, Sub of Sub of Part of PC 171 (Plats) between unknown and Kulick.

The one story, frame, one family dwelling is vacant, open and vandalized.

4167 Campbell, Bldg 101, DU's 1, Lot 62, Sub of Sub of Part of PC 171 (Plats) between unknown and Kulick.

The one story, frame, one family dwelling is vacant, open and vandalized.

15833 Dexter, Bldg 101, DU's 2, Lot 290, Sub of Ford View Sub (Plats) between Puritan and Midland.

The two story, frame, two family dwelling is unsafe as defined by Section 12-11-28.

14616 Eastwood, Bldg 101, DU's 1, Lot W33.25' 19, Sub of Elite Gardens between unknown and Celestine.

The two story, frame single family dwelling is vacant, open, fire damaged and vandalized.

2725 Elmwood, Bldg 101, DU's 2, Lot 65, Sub of A Sheleys Sub (Plats) between Charlevoix and Hunt.

The two story, frame one family dwelling is vacant, open, and vandalized.

3565-9 Garfield, Bldg 101, DU's 2, Lot 8, Sub of Hoffmans Sub of Part of Rear Conc of P C 182 between Moran and Ellery.

The two story, frame two family dwelling is vacant, open, fire damaged and vandalized.

5809 Proctor, Bldg 101, DU's 0, Lot 344, Sub of Seymour & Troesters Michigan Ave Sub (Plats) between Kirkwood and Wagner.

The one story, masonry store is vacant, open, damaged and vandalized.

675 S Rademacher, Bldg 101, DU's 1, Lot 25, Sub of Ratigans between E Jefferson and South.

The one and one half story, frame, one family dwelling is vacant, open and vandalized.

3892 Rohns, Bldg 101, DU's 1, Lot N36' 6 Sub of Bradways Sub (Plats) between Mack and Sylvester.

The 1 1/2 story, frame one family dwelling is vacant, open, and vandalized.

4948 Scotten, Bldg 101, DU's 1, Lot 61, Sub of Daniel Scottens Sub (Plats) between Horatio and Herbert.

The two story, brick store and flat is vacant, open, and vandalized.

14643 Blackstone, Bldg 101, DU's 1, Lot 341, Sub of B E Taylors Brightmoor-Hendry Sub (Plats) between Eaton and Lyndon.

The one story, frame one family dwelling is vacant, open, fire damaged and vandalized.

3709 Buckingham, Bldg 101, DU's 1, Lot 74, Sub of East Detroit Development Cos Sub No 1 (Plats) between Windsor and Brunswick.

The two story, brick one family dwelling is vacant, open, and vandalized.

2124 E Ferry, Bldg 101, DU's 1, Lot E28' 22, Sub of Kelloggs Homestead Sub (Plats) between Dubois and St. Aubin.

The one and one half story, frame single family dwelling is vacant, open, fire damaged and vandalized.

2256 E Ferry, Bldg 101, DU's 1, Lot 4, Sub of Martzs Sub (Plats) between Chene and Dubois.