

fill the requirements of the AVF Grant it is requested that we be given authorization to accept a \$15,000 "shared" cash sponsorship contribution from the Detroit Edison Company and Michigan Consolidated Gas Company.

Respectfully submitted,
CREIGHTON C. LEDERER
 Director

Approved:

CLYDE D. DOWELL
 Deputy Budget Director
W. ROLLIN HENDERSON
 Chief Acct. Officer

By Council Member Eberhard:

Whereas, The Buildings and Safety Engineering Department has received a grant of \$80,000 from the Energy Task Force of the Urban Consortium for Hydraulic Waste Energy Recovery and a second grant of \$45,000 for the Assessment of AFV Availability to Meet Emergency Contingency Planning and Long Term Public Fleet Integration; therefore be it

Resolved, That the Finance Director be and is hereby authorized to establish appropriations and honor payrolls and vouchers when presented in accordance with the foregoing communication.

Adopted as follows:

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

Nays — None.

City Engineering Department
 September 1, 1989

Honorable City Council:

Re: Petition No. 2670. New St. Paul COGIC. Street to Easement Portion of Keeler between the Southfield Freeway and Archdale.

Petition No. 2670 of "New St. Paul COGIC" requests the conversion of a portion of Keeler Avenue, 60 feet wide, between the Southfield Freeway and Archdale Avenue into an easement for public utilities.

The City Planning Commission has submitted a favorable report and recommendation to your Honorable Body (dated April 26, 1989).

The requested conversion was approved by the Community and Economic Development Department. The petition was referred to the City Engineering Department for investigation and report. This is our report:

The petitioner has deposited the following City department reimbursement cost:

Water and Sewerage Department (DWSD) — Accounting: \$3,300.00. The estimated cost to relocate one hydrant from a portion of Keeler to the Southfield Freeway East Service Drive (as required by the Fire Department — Water Supply

Division); labor by DWSD — Maintenance and Repair Division.

All other City departments and privately-owned utility companies have reported no objections to the conversion of public rights-of-way into a utility easement. Provisions protecting utility installations are part of the resolution.

The adoption of the attached resolution is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
 Director

By Council Member Hood:

Resolved All that part of Keeler Avenue, 60 feet wide, between the Southfield Freeway and Archdale Avenue lying southerly of and abutting the south line of Lot 23; also lying northerly of and abutting the north line of Lot 24 as platted in "Miller Super Subdivision" of Lots 87, 88, 89, 91, 93 and 95 to 101 inclusive of J. P. Miller Subdivision of part of Section 13 and 24, Town 1 South, Range 10 East, City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 58, Plats, Wayne County Records;

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 street 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 street herein above 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 street 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 street herein above 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 easement with any necessary equipment to perform the above-mentioned tasks, with the

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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 change of surface grade made, without prior approval of the City Engineering Department.

Fourth, that if the owners of any lots abutting on said vacated street shall request the removal and/or relocation of any existing poles, or other utilities in said easement, such owners, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners;

Fifth, that if any utility located in said property shall break or be damaged as a result of any action on the part of said owners 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 said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and

Provided, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds; and be it further

Resolved, The Water and Sewerage Department — Maintenance and Repair Division is hereby directed to relocate one hydrant from said portion of Keeler Avenue to the Southfield Freeway East Service Drive (as required by the Fire Department — Water Supply Division).

Adopted as follows:

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

Nays — None.

Community & Economic Development Department

July 25, 1989

Honorable City Council:

Re: Correction of Terms of Sale, (W) side of Lafayette, between Army and Fisher, a/k/a 6849 Forest.

On July 22, 1988 (J.C.C. 08/03/88, Pg. 2052), your Honorable Body authorized the sale of property located at 6110 W. Lafayette to Military Avenue Evangelical Presbyterian Church, a Michigan Ecclesiastical Corporation.

The sale included an attachment clause as an adjoining owner. These

terms were incorrect. The buyer is not an adjoining owner, therefore the sale should contain an attachment clause.

We request your Honorable Body's approval to reflect that the sale should not contain an attachment clause.

Respectfully submitted,
THOMAS C. CUNNINGHAM

Assistant Director

By Council Member Eberhard:

Resolved, That the authority to sell property to Military Avenue Evangelical Presbyterian Church, a Michigan Ecclesiastical Corporation as described on the tax rolls as:

The East 95 feet of Lot 641, Plat of Daniel Scotten's Resubdivision of Private Claim No. 32 and the East part of Private Claim No. 268 lying between Fort Street and Dix Road or Avenue, Springwells Twp., Wayne County, Michigan, T.2S., R.11E. Rec'd L. 3, P. 32, Plats, W.C.R.

be amended and that C&EDD Director be authorized to issue a Quit Claim Deed without the property containing an attachment clause.

Adopted as follows:

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

Nays — None.

Community & Economic Development Department

July 19, 1989

Honorable City Council:

Re: Correction of Legal Description, Lots 319 & 320 (S) E. Greendale; N. 85' of Lot 322, except E. 20' at E. Line and all of Lot 321. E10' of Lot 48 & all of Lots 44 thru 47 & vacant adjacent alley; also Lots 124-127; Lots 317 & 318 & vacant adjacent alley North side of E. Greendale. Lots 128, 129 & 130 except E. 25' at right angle to E. line. (N.) of E. Grixdale; Lot 131 (N) E. Grixdale a/k/a 615 E. Greendale, 630-38 E. Greendale and 219-221 E. Grixdale.

On March 1, 1989 (J.C.C. 04/07/89, Pg. 817 & 818), your Honorable Body authorized the reacquisition of property located at 615 E. Greendale, 630-38 E. Greendale and 219-221 E. Grixdale to Canflow Services, Inc., a Michigan Corporation.

In error, the wrong legal was used.

We request your Honorable Body's approval to amend the sale to reflect the corrected legal description.

Respectfully submitted,
THOMAS C. CUNNINGHAM

Assistant Director

By Council Member Eberhard:

Resolved, That the authority to reacquire be amended to reflect the described property on the tax rolls as: