

under section 14-5-10 of the City Code recommends the award of the following:

964479—Informal Award 6/12/96—  
Change Order No. 02 — 100% Federal  
Funding Technical Assistance in fixed  
asset and inventory observations. The  
increase to the contract was necessary to  
accommodate the additional work  
required to complete fixed assets and  
materials inventory, to adjust accounting  
records, and to develop departmental pro-  
cedures for conducting future inventories.  
Arthur Andersen LLP, One Detroit  
Center, 500 Woodward Avenue, Ste.  
2700, Detroit, MI. Contract increase of  
\$16,130.00. Not to exceed \$41,130.00.

The approval of your Honorable Body  
and a waiver of reconsideration is  
requested.

Respectfully submitted,  
OREESE COLLINS, JR.  
General Manager-Purchasing

By Council Member Hood:

Resolved, That the item referred to in  
the foregoing communication dated May  
19, 1997 be and hereby is approved.

Adopted as follows:

Yeas — Council Members Cleveland,  
Cockrel, Everett, Hill, Hood, Ravitz,  
Scott, Tinsley-Williams and President  
Mahaffey — 9.

Nays — None.

\*WAIVER OF RECONSIDERATION  
(No. 13), per Motions before  
Adjournment.

**Department of Human Services**

April 30, 1997

Honorable City Council:

Re: Authorization to establish Reve-  
nue/Appropriation No. 6194 Promise  
Land Warming Center-Homeless  
Services Michigan State Housing  
Development Authority by \$16,025.

The Department of Human Services  
has received notification of funding in the  
amount of \$16,025 from the Michigan  
State Housing Development Authority to  
establish Appropriation No. 6194 —  
Promise Land Warming Center —  
Homeless Services. This funding is for the  
period 1996-97 and is to increase ser-  
vices for The Homeless.

Therefore, we respectfully request  
authorization to establish Appropriation  
No. 6194 Promise Land Warming Center  
— Homeless Services by \$16,025 with a  
wavier of reconsideration.

Respectfully submitted,  
WILLIAM WARREN  
Interim Executive Director

Approved:

JON MESSNER  
Deputy Budget Director  
ROGER N. SHORT  
Deputy Finance Director

By Council Member Hill:

Resolved, That the Department of  
Human Services be and is hereby autho-

rized to establish the Appropriation  
Account No. 6194 by \$16,025 and to  
establish Revenue Account No. 6194 by  
\$16,025; and be it further,

Resolved, That the Finance Director be  
and is hereby authorized to increase the  
necessary accounts and honor vouchers  
in accordance with the foregoing commu-  
nication and regulations of Michigan State  
Housing Development Authority.

Adopted as follows:

Yeas — Council Members Cleveland,  
Cockrel, Everett, Hill, Hood, Ravitz,  
Scott, Tinsley-Williams, and President  
Mahaffey — 9.

Nays — None.

\*WAIVER OF RECONSIDERATION  
(No. 14), per Motions before  
Adjournment.

**Department of Public Works  
City Engineering Division**

Honorable City Council:

Re: Petition No. 2317 Planning and  
Development Department — Cultural  
Center Parking Lot Project (together  
with) Detroit Institute of Arts —  
Founders Society, MetroMatrix  
Human Services (Barat House), First  
Philippian Grace Church, and  
Scarab Club Alley to Easement east-  
west public alley in the block bound-  
ed by John R, Brush, Farnsworth and  
Frederick

Petition No. 2317 of "Planning and  
Development Department" requests the  
conversion of the east-west public alley,  
20 feet wide, in the block bounded by  
John R and Brush Streets, Farnsworth  
and Frederick Avenues into a private  
easement for public utilities. The purpose  
of the public alley closing is to develop a  
new "Cultural Center" parking lot. The pro-  
ject involves development agreements  
between "Detroit Institute of Arts -  
Founders Society", "MetroMatrix Human  
Services (Barat House)", "First Philippian  
Grace Church", and "Scarab Club."

The requested conversion was  
approved by Solid Waste Division - DPW,  
and Traffic Engineering Division - DPW.  
The petition was referred to the City  
Engineering Division - DPW for investiga-  
tion (utility review) and report. This is our  
report:

The petitioner(s) plan to use the paved  
alley return entrance(s) (into John R and  
Brush Streets) and requests such remain  
in their present status.

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

I am recommending adoption of the  
attached resolution.

Respectfully submitted,  
SUNDAY JAIYESIMI  
City Engineer



May 21

By Council Member Hood:

Whereas, Petition No. 2317 of "Planning and Development Department" requests the conversion of the east-west public alley, 20 feet wide, in the block bounded by John R and Brush Streets, Farnsworth and Frederick Avenues into a private easement for public utilities. The purpose of the public alley closing is to develop a new "Cultural Center" parking lot. The project involves development agreements between "Detroit Institute of Arts - Founders Society", "MetroMatrix Human Services (Barat House)", "First Philipian Grace Church", and "Scarab Club"; and

Whereas, The city received copies of four letters that connote the terms and conditions of said agreement(s) between Alley the DIA-Founders Society and all other property owners abutting and/or having interests in said public alley as follows:

Agreement between DIA-Founders Society and MetroMatrix Human Services [mMHS]—mMHS Address: 120 Parsons — Detroit, MI 48201 — Phone: (313) 831-1000

March 21, 1997  
Detroit City Council  
1340 City County Building  
Detroit, MI 48226

Re: City of Detroit-DIA Founders Society Vacation

Dear Council Committee Clerk:

Please advise the City Council and the Detroit Law Department that metroMatrix Human Services (Matrix), formerly the League of Catholic Women, requests that the Barat alley be vacated per the plan submitted by the Detroit Institute of Arts-Founders Society- Barat House is located at 5250 John R street in Detroit. It is operated as a home for girls by Barat Child and Family Services, an agency of Matrix.

For the past several months has been in negotiations with the DIA-Founders Society relative to our vacating the alley to the South of Barat House and relinquish parking spaces on the south side of the alley. This would allow the DIA-Founders Society to convert the alley into a grand entry way for their new Cultural Center parking lot.

I am pleased to say that the many outstanding issues, which included parking, lighting, landscaping, fencing, delivery trucks, etc. have been resolved and a good faith agreement reached between Matrix and the DIA-Founders Society. The agreement has been signed between the two parties relative to vacating the alley and the parking lot.

We have been informed that because of concerns expressed by Matrix to the City Council regarding the above issues, which were at the time unresolved, the work on the alley vacation is being held in abeyance until our position is expressed to City Council.

Please be advised that Matrix is satisfied with the agreement reached between our two organizations and we look forward to the alley vacation which is necessary prior to the ground breaking on this project. We now look forward to being a part of another project that will move Detroit forward. We request that the City of Detroit proceed with the plan to vacate the alley south of Barat House.

I am pleased that the Detroit City Council is concerned about the well being of Barat House and the girls in residence and will so inform the Matrix community. As you know, Barat Child and Family Services has a NOF proposal pending to assist with necessary Barat House renovations. We hope you look favorably on this proposal. If you need any additional information, please feel free to contact me.

Sincerely,

Signature: David B. Suttner, Ed.D., J.D.

Legal Counsel for mMHS

cc: M.F. Lundy, President of mMHS

DIA-Founders Society

D. Lewis

file

a league of youth, family and adult services (formerly League of Catholic Women)

February \_\_, 1997

Joseph P. Bianco

Detroit Institute of Arts-Founders Society

5200 Woodward Avenue

Detroit, Michigan 48202

Re: Founders Society/Parking Lot Matter

Dear Mr. Bianco:

In connection with the parking lot facility (the "Parking Facility") under development by The Detroit Institute of Arts-Founders Society ("Founders Society"), the Metro Matrix Human Services, Inc. as successor To The League of Catholic Women of Detroit, ("Metro Matrix") operating a facility known as the Barat House, agrees as follows:

a. Metro Matrix hereby consents to the vacation of the alley located to the south of, and adjacent to, the Barat House (the "Farnsworth Alley") and agrees to execute such petitions to the City of Detroit, consents and documents as may be necessary to accomplish such vacation of the Farnsworth Alley. Metro Matrix agrees to cooperate fully with The Founders Society in the vacation process for the Farnsworth Alley.

b. Metro Matrix agrees, that subsequent to the vacation of the Farnsworth Alley, the City of Detroit and the Founders Society will have the right to develop the vacated Farnsworth Alley for access purposes in the vacation with the Parking Facility.

c. Metro Matrix agrees to quit claim and convey any right, title and interest it may have in the entire Farnsworth Alley to the City of Detroit by deed or other appropriate instrument.



d. The obligations of Metro Matrix to consent to the vacation of the Farnsworth Alley and to convey and quit claim its interest in the Farnsworth Alley shall be subject to Metro Matrix securing an access easement over the section of Farnsworth Alley described on Exhibit A, in form and substance satisfactory to Metro Matrix.

Very truly yours,  
METRO MATRIX  
HUMAN SERVICES, INC. as  
successor to THE LEAGUE OF  
CATHOLIC WOMEN  
OF DETROIT

Signed By: Marilyn F. Lundy  
Its: President

DJL/nnw

cc: City of Detroit, Planning and  
Development Department  
Agreement between DIA-Founders  
Society and First Phillipian Grace Church  
Church Address: 265 Farnsworth —  
Detroit, MI 48202

January 27, 1997

Joseph P. Bianco  
The Detroit Institute of Arts—  
Founders Society  
5200 Woodward Avenue  
Detroit, Michigan 48202

Re: Founders Society/Parking Lot Matter  
Dear Mr. Bianco:

In connection with the parking lot facility (the "Parking Facility") under development by The Detroit Institute of Arts-Founders Society ("Founders Society"), the First Phillipian Grace Church ("First Phillipian") agrees as follows:

a. First Phillipian hereby consents to the vacation of the alley located to the north of, and adjacent to, First Phillipian (the "Farnsworth Alley") and agrees to execute such petitions to the City of Detroit, consents and documents as may be necessary to accomplish such vacation of the Farnsworth Alley. First Phillipian agrees to cooperate fully with the Founders Society in the vacation process for the Farnsworth Alley.

b. First Phillipian agrees, that subsequent to the vacation of the Farnsworth Alley, the City of Detroit and the Founders Society will have the right to develop the vacated Farnsworth Alley for access purposes in conjunction with the Parking Facility.

c. First Phillipian agrees to quit claim and convey any right, title and interest it may have in the entire Farnsworth Alley to the City of Detroit by deed or other appropriate instrument.

Very truly yours,  
FIRST PHILLIPIAN  
GRACE CHURCH  
Signed by:  
Wilson Watkins  
Its: Pastor

DJL/nnw  
Enclosure

Agreement between DIA-Founders  
Society and The Scarab Club—Club  
Address: 217 Farnsworth —  
Detroit, MI 48202

February 8, 1997

Joseph P. Bianco  
Detroit Institute of Arts-Founders Society  
5200 Woodward Avenue  
Detroit, Michigan 48202

Re: Founders Society/Parking Lot Matter  
Dear Mr. Bianco:

In connection with the parking lot facility (the "Parking Facility") under development by The Detroit Institute of Arts-Founders Society ("Founders Society"), Scarab Club ("Scarab Club") agrees as follows:

a. The Scarab Club hereby consents to the vacation of the alley located to the north of, and adjacent to, The Scarab Club (the "Farnsworth Alley") and agrees to execute such petitions to the City of Detroit, consents and documents as may be necessary to accomplish such vacation of the Farnsworth Alley. The Scarab Club agrees to cooperate fully with the Founders Society in the vacation process for the Farnsworth Alley.

b. The Scarab Club agrees, that subsequent to the vacation of the Farnsworth Alley, the City of Detroit and the Founders Society will have the right to develop the vacated Farnsworth Alley for access purposes in conjunction with the Parking Facility.

c. The Scarab Club agrees to quit claim and convey any right, title and interest it may have in the entire Farnsworth Alley to the City of Detroit by deed or other appropriate instrument.

Very truly yours,  
THE SCARAB CLUB  
Signed By:  
John B. Tabb  
Its: President

DJL/nnw

cc: City of Detroit, Planning and  
Development Department

Whereas, Receiving copies of four letters does not in any way establish or implicate the Department of Public Works (or its City Engineering Division) as a participant to said agreements by reason of its utility review and/or recommending that City Council vacate certain public rights-of-way (Detroit Code Section 50, Article 7-1 thru 4); therefore be it

Resolved, All of the east-west public alley, 20 feet wide, in the block bounded by John R and Brush Streets, Farnsworth and Frederick Avenues lying southerly of and abutting the south line of Lots 31 thru 42; also lying northerly of and abutting the north line of Lots 79 thru 90 of "Farnsworth's Subdivision of Park Lots 38 and 39," City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 16, Plats, Wayne County Records; also lying



southerly of and abutting the south line of that part of surplus property lying East of and adjoining said Lot 31 of "Farnsworth's Subdivision of Park Lots 38 and 39," City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 16, Plats, Wayne County Records, and lying West of and adjoining Lot 1, Block 25, of "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street and the South line of Harper Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records; also lying northerly of and abutting the north line of that part of surplus property lying East of and adjoining said Lot 90 of "Farnsworth's Subdivision of Park Lots 38 and 39," City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 16, Plats, Wayne County Records, and lying West of and adjoining Lot 14, Block 25, of "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street and the South line of Harper Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records; also lying southerly of and abutting the south line of Lots 1 thru 5, Block 25; also lying northerly of and abutting the north line of Lots 10 thru 14, Block 25, of "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street and the South line of Harper Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records; also lying southerly of and abutting the south line of Lots 1 thru 5, Block 25; also lying northerly of and abutting the north line of Lots 10 thru 14, Block 25, of "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street and the South line of Harper Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records;

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities 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 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 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 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 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 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; said fence and gate installations shall be subject to the review and approval of the Fire Marshal and Buildings and Safety Engineering Department, if necessary) shall be built or placed upon said easement, nor change the surface grade made, without prior approval of the City Engineering Division - DPW,

Fourth, that if 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, 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 further

Provided, That if it becomes necessary to remove the paved alley return(s) at their entrance(s) (into John R and/or Brush Streets), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division-DPW specifications with all costs borne by the Detroit Institute of Arts-Founders Society, their heirs or assigns; and further



Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams and President Mahaffey — 9.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 15) per motions before adjournment.

**Department of Transportation**

April 21, 1997

Honorable City Council:

Re: MDOT Renewal/Amendatory Grant Contract No. 90-1457/A3

Your Honorable Body is respectfully requested to accept the above-referenced renewal/amendatory grant contract for the Detroit Department of Transportation (DDOT).

Approval would extend this contract up to December 31, 1997 and would allow DDOT additional time in purchasing computerized bus scheduling equipment.

This request does not require any fund adjustments to the contract, and a Waiver of Reconsideration is requested.

Your consideration in approving this request is greatly appreciated.

Respectfully submitted,

ALBERT A. MARTIN  
Director

Approved:

JON MESSNER  
Deputy Budget Director  
ROGER SHORT  
Deputy Finance Director

By Council Member Hill:

Resolved, That the Detroit Department of Transportation be and is hereby authorized to accept a renewal/amendatory grant contract from the Michigan Department of Transportation-No. 90-1457/A3. The purpose of this renewal/amendatory grant contract is to allow additional time to purchase computerized bus scheduling equipment by extending the completion date of the contract to December 31, 1997. This approval does not require any adjustments to contractual funds; And Be It Further

Resolved, That the Director of the Detroit Department of Transportation, Albert A. Martin, be and is hereby, authorized to execute said amendment, And Be It Further

Resolved, That Appropriation Account No. 4700 remain as is, And Be It Further

Resolved, That the Finance Director be and is hereby authorized to establish the necessary accounts, honor payrolls and vouchers when presented in accordance with the foregoing communication, standard City accounting practices and Michigan Department of Transportation regulations.

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams, and President Mahaffey — 9.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 16), per Motions before Adjournment.

**Department of Transportation**

March 24, 1997

Honorable City Council:

Re: Acceptance of MDOT Grant Contract No. 97-0026

Your Honorable Body is requested to accept the above-referenced contract for the Detroit Department of Transportation (DDOT).

DDOT will serve as the "pass through" agency in providing demand-response vehicles to community-based transportation agencies. These vehicles will be titled by the Michigan Department of Transportation (MDOT) to DDOT who will, in turn, immediately title the buses to the local provider (Detroit East Mental Health Consortium).

There is no local share involved in this contract, and a waiver of reconsideration is respectfully requested.

Your Honorable Body's approval of this contract is greatly appreciated.

Respectfully submitted,

ALBERT A. MARTIN  
Director

Approved:

JON MESSNER  
Deputy Budget Director  
ROGER N. SHORT  
Deputy Finance Director

By Council Member Hill:

Whereas, it is the desire of the Michigan Department of Transportation (MDOT) to provide community-based transportation services to the elderly and handicapped in the City of Detroit through its capital/equipment grant which is administered locally by the Detroit Department of Transportation (DDOT); and

Whereas, MDOT wishes to award a grant of three State-owned transit vehicles directly to the community-based provider Detroit East Mental Health Consortium; and

Whereas, the regulations of the Michigan Department of Transportation forbid the direct award of a grant to a third party provider, and designates the Detroit Department of Transportation as sole eligible authority in the City of Detroit to accept grant awards on its behalf; and

Whereas, the Detroit Department of Transportation agrees to participate in the transfer of title of these State-owned vehicles to the community-based provider by participating in this grant award and serving as a "pass-through" agency, whereby