

Part B-Non-Federal Participation

Federal-aid	(-)	(-)	(-)	(-)
city share	92,878	92,878	(-)	(-)
sub-total	92,878	92,878	(-)	(-)
Total	3,284,128	3,920,078	635,950	115,423

We therefore recommend adoption of the attached resolution which authorizes the Finance Director to do the following:

1 Increase the amount of appropriation No. 6328 by \$183,319 which includes an amount of \$67,896 for federal-aid reimbursement for CEI Services and to transfer \$115,423 from Appropriation No. 4189-Major Street Fund, Traffic Control Roadways-Fed.-aid.

2 Increase estimated revenue for appropriation No 6328 by \$67,896 for federal-aid reimbursement for CEI work to be performed by City forces.

3 Increase the amount of City Contract NO. 076002 from \$596,540 to \$696,908.

Respectfully submitted,
CLYDE D. DOWELL
 Street Administrator

Approved:

JON MESSNER
 Deputy Budget Director
ROGER SHORT
 Deputy Finance Director

Resolution

By Council Member Everett:

RESOLVED, that, in accordance with the above communication, the Finance Director is hereby authorized to increase appropriation No. 6328 by an amount of \$ 183,319 which includes an amount of \$67,896 for federal-aid reimbursement and to transfer \$115,423 from appropriation No. 4189, Major Street Fund-Traffic Control Roadways-Federal-aid; and.

BE IT FURTHER RESOLVED, that, the Finance Director is hereby authorized to increase the estimated revenue for appropriation No. 6328 by \$67,896 for the estimated increase in the federal-aid reimbursement for CEI work to be performed by city forces: and

BE IT FURTHER RESOLVED, that, the Finance Director is hereby authorized to increase the amount of city contract No. 076002 from \$596,540 to \$696,908 and honor vouchers when presented in accordance with this resolution.

Adopted as follows:

Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 8.

Nays — None.

**Department of Public Works
 City Engineering Division**

June 2, 1999

Honorable City Council:

Re: Petition No. 15 — Badri Jamil/Benny D's Lounge, et al., requesting commercial alley closure in the area of E. 8 Mile and Mound.

Petition No. 15 of "Badri-Jamil/Benny D's Lounge, et al.," requests the conversion of an east-west public alley, 20 feet wide, in the block bounded by Mound Ave., 182 feet wide, Gable Ave., 60 feet wide, Hamlet Ave., 60 feet wide and East Eight Mile Road, 204 feet wide into a private easement for public utilities.

The petition was referred to the City Engineering Division-DPW for investigation (utility review) and report. This is our report.

The requested alley closing was approved by Solid Waste Division-DPW and Traffic Engineering Division-DPW.

The Detroit Water & Sewerage Department (DWSD) reports there is an existing 12" sewer in the east-west alley, south of E. 8 Mile Road, between Mound

Road and Gable Street. DWSD has no objections to the requested conversion to easement provided that an easement of the full width of the alley is reserved.

All other City Departments and privately owned utility companies reported no objections to the conversion of the 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

City Engineering Division-DPW

By Council Member Mahaffey:

Resolved, All of the east-west public alley, 20 feet wide, in the block bounded by Mound Road, 182 feet wide, Gable Avenue, 60 feet wide, East Eight Mile Road, 204 feet wide and Hamlet Avenue, 60 feet wide; lying southerly of and abutting the south line of lots 8-13, inclusive, of "Assessors Baseline Superhighway Subdivision a resubdivision of lots 1 to 13 incl., 44 to 64 incl., and 85 to 104 incl.,

and vacated alleys of Bell Realty Co.'s Log Cabin Park Subdivision" of part of W. 1/2 of N.W. 1/4, Sec. 4, T.1S., R.12E., City of Detroit, Wayne Co., Michigan as recorded in Liber 63, Page 5, 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 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 the right to cross or use 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 of 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 become 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 free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for the Detroit Water and Sewerage Department equipment, including the use of backhoes, bulldozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and further,

Provided, the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide posts over its water mains at reasonable intervals and at points of deflection; and further,

Provided, that if it becomes necessary to remove the paved alley return at the entrance (into Mound Road), 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 abutting owner(s), 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, K. Cockrel, Jr., S. Cockrel, Everett, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 8.

Nays — None.

Youth Department

June 3, 1999

Honorable City Council:

The Youth Department has been informed by the Youth Sports and Recreation Commission that it will receive a grant of \$20,300.00.

The grant will be used to provide jobs and support under our YouthMapping Initiative which involves young people canvassing their neighborhoods block by block in search of programs, services, places, opportunities and caring adults available to them, their peers and families. Therefore, the Youth Department is