

January 12

By Council Member S. Cockrel:
Whereas, Properly supervised temporary street closing programs for street dances, etc., are deserving of recognition as healthful neighborhood activities in line with the City's recreation programs; therefore be it

Resolved, That for the purpose of expediency, blanket authority is hereby given the Department of Police for the calendar year 2000 to accept such applications directly from the various organizations and block clubs and to issue permits for the temporary closing of streets which, following that department's investigation with the Department of Transportation, are determined not cause any undue traffic situations.

Provided, No admission is charged and there is no sale of refreshments or incidentals or use of loudspeakers on public streets, and the rules and regulations of the Department of Police are observed, and further, that each application shall cover only one date, limited to a period of hours, meeting with the approval of said departments, which program may be postponed to the following day in the event of inclement weather, and further

Provided, That any unresolved controversial application shall be referred to the City Council for final disposition including applications of any controversial Halloween Street Closing Programs and further

Resolved, That the Department of Police shall submit a report to the City Council by no later than February 1, 2000 as to the success of these privately sponsored community programs, and recommendations, approval of the Council is again desired for the following year.

Provided, This resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members K. Cockrel, Jr., S. Cockrel, Everett, Scott, Tinsley-Talabi, and President Hill — 6.

Nays — None.

**Department of Public Works
City Engineering Division**

December 7, 1999

Honorable City Council:

Re: Petition No. 2047 - Detroit Medical Center/Harper Hospital, requesting an encroachment into a easement relative to the new Wertz Clinical Cancer Center Phase II in the Brush St. easement of Mack Ave.

Petition No. 2047 of "Detroit Medical Center/Harper Hospital" request to encroach into the Brush street easement (The Development Plan for Medical Center Rehabilitation Projects one and two provided for the conversion of Brush Street from a street to a public walkway and utility easement) north of Mack Avenue.

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

Previously, Harper hospital was given permission to encroach underground (July 24, 1985; JCC. pgs. 1691-92) to construct a new Magnetic Resonance Imaging Facility in this part of Brush Street. This request is to allow any above ground encroachments to facilitate the construction of Wertz Clinical Cancer Center Phase II.

Detroit Edison Company (DECO) has conduit & underground cables in Brush Street between Mack & Canfield. DECO has no objection provided they have full 24 hour ingress & egress to their underground facilities and that no permanent structures are built over or near the conduit runs.

The Detroit Water and Sewerage Department has no objections to the proposed encroachment subject to the fulfilling of the provisions of this resolution, in order to protect an existing 12'-9" sewer in Brush St. approximately 40 feet deep.

The City Engineering Division-DPW has no objection to the proposed encroachment provided construction plans are approved by all involved City departments.

All other City departments and privately owned utility companies have reported they have no objections to the proposed encroachment or they have reached satisfactory agreement with the petitioner regarding their installations.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,

SUNDAY JAIYESIMI

City Engineer

By Council Member Tinsley-Talabi:

Resolved, that the City Engineering Division-DPW be and it is hereby authorized and directed to issue permits to Harper Hospital to encroach into the public street right-of-way of Brush Street between Canfield and Mack Avenues, property described as:

Land in the City of Detroit, Wayne County, Michigan being that part of Brush St. and the Recreation Park as replatted in the "Medical Center Urban Renewal Plat No. 1," recorded in Liber 88 of Plats, Pages 74 through 76, Wayne County Records and "Medical Center Urban Renewal Plat No. 2," recorded in Liber 90 of Plats, Pages 89 through 91, Wayne County Records, and as converted to easement by the City Council on May 25, 1977, JCC. pgs. 1140 and 1141 all more particularly described as:

Beginning at the intersection of the center line of Willis Ave., 100 feet wide, with the westerly line of Brush St., 187.35 feet wide, thence along the extension easterly of said centerline, N.59°50'30" E;

187.80 feet, thence along the easterly line of said Brush St., S.26°09'00" E., 521.06 feet; thence along the southerly line of vacated Alexandrine Ave., 50 feet wide and the northerly line of Lot 7 of said Medical Center Urban Renewal Plat No. 1, S.63°41'30" W., 57.35 feet; thence along westerly line of said lot 7 and easterly line of Brush St., 35 feet wide, lying easterly of said Park, S.26°08'30" E., 100.90 feet; thence S.63°51'30" W., 130.00 feet; thence along the westerly line of Brush St., 35 feet wide, lying westerly of said Park N.26°08'30" W., 179.87 feet; thence along the westerly line of Brush St., 187.35 feet wide, N.26°09'00" W., 429.10 feet, to the point of beginning.

Provided, That the petitioner shall provide construction plans and obtain the approval of the City Engineering Division-DPW and all other involved City Departments prior to any construction; and further.

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded by the permittee's expense in the Office of the Wayne County Register of Deeds, and further.

Provided, That the petitioner shall file with the Finance Department an indemnity agreement approved by the Law Department, saving and protecting the City of Detroit from any and all claims which may arise therefrom; and further.

Provided, That no right in the public street shall be considered waived by this permission which is granted expressly on the condition that the obstruction in connection therewith shall be removed at the expense of the grantee at any time when so directed by the City Council; and further.

Provided, That if it becomes necessary to repair or replace utilities located or to be located in said street by the acceptance of this permission, the owners for themselves, their heirs and assigns, waive claims for any damages to the encroaching installations and agree to pay the costs incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the City Engineering Division-DPW at the owner's expense; and further.

Provided, That the Detroit Water and Sewerage Department (DWSD) forces shall have free and easy access to the water main and/or sewer facilities at all times to permit proper operation, maintenance if required, alteration or repair of the water main and/or sewer facilities.

Provided, The proposed fence must have a gate installed to permit access for DWSD forces. The gate shall remain unlocked 24 hours a day, unless a guard is stationed near the gate to allow the DWSD ingress and egress at any time.

The minimum dimensions of the gate or gates shall provide 15 foot vertical and 13 foot horizontal clearances for freedom of DWSD equipment movements; and further.

Provided, Should the water main and/or sewer facilities be broken or damaged as a result of any action on the part of the petitioner or assigns, then in such event the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged water main and appurtenances, and waives all claims for damages; and further.

Provided, That this resolution is revocable at the will, whim or caprice of the City Council, and the grantees by the acceptance of this permission waive any rights to claim damages or compensation for any structures constructed and maintained hereunder, or for removal of the same, and they acquire no implied nor any other privileges not expressly stated herein.

Adopted as follows:

Yeas — Council Members K. Cockrel, Jr., S. Cockrel, Everett, Scott, Tinsley-Talabi, and President Hill — 6.

Nays — None.

Youth Department

December 9, 1999

Honorable City Council:

The Youth Department has been informed by the Housing Commission that it will receive a grant of \$50,000.00.

The grant will be used to support the continuation of services to our Resident Youth Council participants and their parents.

Therefore, the Youth Department is respectfully requesting City Council approval to accept this grant. A resolution is attached for your review.

Respectfully submitted,
ARLENE M. ROBINSON

Director

Approved:

PAMELA SCALES

Deputy Budget Director

ANDREA MORROW

Deputy Finance Director

By Council Member K. Cockrel, Jr.:

Resolved, That the Detroit Youth Department be and is authorized to accept a \$50,000.00 grant from the Housing Commission and be it further

Resolved, That the \$50,000.00 contribution be used for the continuation of leadership development activities and supportive services for Resident Youth Council participants; and, be it further

Resolved, That the Finance Director be and is hereby authorized to establish accounts, return all earned interest to the account, transfer funds and honor vouchers and payrolls when submitted in accordance with the foregoing communication.