

Planning & Development Department

September 20, 2000

Honorable City Council:

Re: Surplus Property Sale By Development Agreement. Development Disposition: 2218 & 2236 Conner, 2225-27, 2235 & Part of 2215-17 Anderdon.

We are in receipt of an offer from C.J. Federal Credit Union, a Federally Chartered Credit Union, to purchase the above-captioned property for the amount of \$42,600.00 and to develop such property. This property measures approximately 21,300 square feet and is zoned M-2 (Restricted Industrial District).

The Offeror proposes to construct a service facility with a drive thru lane, and a paved surface parking lot for the storage of licensed operable vehicles. This use is permitted as a matter of right in a M-2 zone.

We, therefore, request that your Honorable Body adopt the sale and authorize the Finance Department Director to execute an agreement to purchase and develop this property with C.J. Federal Credit Union, a Federally Chartered Credit Union.

Respectfully submitted,

PAUL A. BERNARD

Director

By Council Member Scott:

Resolved, That in accordance with the Offer to Purchase and the foregoing communication, the City Finance Department Director be and is hereby authorized to execute an agreement to purchase and develop the following described property with C.J. Federal Credit Union, a Federally Chartered Credit Union, for the amount of \$42,600.00.

Land in the City of Detroit, County of Wayne and State of Michigan being North 100 feet of Lot 6; "Jefferson Conner Industrial Sub." No. 1, being part of Private Claim 322, City of Detroit, Wayne County, Michigan, Rec'd L. 111, P. 1 thru 3, Plats, W.C.R.

and be it further

Resolved, That this agreement be considered confirmed when executed by the Finance Director and approved by the Corporation Counsel as to form.

Adopted as follows:

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

Nays — None.

Department of Police

September 8, 2000

Honorable City Council:

Re: Settlement of lease for vehicle damaged in the line of duty.

On April 11, 2000, a Department of Housing and Urban Development leased vehicle assigned to the Detroit Police

Department Housing Support Division, code 209952, was stolen. The subject vehicle was recovered May 18, 2000. Thirty Rent-A-Car reported the vehicle as a total loss. It has been determined that this loss was not a consequence of improper conduct by the involved officer nor faulty performance of the vehicle.

The vehicle was leased from Thirty Rent-A-Car. The value of the vehicle is \$13,650.00 and is supported by invoice. The Detroit Police Department is requesting that the Honorable City Council approve reimbursement to Thirty Rent-A-Car in the amount of \$13,650.00.

Respectfully submitted,

BENNY N. NAPOLEON, J.D.

Chief of Police

Approved:

ROGER SHORT

Budget Director

J. EDWARD HANNAN

Finance Director

By Council Member Scott:

Resolved, That the Detroit Police Department be and is hereby authorized to reimburse Thrifty Rent-A-Car \$13,650.00 in accordance with the foregoing communication; and be it further

Resolved, That the Finance Director be and is hereby authorized to honor vouchers when submitted in accordance with the above communication.

Adopted as follows:

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

Nays — None.

Department of Public Works

City Engineering Division

September 26, 2000

Honorable City Council:

Re: Petition No. 2174 — Joe Porter's Menswear, Inc., request for conversion to easement of a portion of the alley in the area of Chene, Erskine and Grandy.

Petition No. 2174 of "Joe Porter's Menswear, Inc." requests the conversion of a portion of the north-south public alley, 20 feet wide, in the block bounded by Chene Street, 66 feet wide, Grandy Street, (variable width), Erskine Avenue, 40 feet wide and Gratiot Avenue, 120 feet wide in to a private easement for public utilities.

The request was approved by the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

The petitioner plans to use the paved alley return entrance (into Chene Street) and request such remain in its present status. The petitioner shall pay all incident-

tal removal costs whenever discontinuance of use makes removal necessary.

All other City departments and privately owned utility companies have 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
City Engineering Division — DPW
By Council Member Tinsley-Talabi:

Resolved, That all that part of the north-south public alley, 20 feet wide, in the block bounded by Chene Street, 66 feet wide, Grandy Street, (variable width), Erskine Avenue, 40 feet wide and Gratiot Avenue, 120 feet wide, lying southerly of and the southeasterly line of Lots 29, 30 & 31 and lying northerly of and abutting the northwesterly line of Lots 1, 2 & 3 of "Subdivision of part of the Chene Estate, Chene Farm, north of Gratiot Ave" as recorded in Liber 2, Page 43, 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 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 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 task, with the under-

standing 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, 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 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 at the entrance (into Chene St.), 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 heir 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 K. Cockrel, Jr., S. Cockrel, Everett, Hood, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

September 21, 2000

Honorable City Council:

Re: Petition No. 2225 — V.I.S.I.O.N., Inc., for public easement encroachment in the area of Mt. Elliott Ave., Vernor Ave. and Waterloo.

Petition No. 2225 of "V.I.S.I.O.N. (Vital Investments Serving In Our Neighborhoods), Inc.", originally requested to encroach into certain easements within the Elmwood Area, but after review by city departments V.I.S.I.O.N., Inc., has amended the original request. V.I.S.I.O.N., Inc.,