

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**

August 21, 2001

Honorable City Council:

Re: Petition No. 3338 — John Brodersen, et. al., requesting for conversion of alley to easement in the area of Fordham, Gratiot and Eastwood.

Petition No. 3338 of "John Brodersen, et. al.", request conversion of the southerly portion of the north-south public alley, 18 feet wide, in the block bounded by Fordham Avenue, 50 feet wide, Eastwood Avenue, 50 feet wide, Chalmers Avenue, 60 feet wide, and Gratiot Avenue, 130 feet wide into a private easement for utilities.

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

John Brodersen of "Brodersen Management" — Popeye's Detroit, at 2910 West Capitol Drive, Milwaukee, Wisconsin 53216 — Phone No. (414) 445-3332 has a letter on file (dated August 10, 2001) signed by John Brodersen agreeing to re-open the northerly portion of the north-south public alley, 18 feet wide, to secure Traffic Engineering Division — DPW conditions.

If the petitioner at any time plans to discontinue use of the pave alley entrances (into Eastwood Avenue), the petitioner shall pay all incidental removal cost.

All other city departments and private utility companies have reported no objection to the conversion of 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 S. Cockrel:

Resolved, All that part of the North-South public alley, 18 feet wide, lying Easterly of and abutting the East line of lot 1067, also lying Westerly of and abutting the West line of lots 1068 through 1071, both inclusive, and the South 13 feet of lot 1072, in the "Seymour & Troester's Montclair Heights Sub'n No. 2" of part of the northwest 1/4 of section 12, T.1S. R.12E., City of Detroit, Wayne Co. Michigan as recorded in Liber 40 Page 74, 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 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 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, 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 con-

struction 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 return at the entrance (into Eastwood Avenue), 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 be it further

Provided, That the petitioner shall reopen the northerly portion of the north-south public alley to secure Traffic Engineering Division — DPW conditions; 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.

Finance Department Purchasing Division

September 25, 2001

Honorable City Council:

The Purchasing Division of the Finance Department recommends Contracts with the following firms or persons.

2539285—Change Order No. 1 — 100% State Funding — To provide Job Search Job Readiness and Placement — Goodwill Industries of Greater Detroit, 3111 Grand River, Detroit, MI 48208 — October 1, 2000 thru September 30, 2001 — Contract Increase: \$32,432.00 — Not to exceed \$182,832.00. Employment & Training.

2554940—100% Federal Funding — To provide training to 60 Work First customers in the field of Information Processing — Wayne State University, 656 Kirby, Detroit, MI 48202 — October 1, 2000 thru September 30, 2001 — Not to exceed \$404,861.00. Employment & Training.

2557224—100% Federal Funding — Coordination of ITA accounts — SER, Metro, 9301 Michigan Ave., Detroit, MI 48210 — July 1, 2001 to June 30, 2002 — Not to exceed \$3,047,448.00. Employment & Training.

2557389—100% Federal Funding — To provide Workforce Investment Act Title I Participants Adult Basic Education, Remediation, GED Preparation and Testing, Job Search and Placement — Marygrove College, 8425 W. McNichols, Detroit, MI — July 1, 2001 thru June 30,

2002 — Not to exceed \$156,221.00. Employment & Training.

2557930—100% Federal Funding — To provide individual training services — Ross Learning, Inc., 19900 W. 9 Mile Road, Ste. 200 Southfield, MI 48075 — July 1, 2001 thru June 30, 2002 — Not to exceed \$1,175,321.00. Employment & Training.

2534306—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. F. Moss Wrecking, Inc., 20165 Cheyenne, Detroit, MI 48235. Estimated Cost: \$1,257,500.00. DPW-Demolition.

Renewal of existing contract.

2534321—(CCR: September 13, 2000) — Demolition of commercial residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. Adamo Demolition, 300 E. Seven Mile Rd., Detroit, MI 48203. Estimated Cost: \$1,140,500.00. DPW-Demolition.

Renewal of existing contract.

2534328—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. New Era Demolition, 16210 James Couzens, Detroit, MI 48221. Estimated Cost: \$1,163,375.00. DPW-Demolition.

Renewal of existing contract.

2534334—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. Zebrowski & Associates, Inc., 2121 Franklin Street, Detroit, MI 48207. Estimated cost: \$1,189,500.00. DPW-Demolition.

Renewal of existing contract.

2534341—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. Superior Demolition Co. Inc., 1301 E. State Fair, Detroit, MI 48203-1239. Estimated cost: \$1,249,500.00. DPW-Demolition.

Renewal of existing contract.

2534407—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. Ferguson Enterprises, Inc., 8655 Military, Detroit, MI 48204. Estimated cost: \$1,135,625.00. DPW-Demolition.

Renewal of existing contract.

2547288—(CCR: September 13, 2000) — Demolition of commercial, residential & industrial structures from October 1, 2001 through October 1, 2002. RFQ. #2375. ABC Demolition Co., 1900 Waterman, Detroit, MI 48209. Estimated cost: \$798,375.00. DPW-Demolition.

Renewal of existing contract.

2558928—Wiping cloths from October 1, 2001 through September 30, 2004,