

Department of Transportation which provided for an estimate amount of \$1,402,435 for the City's share for the project described below:

Structure replacement, structure removal, superstructure replacement, substructure repair cleaning and coating existing structural steel and ramp and approach reconstruction on I-94 over Grand Trunk Western Railroad (Dequindre Yards), I-94 under M-1 (Woodward Ave.) and under 12th Street, and on 10 structures and ramps in the I-75/I-94 interchange, in the City of Detroit.

Based on the information from MDOT the revised project cost is \$62,288,493. The revised City's share is now \$1,557,215, an increase of \$154,780 from the original estimate of \$1,402,435.

We therefore, recommend adoption of the attached resolution, which authorizes the Finance Director to increase the amount of City Contract Purchase Order No. 2517632 from \$1,402,435 to \$1,557,215. The increase will come from Appropriation No. 4189, Major Street Fund-Traffic Control Improvement-State.

Respectfully submitted,
ULYSSES BURDELL
Interim Deputy Director

Approved:
PAMELA SCALES
Deputy Budget Director
SEAN WERDLOW
Finance Director

By Council Member Everett:
Resolved, That, in accordance with the above communication the Finance Director is hereby authorized to increase the amount of City Contract Purchase Order No. 2517632 from \$1,402,435 to \$1,557,215 for structure replacement, structure removal, superstructure replacement, substructure repair cleaning and coating existing structural steel ramp and approach reconstruction on I-94 over Grand Trunk Western Railroad (Dequindre Yards), I-94 under M-1 (Woodward Ave.) and under 12th Street, and on 10 structures and ramps in the I-75/I-94 interchange, in the City of Detroit and honor vouchers when presented in accordance with this resolution.

Adopted as follows:
Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Scott, Tinsley-Talabi, and President Mahaffey — 9.
Nays — None.

Department of Public Works
City Engineering Division
April 29, 2002

Honorable City Council:
Re: Petition No. 3272 — The Planning and Development Department, requesting to vacate certain public alleys in the area of Emerson, Dickerson, and Freud.

Petition No. 3272 of "The Planning and Development Department", request to vacate (outright) all of the East-West public alleys, 20 feet wide, deeded to the City of Detroit and request the conversion of certain North-South public alley(s), 18 feet wide, into private easements for public utilities; all in the block bounded by Emerson Avenue, 50 feet wide, Dickerson Avenue, 60 feet wide, and Freud Avenue, 60 feet wide.

The City of Detroit's Planning and Development Department is working to provide a major housing development and rehabilitation project for the area south of East Jefferson, north of Freud, along Dickerson and Emerson. In general, this project will provide 53 new construction single-family homes to the City of Detroit.

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:

All other City departments and private utility companies have reported no objection to the conversion of public rights-of-way into private easement and the outright vacations; 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 Collins:

Resolved, All that part of the East-West public alley, 20 feet wide, lying Southerly of and abutting the South line of Lot 630, and lying Northerly of and abutting the North line of lot 629; Also, all that part of the East-West public alley, 20 feet wide, lying Southerly of and abutting the South line of lot 671, and lying Northerly of and abutting the North line of lot 672 (Deeded to the City of Detroit on April 7, 1914) as platted in the "St. Clair Park Subdivision" of part of P.C.'s 315 and 322 South of Jefferson Avenue, City of Detroit, Wayne County, Michigan as recorded in Liber 27 Page 90, Plats, Wayne County Records; also

Be and the same is hereby vacated (outright) as public alley rights-of-way to become part and parcel of the abutting property; and be it further

Resolved, All that part of the North-South public alley, 18 feet wide, lying Westerly of and abutting the West line of lots 658 and 657, and lying Easterly of and abutting the East line of lots 630 and 631. Also all that part of the North-South public alley, 18 feet wide, lying Westerly of and abutting the West line of lots 672 through 676, both inclusive, and lying Easterly of and abutting the East line of lots 612 through 616, both inclusive, as

platted the "St. Clair Park Subdivision" of part of P.C.'s 315 and 322 South of Jefferson Avenue, City of Detroit, Wayne County, Michigan as recorded in Liber 27 Page 90, Plats, Wayne County Records;

Be and the same is hereby vacated as public alleys and is hereby converted into a private easement for public utilities of the full width of the alleys, which easements 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 alleys 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 sur-

face 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,

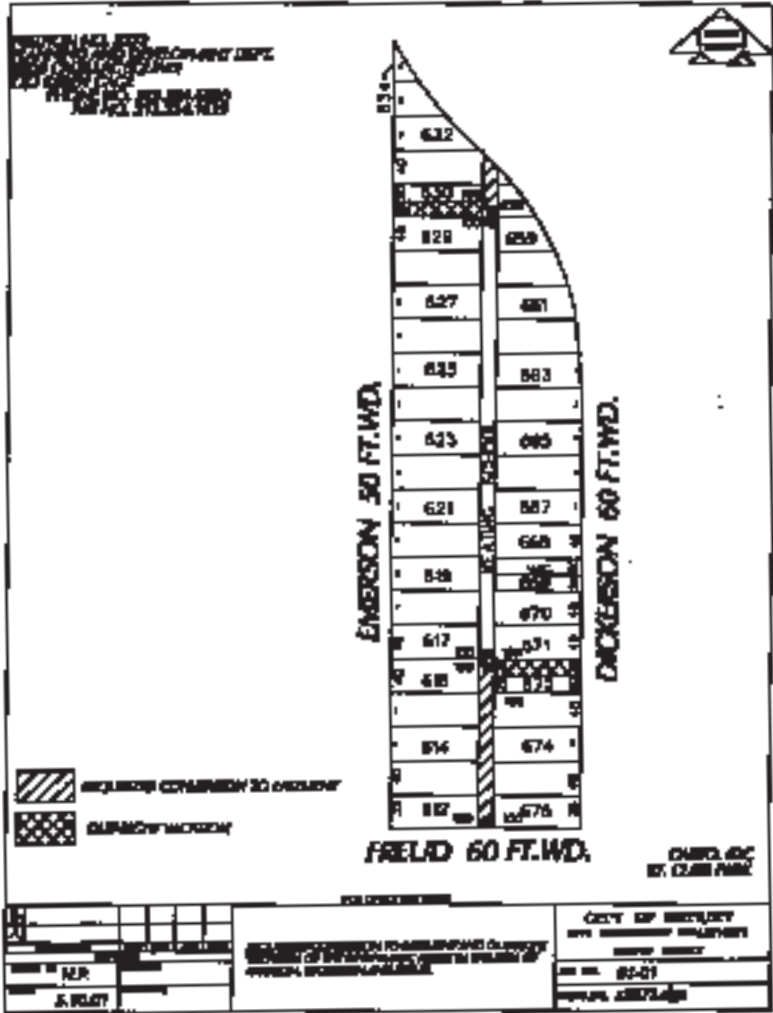
Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, 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 return at the entrance (into Dickerson and Freud Avenues), 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 the Detroit Fire Department's approval; and be it further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds; and be it further

Resolved, The Planning and Development Director is hereby authorized to issue a quit-claim deed to transfer the following vacated public rights-of-way for the fair market value and/or other valuable consideration:

Land in the City of Detroit, County of Wayne, State of Michigan; all that part of the East-West public alley, 20 feet wide, lying Southerly of and abutting the South line of lot 630, also lying Northerly of and abutting the North line of lot 629, also all that part of the East-West public alley, 20 feet wide, lying Southerly of and abutting the South line of lot 671, also lying Northerly of and abutting the North line of lot 672, all in the "St. Clair Park Subdivision" of part of P.C.'s 315 and 322 South of Jefferson Avenue, City of Detroit, Wayne County Michigan as recorded in Liber 27 Page 90, Plats, Wayne County Records;



Adopted as follows:
 Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Scott, Tinsley-Talabi, and President Mahaffey — 9.
 Nays — None.

**Department of Public Works
 City Engineering Division**
 April 30, 2002

Honorable City Council:
 Re: Petition No. 4290 — Body of Christ Christian Center, requesting alley closing in the area of Ohio, Cherrylawn and Grand River Avenues.

Petition No. 4290 of "Body of Christ Christian Center", at 11780 Ohio Ave., Detroit, MI 48204, is requesting the Temporary Closing of a portion of the east-west public alley, 18 feet wide, in the block bounded by Ohio Avenue, 50 feet

wide, Cherrylawn Avenue, 50 feet wide, W. Grand River Avenue, 100 feet wide, and Cortland Avenue, 50 feet wide, for a period of five (5) years.

The request was approved by the Planning and Development Department and the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW with certain restrictions. This petition was referred to the City Engineering Division — DPW for investigation and report. This is our report.

The Traffic Engineering Division — DPW (TED) requires that the petitioner contact the Operations Section of TED for deploying proper signage and barricades prior to actual closure, and that consent of the property owners adjacent to that part of the public alley to be closed, be secured.