

requirements and adjacencies for buildings housing emergency communications centers. It would also have adequate and secure parking for employees.

It is desired that the acquisition will take place during the week of November 24, 2003. The attached Resolution has been prepared by the Law Department and we recommend its adoption by your Honorable Body, with waiver of reconsideration at your next formal setting.

Should you have any questions or additional concerns, please contact me at (313) 596-1800, at your convenience.

Respectfully submitted,  
**ELLA M. BULLY-CUMMINGS**  
 Chief of Police  
**DAVE RAYFORD**  
 Director

Information Technology Services  
 By Council Member Watson:

Whereas, Since August 2000 the City of Detroit has been a tenant in a facility located at 13133-13333 Lyndon Avenue and have identified certain land and buildings located adjacent thereto at 13001 Lyndon, all of which (the "Properties") are ideally suited for a communications center to be used by the Detroit Police Department, the Detroit Water and Sewerage Department and the Information Technology Services Department, and related functions; and

Whereas, In order to most cost-effectively implement construction of a state-of-the-art communications center, it is in the best interests of the City to purchase the properties, for the reasons set forth in the foregoing communication; and

Whereas, Funding for the project is available in Appropriation #09112 — Enhanced 911;

Whereas, That the proposed Agreement of Sale for the Properties, consisting of (a) certain land and improvements located at 13133-13333 Lyndon Avenue, together with (b) certain land and buildings located adjacent thereto at 13001 Lyndon, for a total purchase price of \$5,300,000, is hereby approved, and the purchase of the properties pursuant to the Agreement of Sale is hereby approved subject to receipt of appropriate environmental inquiry for 13001 Lyndon prior to acquisition by the City; and

Now Therefore Be It Resolved, That the Finance Director is hereby authorized to honor vouchers when presented in accordance with this resolution, the above communication and standard City of Detroit practices.

Adopted as follows:

Yeas — Council Members Bates, S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Pro Tem. K. Cockrel, Jr. — 8.

Nays — None.

## Department of Public Works City Engineering Division

November 17, 2003

Honorable City Council:

Re: Petition No. 1076 — The Church in Detroit, requesting to vacate the public alley at 24444 and 24502 West Seven Mile Road between Winston Avenue and Lenore Avenue.

Petition No. 1076 of "The Church in Detroit", request to vacate and convert to easement the open public alleys, 26 and 20 feet wide, (Deeded to the City of Detroit on February 10, 1959, J.C.C. Pages 233 and 234 and June 16, 1964, J.C.C. Page 1433) in the block bounded by Winston Avenue, 50 feet wide, Lenore Avenue, 50 feet wide, West Seven Mile Road, 93 feet wide and Frisbee Avenue, 50 feet wide, into private easements for 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.

If the petitioner at any time plans to discontinue use of the paved alley return entrances (into West Seven Mile Road and Winston Avenue), the petitioner shall pay all incidental removal costs.

All other city departments and private utility companies have reported no objection to the conversion of rights-of-way into private easements for public utilities. Provisions protecting utility installations are part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,  
**SUNDAY JAIYESIMI**  
 City Engineer

City Engineering Division — DPW  
 By Council Member Watson:

Resolved, All that part of the North/South open public alley, 20 feet wide, being in fact the Westerly 20.00 feet of the Southerly 186.00 feet of Lot 1 (Deeded to City of Detroit on June 16, 1964 — J.C.C. Page 1433) in the "Thomas Hitchman's Subdivision" located on the East 1/2 of the S.E. 1/4 Section 5 and the North 386 feet of the West 1/2 of the S.W. 1/4 Section 14, T.1., R.10E., City of Detroit, Wayne County, Michigan as recorded in Liber 30 Page 50, Plats, Wayne County Records;

Also, All that part of Lots 204 through 208, both inclusive, of "Thomas Hitchman's Homecroft Subdivision" on the West 1/2 of the S.E. 1/4 of Section 5, T.1S., R.10E., City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 67 of Plats, Wayne County Records, described as follows; beginning at a point on the west line of Lot 204 of said Thomas Hitchman's Homecroft Subdivision, said point being southerly along the West line of said Lot 204 a distance of 102.60 feet from the Northwest corner of said Lot

204, thence along a line N. 87° 09' 31" E., 299.75 feet to the East line of Lot 208 of said Thomas Hitchman's Homecroft Subdivision; thence along the East line of said Lot 208 S. 1° 06' 23" E., 26.00 feet to a point; thence along a line S. 87° 09' 31" W., 299.74 feet to the West line of said Lot 204; thence along the West line of said Lot 204 N. 1° 00' 40" W., 26.00 feet to the place of beginning (Deeded to the City of Detroit on February 10, 1959 — J.C.C. Pages 233 and 234);

Be and the same is hereby vacated as a public alleys and is hereby converted into private easements 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 easements or rights-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 easements for the purpose above set forth.

Second, Said utility easements or rights-of-way in and over said vacated alleys 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 easements or rights-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 easements 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 easements, 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 easements, 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 entrances (into West Seven Mile Road and Winston 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 City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

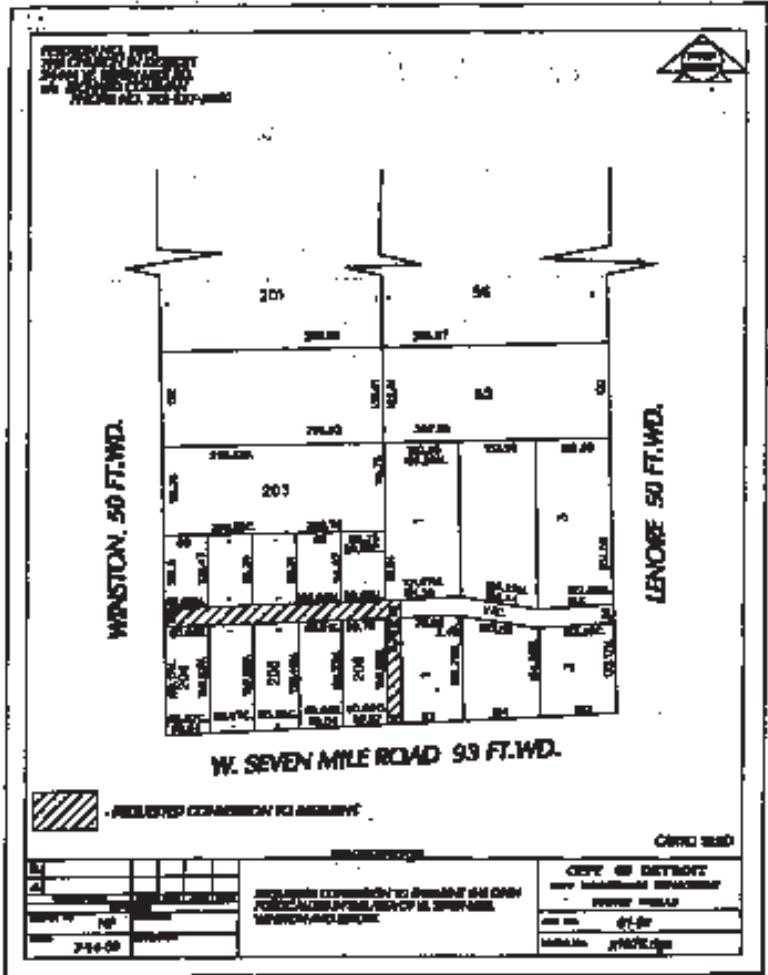
Resolved, That the Planning and Development Department Director is hereby authorized to issue quit-claim deeds to transfer the following vacated public rights-of-ways for the fair market value and/or other valuable consideration:

Land in the City of Detroit, County of Wayne, State of Michigan; All that part of the North/South open public alley, 20 feet wide, being in fact the Westerly 20.00 feet of the Southerly 186.00 feet of Lot 1 in the "Thomas Hitchman's Subdivision" located on the East 1/2 of the S.E. 1/4 of Section 5 and the North 386 feet of the West 1/2 of the S.W. 1/4 Section 14, T.1S., R.10E., City of Detroit, Wayne County, Michigan as recorded in Liber 30, Page 50, Plats, Wayne County Records;

Also, Land in the City of Detroit, County of Wayne, State of Michigan; All that part of Lots 204 through 208, both inclusive, of "Thomas Hitchman's Homecroft Subdivision" on the West 1/2 of the S.E. 1/4 of Section 5, T.1S., R.10E., City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 67 of Plats, Wayne County Records, described as follows; beginning at a point on the west line of Lot 204 of said Thomas Hitchman's Homecroft Subdivision, said point being southerly along the West line of said Lot 204 a distance of 102.60 feet from the Northwest corner of said Lot 204, thence along a line N. 87° 09' 31" E., 299.75 feet to the East line of Lot 208 of said Thomas Hitchman's Homecroft Subdivision; thence along the

East line of said Lot 208 S. 1° 06' 23" E., 26.00 feet to a point; thence along a line S. 87° 09' 31" W., 299.74 feet to the West

line of said Lot 204; thence along the West line of said Lot 204 N. 1° 00' 40" W., 26.00 feet to the place of beginning.



Adopted as follows:  
 Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Everett, Tinsley-Talabi, Watson, and President Mahaffey — 7.  
 Nays — None.

**Department of Public Works  
 City Engineering Division**

November 17, 2003

Honorable City Council:  
 Re: Petition No. 779 — Giffels — Webster Engineers Inc. for Woodbridge Estates, requesting vacation of easements in the area of Brooklyn, Selden, Martin Luther King, Haynes, and the John C. Lodge Service Drive.

Petition No. 779 of "Giffels — Webster Engineers Inc." at 497 E. Fort Street, Suite 600, Detroit, Michigan 48226 for the Woodbridge Estates, request to out-right vacate Haynes Avenue, 40 feet wide, a portion of Brooklyn Avenue, 60 feet wide, the North/South alley, 15 feet wide, and Sixth Avenue, 40 feet wide, (all public streets and alley vacated and converted to easement on March 17, 1959 — J.C.C. Pgs. 421-422) in the area of Gibson Avenue, 40 feet wide, the Southbound John C. Lodge Service Drive, Martin Luther King Jr. Boulevard (Myrtle), 116 feet wide, and Brainard Street, 60 feet wide, (vacated).

The request was approved by the Solid