

Resolved, That the Finance Director be and is hereby authorized to establish the necessary cost centers, appropriations, transfer funds, and honor payroll and vouchers when presented as necessary, for the operation of the program as outlined in the foregoing communication.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

Detroit Police Department

March 26, 2004

Honorable City Council:

Re: Request to Apply for the "Encourage Arrest Policies and Enforcement of Protection Orders Program" From the United States Department of Justice (USDOJ).

The Domestic Violence Unit of the Detroit Police Department request to apply for a grant titled "Encourage Arrest Policies and Enforcement of Protection Orders Program" from the United States Department of Justice for **\$1,499,109.50 (with no cash match)**.

The primary purpose of the program is to encourage communities to adopt a coordinated community response (CCR) in the treatment of domestic violence as a serious violation of criminal law. This program challenges the entire community to listen, communicate, identify problems, and share ideas that will result in new responses to ensuring victim safety and offender accountability.

The Board of Police Commissioners has approved this request. Therefore, it is respectfully requested that your Honorable Body adopt the attached resolution authorizing the City of Detroit to accept the award from the United States Department of Justice.

As always, I am available at your convenience should you have additional questions.

Respectfully submitted,
ELLA M. BULLY-CUMMINGS
Chief of Police

Approved:

PAMELA SCALES
Deputy Budget Director
SEAN WERDLOW
Finance Director

By Council Member Watson:

Resolved, That the Detroit Police Department is hereby authorized to apply for the "Encourage Arrest Policies and Enforcement of Protection Orders Program" grant from the United States Department of Justice.

Resolved, That the Finance Director be and is hereby authorized to establish necessary cost centers and appropriations, transfer funds, and honor payroll and vouchers when presented as necessary

for the operation of the program as outlined in the foregoing communication.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

July 19, 2004

Honorable City Council:

Re: Petition No. 2173 — Jorgensen Ford, requesting to convert into easement and outright vacate public streets and alleys in the area of Lonyo, Renville, Michigan and Edsel Ford Expressway (I-94).

Petition No. 2173 of "Jorgensen Ford" at 8333 Michigan Avenue, Detroit, Michigan 48210, request the outright vacation and conversion to easement of certain public right-of-ways and easements in the block bounded by Lonyo Avenue, 80 feet wide, Ogden Avenue, 50 feet wide, Michigan Avenue, 100 feet wide, and Edsel Ford Expressway (I-94) for the construction of a New Gas Station Auto Center and Carry-Out Restaurant.

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

The Public Lighting Department (PLD) reports no objection to the proposed conversion to easements and outright vacations, however, PLD has a cable pole, overhead traffic signal and street lighting circuit running east-west in the proposed easement area. PLD will require 24-hour access with heavy vehicles to provide maintenance to PLD installations.

Detroit Edison Company (DTE) reports satisfactory arrangements have been made with the petitioner and require a reserved easement for DTE facilities in the 9 feet easement south of the Edsel Ford Expressway, between Lonyo and Renville.

All other city departments and private utility companies have reported no objections to the changes of the public rights-of-way. Provisions protecting utility installations are part of this resolution (if necessary).

I am recommending adoption of the attached resolution.

Respectfully submitted,
WILLIAM TALLEY
Head Engineer

City Engineering Division — DPW
By Council Member Tinsley-Talabi:
Resolved, That part of Renville Avenue, 50 feet wide, between Michigan Avenue,

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100 feet wide, and Edsel Ford Expressway (I-94) lying Westerly of and abutting the West line of Lots 186 through 188, both inclusive, as platted, except the South 15.00 feet of said Lots and that part taken for the opening of the Expressway, and lying Easterly of and abutting the East line of Lots 332 through 334, both inclusive, as platted, except the South 15.00 feet of said Lots and that part taken for the opening of the Expressway, all in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36 Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records; Also

Resolved, All that part of the North-South public alley, 16 feet wide, lying Westerly of and abutting the West line of Lots 183 through 185, both inclusive, as platted, except the South 15.00 feet of said Lots and that part taken for the opening of the Expressway, and lying Easterly of and abutting the East line of Lots 186 and 187, as platted, except the South 15.00 feet of said Lots and that part taken for the opening of the Expressway, all in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36 Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records; Also,

Resolved, That part of the Southerly 9.00 feet of Lot 185 and 186, (converted into an easement in 1969), between Renville Avenue, 50 feet wide, and Lonyo Avenue, 80 feet wide in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36 Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records;

Be and the same is hereby vacated (out-right) as public rights-of-way to become part and parcel of the abutting property, subject to the following provisions;

Provided, That an exclusive easement is maintained for Detroit Edison Company (DTE) in the 9-foot easement south of the Edsel Ford Expressway, between Lonyo and Renville; and,

Resolved, That part of Renville Avenue, 50 feet wide, between Michigan Avenue, 100 feet wide, and Edsel Ford Expressway (I-94) lying Westerly of and abutting the West line of Lot 16, the 20 feet wide public alley, (to be vacated and converted to easement), and the South 15.00 feet of Lot 186 as platted, and lying Easterly of and abutting the East line of Lot 15, the 20 feet wide public alley, (to be vacated and converted to easement), and the south 15.00 feet of Lot 186 as platted, all in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36

Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records; Also,

Resolved, All that part of the East-West public alley, 20 feet wide, in the block bounded by the Edsel Ford Expressway (I-94), Michigan Avenue, 100 feet wide, Lonyo Avenue, 80 feet wide, and Renville Avenue, 50 feet wide, lying Northerly of and abutting the North line of Lots 16 through 26, both inclusive, and lying Southerly of and abutting the South line of Lots 185 and 186, also being a 9.00 feet easement, all in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36 Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records;

Resolved, All that part of the East-West public alley, 20 feet wide, in the block bounded by the Edsel Ford Expressway (I-94), Michigan Avenue, 100 feet wide, Renville Avenue, 50 feet wide, and Ogden Avenue, 50 feet wide, lying Northerly of and abutting the North line of Lots 13 through 15, both inclusive, and lying Southerly of and abutting the South line of the East 60.00 feet of Lot 334, also being a 9.00 feet easement, all in the "Smart Farm Subdivision of part of fractional Section 9 T.2S., R.11E. and part of private claims 41 and 36 Springwells Township (Now Detroit), Wayne County" as recorded in Liber 34 Page 32-3, Plats, Wayne County Records;

Be and the same are hereby vacated as public right-of-ways and are hereby converted into public easements of the full width of the right-of-ways, which easements shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of said right-of-ways and by their heirs, executors, administrators and assigns, forever to wit;

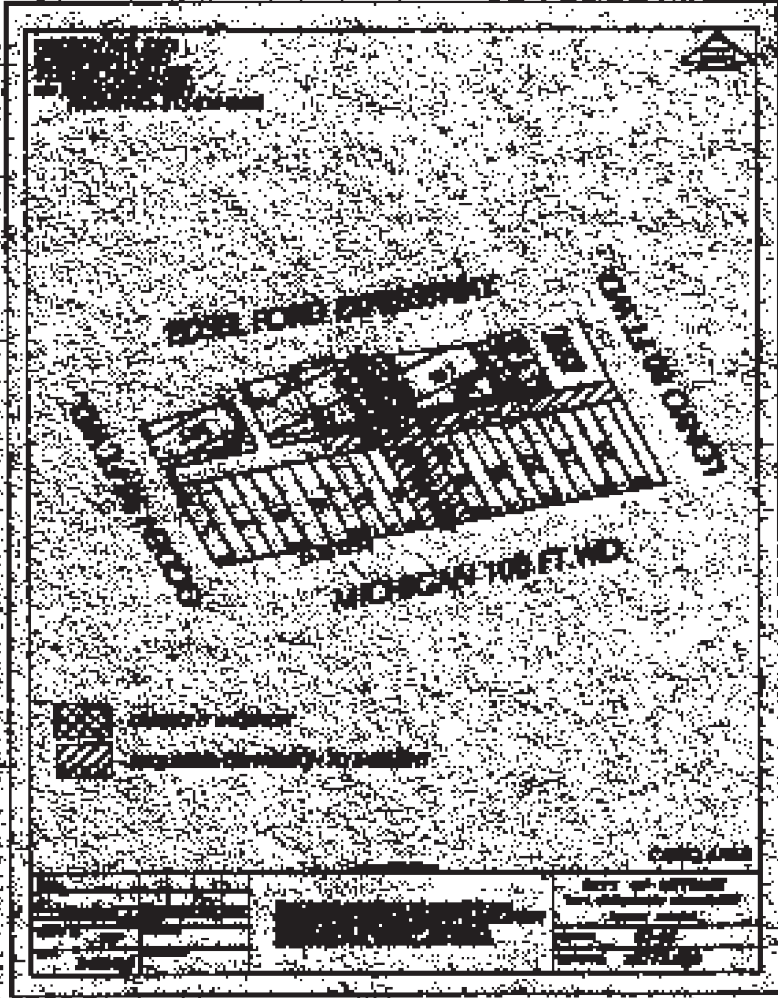
First, Said owners are hereby grant to and for the use of the public easements or right-of-ways over said vacated public right-of-ways herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public right-of-ways 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 right-of-ways in and over said vacated right-of-ways 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 esements or rights-of-ways. 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 equip-

ment 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 right-of-ways 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 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 Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

July 21, 2004

Honorable City Council:

Re: Petition No. 3621 — Warrington Block Club, request for a temporary closure of public alleys in the area of West Seven Mile, Clarita, Livernois, and Warrington.

Petition No. 3621 of "Warrington Block Club" requesting the temporary closure of the North-South and a portion of the East-West, public alleys, 18 feet wide, in the block bounded by West Seven Mile Road, 86 feet wide, Clarita Avenue, 50 feet wide, Livernois Avenue, 120 feet wide, and Warrington Avenue, 50 feet wide, for a period of five (5) years.

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

The Public Lighting Department (PLD) reports no objections to the proposed temporary closing of the alleys, however, PLD has a overhead primary (7200 volt) and street lighting circuit running in said alleys. PLD will remove the two lighting units (fixture and bracket arm) at no cost to the petitioner. The PLD requires 24-hour access to the area by crews and heavy vehicles for the maintenance of PLD facilities.

All other city departments and privately owned utility companies have reported no objections to the proposal, provided they have the right to ingress and egress at all times to their facilities.

An appropriate resolution, containing the necessary conditions, is attached for consideration for your Honorable Body.

Respectfully submitted,

WILLIAM TALLEY

Head Engineer

City Engineering Division — DPW

By Council Member Tinsley-Talabi:

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue permits to "the abutting property owners and/or Warrington Block Club" to temporary close the North-South public alley, 18 feet wide, lying Westely of

and abutting the West line of Lots 131 through 141, both inclusive, and lying Easterly of and abutting the East line of Lots 148 through 158, both inclusive, all in the "Palmer Park Gardens Subdivision" of the North-West 1/4 of the North-West 1/4 of Section 10 Greenfield Township (now City of Detroit) Wayne County Michigan as recorded in Liber 30 Page 52, Plats, Wayne County Records, on a temporary basis to expire on August 1, 2009; and

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue permits to "the abutting property owners and/or Warrington Block Club" to temporary close the East-West public alley, 18 feet wide, lying Northerly of and abutting the North line of Lot 148 and lying Southerly of and abutting the South line of the West 9.00 feet of Lot 144 and Lots 145 through 147, both inclusive, all in the "Palmer Park Garden's Subdivision" of the North-West 1/4 of the North-West 1/4 of Section 10 Greenfield Township (now City of Detroit) Wayne County Michigan as recorded in Liber 30 Page 52, Plats, Wayne County Records, on a temporary basis to expire on August 1, 2009; and

Provided, That the abutting property owners and/or Warrington Block Club shall hold the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and faithful or unfaithful performance by the abutting property owners and/or Warrington Block Club. Further, the abutting property owners and/or Warrington Block Club shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closings; and

Provided, The permit shall be issued after the City Clerk has recorded a certified copy of this resolution with the Wayne County Register of Deeds; and

Provided, The abutting property owners and/or Warrington Block Club adjoining the temporary public alley closings shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the alleys; and

Provided, No buildings or other structures of any nature whatsoever (except necessary line fence), shall be constructed on or over the alleys. The abutting property owners and/or Warrington Block Club shall observe the rules and regulations of the City Engineering Division — DPW. The City of Detroit retains all rights and interests in the temporary closed public alley(s). The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporary closed public alley(s). Further, the petitioner shall comply with all specific conditions imposed to ensure unimpeded 24-hour