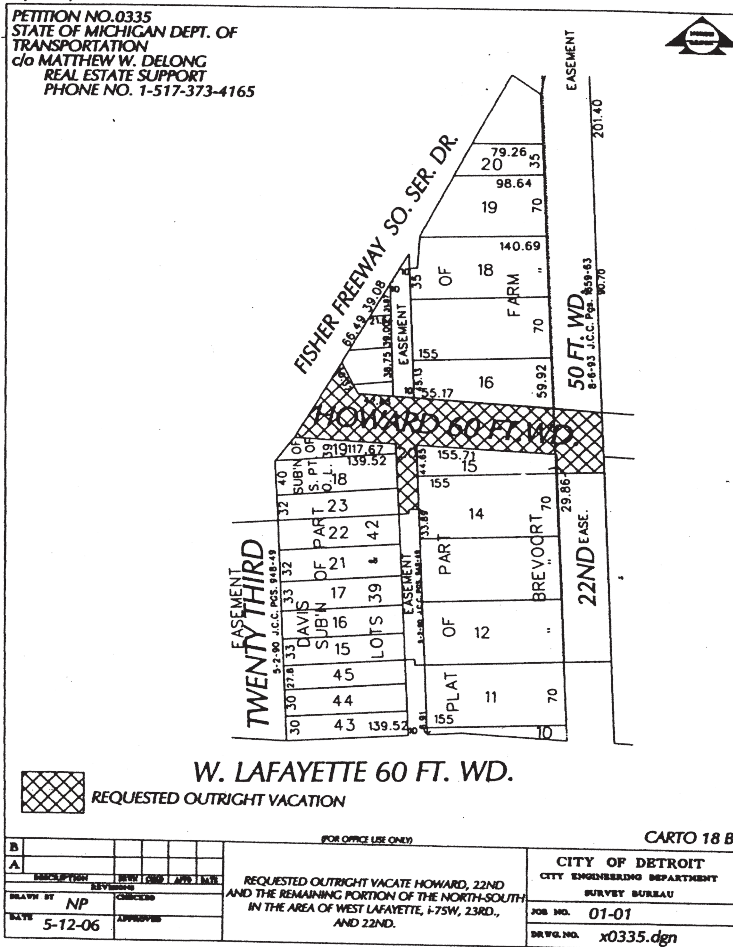


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Adopted as follows:
Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 8.
Nays — Council Member Watson — 1.

**Department of Public Works
City Engineering Division**
October 24, 2007

Honorable City Council:
Re: Petition 812 — Zeimet Wozniak and Associates Civil Engineers and Land Surveyors, request for the vacation of the public alley and retention of utilities in the area bounded by St. Paul, Belvidere, Agnes, and Holcomb. Petition No. 812 of "Zeimet Wozniak and Associates Civil Engineers and Land Surveyors" whose address is 40024 Grand River Avenue, Suite 100, Novi, Michigan 48375 on behalf of Agnes Street Housing LDHA LP request the conversion of the North-South public alley, 12.50 feet

wide, in the block bounded by St. Paul Avenue, 50 feet wide, Agnes Avenue, 50 feet wide, Belvidere Avenue, 60 feet wide, and Holcomb Avenue, 60 feet wide into a private easement 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.
The Supervisor of Maps and Records for City Engineering Division — DPW investigated and inspected the requested alley, 12.50 feet wide, closure in the block bounded by St. Paul Avenue, Agnes Avenue, Belvidere Avenue and Holcomb Avenue on September 13, 2006. The investigation finding was that the property at 1414 Holcomb appeared to be abandoned. After several attempts of knocking on the door no one responded. The property at 1414 Holcomb has a collapsed garage and no need for rear access. The

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property was not kept in the best of conditions and has sufficient access from Holcomb Avenue.

The developer and property owner, Agnes Street Housing, LDHA, LP submitted a request in writing that City Engineering Division — DPW forwarded the resolution for the closure of said alley for the Honorable City Council consideration. This request for the closure of said North-South is vital to the development of the two new twelve unit apartment buildings that is in the final stages. The closure of said alley will connect adjoining property and provide a more secure parking area for twenty-four new residences. Agnes Street Housing has acquired all parcels in said area with the exception of one. Agnes Street Housing has stated that the owner of 1414 Holcomb has agreed in principle to sell his property, he has not cooperated with subsequent efforts to negotiate a sale agreement and/or to sign off on the closure of the North-South alley.

All 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.

This resolution is attached for your Honorable Body for consideration.

Respectfully submitted,

JESSY JACOB

Interim City Engineer

City Engineering Division — DPW
By Council Member Tinsley-Talabi:

Resolved, All that part of the North-South public alley, 12.50 feet wide, lying Westerly of and abutting the West line of Lots 89, 90 and the public alley, 12.50 feet wide vacated on September 13, 2006 — J.C.C. Pgs. 2360-62 and lying Easterly of and abutting the East line of Lots 61 through 66, both inclusive, all in the "Holcomb and Sears Subdivision" of Lots 1, 2, 3, 11, 12, 13, and the North half of Lot 19 of the Subdivision of P.C. No. 10 Robert Beaubien Farm and part of P.C. No. 644, Hamtramck (now City of Detroit), Wayne County, Michigan as recorded in Liber 7 Page 74, 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 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, concrete slabs or driveways, 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 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 entrances (into St. Paul and Agnes 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 further


Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

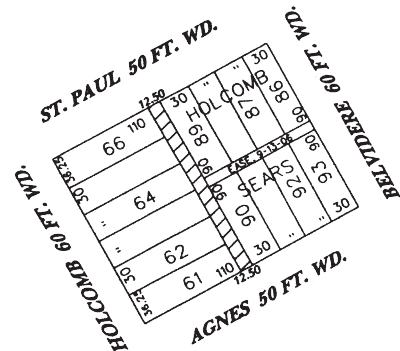
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PETITION NO. 812
ZEMET WOZNIAK & ASSOCIATES
40024 GRAND RIVER, SUITE 100
NOVI, MI 48375
CG JULIAN F. EARCO, JR.
PHONE NO. 248-442-1191





REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

REQUESTED CONVERSION TO EASEMENT
THE NORTH - SOUTH PUBLIC ALLEY 12.50 FT.
WD. BND. BY ST. PAUL, BELVIDERE, AGNES
AND HOLCOTE.

CARTO 54C

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. **01-01**
 DRWG. NO. **x812.dgn**

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|---|-------------|--------|-----|---------|------|----------|
| B | | | | | | |
| A | DESCRIPTION | DATE | BY | CHECKED | DATE | APPROVED |
| | | 8/3/06 | AHB | | | |

Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — Council Member Watson — 1.

Finance Department
Purchasing Division
 December 3, 2007

Honorable City Council:
 The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

Submitted as:
2742040 — 100% City Funding — Cultural Sensitivity Training — Enota, Inc., 3254 Kady Lane, Columbus, OH 43232 — Contract period: Notice to proceed for one (1) year, upon City Council approval — Contract amount: Not to exceed: \$82,500.00. **POLICE.**
Should read as:

2742040 — 100% City Funding — Cultural Sensitivity Training — Enota, Inc., 15177 Livernois, Detroit, MI 48238 — Contract period: Notice to proceed for one (1) year, upon City Council approval — Contract amount: Not to exceed: \$82,500.00. **POLICE.**

Respectfully submitted,
AUDREY P. JACKSON
 Purchasing Director
 By Council Member Tinsley-Talabi:
 Resolved, That Contract No. 2742040 referred to in the foregoing communication dated November 19, 2007, be hereby and is approved.

Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — Council Member Kenyatta — 1.
***WAIVER OF RECONSIDERATION**
 (No. 5) per motions before adjournment.