

July 28

1733

2009

The Michigan Roundtable for Diversity and Inclusion has allocated **\$44,300.00 of its funding to the Southwestern District**, with **no cash match**. The allocation is considered supplemental funding to increase patrol in the Southwestern District through overtime. If approval is granted to accept this funding, Commander Debra Fair, of the Southwestern District, would serve as the project director. The grant period is October 1, 2008 to September 30, 2009. The appropriation number for this grant is 13051.

Participation requires the approval of your Honorable Body, through adoption of the attached resolution. The Board of Police Commissioners has been notified of the funding and approved participation.

If you have any questions or concerns, regarding this matter, please feel free to contact me at 596-1800, Monday through Friday, 9:00 a.m. to 5:00 p.m.

Respectfully submitted,
JAMES R. BARREN, Ph.D.
Chief of Police

Approved:

PAMELA SCALES
Budget Director
AUDREY JACKSON
Finance Director

By Council Member Tinsley-Talabi:

Resolved, That the Detroit Police Department be and is hereby authorized to accept a Southwest Detroit Weed and Seed Grant (Appropriation #13051) in the amount of **\$44,300.00, with no cash match**, from the Michigan Roundtable for Diversity and Inclusion and be it further

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

Resolved, That the Police Department through the Chief of Police or its Assistant Chief is authorized to enter into a Memorandum of Agreement with Southwest Detroit Weed and Seed to participate in the grant in the manner indicated in the grant award.

Adopted as follows:

Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 7.
Nays — None.

**Department of Public Works
City Engineering Division**

May 18, 2009

Honorable City Council:

Re: Petition No. 242 & 2668 — CDPA — Architects — Midwest Creative Investments, LLC, request for vacation of alleys and conversion to easements, in the area of Carpenter, McDougall, Halleck, and Gallagher.

Petition No. 242 and 2668 of "CDPA — Architects — Midwest Creative Investments,

LLC", request for conversion to easements of the East-West public alleys, 16 feet wide, and portions of the North-South public alleys, 14 feet wide; also request the Honorable City Council accept the dedication of private land for alley outlets all in the block bounded by Halleck Avenue, 50 feet wide, Carpenter Avenue, 66 feet wide, McDougall Avenue, 50 feet wide, and Gallagher Avenue, 50 feet wide. This request is to provide the new Bridge Academy Charter School with a playground and playfield.

The new-dedicated public alleys were approved by the City Engineering Division (CED) DPW/Street Design Bureau 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.

City Council is requested to accept the deed for the land for public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94; Detroit Code Sections 2-1-11 through 2-1-15 also known as the "Environmental Review Guidelines", and that the fee owner submit a properly executed "warranty" deed; proof of lien-free ownership; proof of paid Wayne County Taxes and proof of paid Detroit property taxes. The new public rights-of-way must be constructed to City Engineering Division — DPW specifications.

All other city departments and privately owned utility companies have no objections to the requested vacation and dedication of the public rights-of-way.

An appropriate resolution is attached for consideration by your Honorable body.

Respectfully submitted,
JESSY JACOB, P.E.

City Engineer

City Engineering Division - DPW

By Council Member Tinsley-Talabi:

Resolved, All that part of the East-West public alley, 16 feet wide, in the block bounded by Carpenter Avenue, 66 feet wide, Halleck Avenue, 50 feet wide, Charest Avenue, 50 feet wide, and McDougall Avenue, 50 feet wide lying Northerly of and abutting the North line of Lots 98 through 104, both inclusive, and lying Southerly of and abutting the South line of Lots 97 and 105 all in the "Schellberg and Barne's Subdivision" of the East 40 Acres of the West 80 Acres 1/4 Section 20, 10,000 Acre Tract Hamtramck (now City of Detroit) Wayne County, Michigan, as recorded in Liber 17, Page 1, Plats, Wayne County Records;

Also, All that part of the North-South public alley, 14 feet wide, in the block bounded by Carpenter Avenue, 66 feet wide, Halleck Avenue, 50 feet wide, Charest Avenue, 50 feet wide, and McDougall Avenue, 50 feet wide lying Easterly of and abutting the East line of Lot 97 and the South 14.00 feet of Lot 96,

and lying Westerly of and abutting the West line of Lot 105 and the South 14.00 feet of Lot 106 all in the "Schellberg and Barne's Subdivision" of the East 40 Acres of the West 80 Acres 1/4 Section 20, 10,000 Acre Tract Hamtramck (now City of Detroit) Wayne County, Michigan, as recorded in Liber 17, Page 1, Plats, Wayne County Records;

Also, All that part of the East-West public alley, 16 feet wide, in the block bounded by Charest Avenue, 50 feet wide, Gallagher Avenue, 50 feet wide, Carpenter Avenue, 66 feet wide, and Halleck Avenue, 50 feet wide lying Northerly of and abutting the North line of Lots 263 through 269, both inclusive, and lying Southerly of and abutting the South line of Lots 262 and 270 all in the "Schellberg and Barne's Subdivision" of the East 40 Acres of the West 80 Acres 1/4 Section 20, 10,000 Acre Tract Hamtramck (now City of Detroit) Wayne County, Michigan, as recorded in Liber 17, Page 1, Plats, Wayne County Records;

Also, All that part of the North-South public alley, 14 feet wide, in the block bounded by Charest Avenue, 50 feet wide, Gallagher Avenue, 50 feet wide, Carpenter Avenue, 66 feet wide, and Halleck Avenue, lying Easterly of and abutting the East line of Lot 262 and the South 14.00 feet of Lot 261 and lying Westerly of and abutting the West line of Lot 270 and the South 14.00 feet of Lot 271 all in the "Schellberg and Barne's Subdivision" of the East 40 Acres of the West 80 Acres 1/4 Section 20, 10,000 Acre Tract Hamtramck (now City of Detroit) Wayne County, Michigan, as recorded in Liber 17, Page 1, Plats, Wayne County Records;

Be and the same is hereby vacated as 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 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 easements or rights-of-way over said vacated public alleys 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 easements or rights-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 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 an 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, 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 alleys 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 returns at the entrances (into McDougall, Charest and Gallagher 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

Resolved, That your Honorable Body authorized the acceptance of the following described properties, subject to the approval of the Traffic Engineering Division — DPW, City Engineering Division — DPW and any other public or privately owned utility company, if necessary, for public alley purposes:

Land in the City of Detroit, Wayne County, Michigan being the North 16.00 feet of Lot 96 in the "Schellberg and Barne's Subdivision" of the East 40 Acres

