

Whereas, The Planning and Development Department is the designated lead agency developing and coordinating implementation of the designated projects;

Whereas, The City of Detroit Substantial Amendment was approved by HUD but now requires an amendment to the activities and corresponding budget amounts due to the reality that some of the previously approved projects are no longer viable and cannot be successfully implemented within the required project timeline;

Whereas, The City of Detroit, through P&DD is respectfully requesting approval and support from this Honorable Body to submit a revised Substantial Amendment to the Consolidated Action plan to reflect the following activities and corresponding modified budget amounts:

Crowell Community Center Energy Efficient Upgrades	\$ 200,000
Lenox Recreation Center Energy-Efficient Upgrades	\$ 150,000
Lasky Recreation Center Energy-Efficient Upgrades	\$ 150,000
Repaving of 10 Miles of Class C Streets in NSP Areas	\$1,840,000

Now therefore be it resolved, That the Detroit City Council hereby approves amending the Consolidated Plan 2008 Action Plan for the Community Development Block Grant-Recovery Program to reflect the reprogramming of the activity change and revised budgeted amounts in accordance with the above; and,

Be it finally resolved, That the Mayor of the City of Detroit is hereby authorized to amend the HUD Consolidated Plan 2008 Action Plan, including all understandings and assurances contained therein to the U.S. Department of Urban Development (HUD) in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 5) per motions before adjournment.

**Department of Public Works
City Engineering Division**

June 9, 2010

Honorable City Council:

Re: Petition No. 250 — Wayne State University, requesting to vacate a portion of the Second Avenue easement to accommodate the Damon J. Keith Center for Civil Rights.

Petition No. 250 of "Wayne State University", 5700 Cass Avenue, Suite 4900, Detroit, Michigan 48202 is request-

ing to vacate (outright) a portion of the Second Avenue easement, 100 feet wide, (previously vacated and converted to easement May 5, 1966, J.C.C. Pgs. 1325-1329) between West Palmer Avenue, 117 feet wide (as widened) and vacated West Ferry Avenue, 60 feet wide.

Said outright vacation is necessary in order for Wayne State University to construct a proposed addition to the Law School Building at 471 W. Palmer Ave. within Gullen Mall to accommodate the new Damon J. Keith Center for Civil Rights. It is hoped that your Honorable City Council will give favorable consideration to this request, so that this most prestigious center can create a prominent gateway entrance to this part of the campus, as well as add to the revitalization of the City of Detroit.

The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report:

The Public Lighting Department (PLD) reports having facilities in the area of the outright vacation. However PLD has no objection to the proposed outright vacation of the private easement. The PLD is in the process of working with the petitioner to relocate/remove PLD facilities. Any damage done to existing PLD facilities by the proposed construction must be repaired at project cost.

All other city departments and privately owned utility companies have reported no objections to the changes in public rights-of-way or that satisfactory arrangements have been made. Provisions protecting utility installations (if necessary) are part of the resolution.

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

Respectfully submitted,

MANILAL PATEL

Interim City Engineer

City Engineering Division — DPW

By Council Member Jenkins:

Resolved, All that part of Second Avenue utility easement (100 feet wide) lying between West Palmer Avenue (117 feet as widened) and West Ferry Avenue (60 feet wide) vacated and converted to said utility easement May 5, 1966 (J.C.C. Pgs. 1325-1329). Being more particularly described as:

Commencing at the intersection of the southerly line of said West Palmer Avenue (117 feet as widened) and the easterly line of said Second Avenue utility easement (100 feet wide) also being the northwesterly corner of Lot 13 of "CASS FARM CO. LIMITED SUB'N." of Blocks 111, 112, 113, 114, 115, 116, 118 & 119 and part of Block 117 Cass Farm. Rec. Feb. 6, 1894. Detroit, Wayne Co. Mich. As recorded in Liber 19 of Plats, Page 35. Thence southerly along the easterly line of said Second Ave. also being the westerly line of said Lot 13,

and Lot 14 of said "CASS FARM CO. LIMITED SUB'N.", 76 feet to the point of beginning; Thence continuing southerly along said easterly line of Second Ave. also being the westerly line of Lots 14, 15 and 16 of said, "CASS FARM CO. LIMITED SUB'N." 80 feet; Thence westerly at a right angle to the easterly line of said Second Ave. 40 feet; thence northerly parallel to the easterly line of said Second Ave. 80 feet; Thence easterly at a right angle to the easterly line of said Second Ave. 40 feet to the point of beginning.

Be and the same are hereby vacated as a public easement to become part and parcel of the abutting property; subject to the following provisions:

Provided, The petitioner relocate and/or remove Public Lighting Department (PLD) facilities (if necessary). Any damage done to existing PLD facilities by the proposed

construction must be repaired at project cost; and further

Provided, No structures can be built over Public Lighting Department installations. Call MISS DIG to mark PLD installations; and further

Provided, The contractor will be liable for any loss or damage to the PLD; and further

Provided, That satisfactory arrangements have been made with all other involved city departments and privately owned utility companies; 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 Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.

Nays — None.

