

**Buildings, Safety Engineering and
Environmental Department**

October 12, 2010

Honorable City Council:

Case Number: DNG2010-09255.

Re: 17360 Waltham, Bldg. ID: 101.00, E. Waltham Blvd. N. 35 Ft. of S. 95 Ft. of W. 120 Ft. on E. Line & Ring E. at R. A. to Waltham Ave. of 9 Trombleys, between McNichols and No Cross Street.

On J.C.C. pages 408 published February 21, 2007, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on February 9, 2006, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published March 7, 2007, (J.C.C. Pages 541), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,

KIMBERLY JAMES

Director

**Buildings, Safety Engineering and
Environmental Department**

October 12, 2010

Honorable City Council:

Case Number: DNG2010-09531.

Re: 14409 Young, Bldg. ID: 101.00, N. Young E. 2.5 Ft. of 185 186 Youngs Gratiot View Sub. L40 P53 Plats, W.C.R. 21/607 37.50 X 110, between Chalmers and Celestine.

On J.C.C. pages 1509 published June 30, 2009, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 2, 2008, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published June 2, 2009, (J.C.C. Pages 1212), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,

KIMBERLY JAMES

Director

By Council Member Brown:

Resolved, That the Department of Public Works be and it is hereby authorized and directed to take the necessary

steps as recommended by the Buildings and Safety Engineering Department in proceedings of February 9, 2007, (J.C.C. pg. _____); _____, (J.C.C. pg. _____); _____, (J.C.C. pg. _____); June 13, 2001, (J.C.C. pg. 1634); June 16, 2009, (J.C.C. pg. 1330); May 26, 2009, (J.C.C. pg. 1125); February 10, 2009, (J.C.C. pg. 260); March 7, 2007, (J.C.C. pg. 541); and June 2, 2009, (J.C.C. pg. 1212); and for the removal of dangerous structures on premises known as 14975 E. State Fair, 9006 Stout, 17900 Strasburg, 1693 Taylor, 2968 Townsend, 14131 Troester, 17360 Waltham, and 14409 Young, and to assess the costs of same against the properties more particularly described in the foregoing eight (8) communications; and further

Resolved, That with further reference to dangerous structures at 14975 E. State Fair and 9006 Stout, jurisdiction of same is hereby returned to the Buildings and Safety Engineering Department inasmuch as the buildings have never been ordered demolished.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.

Nays — None.

**Finance Department
Purchasing Division**

September 30, 2010

Honorable City Council:

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

2829041 — To Provide Compensation for the Med E Books Emergency Reference Guides Invoice #10017 — REQ #264567 — Auctus Inc., 1535 6th Street, Detroit, MI 48226 — Total Cost: \$830,000.00. **Homeland Security.**

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer

Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That Contract No. **2829041** referred to in the foregoing communication dated September 30, 2010, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 10), per motions before adjournment.

**Department of Public Works
City Engineering Division**

September 16, 2010

Honorable City Council:

Re: Petition No. 368 — Greater Apostolic Faith Temple, requesting closure of the public alley located on the west side of Ferdinand Street, south of Fort Street.

Petition No. 368 of "Greater Apostolic

Faith Temple" request the conversion of the east-west public alley, 20 feet wide, (deeded to City of Detroit on November 3, 1926) in the area south of Fort Street, 100 feet wide, and between Morrell Avenue, 60 feet wide, Ferdinand Avenue, 50 feet wide into a private easement for the utility companies.

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.

All City departments and privately owned utility companies have reported no objections to the conversion of public rights-of-way into private easements for public utilities. Provisions protecting utility installations are part of the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
 MANILAL PATEL
 Interim City Engineer
 City Engineering Division — DPW

By Council Member Brown:

Resolved, All that part of the East-West public alley, 20 feet wide, (deeded to the City of Detroit on November 3, 1926) south of Fort Street, 100 feet wide, and between Morrell Avenue, 60 feet wide, and Ferdinand Avenue, 50 feet wide, lying Southerly of and abutting the South line of Lot 4 and lying Northerly of and abutting the North line of Lot 5 all in the "Sub-division of Lot 12 P.C. 30" Springwells (now Detroit) Wayne County, Michigan recorded July 23, 1973 as recorded in Liber 2, Page 33, 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;

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection, and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including fences, porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, that if any time in the future, the owners of any lots abutting on said vacated street shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

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 Ferdinand 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 heirs 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.

PETITION NO. 368
 GREATER APOSTOLIC FAITH TEMPLE
 4735 FORT ST.
 DETROIT, MICH 48209
 C/O GERALDINE HEATH
 PHONE NO. 313 843 3660
 FAX NO. 313 843 3649



FORT ST. 100 FT. WD.



- CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 11 F

B		REQUEST CONVERSION TO EASEMENT		CITY OF DETROIT	
A		THE E/W 20 FT ALLEY		CITY ENGINEERING DEPARTMENT	
DESCRIPTION		SOUTH OF FORT		SURVEY BUREAU	
DRAWN BY KSM		AND BETWEEN		JOB NO. 01-01	
DATE 6-17-10		FERDINAND AND MORRELL		DRWG. NO. X 368.dgn	