

Mayor's Office

April 11, 2011

Honorable City Council:

Re: Street Administrator.

The provisions of Act 51, Public Act of 1951, which is the law under which the State distributes the Gas and Weight tax revenues, requires that each City appoint a Street Administrator to be designated by the governing body who shall be responsible for and shall represent the City in transactions with the state transportation department pursuant to this act on behalf of the City with respect to the allocation of said funds.

The responsibilities of the Street Administrator range from maintenance and improvements to streets, traffic operations, negotiating contacts with the State Department of Transportation and maintenance of an inventory of all streets within the City.

Since the major use of the City's share of Gas and Weight taxes is to maintain and improve existing streets, traditionally, the Street Administrator for the City of Detroit has been the Director of Public Works.

It is therefore my recommendation that the Street Administrator, for the City of Detroit, be Mr. Ron Brundidge, the Director of the Department of Public Works.

Sincerely,
DAVE BING
 Mayor

By Council Member Brown:

Whereas, Section 13 (9) of Act 51, Public Act of 1951 provides that each incorporated City and Village, to which funds are returned under the provision of this section, that, "the responsibility for all street improvements, maintenance, and traffic operation work shall be coordinated by a single administrator to be designated by the governing body who shall be responsible for and shall represent the municipality in all transactions with the State Department of Transportation pursuant to the provision of the Act."

Therefore, Be It Resolved, That this Honorable Body designates Mr. Ron Brundidge as the Street Administrator of the City of Detroit in all transactions with the State Department of Transportation as provided in Section 13 of the Act.

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. 1) per motions before adjournment.

NEW BUSINESS

**Finance Department
 Purchasing Division**

May 10, 2011

Honorable City Council:

DWSD

2844049 — 100% City Funding — To

Provide Refurbishment of Belt Filter Presses for Complex 1 Wastewater Treatment Plant — RFQ #37345 — Lakeshore Engineering Services, Inc., 7310 Woodward Avenue, Fifth Floor, Detroit, MI 48202 — Contract Period: May 9, 2011 through December 31, 2011 — Quantity (1) — Unit Price Range: \$615,590.60 — Lowest Bid — Estimated Cost: \$615,590.60 — Requesting that the seven days of reconsideration be waived.

The Purchasing Division of the Finance Department recommends a contract as outlined above.

The approval of your Honorable Body and a waiver of reconsideration are requested.

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer
 Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That **CPO #2844049** referred to in the foregoing communication dated May 10, 2011, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, and President Pugh — 7.

Nays — Council Members Kenyatta, and Watson — 2.

**Department of Public Works
 City Engineering Division**

May 6, 2011

Honorable City Council:

Re: Petition No. 635 — Messiah Baptist Church, for use of approximately 10 feet of the eastern right-of-way margin on Roselawn, south of Seven Mile (8100 W. Seven Mile) for fenced parking lot.

Petition No. 635 of "Messiah Baptist Church", request for conversion to easement the easterly 10.00 feet of Roselawn Avenue, 75 feet wide, between West Seven Mile Road, 66 feet wide, and the east-west open public alley, 18.00 feet wide, to enhance the abutting parking lot with fencing and provide a more effective parking lot.

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 a private easement for public utilities. Provisions protecting utility installations are part of the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

RICHARD DOHERTY

Head Engineer

City Engineering Division — DPW

By Council Member Brown:

Resolved, All that part of Easterly 10.00 feet of Roselawn Avenue, between West Seven Mile Road, 66 feet wide, and the East-West open public alley, 18.00 feet wide, lying Westerly of and abutting the West line of Lot 9 all in the "Burghardt's Subdivision" of the Northeast 1/4 of the Northwest 1/4 of Section 9 T.1S. R.11E, Greenfield Township (now City of Detroit), Wayne County Michigan as recorded in Liber 42, Page 62, Plats, Wayne County Records;

Be and the same is hereby vacated as a public street and is hereby converted into a private easement for public utilities of the full width of the street, 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 street 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 street 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 street 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 street 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 street 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 utilities; and further

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, 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 inci-

dent 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

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. 635
 MESSIAH BAPTIST CHURCH
 8100 WEST SEVEN MILE ROAD
 DETROIT, MI. 48221
 C/O ARTHUR PHILLIPS
 PHONE NO. 313 864 3337
 FAX NO. 313 864 9301

WEST SEVEN MILE RD. 66 FT. WD.

10' -

ROSELAWN 75 FT. WD.

CONVERSION TO EASEMENT

FOR OFFICE USE ONLY

CARTO 89 B

B				
A				
DESCRIPTION	SEEN	CHEK	APP	DATE
REVISIONS				
DRAWN BY	KSM	CHECKED		
DATE	9-15-10	APPROVED	<i>mp</i>	

REQUEST FOR CONVERSION TO EASEMENT
 A 10 FOOT STRIP OF ROSELAWN AVE. 100 FT.
 SOUTH OF SEVEN MILE ROAD

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01
 DRWG. NO. X635.dgn

Adopted as follows:
 Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.
 Nays — None.

**Finance Department
 Purchasing Division**
 April 26, 2011

Honorable City Council:
 The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):
2765103 — (CCR: June 10, 2008) —

To Provide Ferric Chloride — RFQ. #24664 — PVS Technologies, 10900 Harper Avenue, Detroit, MI 48213 — **Savings: Potential Cost Savings: \$20,100.65/Year** — Contract Period: June 1, 2011 through May 31, 2012 — Estimated Cost: \$2,512,581.25/Year.
Water and Sewerage Dept.
Renewal of existing contract.
 Respectfully submitted,
 ANDRE DUPERRY
 Chief Procurement Officer
 Finance Dept./Purchasing Div.
 By Council Member Brown:
 Resolved, That Contract No. **2765103**