

22	Matrix Human Services — Off the Streets	80,000.00		
23	Black Family Development	100,000.00		
24	The Heat & Warmth Fund (THAW)		59,000.00	
25-A	Operation Get Down		50,000.00	
25-B	Operation Get Down — Warming Center			59,900.00
	TOTALS		1,545,021.00	2,388,121.00
	Total ESG Awarded To City of Detroit	\$1,626,338.00		
	Less 5% Administration	\$81,317.00		
	Total Amount Available to Applicants	\$1,545,021.00		

Adopted as follows:
 Yeas — Council Members Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pro Tem, Brown — 8.
 Nays — None.

Planning & Development Department
 June 24, 2011

Honorable City Council:
 Re: Surplus Property Sale — Vacant Land — 759, 861 & 867 Calvert.
 The City of Detroit acquired as tax reverted property from the State of Michigan, 759, 861 & 867 Calvert, located

on the South side of Calvert, between Second and Third. This property consists of vacant land measuring approximately 120 x 124.17 feet and zoned R-1 (Single Family Residential District).

The purchaser proposes to use the property to create a “Green Space Area” for the charter school located nearby at 10225 Third. This use is permitted as a matter of right in a R-1 zone.

We request your Honorable Body’s approval to accept the Offer to Purchase from TEF-Three LLC., a Michigan Limited Liability Company, for the sales price of \$1,200,00 on a cash basis plus an \$18.00 deed recording fee.

Respectfully submitted,
 MARJA M. WINTERS
 Deputy Director

By Council Member Jenkins:

Resolved, That the Planning and Development Department is hereby authorized to accept this Offer to Purchase for property, located on an area of land measuring approximately 120 x 124.17 feet and zoned R-1 (Single Family Residential District), described on the tax roll as:

a/k/a 759, 861 & 867 Calvert

Land in the City of Detroit, County of Wayne and State of Michigan being Lots 84, 75 & 74; Voigt Park Subdivision of E. W. Voigt’s Subdivision of Voigt Park Farm, part of 1/4 Section 36, 10,000 Acre Tract, City of Detroit, Wayne County, Michigan. Rec’d L. 22, P. 94 Plats, Wayne County Records.

Resolved, That the property will be sold as “Greenspace” and any subsequent changes to the land use, must be done in accordance with the applicable Zoning Ordinances of the City of Detroit. and be it further

Resolved, That the Planning and Development Department Director or his authorized designee is hereby authorized to issue a Quit Claim Deed to the purchaser, TEF-Three, LLC., a Michigan Limited Liability Company, and upon receipt of the sales price of \$1,200.00 and the deed recording fee in accordance with the conditions set forth in the Offer to Purchase.

Adopted as follows:

Yeas — Council Members Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pro Tem, Brown — 8.
 Nays — None.

Department of Public Works
City Engineering Division

July 11, 2011

Honorable City Council:

Re: Petition No. 661 — New Cadillac Square Apartments Inc., to vacate and convert to an easement the alley running east of Bates, west of Randolph, south of Cadillac Square and north of Farmer.
 Petition No. 661 “New Cadillac Square

Apartments Inc.”, request conversion of the east-west public alley, 20 feet wide, in the block bounded by Bates Avenue, 60 feet wide, Randolph Avenue, 86 feet wide, Farmer Avenue, 56 feet wide, and Cadillac Square Boulevard, 200 feet wide, into an 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.

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
City Engineer

City Engineering Division — DPW
By Council Member Jones:

Resolved, All that part of the East-West public alley, 20 feet wide, in the block bounded by Farmer Avenue, 56 feet wide, Cadillac Square Boulevard, 200 feet wide, Randolph Avenue, 86 feet wide, and Bates Avenue, 60 feet wide lying Northerly of and abutting the North line of Lots 37 through 40, both inclusive, and lying Southerly of and abutting the South line of Lots 77 through 74, both inclusive, and except that part taken for the opening/widening of Randolph Avenue all in the “Plan of Section Number Six in the City of Detroit Territory of Michigan confirmed unanimously by the Governor and Judges on the 27th Day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board” as recorded in Liber 34, Page 545, Deeds, 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 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

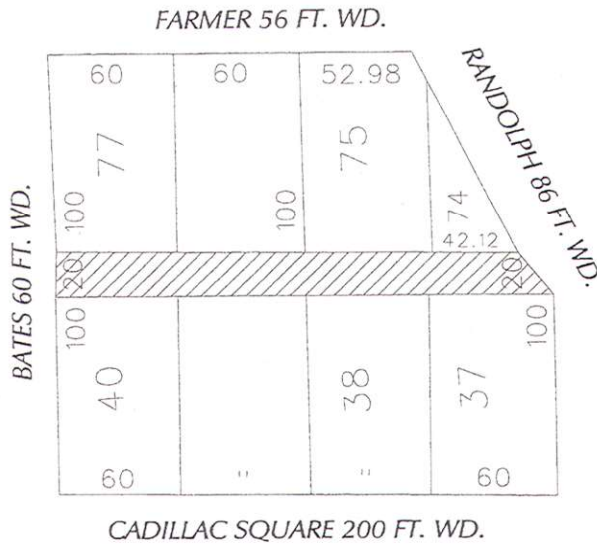
Provided, That if any time in the future, the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such

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

Provided, That if it becomes necessary to remove the paved alley return at the entrances (into Bates and Randolph 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.

PETITION NO. 661
NEW CADILLAC SQUARE APARTMENTS INC.
111 CADILLAC SQUARE, SUITE 300
DETROIT, MICHIGAN 48226
C/O GERARDO PECCHIA
PHONE NO. 313 963 9490



- CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 28 F

B						CITY OF DETROIT	
A						CITY ENGINEERING DEPARTMENT	
DESCRIPTION		DATE	CHG	APP	DATE	SURVEY BUREAU	
DRAWN BY		KSM		CHECKED		JOB NO. 01-01	
DATE		9-20-10		APPROVED		DRWG. NO. X661.dgn	
REQUEST CONVERSION TO EASEMENT THE 20 FT. WD. ALLEY IN THE AREA BOUND BY CADILLAC SQUARE, BATES, FARMER AND RANDOLPH							