

ing becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,
MICHAEL TAYLOR
Deputy Director

By Council Member Brown:

Resolved, That the resolution adopted April 27, 2010 (J.C.C. page 1067) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for dangerous structure, only at 17144 Harlow for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

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

Buildings, Safety Engineering & Environmental Department

October 12, 2011

Honorable City Council:

Re: Address: 601 Horton. Date ordered demolished: February 5, 2008 (J.C.C. page 196). Deferral date: December 8, 2008.

The building at the location listed above was ordered demolished by your Honorable Body on the date indicated and the order was deferred under the conditions of the Ordinance.

A recent inspection on July 6, 2011 has revealed that the building is open to trespass, contrary to the conditions of the deferral.

This property is not in an area covered by Neighborhood Stabilization Plan Funds, therefore when funds become available we will proceed with the demolition as originally ordered with the cost of demolition assessed against the property.

Sincerely,
MICHAEL TAYLOR
Deputy Director

By Council Member Brown:

Resolved, That the request for rescission of the demolition order of February 5, 2008 (J.C.C. page 196) on property at 601 Horton be and the same is hereby denied and the Buildings and Safety Engineering Department be and it is hereby authorized and directed to have the building removed as originally ordered in accordance with the one (1) foregoing communication.

Adopted as follows:

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

COUNCIL PRESIDENT PRO TEM BROWN MOVED THE FOLLOWING ITEM BE PULLED FROM THE FORMAL SESSION AND REFERRED BACK TO THE FORMAL SESSION OF NOVEMBER 8, 2011:

Brown, reso autho. **Contract No. 2848842** — 100% City Funding (LEASE) — To Provide a Video Surveillance and/or PSIM Interface — Shotspotter, Inc., 1060 Terra Bella Ave., Mountain View, CA 94043 — Upon Notice to Proceed Until Three (3) Years Thereafter — Contract Amount Not to Exceed: \$2,659,900.00. **Police.**

(Reported out of the Public Health and Safety Standing Committee without recommendation.)

**Department of Public Works
City Engineering Division**

September 30, 2011

Honorable City Council:

Re: Petition No. 739 — HAL Architectural Design Group, to vacate and convert into easements the streets and alleys bounded by the alley south of Grixdale, Chrysler Service Drive, north of Goldengate and Omira.

Petition No. 739 of "HAL Architectural Design Group", request for the conversion of certain streets and alleys within the block bounded by Robinwood Avenue, 50 feet wide, Greendale Avenue, 50 feet wide, Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) into easements for public utilities. This request will assist in providing better protection from illegal dumping and theft; also provide opportunities for urban gardening proposed by the City of Detroit.

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 the public rights-of-way into a private easement for the public utilities. Provisions protecting utility installations are part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY
City Engineer

City Engineering Division — DPW
By Council Member Brown:

Resolved, All that part of the East-West public alley, 16 feet wide, in the block bounded by Robinwood Avenue, 50 feet wide, Goldengate Avenue, 50 feet wide, Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 202 through 210, both indu-

sive, (except that portion taken for Chrysler Freeway [I-75]) and lying Northerly of and abutting the North line of Lots 225 through 233, both inclusive, (except that portion taken for Chrysler Freeway [I-75]) all in the "Seven - Oakland Subdivision" of the Northeast 1/4 of Northwest 1/4 of Section 12 T.1S., R.11E., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 62, Plats, Wayne County Records;

Also, All that part of the East-West public alley, 15 feet wide, in the block bounded by Goldengate Avenue, 50 feet wide, Hilldale Avenue, 50 feet wide, Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 255 through 264, both inclusive, (except that portion taken for Chrysler Freeway [I-75]) in the "Seven - Oakland Subdivision" of the Northeast 1/4 of Northwest 1/4 of Section 12 T.1S., R.11E., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 62, Plats, Wayne County Records, and lying Northerly of and abutting the North line of Lots 218 through 228, both inclusive, (except that portion taken for Chrysler Freeway [I-75]) in the "Kiefer Homes Subdivision" of part of Southeast 1/4 of Northwest 1/4 of Section 12 and part of Northeast 1/4 of Southwest 1/4 of Section 12 T.1S., R.11E., lying East of D.G.N. & M.R.R., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Also, All that part of the East-West public alley, 15 feet wide, in the block bounded by Hilldale Avenue, 50 feet wide, Grixdale Avenue, 50 feet wide, Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 243 through 253, both inclusive, and lying Northerly of and abutting the North line of Lots 264 through 274, both inclusive, all in the "Kiefer Homes Subdivision" of part of Southeast 1/4 of Northwest 1/4 of Section 12 and part of Northeast 1/4 of Southwest 1/4 of Section 12 T.1S., R.11E., lying East of D.G.N. & M.R.R., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Also, All that part of the East-West public alley, 15 feet wide, in the block bounded by Grixdale Avenue, 50 feet wide, Greendale Avenue, 50 feet wide, Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 285 through 295, both inclusive, and lying Northerly of and abutting the North line of Lots 306 through 315, both inclusive, all in the "Kiefer Homes Subdivision"

of part of Southeast 1/4 of Northwest 1/4 of Section 12 and part of Northeast 1/4 of Southwest 1/4 of Section 12 T.1S., R.11E., lying East of D.G.N. & M.R.R., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Also, All that part of Hilldale Avenue, 50 feet wide, between Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 218 through 228, both inclusive, and lying Northerly of and abutting the North line of Lots 243 through 253, both inclusive, all in the "Kiefer Homes Subdivision" of part of Southeast 1/4 of Northwest 1/4 of Section 12 and part of Northeast 1/4 of Southwest 1/4 of Section 12 T.1S., R.11E., lying East of D.G.N. & M.R.R., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Also, All that part of Grixdale Avenue, 50 feet wide, between Omira Avenue, 50 feet wide, and the Chrysler Southbound Service Drive (I-75) lying Southerly of and abutting the South line of Lots 264 through 274, both inclusive, and lying Northerly of and abutting the North line of Lots 285 through 295, both inclusive, all in the "Kiefer Homes Subdivision" of part of Southeast 1/4 of Northwest 1/4 of Section 12 and part of Northeast 1/4 of Southwest 1/4 of Section 12 T.1S., R.11E., lying East of D.G.N. & M.R.R., Greenfield Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 34, Page 14, Plats, Wayne County Records;

Be and the same are hereby vacated as public streets and alleys and are hereby converted into private easements for public utilities of the full width of the streets and 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 streets and alleys 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 easements 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 easements 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 easements, or that no grade changes or storage of materials shall be made within said easements without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if at any time in the future, the owners of any lots abutting on said vacated streets and alleys shall request the removal and/or relocation of the aforementioned utilities in said easements, 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 easements or rights-of-way over said vacated public streets and 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 easements for the purpose above set forth,

Second, Said utility easements or rights-of-way in and over said vacated streets and alleys 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 and 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,

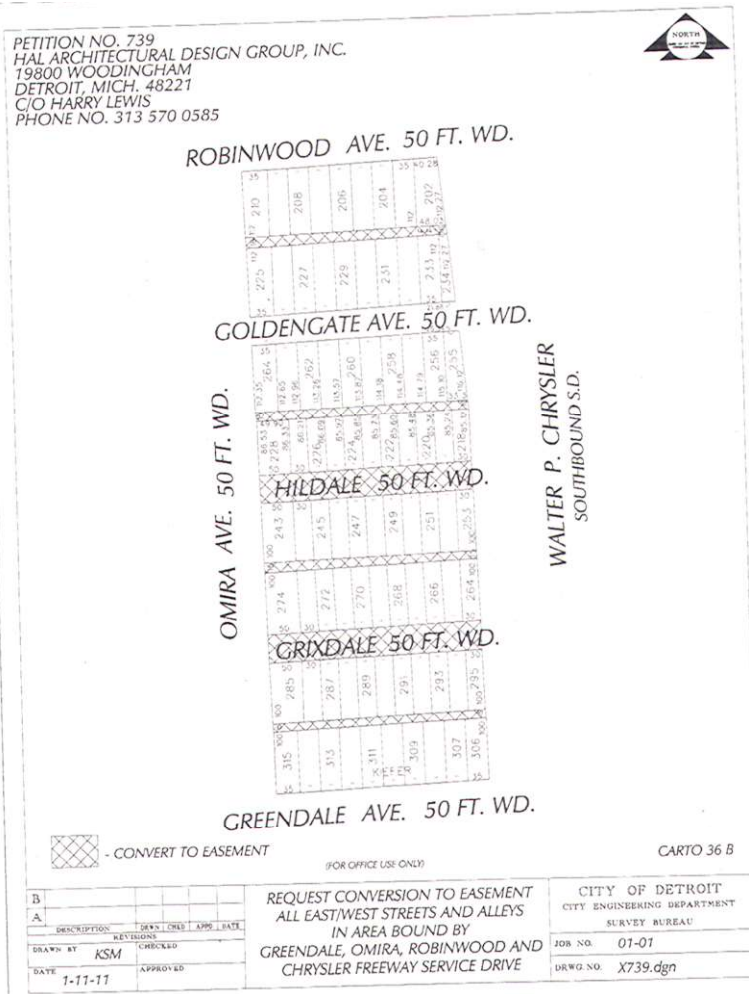
Fourth, That if the owners of any lots abutting on said vacated streets and alleys shall request the removal and/or relocation of any existing poles or other utilities in said easements, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the 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 Omira Avenue and the Chrysler Southbound Service Drive [I-75]), 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 landowner(s) adhere to any and all zoning changes for the urban gardening proposed on land; 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., Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 8.
 Nays — None.

Water and Sewerage Department
 July 27, 2011

Honorable City Council:
 Re: Amendment No. 1 to Water Service Contract Between City of Detroit and Charter Township of Plymouth.

The Charter Township of Plymouth has agreed to the terms of Amendment No. 1 to the Water Service Contract with the City of Detroit. This Amendment is the first of several that are anticipated throughout the 30-year contract term. Pursuant to Section 5.07 of the contract, the parties agree to affirm or modify the projected annual volume, pressure range(s), maxi-

imum day and peak hour values (collectively, the "Values") at year 2 of the contract, year 5 of the contract, and every 5 years thereafter. DWSD and the Charter Township of Plymouth have agreed to modify the Values for the 2011 to 2013 period as stated in the Amendment. This Amendment will amend the existing water service contract between the City of Detroit and the Charter Township of Plymouth.

Your approval of Amendment No. 1 to the Water Service Contract with the Charter Township of Plymouth, with a waiver of reconsideration, is requested. The Board of Water Commissioners approved this Amendment on July 27, 2011.

Respectfully submitted,
 DARRYL A. LATIMER
 Deputy Director