

**Department of Public Works
Administration Division**

March 15, 2012

Honorable City Council:

Re: Application for Local Bridge Program — for Bridge Replacement and Preventative Maintenance.

The State of Michigan, Department of Transportation (MDOT) is currently soliciting applications to the Local Bridge Program. Selected projects will be funded during the 2015 fiscal year. This program awards funds to local government agencies for bridge structures that the local agencies consider in critical need of replacement, rehabilitation or preventative maintenance.

The Department of Public Works (DPW) will provide the necessary funds from the street fund for the design and construction engineering in addition to the five percent funding match for the construction phase of the following bridge structures:

1. Chestnut over the Dequindre Cut, Structure No. 12427, Built in 1929 — Replacement
2. Vista over Canoe Stream, Structure No. 12492, Built in 1929 — Replacement
3. Oakway over Canoe Stream, Structure No. 12481, Built in 1913 — Replacement
4. Central over Canoe Stream, Structure No. 12454, Built in 1913 — Replacement
5. Mt. Elliott/Mound over the GTW RR Yard & Caniff, Structure No. 12345, — Built in 1969 — Misc. Structural and Safety Repairs.

DPW requests a resolution from your Honorable Body stating that it is actively seeking participation in the replacement and/or repairs of the above referenced bridge structures. The action by your Honorable Body will complete the MDOT Local Bridge Program application requirements.

Respectfully submitted,
RON BRUNDIDGE
Director, Department of Public Works

Approved:

- FLOYD STANLEY
Deputy Budget Director
CHERYL R. JOHNSON
Finance Director

By Council Member Brown:

Whereas, The State of Michigan Department of Transportation is soliciting application to the Local Bridge Program fund for the replacement/rehabilitation of bridge structures by the local government agencies.

Whereas, The Department of Public Works has assembled all information necessary for application requirements for funds to replace and/or repair the following bridge structures:

Facility Carries & Features Intersected	NBI Bridge Identification	Structure Number
1. Chestnut over the Dequindre Cut	824180801105 - R01	12427
2. Vista over Canoe Stream	825180821088 - B01	12492
3. Oakway over Canoe Stream	825180814013 - B01	12481
4. Central over Canoe Stream	825180801058 - B01	12454
5. Mt. Elliott/Mound over GTW RR & Caniff	824180800092 - R01	12345

Therefore, Be It Resolved, That the Department of Public Works is hereby authorized and directed to submit all applications to request funding from the State of Michigan Department of Transportation, Local Bridge Program for the following bridge structures:

Facility Carries & Features Intersected	NBI Bridge Identification	Structure Number
1. Chestnut over the Dequindre Cut	824180801105 - R01	12427
2. Vista over Canoe Stream	825180821088 - B01	12492
3. Oakway over Canoe Stream	825180814013 - B01	12481
4. Central over Canoe Stream	825180801058 - B01	12454
5. Mt. Elliott/Mound over GTW RR & Caniff	824180800092 - R01	12345

Adopted as follows:

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

**Department of Public Works
City Engineering Division**
March 22, 2012

Honorable City Council:
Re: Petition No. 2006 — Motor City Casino Hotel requesting the vacation and conversion to utility easement of

all of the public streets and alleys in the block bounded by the Lodge Freeway South Service Drive, Brooklyn St., Spruce St, and the I-75 Freeway West Service Drive.
Petition No. 2006 of Great Lakes Geomatics, LLC, at 1274 Library, Ste.

603, Detroit, Michigan 48226, on behalf of "Motor City Casino Hotel" request the conversion of Pine Street, 50 feet wide, between Brooklyn Street, 50 feet wide and the Lodge Freeway South Service Drive, variable width; all of the east-west public alley(s), 17 feet wide, in the area bounded by said Brooklyn St., said Lodge Freeway South Service Drive, the Fisher Freeway West Service Drive (variable Width) and Spruce Street, 50 feet wide; into private easement(s) for public utilities, all in order to create a contiguous parcel of land to accommodate the construction of a surface parking lot to be used by employees of the Motor City Casino Hotel.

The request was approved by Planning and Development Department, the Solid Waste Division — DPW, the Street Design 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.

If necessary, the Public Lighting Department (PLD) will remove and/or relocate certain poles, overhead wires and transformers. The PLD will also require 24-hr. UN-impeded heavy vehicle access for the entire length of the easement(s) and physical access to all facilities within the easement(s). Any damage done to existing PLD facilities by the proposed construction must be repaired at project cost.

The Detroit Water and Sewer Department (DWSD) indicates that there exist sewer and water mains in the rights-of-way. However, has reported having no objections to the requested conversion to easement(s), provided that easement(s) of the full width of the street and alley(s) is reserved.

DTE Energy — Michcon Gas Company has existing gas main lines (2'-PLA & STL-10# 1978) in Pine Street. However, Michcon Gas Company has no objections to the property change, provided that an easement of the full width of Pine St. is reserved.

All other 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,

RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW
By Council Member Brown:

Resolved, All that part of the East-West Public Alley 17.00 feet wide, in the block bounded by Brooklyn Avenue, 50 feet wide, Pine Avenue 50 feet wide, Spruce Avenue 50 feet wide, and the John C.

Lodge Freeway, variable width, lying Southerly of and abutting the South line of Lot 18, Block 16, "Plat of the Subdivision of that part of Private Claim No. 24" lying north of the Chicago Road, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 30, Page 447 of Deeds, Wayne County Records; and, lying Southerly of and abutting the South line of Lots 12-15, inclusive, of the "Subdivision of the LaBrosse Farm" so called lying between the Chicago and Grand River Road in the Western Addition to the City of Detroit, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 14, Pages 414 & 415 Deeds, Wayne County Records; Also, lying Northerly of an abutting the North line of Lot 17 of said "Plat of the Subdivision of that part of Private Claim No. 24" lying north of the Chicago Road, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 30, Page 447 of Deeds, Wayne County Records; and, lying North of and abutting the North line of Lots 8-11, inclusive, and a westerly part of 7 of said "Subdivision of the LaBrosse Farm" so called lying between the Chicago and Grand River Road in the Western Addition to the City of Detroit, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 14, Pages 414 & 415 Deeds, Wayne County Records;

Also, all that part of Pine Avenue 50 feet wide, between Brooklyn Avenue, 50 feet wide, and the John C. Lodge Freeway, variable width, lying Southerly of and abutting the South line of Lot 17 "Plat of the Subdivision of that part of Private Claim No. 24" lying north of the Chicago Road, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 30, Page 447 of Deeds, Wayne County Records; and lying Southerly of and abutting the South line of a westerly portion of Lot 8 and Lots 9-11, inclusive, of "Subdivision of the LaBrosse Farm" so called lying between the Chicago and Grand River Road in the Western Addition to the City of Detroit, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 14, Pages 414 & 415 Deeds, Wayne County Records; and lying Northerly of and abutting the North line of Lot 4, a private alley, 10 feet wide, and Lot 5, 6 and a portion of Lot 7 "J. Gibson's Re-Sub'n of Lots 12, 13, 14 and 18 of Block 13 of the Sub'n of the LaBrosse and Baker Farms" City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 3, Page 55, Plats, Wayne County Records;

Also, All that part of the East-West Public Alley, 20.00 feet wide, in the block bounded by Brooklyn Avenue, 50 feet wide, the John C. Lodge Freeway, variable width, Pine Avenue 50 feet wide, and the Fisher Freeway, variable width, lying Southerly of and abutting the South line of

Lot 1 and a privately alley, 10 feet wide, "J. Gibson's Re-Sub'n of Lots 12, 13, 14 and 18 of Block 13 of the Sub'n of the LaBrosse and Baker Farms" City of Detroit, County of Wayne, State of Michigan, as recommended in Liber 3, Page 55, Plats, Wayne County Records;

And lying Northerly of and abutting the North line of a portion of Lot 17, Block 13, "Plat of the Subdivision of that part of Private Claim No. 24" lying north of the Chicago Road, City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 30, Page 447 of Deeds, Wayne County Records;

Be and the same are hereby vacated as public street and alley(s) and is hereby converted into private easements for public utilities of the full width of the street, and alley(s) 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 street and alley(s) by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public easements or rights-of-way over said vacated public street and alley(s) 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 or 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 street and alley(s) 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 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 and alley(s) 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 return(s) at the entrances (into Brooklyn Avenue and/or the John C. Lodge and Fisher Freeways), such removal and construction of new curb and sidewalk shall be done under permit and inspection according to City Engineering Division — DPW and Michigan Department of Transportation specifications with all costs borne by the abutting owner(s), their heirs or assigns; 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.

