

Adopted Unanimously by the Detroit Library Commission.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Spivey, and President Jones — 5.

Council Members Jenkins, Sheffield, Tate left the table.

Permit

Honorable City Council:

To your Committee of the Whole was referred petition of Head for the Cure, RUNdetroit (#297), to host "Head for the Cure 5k." After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

RAQUE, CASTANEDA-LOPEZ

Chairperson

By Council Member Castaneda-Lopez:

Resolved, That subject to approval of the Mayor's Office, Buildings and Safety Engineering & Environmental, Business License Center, and DPW — City Engineering Division Departments permission be and is hereby granted to Head for the Cure, RUNdetroit (#297), to host "Head for the Cure 5k" on September 6, 2014 from 8:00 a.m. to 9:30 a.m.

Provided, That said activity is conducted under the rules and regulations of the concerned departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Spivey, Tate, and President Jones — 6.

Nays — None.

Police Department

July 17, 2014

Honorable City Council:

Re: Permission to accept a donation of a Movie Screen and Stackable Chairs from the ABC Student Transportation Company.

The "Movie Night in the Park" is an initiative to bridge the gap with businesses, police officers and citizens. The movie night initiative will be held at various parks within the Eighth Precinct throughout the summer months. General Manager, Brian Flaggs and President, Charlie Grant of the ABC Student Transportation Company have agreed to fully sponsor

this initiative by providing a 150 foot movie screen and two-hundred (200) stackable chairs. The Police Department seeks to accept this donation and there is no cost to the Department.

Therefore, I now request approval from your Honorable Body to accept the donation and adopt the enclosed resolution.

If you have any questions or concerns regarding this matter, please feel free to contact me at 596-1800, Monday through Friday, 9:00 a.m. to 5:00 p.m.

Respectfully submitted,

JAMES E. CRAIG

Chief of Police

Approved:

FLOYD STANLEY

Deputy Budget Director

ROGER SHORT

Finance Director

By Council Member Castaneda-Lopez:

Resolved, That the Detroit Police Department be and is hereby authorized to accept a donated movie screen and two-hundred (200) stackable chairs from The ABC Student Transportation Company and be it further

Resolved, That the Finance Director be and is hereby authorized to establish the necessary cost centers, appropriations transfer funds, and honor payroll and vouchers when presented as necessary, for the operation of the program as outlined in the foregoing communication.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

Department of Public Works City Engineering Division

July 15, 2014

Honorable City Council:

Re: Petition No. 2695, Jude Missionary Baptist Church, request permanent alley closure behind property located at 9105 Van Dyke.

Petition No. 2695, Mrs. Teia Bibbs-Tenille on behalf of Jude Missionary Baptist Church requests conversion of the North 1/2 of the North-South public alley, 16 feet wide, into a private easement for utilities; all in the block bounded by Kern Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, St. Cyril Avenue, 60 feet wide, and Van Dyke Avenue, 106 feet wide.

The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

The request was approved by the Solid Waste Division — DPW, and Traffic Engineering Division — DPW.

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 public utilities. Provisions protecting utility

installations are part of the attached resolution.

Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution.

Public Lighting Department (PLD) has no objection to the conversion to easement. The specific PLD provisions for easements are included in the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

RICHARD DOHERTY

City Engineer

City Engineering Division — DPW

By Council Member Jenkins:

Resolved, All that part of the North-South public alley, 16 feet wide, lying easterly of and abutting the easterly line of Lot 152, and lying westerly of and abutting the westerly line of Lots 16 thru 19, both inclusive and the northerly 13 feet of Lot 20 all in "Clarke's Subdivision of part of the N.E. 1/4 of S.E. 1/4 of Fractional Section 21, T1S, R12E Hamtramck TWP (Now City of Detroit), Wayne County, Michigan" as recorded in Liber 31, Page 98 of 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:

First, Said owners hereby grant to and for the use of the public easement or right-of-way over said vacated 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, including 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 ease-

ment without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

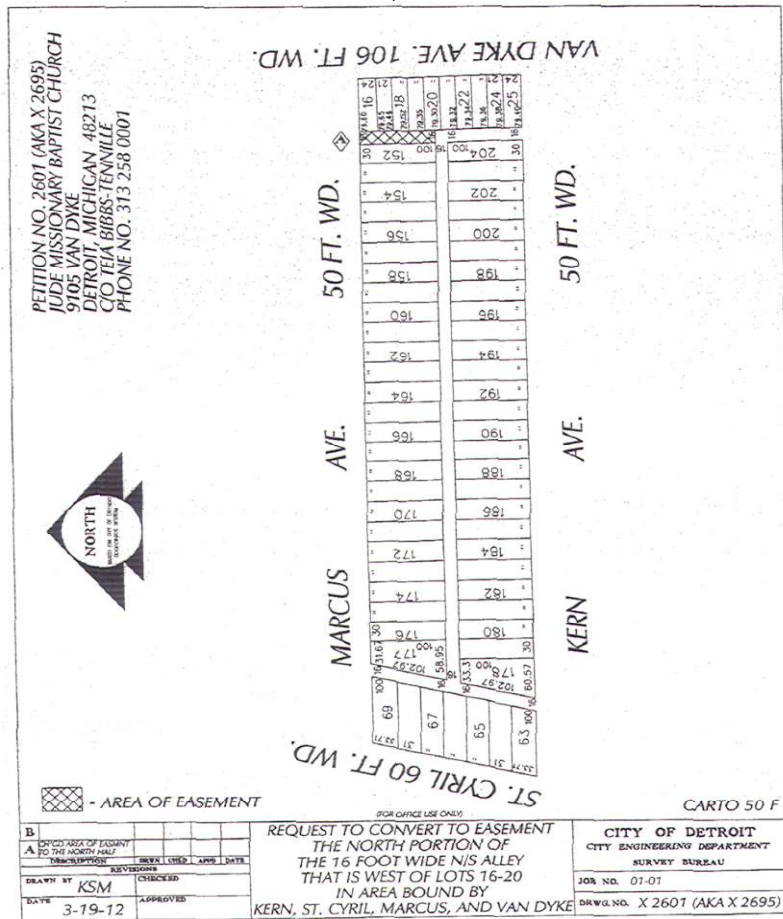
Provided, That the Public Lighting Department requires that no structures or barricades be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 inch vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; 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 entrance (into Marcus 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 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. 2601 (AKA X 2695)
 JUDE MISSIONARY BAPTIST CHURCH
 9105 VAN DYKE
 DETROIT, MICHIGAN 48213
 C/O TEJA BIGGS-TENNILLE
 PHONE NO. 313 258 0001



▣ - AREA OF EASEMENT

(FOR OFFICE USE ONLY)

CARTO 50 F

<p>B</p> <p>A CHECK AREA OF EASEMENT TO THE NORTH HALF</p> <p>DESCRIPTION: _____</p> <p>ADVISORS: _____</p> <p>DRAWN BY: KSM</p> <p>DATE: 3-19-12</p>		<p>REQUEST TO CONVERT TO EASEMENT THE NORTH PORTION OF THE 16 FOOT WIDE N/S ALLEY THAT IS WEST OF LOTS 16-20 IN AREA BOUND BY KERN, ST. CYRIL, MARCUS, AND VAN DYKE</p>	<p>CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU</p> <p>JOB NO. 01-01</p> <p>DRWG. NO. X 2601 (AKA X 2695)</p>
<p>CHECKED: _____</p> <p>APPROVED: _____</p>	<p>DATE: _____</p>	<p>DATE: _____</p>	<p>DATE: _____</p>