

DETROIT CITY COUNCIL

FORMAL SESSION

TUESDAY, OCTOBER 31, 2017

10:00 A.M.

NEW BUSINESS

ERMA L. HENDERSON AUDITORIUM

UNFINISHED BUSINESS

1. **Castaneda-Lopez**, an ordinance to amend Chapter 22 of the 1984 Detroit City Code, *Handling of Solid Waste and Prevention of Illegal Dumping*, by amending Article I, Division 1, *Definitions and Enforcement*, to provide for additional definitions; by amending Article I, Division 2, *Civil Fines for Violations*, to provide for civil fines for bulk solid material violations and to establish criteria to be considered when assessing fines; by amending Article II, Division 5, *Illegal Dumping* to establish that handling, transporting or storing of bulk solid materials in violation of the provisions is illegal dumping; by adding Article V, *Bulk Solid Material*, Division 1, *In General*; Division 2, *Bulk Solid Material Facilities*; Division 3, *Carbonaceous Bulk Solid Material Facilities*; Division 4, *Outdoor Storage of Solid Materials Other Than Carbonaceous Bulk Solid Materials*; Division 5, *Variances*; and Division 6, *Implementation and Compliance*, to provide for regulation of storage and transporting, including loading and unloading, of bulk solid material, including but not limited to asphalt millings and carbonaceous bulk solid materials such as petroleum coke; to prohibit excess fugitive dust from solid material; to provide guidance for businesses which produce or store petroleum coke and other bulk solid material to do so properly; to provide a mechanism for variances from the specific provisions of Article V, after notice, public hearing, and opportunity for public comment; to provide an implementation schedule; to create a fund; and to provide for enforcement mechanisms and penalties, laid on the table October 17, 2017. **(REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-30-17) (SIX (6) VOTES REQUIRED AND SHALL BE GIVEN IMMEDIATE EFFECT AND SHALL BECOME EFFECTIVE UPON PUBLICATION) ROLL CALL**
2. **Spivey**, an ordinance to amend Chapter 9, of the 1984 Detroit City Code, *Buildings and Building Regulations*, by amending Article I, *Detroit Property Maintenance Code*, Division I, *In General*, to amend Sections 9-1-19 and 9-1-20; Division 2, *Administration and Enforcement*, to amend Sections 9-1-36 and 9-1-37; and Division 3, *Requirements for Rental Property*, Subdivision A, *In General*, to amend Sections 9-1-81 through 9-1-83, and to add Section 9-1-84; in order to (1) update penalties and fines for violations of the article; (2) update and expand the provisions relating to an appeal of a denial or suspension of a certificate of compliance, (3) amend requirement to obtain and maintain a certificate of compliance for a property, including a

requirement to be substantially current on property taxes for that property; (4) update registration and inspection requirements for rental property; (5) establish a process by which existing tenants of non-compliant rental properties may escrow rent; (6) update provisions for lead inspection, risk assessment, and lead clearance for lead-based paint hazards in rental properties; and (7) permit the city, pursuant to the authority delegated by Section 126(3) of the Michigan Housing Law, 1917 PA 167, being MCL 125.526(3), to accept inspections for multiple dwellings and rooming houses conducted by the United States Department of Housing and Urban Development, or other governmental agencies. Laid on the table September 12, 2017. **(REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-30-17) (SIX (6) VOTES REQUIRED AND SHALL BE GIVEN IMMEDIATE EFFECT AND SHALL BECOME EFFECTIVE UPON PUBLICATION) ROLL CALL**

OFFICE OF CONTRACTING AND PROCUREMENT

3. **Benson**, reso. autho. **Contract No. 3018213 - CONFIRMING** ó 100% City Funding ó To Provide Security Guard Services ó To Pay Outstanding Invoices from July 31, 2017 through August 31, 2017 ó Contractor: Eagle Security Services LLC, Location: 500 Griswold, Suite 400, Detroit, MI 48226 ó Contract Period: One Time Purchase ó Total Contract Amount: \$112,366.00. **POLICE (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-30-17)**

ENTERTAINMENT COMMISSION

4. **Sheffield**, reso. autho. Creating a working group to explore the opportunity for Detroit to be the Headquarters of the International Arts Games as presented to the City of Detroit by the International Arts Games Committee. **(REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 10-26-17)**

HISTORIC DESIGNATION ADVISORY BOARD

5. **Jones**, *corrected* reso. autho. Establishment of a Secondary Street Sign in honor of Bishop Edgar Vann II at the intersection of Dequindre Road and East McNichols Road.

OFFICE OF THE CHIEF FINANCIAL OFFICER/GRANTS MANAGEMENT

6. **Sheffield**, reso. autho. Request to Accept a donation of materials and service to renovate Pingree Park. **(The Project Evergreen organization has awarded a donation to the Detroit Parks and Recreation Department with materials and service valued at \$500,000 for the renovation of Pingree Park. There is no match requirement for this donation.) (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 10-26-17)**

DEPARTMENT OF PUBLIC WORKS/CITY ENGINEERING DIVISION

7. **Benson**, reso. autho. Petition of SAAD Wholesale Meats (#1259), request to outright vacate portions of the public rights-of-way at the alley, 15ft Wide, 120 ft. long in the block bounded by Orleans and St. Aubin, Alfred and Wilkins. **(All other involved City Departments, and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-30-17)**

RECREATION DEPARTMENT/ADMINISTRATION OFFICE

8. **Sheffield**, reso. autho. To accept a donation of an information kiosk and installation in Rouge Park at the Prairie Trail from the National Kidney Foundation of Michigan. **(Detroit Parks and Recreation Department is requesting authorization from your Honorable Body to accept a donation of an information kiosk with installation a Prairie Trail inside Rouge Park. The kiosk will serve as a place to post park brochures and event notices for the community. The monetary value of this kiosk is \$1,500.00, the National Kidney Foundation will incur all cost for the supplies and installation of the kiosk.) (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 10-26-17)**

PRESIDENT'S REPORT ON STANDING COMMITTEE REFERRALS AND OTHER MATTERS:

BUDGET, FINANCE AND AUDIT STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE:

LEGISLATIVE POLICY DIVISION

9. Submitting report relative to City Bidding Process. **(The Legislative Policy Division (LPD) provides this report pursuant to the request of Council Member Janee Ayers, with regard to whether or not the City of Detroit (City) has the right to block companies from bidding with the City.)**

PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:

LEGISLATIVE POLICY DIVISION

10. Submitting report relative to Transformational Brownfield Plan for the Hudsons Block, Monroe Blocks, One Campus Marius Expansion, and Book Building and Book Tower Redevelopment Projects (Bedrock) Public Acts 46-50 of 2017 **(The**

following is the Legislative Policy Division's (LPD) Fiscal Section's review of the Transformational Brownfield Redevelopment Plan request of Bedrock Detroit for (4) Transformational Project sites with the level of investment as indicated by location, and the beginning tax years for the capture and use of tax increment revenues, income tax capture revenues, and withholding tax capture revenues for each site.)

PLANNING AND DEVELOPMENT DEPARTMENT

11. Submitting reso. autho. ***Correction*** - Real Property at 150 Gladstone, Detroit, MI 48202. (The P&DD entered into a Purchase Agreement dated August 11, 2017 with the Offeror. Under the terms of a proposed Purchase Agreement, the Property would be conveyed to the Offeror by Quit Claim Deed (the "Deed") for (\$575.00) (the "Purchase Price"). Offeror intends to use vacant lot adjacent to his home at 160 Gladstone to install a fence and landscape the property. The proposed use is a by-right use within the designated B4/General Business zoning district as per the City of Detroit Zoning Ordinance, Section 61-9-73.)

12. Submitting reso. autho. Surplus Property Sale by Development Agreement, 1450, 1460 and 1390 Franklin Street; generally bounded by Franklin, Riopelle, Atwater and Rivard, Detroit, Michigan 48207. (The City of Detroit Planning and Development ("P&DD") has received an offer from Banyan Investment, LLC, a Michigan Limited Liability Company ("Purchaser") to purchase the above-captioned property for the amount of (\$725,000.00) (the "Purchase Price"). The Purchaser will develop the Property into approximately 115,000 square feet mixed use project (the "Project"). This use is permitted as a matter of right in a SD4 (Special Development District – Riverfront Mixed Use) zone.)

13. Submitting reso. autho. Surplus Property Sale by Development Agreement, 1475 E. Jefferson; generally bounded by Larned, Rivard, St. Aubin and Jefferson, Detroit, Michigan 48207. (The City of Detroit Planning and Development Department ("P&DD") has received an offer from East Jefferson Development Company, LLC, a Michigan Limited Liability Company ("Purchaser") to purchase the above-captioned property for the amount of two hundred forty thousand dollars (\$240,000.00) (the "Purchase Price"). The Purchaser will develop the property under its ownership 1401 and 1425 E. Jefferson together with the purchased Property into 215,000 square feet mixed use project (the "Project"). This use is permitted as a matter of right in a B4 (General Business District) zone.)

PUBLIC HEALTH AND SAFETY STANDING COMMITTEE

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:

LEGISLATIVE POLICY DIVISION

14. Submitting report relative to Costs associated with adoption of proposed fugitive dust ordinance. **(On October 24, 2017, Council President Pro Tem Cushingberry, Jr. (memorandum attached) directed that the Legislative Policy Division (LPD) provide a report on any additional cost that would be associated with the adoption of the proposed amendments to Article 22 of the City Code that are largely intended to limit fugitive dust pollution from bulk solid material handling operations in the construction, carbonaceous materials, scrap yard and related industries in the City of Detroit.)**

PUBLIC LIGHTING DEPARTMENT

15. Submitting report relative to Petition of Detroit Metro Convention & Visitors Bureau, (#1807), request to install approximately 111 banners near Ford Field, Monroe, Gratiot, Washington, Michigan, & Lafayette Street from 12/4/2017 til 1/1/2018.

DEPARTMENT OF PUBLIC WORKS/ CITY ENGINEERING DIVISION

16. Submitting reso. autho. Petition of Intersection Consulting Group (#1305), request of approval for the installation of a public art piece located in the triangular island at the intersection of Michigan Ave. and Vernor Highway on behalf of Hatch Detroit and Strategic Staffing Solutions. **(All involved City Departments, including the Public Lighting Department, the Public Authority, and privately owned utility companies have reported no objections.)**
17. Submitting reso. autho. Petition of Giffels Webster (#1313), request for encroachment into W. Grand Boulevard and Third Avenue right-of-ways with the installation of landscaping planters, lighting, and irrigation, decorative pavement, and sub-surface frost slabs. **(All involved City Departments, including the Public Lighting Department, the Public Authority, and privately owned utility companies have reported no objections.)**

MISCELLANEOUS

18. **Council Member Mary Sheffield** submitting memorandum relative to DDOT Property Land Swap.