

*October 14, 2018
Formal Agenda*

**INTERNAL
OPERATIONS
STANDING
COMMITTEE**



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
PHONE 313•224•4550
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WWW.DETROITMI.GOV



Date: October 9, 2018

To: Honorable City Council

From: Law Department *WP*

Re: Requested Amendments to the Municipal Identification Card Program Ordinance on behalf of Council Member Castañeda-López

Attached please find a copy of the proposed amendments to the above-referenced ordinance, which has been approved as to form. Please note this ordinance is a line item in the Internal Operations Standing Committee.

SUMMARY

AN ORDINANCE to amend Chapter 27, *Human Rights*, of the 1984 Detroit City Code, by amending Article X, *Municipal Identification Card Program*, by amending Section 27-10-2 to modify the definition of municipal identification card; by amending Section 27-10-4 to include the ability of a legal guardian to apply for a municipal identification card on behalf of an incapacitated or minor resident, to modify point system requirements for obtaining municipal identification cards, to add credentials, to modify the requirements of the affidavit of identifying witness and to modify the timeframe of validity for documents in Category C; by amending Section 27-10-5 to modify the age range of minors eligible for municipal identification cards and provide for proof of parentage or guardianship; and by amending Section 27-10-17(c) to specify the fee for a replacement card.

1 **BY COUNCIL MEMBER _____** :

2 **AN ORDINANCE** amend Chapter 27, *Human Rights*, of the 1984 Detroit City Code, by
3 amending Article X, *Municipal Identification Card Program*, by amending Section 27-10-2 to
4 modify the definition of municipal identification card; by amending Section 27-10-4 to include the
5 ability of a legal guardian to apply for a municipal identification card on behalf of an incapacitated
6 or minor resident, to modify point system requirements for obtaining municipal identification
7 cards, to add credentials, to modify the requirements of the affidavit of identifying witness and to
8 modify the timeframe of validity for documents in Category C; by amending Section 27-10-5 to
9 modify the age range of minors eligible for municipal identification cards and provide for proof of
10 parentage or guardianship; and by amending Section 27-10-17(c) to specify the fee for a
11 replacement card.

12 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:**

13 **Section 1.** Chapter 27, *Human Rights*, of the 1984 Detroit City Code, is amended by amending
14 Article X, *Municipal Identification Card Program*, by amending Section 27-10-4 and 27-10-17(c)
15 to read as follows:

16 **ARTICLE X. MUNICIPAL IDENTIFICATION CARD PROGRAM**

17 **Sec. 27-10-1. Purpose.**

18 It is the City’s intent that municipal identification cards will provide residents with an
19 additional means of proving their residency in the City for purposes of accessing City programs,
20 services, and activities, and providing identification to law enforcement. Possession of a municipal
21 identification card is not a pre-requisite to obtaining any City program, service, or activity for
22 residents otherwise eligible for such program, service, or activity.

23 **Sec. 27-10-2. Definitions.**

24 For the purposes of this Article, the following words and phrases shall have the meaning

1 respectively ascribed to them by this section:

2 *Administering agency* means the Mayor's Office or such other City department or agency
3 as the Mayor may designate to administer the City of Detroit municipal identification card
4 program.

5 *Municipal identification card* means an individual resident's identification card that is
6 issued by the City pursuant to this Article that shall display, at minimum, the cardholder's name,
7 photograph, address, date of birth, signature, identification card number and an expiration date.
8 The card shall not display gender. A preferred first name may be included provided that the
9 resident's full legal name is also set forth on the card. A resident shall only list their legal last
10 name on a municipal identification card. Preferred last names shall not appear on municipal
11 identification cards.

12 *Resident* means an individual who can establish proof of identity and proof of residency
13 pursuant to the requirements set forth in Sec. 27-10-4 of this code.

14 **Sec. 27-10-3. Issuance and surrender of municipal identification cards.**

15 (a) Upon request, the administering agency shall issue a municipal identification card
16 to any resident who meets the application requirements set forth in Sec. 27-10-4 and pays the
17 applicable fee.

18 (b) The card shall bear the seal of the City. The administering agency shall cause the
19 card to be produced in a form intended to thwart replication or counterfeiting.

20 (c) Cards shall be valid for a maximum of two years and expire the earlier of two years
21 from the date of issuance or when the cardholder is no longer a resident of the City of Detroit.

22 (d) Card holders shall surrender their municipal identification card to the administering
23 agency upon moving residence outside of the City.

24 (e) In the event a municipal identification card is stolen, lost or destroyed the applicant

1 must re-apply and pay the application fee for a replacement card. Replacement card applications
2 shall be treated as new applications and the replacement card shall be valid for a maximum of two
3 years from the date of issuance so long as residency in the City is maintained during that time.

4 **Sec. 27-10-4. Application; Eligibility and point system requirements.**

5 (a) To obtain a municipal identification card, a resident or their legal guardian shall
6 complete an application, under penalty of perjury, requiring proof of identity and proof of
7 residency within the City. Such forms of proof shall be (1) issued by a governmental entity, or (2)
8 issued by an entity that takes reasonable steps to verify the identity and/or residency of the
9 individual to whom it is issued or (3) of a type that is normally accepted as proof of identity and/or
10 residency in the ordinary course of business. The administering agency shall establish a list of
11 such documents in accordance with Section 27-10-6.

12 (b) The administering agency shall retain the original application and copies of an
13 applicant's supporting documentation, including all proof of identity and proof of residency
14 credentials, pursuant to an approved records retention and disposal schedule. The administering
15 agency shall develop and submit to the State of Michigan for approval an agency-specific retention
16 and disposal schedule setting forth a retention period of two years from the date of issuance.

17 (c) Documentation of an applicant's proof of identity and proof of residency shall
18 include:

- 19 (1) Any combination of items from Categories A or B, totaling at least 300 points; and
20 (2) A minimum of one identity credential from Category A containing a photograph
21 and date of birth of the applicant; and
22 (3) One item from Category C showing proof of City residency within the previous 30
23 days; and
24 (4) Items presented by applicant shall only be used to satisfy one credential and receive

1 point value for that single credential in any category. Items cannot be used in more
2 than one category or to satisfy more than one credential.

3 (d) Presentation of any 1 of the following documents shall fully satisfy the proof of
4 residency and identity requirements in subsection (c):

5 (1) Unexpired U.S. passport; or

6 (2) Unexpired standard or enhanced State of Michigan operator or chauffeur's license
7 with a current Detroit address; or

8 (3) Expired standard or enhanced State of Michigan operator or chauffeur's license
9 with a current Detroit address and attached proof of renewal from the Secretary of
10 State bearing the same identification number as the expired license; or

11 (4) Unexpired State of Michigan graduated driver's license with a current Detroit
12 address; or

13 (5) Expired State of Michigan graduated driver's license with a current Detroit address
14 and attached proof of renewal from the Secretary of State bearing the same
15 identification number as the expired license; or

16 (6) Unexpired standard or enhanced State of Michigan identification card with a
17 current Detroit address; or

18 (7) Expired standard or enhanced State of Michigan identification card with a current
19 Detroit address and attached proof of renewal from the Secretary of State bearing
20 the same identification number as the expired card.

Category A – Proof of Identity with Photograph and Date of Birth

Credential	Point Value 1 (currently valid or expired less than 5 years from date of application)	Point Value 2 (expired 5 to 10 years prior to date of application)
1. U.S. or foreign passport	200 <u>300</u>	100 <u>200</u>
2. U.S. or foreign driver's license	200 <u>300</u>	100 <u>200</u>
3. U.S. state identification card	200	100
4. Consular identification card	200	100
5. U.S. or foreign military or veteran identification card	200	100
6. Visa issued by government agency	200	100
7. Tribal identification card	200	100
8. Elector identification card	200	100
9. City of Detroit Municipal ID card (renewals only, card must be surrendered)	300	200
10. <u>U.S. Permanent Resident Card or Alien Registration Receipt Card (Form I-551)</u>	<u>300</u>	<u>200</u>
11. <u>NEXUS card</u>	<u>300</u>	<u>200</u>
12. <u>Federal employment authorization document or card (Form I-765)</u>	<u>300</u>	<u>200</u>

Category A – Proof of Identity with Photograph and Date of Birth

Credential	Point Value 1 (currently valid or expired less than 5 years from date of application)	Point Value 2 (expired 5 to 10 years prior to date of application)
<u>13. State of Michigan Concealed Pistol License (CPL)</u>	<u>100</u>	<u>75</u>

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2

Category A – Proof of Identity with Photograph and Date of Birth Continued

Credential	Point Value
<u>14. Affidavit of identifying witness (identifying information of witness must be included on affidavit and affidavit must be notarized)</u>	<u>200</u>
10. <u>15.</u> Criminal Record check (AFIS) with photograph	200
11. <u>16.</u> Offender Tracking Information System (OTIS) record	200 <u>300</u>
12. <u>17.</u> Homeless Management Information System (HMIS) service point ID or record of service transaction history with photograph	200
13. <u>18.</u> Educational institution identification card	75
14. <u>19.</u> Education institution records with photo	75
15. <u>20.</u> Employee identification card	75
16. <u>21.</u> Michigan Department of Corrections prisoner identification card	75 <u>200</u>

Credential	Point Value
17. <u>22.</u> Michigan social services agency identification	75

Category B- Other Proofs of Identity

Credential	Point Value
1. Electronic benefit transfer (EBT) card	200
2. U.S. or foreign birth certificate (original or certified copy)	125 <u>200</u>
3. Court order issued by a state or federal court to verify an applicant's identity	125
4. <u>3.</u> Social Security card <u>or number (by presentation of physical card or use by the administering agency of identity verification systems such as Experian or LexisNexis)</u>	125 <u>200</u>
4. <u>Affidavit of identifying witness (identifying information of witness must be included on affidavit and affidavit must be notarized)</u>	<u>200</u>
5. Military discharge or separation documents (DD-214)	125 <u>200</u>
6. U.S. marriage license or divorce decree, original or certified copy	125
7. Michigan Driver Education certificate (for applicants aged 17 or younger only)	125
8. Michigan adoption record	125
9. U.S. individual taxpayer identification number (ITIN) authorization letter	125

Credential	Point Value
10. Criminal Record check (AFIS) without photo	125
11. U.S. Permanent Resident Card or Alien Registration Receipt Card (Form I-551) Court order issued by a state or federal court to verify an applicant's identity	125
12. Emancipation petition with file stamp	125
13. Affidavit of identifying witness (witness must appear with the applicant and present photo ID)	100
14. 13. Criminal complaint or summons with proof of personal service	100
15. 14. Employment verification form (I-9)	100
16. 15. U.S. or individual state tax return	100
16. <u>Independent or assisted living or long-term care facility identification card with photograph</u>	<u>100</u>
17. 17. Financial institution account records	50
18. 18. Employment records (W-4, W-2, 1099 or paystub)	50
19. 19. School or trade school records including diploma and transcripts	50
20. 20. Baptismal records	50
20. <u>21. Health insurance card</u>	<u>50</u>

Category C – Proof of City of Detroit Residency

Documents presented must be current or dated within the previous ~~30~~ 60 days

1. Utility or credit card bill or statement
2. Employment record including pay stub, W-2, W-4 or earnings statement issued with the name and address of the employer
3. Federal, state, or City of Detroit government-issued document, letter or record
4. Housing lease or rental agreement, unexpired
5. Mortgage or local property tax statement
6. Financial institution account statement
7. Life, health, auto or home insurance policy
8. Michigan title or vehicle registration
9. Letter or record from a religious organization, social services agency, domestic violence shelter or homeless shelter located within the City confirming residency or services provided in the previous 30 days
10. Letter or record from a hospital or medical treatment facility addressed to applicant or letter confirming residency or services provided in the previous 30 days
11. Letter or record addressed to applicant at a Detroit address from a school, college, or university located in the State of Michigan that the applicant or child of the applicant attends

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2 ~~(d)~~(e) Any documentation in a language other than English must be accompanied by a
3 certified English translation. Acceptance of such translated documentation is at the discretion of
4 the administering agency. The administering agency may obtain independent translation if it
5 deems it necessary in its discretion.

6 ~~(e)~~(f) The administering agency shall not accept any credentials which have been expired

1 more than 10 years prior to the date of application for a municipal identification card.

2 ~~(f)~~(g) The administering agency shall issue a municipal identification card to the applicant
3 upon receipt and verification of all of the following:

- 4 (1) Completed application;
- 5 (2) Proof of identity documentation;
- 6 (3) Proof of residency documentation; and
- 7 (4) Payment of applicable fees.

8 **Sec. 27-10-5. Minors.**

9 For purposes of this Article, a minor is an individual aged ~~at least fourteen years but not~~
10 yet eighteen. An application submitted on behalf of a minor must be completed by such minor's
11 parent or legal guardian verified by presentment of a certified copy of a birth certificate or a true
12 copy of a court order establishing guardianship. The parent or legal guardian may verify the minor
13 applicant's residency, provided that the parent or legal guardian with whom the minor resides
14 would meet the proof of residency criteria set forth in Sec. 27-10-4.

15 **Sec. 27-10-6. Implementation; language assistance services.**

16 (a) The administering agency shall promulgate rules necessary to effectuate the
17 purpose of this Article. The City shall require applicants to declare the information provided in
18 their applications under penalty of perjury.

19 (b) The administering agency shall identify and implement measures, including but not
20 limited to staff training, community outreach, and language assistance tools, to address the needs
21 of individuals with limited English proficiency in the administration and implementation of the
22 municipal identification card program.

23 **Sec. 27-10-7. Fees.**

24 (a) The City shall charge a fee not to exceed \$25.00 for each application submitted.

1 Such fees shall not exceed the costs reasonably associated with the production of municipal
2 identification cards and administration of the program.

3 (b) The fee charged to minors aged at least fourteen years but not yet eighteen or senior
4 citizens aged 62 or older shall not exceed \$10.00.

5 (c) The fee for renewal or replacement of a municipal identification card shall not
6 exceed \$10.00.

7 **Sec. 27-10-8. Acceptance by City departments.**

8 (a) When requiring members of the public to provide identification or proof of
9 residency in the City, each City department or agency shall accept a municipal identification card
10 issued pursuant to this Article as valid identification and as valid proof of residency in the City,
11 unless such City department or agency has reasonable grounds for determining that the card is
12 counterfeit, altered, or improperly issued to the card holder, or that the individual presenting the
13 card is not the individual to whom it was issued. In such cases, the card shall be confiscated and
14 returned to the administering agency with a transmittal letter documenting the circumstances
15 surrounding the confiscation. The administering agency may, after review, revoke the card or
16 return it to the individual.

17 (b) Other than requiring the City to accept the municipal identification card as proof of
18 identification and City residency, this section is not intended to replace, preempt or supersede any
19 other requirements for production of other forms of identification in connection with the
20 administration of City benefits and services. The requirements of this section do not apply under
21 circumstances where:

22 (1) A federal or state statute, administrative regulation, or directive, or court decision
23 requires the City to obtain different identification or proof of residency;

24 (2) A federal or state statute, administrative regulation, or directive preempts local

1 regulation of identification or residency requirements; or

2 (3) The City would be unable to comply with a condition imposed by a funding source
3 which would imperil the City's access to funds from that source or other sources.

4 **Sec. 27-10-9. Confidentiality.**

5 The City shall keep confidential to the extent permitted by applicable laws, any identifying
6 information or other data supporting the applications of persons applying for and receiving
7 municipal identification cards.

8 **Sec. 27-10-10. City undertaking limited to promotion of general welfare.**

9 In undertaking the adoption and enforcement of this Article, the City is assuming an
10 undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its
11 officers and employees, an obligation for breach of which it is liable in money damages to any
12 person who claims that such breach proximately caused injury.

13 **Sec. 27-10-11. Counterfeit and fraudulent municipal identification cards.**

14 (a) It is a misdemeanor violation of this Code, as specified in Sec. 1-1-9, for any person
15 or entity to do any of the following acts:

16 (1) To knowingly present false information to the City in the course of applying for a
17 municipal identification card.

18 (2) To alter, copy or replicate a municipal identification card without the authority of
19 the City.

20 (3) To use the municipal identification card issued to another person, with the intent to
21 cause a third person or entity to believe that the holder of the card is the person to
22 whom the card was issued.

23 (4) To fail to surrender a municipal identification card when ordered to do so by the
24 administering agency or by a City department or agency under Section 27-10-8(a).

1 **Sec. 27-10-12. Annual reporting.**

2 (a) The administering agency shall prepare and submit an annual report to the Mayor
3 and City Council that includes, at a minimum, the following information:

4 (1) The number of applications received by the City for a municipal identification card,
5 disaggregated by City Council district of residency of each applicant.

6 (2) The number of municipal identification cards issued during the preceding year to
7 adults, senior citizens and minors.

8 (3) The number of applications denied.

9 (4) The number of occurrences, if any, of fraud or other criminal activity related to
10 issuance or use of a municipal identification card.

11 (5) The costs associated with the implementation and administration of the municipal
12 identification card program.

13 (6) The total amount of fees collected.

14 (7) The number of training sessions held for City staff regarding the municipal
15 identification card program.

16 (8) The City's efforts to conduct outreach to prospective applicants regarding the
17 municipal identification card program.

18 (9) The City's efforts to promote acceptance of municipal identification cards by banks
19 and other private and public institutions and organizations.

20 (10) Efforts regarding language proficiency accommodations and other measures
21 implemented pursuant to Section 27-10-6(b).

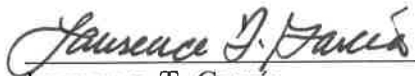
22 **Secs. 27-10-13 – 27-10-20. Reserved.**

Section 2. This ordinance is hereby declared necessary to preserve the public peace, health,
safety, and welfare of the People of the City of Detroit.

Section 3. All ordinances, or parts of ordinances, that conflict with this ordinance are repealed.

Section 4. In the event this ordinance is passed by two-thirds (2/3) majority of City Council Members serving, it shall be given immediate effect and become effective upon publication in accordance with Section 4-118 of the 2012 Detroit City Charter. Where this ordinance is passed by less than a two-thirds (2/3) majority of City Council Members serving, it shall become effective on the thirtieth (30) day after enactment, or on the first business day thereafter, in accordance with Section 4-118 of the 2012 Detroit City Charter.

Approved as to form:



Lawrence T. Garcia
Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

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DETROIT, MICHIGAN 48226-3437
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Date: October 8, 2018

To: Honorable City Council

From: Law Department

Re: Law Department Report on MVA Settlements as authorized by resolution of the Detroit City Council.

The Law Department has submitted a privileged and confidential memorandum regarding the above-referenced matter. Please submit this item for referral so that Council may consider any action that is necessary.

CITY CLERK 2018 OCT 8 PM 4:36



CITY OF DETROIT
LAW DEPARTMENT

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8

October 2, 2018

HONORABLE CITY COUNCIL

**RE: TOTAL TOXICOLOGY LABS, LLC (ANTHONY MUSE) v CITY OF
DETROIT, a Municipal Corporation**
CASE NO.: 18-149831-GC
FILE NO.: L18-00177 (RJB)

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum attached hereto. From this review, it is our considered opinion that a settlement in the amount of **TWO THOUSAND SEVEN HUNDRED Dollars and No Cents (\$2,700.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **TWO THOUSAND SEVEN HUNDRED Dollars and No Cents (\$2,700.00)** and that you direct the Finance Director to issue a draft in that amount payable to **LAW OFFICE OF KELMAN & FANTICH** it's attorney, and **TOTAL TOXICOLOGY LABS, LLC (ANTHONY MUSE)**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 18-149831-GC, approved by the Law Department.

Respectfully submitted,

/s/ Robyn J. Brooks

Robyn J. Brooks

Senior Assistant Corporation Counsel

APPROVED: OCT 09 2018

LAWRENCE T. GARCIA
Corporation Counsel

BY:


Krystal A. Crittendon
Supervising Assistant Corporation Counsel

RJB: rjb

ERK 2018 OCT 11 AM 10:55

RESOLUTION

BY COUNCIL MEMBER _____ :

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **TWO THOUSAND SEVEN HUNDRED Dollars and No Cents (\$2,700.00)**; and be it further:

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **LAW OFFICE OF KELMAN & FANTICH its attorneys, and TOTAL TOXICOLOGY LABS, LLC (ANTHONY MUSE)**, in the amount of **TWO THOUSAND SEVEN HUNDRED Dollars and No Cents (\$2,700.00)** in full payment for any and all claims which **TOTAL TOXICOLOGY LABS, LLC (ANTHONY MUSE)**, may have against the City of Detroit and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 18-149831-GC approved by the Law Department.

APPROVED:

LAWRENCE GARCIA
Corporation Counsel

BY: 
Krystal A. Crittendon
Supervising Assistant Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

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October 10, 2018

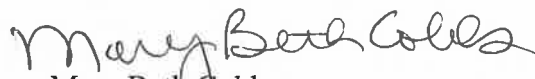
HONORABLE CITY COUNCIL

**RE: ORCHARD LABORATORIES CORP. (TERRY PETERSON) v. CITY OF
DETROIT
CASE NO. 18-153120-GC
FILE NO. L 18-00231 (MBC)**

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Ten Thousand Five Dollars and No Cents (\$10,500.00) is in the best interest of the City of Detroit.

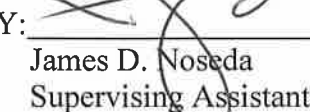
We, therefore, request authorization to settle this matter in the amount of Ten Thousand Five Hundred Dollars and No Cents (\$10,500.00) and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to Orchard Laboratories, Corp. and Gary R. Blumberg, PC, their attorneys to be delivered upon receipt of a properly executed Release and a Stipulation and Order of Dismissal entered in Case No. 18-150631 -GC

Respectfully submitted,


Mary Beth Cobbs
Assistant Corporation Counsel

APPROVED: OCT 10 2018

LAWRENCE T. GARCIA
Corporation Counsel

BY: 
James D. Nosedo
Supervising Assistant Corporation Counsel

CITY CLERK 2018 OCT 11 AM 10:58

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of Ten Thousand Five Hundred Dollars and No Cents (\$10,500.00); and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of Orchard Laboratories, Corp. and Gary R. Blumberg PC, their attorneys, in the amount of Ten Thousand Five Hundred Dollars and No Cents (\$10,500.00) in full payment for any and all claims which Orchard Laboratories may have against the City of Detroit and any City of Detroit employees by reason of alleged injuries or property damage sustained by Terry Peterson on or about August 31, 2016, as otherwise set forth in Case No. 18-153120 GC in the 36th District Court, and that said amount be paid upon receipt of properly executed Releases and a Stipulation and Order of Dismissal entered in Case No. 18-153120-GC.

APPROVED:

LAWRENCE T. GARCIA

Corporation Counsel

BY: _____


James D. Noseda
Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
LAW DEPARTMENT

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October 8, 2018

HONORABLE CITY COUNCIL

RE: **Ruby McCord v. City of Detroit**
CASE NO.: 17-015824-NF
FILE NO.: L17-00760

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that settlement in the amount of **Fifty Thousand Dollars and No Cents (\$50,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **Fifty Thousand Dollars and No Cents (\$50,000.00)** and direct the Finance Director to issue drafts payable to **RUBY MCCORD and BRUCE K. PAZNER, her attorney**, in the amount of **Fifty Thousand Dollars and No Cents (\$50,000.00)**; to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 17-015824-NF, approved by the Law Department.

Respectfully Submitted By,

Violca Serifovski

Assistant Corporation Counsel

APPROVED: ~~OCT 0~~ 8 2018

LAWRENCE T. GARCIA
Corporation Counsel

BY:

Yuyonnie R. Bradley
Supervising Assistant Corporation Counsel

RESOLUTION

BY COUNCIL MEMBER _____ :

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Fifty Thousand Thousand Dollars and No Cents (\$50,000.00)** and be it further,

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **RUBY MCCORD and BRUCE K. PAZNER, her attorney**, in the amount of **Fifty Thousand Dollars and No Cents (\$50,000.00)**; in full payment for any and all claims which **Ruby McCord** may have against the City of Detroit by reason of alleged injuries sustained by Donald Bateman on or about July 31, 2015; and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 17-015824-NF, approved by the Law Department.

APPROVED:

Lawrence T. Garcia

Corporation Counsel

Dated: _____

By: Yuvonne R. Bradley

Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
LAW DEPARTMENT

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September 27, 2018

HONORABLE CITY COUNCIL

RE: Fredonya Gates v. Briggs, et al.
CASE NO.: 16-016744-NI
FILE NO.: L17-00012 (JA)

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Nine Hundred Thousand Dollars and No Cents (\$900,000.00) is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter with respect to all claims asserted by Fredonya Gates as Personal Representative of the Estate of Tonieo Spann, in Wayne County Circuit Court Case No. 16-016744-NI, in the amount of Nine Hundred Thousand Dollars and No Cents (\$900,000.00) and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to Fredonya Gates as Personal Representative of the Estate of Tonieo Spann and Fieger, Fieger, Kenny, and Harrington, P.C., its attorney, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 16-016744-NI, approved by the Law Department.

Respectfully Submitted,

Charles N. Raimi
Deputy Corporation Counsel

Attachments

APPROVED: OCT 05 2018

Lawrence Garcia
Corporation Counsel

CITY CLERK 2018 OCT 11 AM 10:55

RESOLUTION

BY COUNCIL MEMBER _____

RE: Fredonya Gates as Personal Representative of the Estate of Tonieo Spann v. Officer Kevin Briggs and City of Detroit, Case No. 16-016744-NI

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Nine Hundred Thousand Dollars and No Cents (\$900,000)** to Plaintiff; and be it further


RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of the following:

Fredonya Gates as Personal Representative of the Estate of Tonieo Spann and, Fieger, Fieger, Kenney & Harrington, P.C., her attorney, in the amount of Nine Hundred Thousand Dollars and No Cents. (\$900,000)

in full payment for any and all claims that the Estate of Tonieo Spann may have against the City of Detroit, any of the City's police officers, employees, agents or representatives, including but not limited to Kevin Briggs, that were or could have been raised in the case entitled "Fredonya Gates, as Personal Representative of the Estate of Tonieo Spann v. Officer Kevin Briggs and City of Detroit," Wayne County Circuit Court Case No. 16-016744-NI, and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in the above-captioned lawsuit, approved by the Law Department.

APPROVED:

Lawrence Garcia
Corporation Counsel

By: 
Charles Raimi
Deputy Corporation Counsel, City of Detroit Law Department



CITY OF DETROIT
LAW DEPARTMENT

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October 5, 2018

HONORABLE CITY COUNCIL

RE: Hassan Abdallah, et al. v. Michael Carson, et al.
CASE NO.: 16-14103
FILE NO.: L16-00788 (JS)

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Ninety Eight Thousand Dollars and No Cents (\$98,000.00) is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter with respect to all asserted claims asserted by Hassan Abdallah, Ibrahim Bazzi, and Ali Chami in Lawsuit No. 16-14103, in the amount of Ninety Eight Thousand Dollars and No Cents (\$98,000.00) and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to Hassan Abdallah, Ibrahim Bazzi, and Ali Chami and Hadous Co. PLLC and Hall & Makled, their attorneys, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 16-14103, approved by the Law Department.

Respectfully Submitted,


Jacob M. Safin
Assistant Corporation Counsel

APPROVED: OCT 9 2018

Lawrence Garcia
Corporation Counsel


Yvonne R. Bradley
Supervising Assistant Corporation Counsel

CITY CLERK 2018 OCT 11 AM 10:35

RESOLUTION

BY COUNCIL MEMBER _____

RE: Hassan Abdallah, Ibrahim Bazzi, and Ali Chami v. Michael Carson, et al. Case No. 16-14103

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Ninety Eight Thousand Dollars and No Cents (\$98,000)** to Plaintiffs; and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of the following:

Hassan Abdallah, Ibrahim Bazzi, and Ali Chami, Hadous Co. PLLC and Hall & Makled, their attorneys, in the amount of Ninety Eight Thousand Dollars and No Cents...(\$98,000)

in full payment for any and all claims that Hassan Abdallah, Ibrahim Bazzi, and Ali Chami may have against the City of Detroit, any of the City's police officers, employees, agents or representatives, including but not limited to Michael Carson, Joseph Machon, Ibrahim Abdul-Hamid, Jordan Leavy, Ibrahim Abdul-Hamid, Simeon Glinton, Eric Carter, and Jeremy Johnson, that were or could have been raised in the case entitled "Hassan Abdallah, et al. v. Michael Carson, et al." United States District Court for the Eastern District of Michigan Case No. 16-14103, and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in the above-captioned lawsuit, approved by the Law Department.

APPROVED:

Lawrence Garcia
Corporation Counsel

By: _____
Yuvonne R. Bradley
Supervising Assistant Corporation Counsel