

Referrals
3-12-19

INTERNAL
OPERATIONS
STANDING
COMMITTEE

2

**OFFICE OF CONTRACTING
AND PROCUREMENT**

March 6, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6001841 100% City Funding – To Provide Materials and Services for the Implementation of Translation and Interpretation Services as Requested by the City. – Contractor: Telelanguage, INC – Location: 514 SW 6th Ave., Floor 4, Portland, OR 97204 – Contract Period: Upon City Council Approval through February 1, 2021 – Total Contract Amount: \$200,000.00. **CIVIL RIGHTS, INCLUSION & OPPORTUNITY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER _____ **MCCALISTER**

RESOLVED, that Contract No. 6001341 referred to in the foregoing communication dated March 12, 2019 be hereby and is approved.



CITY OF DETROIT
LAW DEPARTMENT

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February 27, 2019

HONORABLE CITY COUNCIL

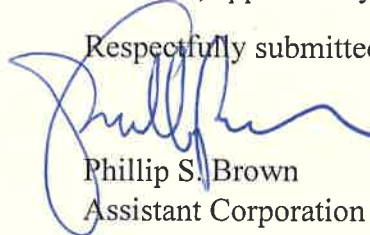
**RE: WILLIAM G. JOHNSON vs CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
FILE #: 14374 (PSB)**

On March 20, 2018, your Honorable Body authorized settlement of the wage loss portion of the lawsuit of William G. Johnson vs City of Detroit, Department of Public Works; File # 14374 (PSB), in the amount \$ 85,000.00. At that time, Medicare's interest (pursuant to 42 U.S.C. Sec. 1395, et seq. and rules promulgated thereunder) had not been determined, and the medical part of William G. Johnson's workers compensation claim was not resolved.

The City can adequately address Medicare's interests by purchasing an annuity for \$41,839.00 that will cover the cost of a Workers Compensation Set-Aside Arrangement ("WCMSA"), which was approved by the Center for Medicare & Medicaid Services ("CMS") on January 25, 2019.

We, therefore, request authorization to settle the medical part of this matter for the amount of **FORTY-ONE THOUSAND EIGHT HUNDRED THIRTY-NINE DOLLARS (\$41,839.00)**; and that your Honorable Body authorize and direct the Finance Director to issue drafts totaling that amount payable to: Pacific Life Insurance Company by Pacific Life & Annuity Services Inc. (Tax ID # 91-2025652), (\$34,276.00) to fund the annuity, and to William G. Johnson (\$7,566.00) as seed money for the annuity, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #14374, approved by the Law Department.

Respectfully submitted,



Phillip S. Brown
Assistant Corporation Counsel

PSB/gs

Attachment(s)

cc: Budget Department

APPROVED: MAR 04 2019



CHARLES RAIMI
Deputy Corporation Counsel

CITY CLERK 2019 MAR 6 PM3:44

RESOLUTION

BY COUNCIL MEMBER: _____

RESOLVED, that payment of Medicare's interest in the above matter be and hereby is authorized in the amount of **FORTY-ONE THOUSAND EIGHT HUNDRED THIRTY-NINE DOLLARS (\$41,839.00)**; and be it further

RESOLVED, that the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor of Pacific Life Insurance Company by Pacific Life & Annuity Services Inc. (Tax ID # 91-2025652), (\$34,276.00) to fund the annuity, and William G. Johnson (\$7,566.00) as seed money for the annuity in the total sum of **FORTY-ONE THOUSAND EIGHT HUNDRED THIRTY-NINE DOLLARS (\$41,839.00)** in full payment of the annuity covering the Workers Compensation Set-Aside Arrangement approved by the Center for Medicare and Medicaid Services and that said amounts be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

APPROVED: **MAR 04 2019**



CHARLES RAIMI
Deputy Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

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February 28, 2019

HONORABLE CITY COUNCIL

**RE: KENNETH SUNISLOE vs CITY OF DETROIT
FIRE DEPARTMENT
FILE #: 14963 (CM)**

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential attorney-client privileged 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 **TWENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$27,500.00)** is in the best interests of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **TWENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$27,500.00)** and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to **Kenneth Sunisloe and his attorney, Bryan A. Sunisloe**, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #14963, approved by the Law Department.

Respectfully submitted,

Charles Manion, Supervising
Assistant Corporation Counsel

CM/gs

Attachment(s)

cc: Budget Department

APPROVED: MAR 04 2019

CHARLES RAIMI
Deputy Corporation Counsel

CITY CLERK 2019 MAR 6 PM 3:44

RESOLUTION

BY COUNCILMEMBER: _____

RESOLVED, that settlement of the above matter be and hereby is authorized in the amount of **TWENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$27,500.00)**; and be it further

RESOLVED, that the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor **Kenneth Sunisloe and his attorney, Bryan A. Sunisloe**, in the sum of **TWENTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$27,500.00)** in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

APPROVED: MAR 04 2009



CHARLES RAIMI
Deputy Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

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March 5, 2019

HONORABLE CITY COUNCIL

RE: DAYJHANE SMITH v. CITY OF DETROIT
CASE NO. 17-015342-NF
FILE NO. L17-00777 (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 Eighteen Thousand Five Hundred Dollars and No Cents (\$18,500.00) is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of Eighteen Thousand Five Dollars and No Cents (\$18,500.00) and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to Dayjhane Smith and her attorneys, At Law Group, PLLC, to be delivered upon receipt of a properly executed Release and a Stipulation and Order of Dismissal entered in Case No. 17-015342- NF

Respectfully submitted,

Mary Beth Cobbs
Assistant Corporation Counsel

APPROVED: MAR 06 2019

LAWRENCE T. GARCIA
Corporation Counsel

BY: _____

James D. Nosedo
Supervising Assistant Corporation Counsel

RESOLUTION

BY COUNCIL MEMBER _____:

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of Eighteen Thousand Five Hundred Dollars and No Cents (\$1,500.00); and be it further

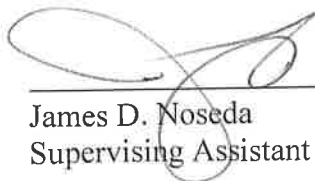
RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of DAYJHANE SMITH and AT LAW GROUP, PLLC her attorneys, in the amount of Eighteen Thousand Five Hundred Dollars and No Cents (\$18,500.00) in full payment for any and all claims which Dayjhane Smith may have against the City of Detroit and any City of Detroit employees by reason of alleged injuries or property damage sustained by Dayjhane Smith on or about October 18,2016, as otherwise set forth in Case No. 17-015342-NF filed in the Wayne County Circuit Court, and that said amount be paid upon receipt of properly executed Releases and a Stipulation and Order of Dismissal entered in Case No. 17-015342-NF.

APPROVED:

LAWRENCE T. GARCIA

Corporation Counsel

BY:



James D. Nosedo
Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____



CITY OF DETROIT
LAW DEPARTMENT

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G

January 29, 2019

HONORABLE CITY COUNCIL

RE: Affiliated Diagnostics of Oakland, LLC v City of Detroit
Case No: 18-161552-GC
File No: L18-00483(RG)

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-Thousand Dollars and ^{NO}/Cents (\$9,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **Nine-Thousand Dollars and ^{NO}/Cents (\$9,000.00)** and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to Affiliated Diagnostics of Oakland, LLC and **THEIR** attorney, **THE DOLLAR LAW FIRM PLLC**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 18-161552-GC, approved by the Law Department.

Respectfully submitted,

Raymond Garant
Assistant Corporation Counsel

APPROVED: MAR 06 2019

LAWRENCE GARCIA
Corporation Counsel

BY:

Attachments

R E S O L U T I O N

BY COUNCIL MEMBER _____:


RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Nine-Thousand Dollars and ^{NO}/Cents (\$9,000.00)**; 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 Affiliated Diagnostics of Oakland, LLC and **THEIR** attorney, **THE DOLLAR LAW FIRM PLLC**, in the amount of **Nine-Thousand Dollars and ^{NO}/Cents (\$9,000.00)** in full payment for any and all claims which Affiliated Diagnostics of Oakland, LLC may have against the City of Detroit and any other City of Detroit employees by reason of **medical treatment provided on April 25, 2018** for injuries sustained on or about February 18, 2012, and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No.18-161552-GC.

APPROVED:

LAWRENCE GARCIA
Corporation Counsel

BY:



YVONNE BRADLEY
SUPERVISING ASSISTANT CORPORATION COUNSEL



CITY OF DETROIT
LAW DEPARTMENT

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February 21, 2019

HONORABLE CITY COUNCIL

**RE: Demarco J. Vines v City of Detroit
Civil Action Case No: 18-003519-NI**

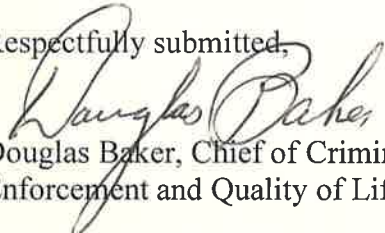
Representation by the Law Department of the City employees or officers listed below is hereby announced, and we concur with the recommendation of the Head of the Department and believe that the City Council should find and determine that the suit against the Defendant arises out of or involves the performance in good faith of the official duties of such Defendant. We further recommend that the City undertake to indemnify the Defendant if there is an adverse judgment. We therefore, recommend a "YES" vote on the attached resolution.

Copies of the relevant documents are submitted under separate cover.

Employee(s) or Officer(s) requesting representation:

TEO Omar Burton

Respectfully submitted,


Douglas Baker, Chief of Criminal
Enforcement and Quality of Life

APPROVED:

BY:


LAWRENCE T. GARCIA
CORPORATION COUNSEL

DB/sb

Attachments

RESOLUTION

By Council Member

:

RESOLVED, that the Law Department is hereby authorized under Section 13-11-1 et. seq. of the Municipal Code of the City of Detroit and in accordance with the foregoing communication to provide legal representation and indemnification to the following Employees or Officers in the lawsuit **Demarco J. Vines v City of Detroit, Civil Case No. 18-003519-NI.**

TEO Omar Burton

APPROVED:

BY: *Lawrence T. Garcia*
LAWRENCE T. GARCIA
CORPORATION COUNSEL



CITY OF DETROIT
LAW DEPARTMENT

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February 4, 2019

HONORABLE CITY COUNCIL

**RE: Enidain Tapia v City of Detroit
Civil Action Case No: 17-cv-13874**

Representation by the Law Department of the City employees or officers listed below is hereby announced, and we concur with the recommendation of the Head of the Department and believe that the City Council should find and determine that the suit against the Defendant arises out of or involves the performance in good faith of the official duties of such Defendant. We further recommend that the City undertake to indemnify the Defendant if there is an adverse judgment. We therefore, recommend a "YES" vote on the attached resolution.

Copies of the relevant documents are submitted under separate cover.

Employee(s) or Officer(s) requesting representation:

Sgt. Jeffrey Banks

Badge No: S-801

Respectfully submitted,

Douglas Baker, Chief of Criminal
Enforcement and Quality of Life

APPROVED:

BY:
LAWRENCE T. GARCIA
CORPORATION COUNSEL

DB/sb

Attachments

RESOLUTION

By Council Member _____ ;

RESOLVED, that the Law Department is hereby authorized under Section 13-11-1 et. seq. of the Municipal Code of the City of Detroit and in accordance with the foregoing communication to provide legal representation and indemnification to the following Employees or Officers in the lawsuit **Enidain Tapia v City of Detroit, Civil Case No. 17-cv-13874.**

Sgt. Jeffrey Banks

Badge No: S-801

APPROVED:

BY: *Lawrence T. Garcia*
LAWRENCE T. GARCIA
CORPORATION COUNSEL



CITY OF DETROIT
LAW DEPARTMENT

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February 19, 2019

HONORABLE CITY COUNCIL

**RE: Joanne C. Durant v City of Detroit
Civil Action Case No: 18-001169-PD**

Representation by the Law Department of the City employees or officers listed below is hereby announced, and we concur with the recommendation of the Head of the Department and believe that the City Council should find and determine that the suit against the Defendant arises out of or involves the performance in good faith of the official duties of such Defendant. We further recommend that the City undertake to indemnify the Defendant if there is an adverse judgment. We therefore, recommend a "YES" vote on the attached resolution.

Copies of the relevant documents are submitted under separate cover.

Employee(s) or Officer(s) requesting representation:

Sgt. Brian Bowser Badge No: S-34

Respectfully submitted,

Douglas Baker, Chief of Criminal
Enforcement and Quality of Life

APPROVED:

BY:
LAWRENCE T. GARCIA
CORPORATION COUNSEL

DB/sb

Attachments

RESOLUTION

By Council Member _____ :

RESOLVED, that the Law Department is hereby authorized under Section 13-11-1 et. seq. of the Municipal Code of the City of Detroit and in accordance with the foregoing communication to provide legal representation and indemnification to the following Employees or Officers in the lawsuit **Joanne C. Durant v City of Detroit, Civil Case No. 18-001169 PD**

Sgt. Brian Bowser

Badge No: S-34

APPROVED:

BY:



LAWRENCE T. GARCIA
CORPORATION COUNSEL



CITY OF DETROIT
LAW DEPARTMENT

March 1, 2019

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HONORABLE CITY COUNCIL

RE: TERRENCE COODY v CITY OF DETROIT
CASE NO.: 16-001643 NF
FILE NO.: L16-00188 (JS)

On October 10, 2017, Your Honorable Body approved authority to settle the above identified civil matter in the amount of \$9,000.00 and directed the Finance Director to issue a draft in that amount payable to Terrence Coody and Hermiz Legal, PLLC, his attorney. The information regarding Plaintiff's attorney is incorrect. The correct payee identified on the draft should be **Terrence Coody and Stephen A. Wood, his attorney.**

We, therefore, request that Your Honorable Body rescind the original resolution, adopt the amended resolution submitted herewith and direct the Finance Director to issue a draft in the amount of **NINE THOUSAND DOLLARS and NO CENTS (\$9,000.00)** and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to **TERRENCE COODY and STEPHEN A. WOOD, his attorney**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 16-001643 NF approved by the Law Department. **WAIVER OF RECONSIDERATION IS REQUESTED.**

Respectfully submitted,

Yvonne R. Bradley
Supervising Assistant Corporation Counsel

APPROVED: **MAR 01 2019**

LAWRENCE GARCIA

BY:

Jerry A. Ashford
Chief of Litigation

Attachment

CITY CLERK 2019 MAR 6 PM 3:43

RESOLUTION

BY COUNCIL MEMBER:

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **NINE THOUSAND DOLLARS and NO CENTS (\$9,000.00)**; and be it further

RESOLVED, that Your Honorable Body's October 10, 2017, resolution authorizing the Finance Director to issue a draft in that amount to **TERRENCE COODY and HERMIZ, PLLC, his attorney**, be hereby rescinded; 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 **TERRENCE COODY and STEPHEN A. WOOD, his attorney**, in the amount of **NINE THOUSAND DOLLARS and NO CENTS (\$9,000.00)**; and further

Such draft being in full payment for any and all claims which **Terrence Coody** may have against the City of Detroit for No-Fault benefits for injuries sustained on or about **February 8, 2015**, and that said amount be paid upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 16-001643 NF, approved by the Law Department.

APPROVED:

LAWRENCE GARCIA
Corporation Counsel

BY:



Jerry A. Ashford
Chief of Litigation