

Referrals

6/25/19

**BUDGET,
FINANCE, AND
AUDIT STANDING
COMMITTEE**

54

**OFFICE OF CONTRACTING
AND PROCUREMENT**

June 21, 2019

HONORABLE CITY COUNCIL:

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

6002069 100% City Funding – To Provide a Leasing Agreement for Copiers and Printers. – Contractor: Canon Financial Services, Inc. – Location: 158 Gaither Drive, Mount Laurel, NJ 08054 – Contract Period: July 1, 2019 through June 30, 2024 –Total Contract Amount: \$7,000,000.00.
CITYWIDE

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER _____ AYERS _____

RESOLVED, that Contract No. 6002069 referred to in the foregoing communication dated June 21, 2019, be hereby and is approved.



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
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June 19, 2019

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, Michigan 48226

RE: Proposed Ordinance to Amend Chapter 18 of the 1984 Detroit City Code, Finance and Taxation, Article V, Purchases and Supplies, Division 7, Slavery Era Records and Insurance Disclosure.

Honorable City Council:

Pursuant to the request of City Council President Pro Tempore Mary Sheffield, the above-referenced ordinance is being submitted to Your Honorable Body for consideration. This proposed ordinance will amend Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*, Article V, *Purchases and Supplies*, Division 7, *Slavery Era Records and Insurance Disclosure*, by amending Sections 18-5-91, *Scope*, and 18-5-92, *Affidavit of disclosure required*, to require contractors that propose to enter into a contract with the City of Detroit to disclose any use of inmate labor, and any income derived directly from, and any investments in, the construction, operations, services, or activities of prisons.

This proposed ordinance also reflects a request made by City Council Member Raquel Castañeda-López to include within the disclosures required to be made by contractors any income derived directly from, or any investments in, the construction, operations, services, or activities of facilities in the United States that are used for the detention of persons who are not citizens or nationals of the United States. Accordingly, this proposed ordinance will amend Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*, Article V, *Purchases and Supplies*, Division 7, *Slavery Era Records and Insurance Disclosure*, by amending Sections 18-5-91, *Scope*, and 18-5-92, *Affidavit of disclosure required*, to require contractors that propose to enter into a contract with the City of Detroit to disclose any income derived directly from, and any investments in, the construction, operations, services, or activities of facilities in the United States that are used for the detention of persons who are not citizens or nationals of the United States.



We are available to answer any questions that you may have regarding the proposed ordinance. Thank you for your consideration.

Respectfully submitted,

A handwritten signature in blue ink that reads "Alex Henderson".

Alex Henderson
Assistant Corporation Counsel

Enclosure

S U M M A R Y

AN ORDINANCE to amend Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*, Article V, *Purchases and Supplies*, Division 7, *Slavery Era Records and Insurance Disclosure*, by amending Sections 18-5-91, *Scope*, and 18-5-92, *Affidavit of disclosure required*, to require contractors that propose to enter into a contract with the City of Detroit to disclose any use of inmate labor, and any income derived directly from, and any investments in, the construction, operations, services, or activities of prisons or of facilities in the United States that are used for the detention of persons who are not citizens or nationals of the United States.

1 **BY COUNCIL MEMBER _____** :

2 **AN ORDINANCE** to amend Chapter 18 of the 1984 Detroit City Code, *Finance and*
3 *Taxation*, Article V, *Purchases and Supplies*, Division 7, *Slavery Era Records and Insurance*
4 *Disclosure*, by amending Sections 18-5-91, *Scope*, and 18-5-92, *Affidavit of disclosure required*,
5 to require contractors that propose to enter into a contract with the City of Detroit to disclose any
6 use of inmate labor, and any income derived directly from, and any investments in, the
7 construction, operations, services, or activities of prisons or of facilities in the United States that
8 are used for the detention of persons who are not citizens or nationals of the United States.

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

11 **Section 1.** Chapter 18 of the 1984 Detroit City Code, *Finance and Taxation*, Article V,
12 *Purchases and Supplies*, Division 7, *Slavery Era Records and Insurance Disclosure*, be amended
13 by amending Section 18-5-91 and Section 18-5-92 to read as follows:

14 **CHAPTER 18. FINANCE AND TAXATION.**

15 **ARTICLE V. PURCHASES AND SUPPLIES**

16 **DIVISION 7. SLAVERY ERA RECORDS AND INSURANCE DISCLOSURE, AND**

17 **PRISON INDUSTRY AND IMMIGRATION DETENTION SYSTEM RECORDS AND**

18 **INTERESTS DISCLOSURE.**

19 **Sec. 18-5-91. Scope.**

20 (a) This division shall apply to each contractor for goods or services with which the
21 City enters into a contract, whether or not the contract is subject to competitive bid.

22 (b) Each contractor to which this division applies shall be responsible for searching
23 and disclosing its records ~~of the entity which proposes to enter into a contract with the City,~~ as

1 well as ~~all~~ records of any and all of its predecessor-entity entities, if any, that are within the
2 possession or knowledge of the contractor regarding ~~records~~ of investments or profits from the
3 slave industry, including records of any insurance policies that were issued to slave holders ~~which~~
4 and that provided coverage for injury, death, or other loss related to slaves who were held during
5 the slavery era in the United States.

6 (c) Each contractor to which this division applies shall be responsible for searching
7 and disclosing its records, as well as records of any and all of its predecessor entities, if any, that
8 are within the possession or knowledge of the contractor and that indicate:

9 (1) The use of inmate labor in the course of the contractor's or a predecessor entity's
10 business; or

11 (2) Any income has been derived directly from, or any investments in, the construction,
12 operations, services, or activities of prisons.

13 (d) Each contractor to which this division applies shall be responsible for searching
14 and disclosing its records, as well as records of any and all of its predecessor entities, if any, that
15 are within the possession or knowledge of the contractor and that indicate any income has been
16 derived directly from, or any investments in, the construction, operations, services, or activities of
17 facilities in the United States that are used for the detention of persons who are not citizens or
18 nationals of the United States.

19 **Sec. 18-5-92. Affidavit of disclosure required.**

20 (a) As part of its contract package, each contractor with which the City enters into a
21 contract shall submit to the ~~Finance Department Purchasing Division~~ Office of Contracting and
22 Procurement prior to the submission to City Council for approval of such contract, an affidavit that
23 discloses the information indicated in Subsections (b), ~~and~~ (c), (d), and (e) of this section. The

1 affidavit shall be on a form provided by the ~~Finance Department Purchasing Division Office of~~
2 Contracting and Procurement.

3 (b) The affidavit shall verify that the contractor has searched all of its records ~~of the~~
4 ~~entity which proposes to enter into a contract with the City~~, as well as all records of any and all of
5 its predecessor entity entities, if any, that are within the possession or knowledge of the contractor
6 regarding ~~records of~~:

7 (1) Investments or profits from the slave industry, including records of any insurance
8 policies issued to slave holders which provided coverage for injury, death, or other
9 loss related to slaves who were held during the slavery era in the United States;

10 (2) The use of inmate labor in the course of business;

11 (3) Financial interests in the construction, operations, services, or activities of prisons;
12 and

13 (4) Financial interests in the construction, operations, services, or activities of facilities
14 in the United States that are used for the detention of persons who are not citizens
15 or nationals of the United States.

16 (c) The affidavit shall disclose any information discovered during the search regarding
17 investments or profits from slavery or slave holder insurance policies ~~which that~~ accrued to the
18 ~~current entity contractor~~ or to any predecessor entity, including the names of any slaves or slave
19 holders that are described in such records or are otherwise within the knowledge of the contractor.

20 (d) The affidavit shall disclose any information discovered during the search regarding:

21 (1) The use of inmate labor in the course of the contractor's or a predecessor entity's
22 business; and

1 (2) Any of the contractor’s or a predecessor entity’s income derived directly from, or
2 any investments by the contractor or a predecessor entity in, the construction,
3 operations, services, or activities of prisons.

4 (e) The affidavit shall disclose any information discovered during the search regarding
5 any of the contractor’s or a predecessor entity’s income derived directly from, or any investments
6 by the contractor or a predecessor entity in, the construction, operations, services, or activities of
7 facilities in the United States that are used for the detention of persons who are not citizens or
8 nationals of the United States.

9 **Section 2.** All ordinances, or parts of ordinances, that conflict with this ordinance are
10 repealed.

11 **Section 3.** This ordinance is declared necessary for the preservation of the public peace,
12 health, safety, and welfare of the People of the City of Detroit.

13 **Section 4.** Where this ordinance is passed by a two-thirds (2/3) majority of City Council
14 Members serving, it shall be given immediate effect and shall become effective upon publication
15 in accordance with Section 4-118(1) of the 2012 Detroit City Charter. Where this ordinance is
16 passed by less than two-thirds (2/3) majority of City Council Members serving, it shall become
17 effective thirty (30) days after publication in accordance with Section 4-118(2) of the 2012
18 Detroit City Charter.

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Approved as to form:

Lawrence T. Garcia

Lawrence T. Garcia
Corporation Counsel