

# City of Detroit

## CITY COUNCIL

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Gabe Leland  
Roy McCalister, Jr.  
André L. Spivey  
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Janice M. Winfrey  
City Clerk

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### REGULAR SESSION AGENDA

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WEDNESDAY, NOVEMBER 4, 2020

### ***THIS MEETING WILL BE A VIRTUAL CITY COUNCIL MEETING***

*To attend by phone only, call one of these numbers: +1 929 436 2866, +1 312 626 6799, +1 669 900 6833, +1 253 215 8782, +1 301 715 8592, or +1 346 248 7799 Use Meeting ID: 330332554*

*With advance notice of seven calendar days, the City of Detroit will provide interpreter services at public meetings, including American Sign Language, language translation and reasonable ADA accommodations. Please contact the Civil Rights, Inclusion and Opportunity Department at (313) 224-4950, through the TTY number 711, or email [crio@detroitmi.gov](mailto:crio@detroitmi.gov) to schedule these services.*

## ***HEALTH UPDATES: COVID-19/ANIMAL CONTROL***

### **APPROVAL OF JOURNAL OF LAST SESSION**

### **RECONSIDERATIONS:**

### **UNFINISHED BUSINESS**

### **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:***

#### **OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF THE ASSESSOR**

1. Submitting reso. autho. Marwood Marston 2020 Limited Dividend Housing Association Limited Liability Company - Payment in Lieu of Taxes (PILOT). (Develop Detroit has formed Marwood Marston 2020 Limited Dividend Housing Association Limited Liability Company in order to develop the

**Project known as Marwood Apartments. The Project is the historic rehabilitation and expansion of an existing housing project consisting of the rehabilitation of fifty-nine (59) units and twelve (12) units of new construction in an area bounded by Mount Vernon on the north, John Ron the east, Marston on the south and Woodward on the west. The completed Project will include ten (10) studio, forty-four (44) 1 bed/1 bath, five (5) 2 bed/2 bath, six (6) 2 bed/2 bath apartments and six (6) 2 bed/2.5 bath townhomes.)**

**INTERNAL OPERATIONS STANDING COMMITTEE**  
***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE***  
***INTERNAL OPERATIONS STANDING COMMITTEE:***

**LAW DEPARTMENT**

2. Submitting reso. autho. **Settlement** in lawsuit of Webb, Yvette P/R Est. Patricia Jackson v COD and John Doe; Case No: 19-007087-NF; File No: L19-00281 CLR in the amount of \$10,000.00 in full payment for any and all claims which Yvette Webb as personal representative of Patricia Jackson may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
3. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Jordan T. Briggs v. City of Detroit, et al.; Civil Action Case No. 19-013847-NO for P.O. Samellia Memel.
4. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Jordan T. Briggs v. City of Detroit, et al.; Civil Action Case No. 19-013847-NO for Sgt. Timothy Vernon.

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

**DEPARTMENT OF PUBLIC WORKS/ADMINISTRATION DIVISION**

5. Submitting reso. autho. Petition of Downtown Detroit Partnership (#1323), request to hang approximately 260 banners to be displayed on Central Business District: Michigan Ave., Congress St., Cass Ave., Washington Blvd., Monroe Ave., Griswold St., State St., Madison St., Beaubien St., Jefferson Ave. and Woodward Ave. for holiday lighting decor. **(The Department has no objections to the renewal of banners, provided that the banner installation is in compliance with the banner policy adopted by your Honorable Body on November 30, 2001.)**

**VOTING ACTION MATTERS**

**OTHER MATTERS**

**COMMUNICATIONS FROM MAYOR AND OTHER  
GOVERNMENTAL OFFICIALS AND AGENCIES**

**PUBLIC COMMENT**

**STANDING COMMITTEE REPORTS**

**BUDGET, FINANCE AND AUDIT STANDING COMMITTEE**

**OFFICE OF THE CITY CLERK/CITY PLANNING COMMISSION**

6. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Applications for the rehabilitation of 52 rental apartment units in a multi-family mixed-use residential building located at 100 Clairmount Avenue in the Kiefer Residential/Herman Kiefer Neighborhood Enterprise Zone Area. **(RECOMMEND APPROVAL)**

**INTERNAL OPERATIONS STANDING COMMITTEE**

**OFFICE OF CONTRACTING AND PROCUREMENT**

7. **McCalister**, reso. autho. **Contract No. 3045840** - 100% Grant Funding – To Provide Advertising Services on Local Television Stations to Improve City of Detroit Voter Participation in the November 2020 Election – Contractor: WWJ-TV – Location: 26905 W. 11 Mile Road, Southfield, MI 48033 – Contract Period: One Time Purchase – Total Contract Amount: \$71,800.00. **ELECTIONS (REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 10-28-20 PENDING NECESSARY INFORMATION)**
8. **McCalister**, reso. autho. **Contract No. 6003071** - 100% City Funding – To Provide Facility Management Services for the Detroit Public Safety Headquarters. – Contractor: Jones Lang LaSalle Americas, Inc. – Location: 226 East Hudson Avenue, Suite 200, Royal Oak, MI 48067 – Contract Period: Upon City Council Approval through September 30, 2025 – Total Contract Amount: \$4,799,859.00. **DETROIT BUILDING AUTHORITY (REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 10-28-20 WITHOUT RECOMMENDATION)**

**LAW DEPARTMENT**

9. **McCalister**, reso. autho. **Settlement** in lawsuit of Briggs v. City of Detroit et. al.; Case No. 19-013847-NO; File No. L19-00812 (MMM) in the amount of \$40,000.00 in full payment for any and all claims which Jordan Briggs may have against City of Detroit, Timothy Vernon, Desmond Washington, Samellia Memel and any other City of Detroit employees by reason of alleged injuries sustained on or about January 19, 2019. **(REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 10-28-20 WITHOUT RECOMMENDATION)**

10. **McCalister**, reso. autho. **Settlement** in lawsuit DeJuan Gardner and Surgical Institute of Michigan, LLC v City of Detroit; Case No.: 18-015456-NF; File No.: L18-00743-SG in the amount of \$97,000.00 in full payment for any and all claims which DeJuan Gardner and the Surgical Institute of Michigan, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about December 6, 2017.
11. **McCalister**, reso. autho. **Settlement** in lawsuit of Estate of Lee Mallory and Michigan Institute of Pain & Headache v. City of Detroit; Case No. 18-014987-NI; File No. L18-00730 (RG) in the amount of \$77,500.00 in full payment for any and all claims which the Estate of Lee Mallory and Michigan Institute of Pain & Headache may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about April 30, 2017.
12. **McCalister**, reso. autho. **Settlement** in lawsuit of Medicare Inc. (Darwin Smith) v COD; Case No. 18-178374; File No. L19-00006 (TO) in the amount of \$11,700.00 in full payment for any and all claims which Medicare, Inc. may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about 11/08/2017.
13. **McCalister**, reso. autho. **Settlement** in lawsuit of Surgical Center of Southfield, LLC (Katerina Vines) et al v COD; Case No. 19-001828-NF; File No. L19-00136 (CLR) in the amount of \$197,000.00 in full payment for any and all claims which they may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about March 1, 2018.
14. **McCalister**, reso. autho. **Settlement** in lawsuit of Ejuan Thompson v. City of Detroit; Case No. 19-007994; File No. L19-00348 (CB) in the amount of \$25,000.00 in full payment for any and all claims which Plaintiff Ejuan Thompson may have against the City of Detroit and/or its employees and agents by reason of alleged injuries sustained by Ejuan Thompson on a DOT coach on or about June 5, 2018.
15. **McCalister**, reso. autho. **Settlement** in lawsuit of Jackson, Tina v COD, COD Bus Driver, and John Doe Driver; Case No: 19-001877-NI; File No: L19-00116 TO in the amount of \$7,500.00 in full payment for any and all claims which Tina Jackson may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about June 21, 2018.
16. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Jerard Love v City of Detroit, et al.; Civil Action Case No: 19-cv-10073 for P.O. Adnan Balija.

17. **McCalister**, reso. autho. **Legal Representation and Indemnification** in lawsuit of Jerard Love v City of Detroit, et al.; Civil Action Case No: 19-cv-10073 for P.O. Rueben Yesrael.

#### **RESOLUTIONS**

18. **McCalister**, reso. autho. Re-Appointment of Lewis Moore to the Board of Review.
19. **McCalister**, reso. autho. Appointment of Donovan Smith to the District 2 City Planning Commission.
20. **McCalister**, reso. autho. Re-Appointment of Jacqueline Robinson to the Board of Review.
21. **McCalister**, reso. autho. Re-Appointment of Anthony Sherman to the Board of Zoning Appeals.

#### **NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE**

##### **OFFICE OF CONTRACTING AND PROCUREMENT**

22. **Sheffield**, reso. autho. **Contract No. 3045408** - 100% Federal Funding – To Provide Transportation Services for Covid-19 Test Samples from Testing Sites to Bio Reference Labs. – Contractor: Radiant Global Logistics, Inc. dba, Airgroup Corp-Adcom Worldwide, Distribution by Air, Service by Air – Location: 405 114<sup>th</sup> Avenue SE 3<sup>rd</sup> Floor, Bellevue, WA 98004 – Contract Period: Upon City Council Approval through April 30, 2021 – Total Contract Amount: \$85,500.00. **GENERAL SERVICES** (*Will Apply for Reimbursement from Federal COVID-19 Funding Source*)
23. **Sheffield**, reso. autho. **Contract No. 6003083** - 100% 2018 UTGO Bond Funding – To Provide Lighting at Palmer Park. – Contractor: Public Lighting Authority – Location: 65 Cadillac Square Suite 3100, Detroit, MI 48226 – Contract Period: Upon City Council Approval through September 25, 2021 – Total Contract Amount: \$145,908.00. **GENERAL SERVICES**
24. **Sheffield**, reso. autho. **Contract No. 6003033** - 100% City Funding – To Provide Hart Plaza Capital Renovations. – Contractor: Detroit Building Authority – Location: 1301 Third Street Suite 328 Detroit, MI 48226 – Contract Period: Upon City Council Approval through March 5, 2023 – Total Contract Amount: \$2,901,883.00. **GENERAL SERVICES**
25. **Sheffield**, reso. autho. **Contract No. 6002536** - 100% City Funding – AMEND 1 – To Provide an Increase of Funds Only for As Needed Portable Toilets for the Various City Departments and Parks. – Contractor: Parkway Services, Inc. – Location: 2876 Tyler Road, Ypsilanti, MI, 48198 – Contract Period: November

26, 2019 through October 1, 2021 – Contract Increase Amount: \$202,283.00 –  
Total Contract Amount: \$342,283.00. **GENERAL SERVICES**

**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS**

26. **Sheffield**, reso. autho. To submit a grant application to the Michigan Department of Natural Resources for the FY 2021 Urban and Community Forestry Grant. **(The General Services Department is hereby requesting authorization from Detroit City Council to submit a grant application to the Michigan Department of Natural Resources for the FY 2021 Urban and Community Forestry Grant. The amount being sought is \$12,500.00. The State share is 50 percent or \$12,500.00 of the grant amount and there is a required total match of 50 percent or \$12,500.00, which includes a \$7,000.00 cash match and \$5,500.00 of in-kind match. The total project cost is \$25,000.00.)**

**GENERAL SERVICES DEPARTMENT**

27. **Sheffield**, reso. autho. To acquire sixty-one (61) Parcels from the Detroit Land Bank Authority for various Park/Playground Projects. **(In accordance with the requirements of Detroit City Code, Section 2-1-12, City Council is required to approve any gift, grant, devise or bequest of real or personal property to be used for any public purpose. Pursuant to the Memorandum of Understanding (“MOU”) between the City of Detroit and the Detroit Land Bank Authority, approved by the Detroit City Council on May 5, 2015, the Detroit Land Bank Authority may not transfer ten (10) or more parcels of property received from the City to the same transferee within any rolling 12 month period without the prior approval of the Mayor and City Council.)**
28. **Jones**, reso. autho. To rename Stewart Park located at 12701 14<sup>th</sup> Street – to Sidney Barthwell, Sr. Memorial Park. **(The General Services Department is requesting authorization from your Honorable Body to rename Stewart Park, located at 12701 14th Street, to Sidney Barthwell, Sr. Memorial Park.)**
29. **Sheffield**, reso. autho. Historic Fort Wayne – Abrogation of Deed Restrictions – Approval of Historic Preservation Covenant and Payment to GSA. **(The General Services Department respectfully requests that your Honorable Body adopt the attached resolution to approve and authorize the execution and delivery of an agreement with SHPO in the form of the attached Historic Preservation Covenant, authorize the payment to GSA of \$110,000 in escrow through Chiro Title Company, and authorize the payment to Chirco Title Company of up to \$1,000 for its escrow services, costs and expenses.)**

## RESOLUTIONS

30. **Castaneda-Lopez**, reso. autho. Recognizing October 24, 2020 as the 75<sup>th</sup> Anniversary of UN Day.

## **PUBLIC HEALTH AND SAFETY STANDING COMMITTEE**

### UNFINISHED BUSINESS

31. **Benson**, an Ordinance to amend Chapter 43 of the 2019 Detroit City Code, *Streets, Sidewalks, and Other Public Places*, Article VII, *Encroachments and Obstructions*, Division 1, Generally, by amending Section 43-8-2, Prohibited generally; presumptions concerning identity of violator; enforcement: exceptions, to provide for a permit for a temporary encroachment for merchants and retail establishments to be located in the right-of-way. **(SIX (6) VOTES REQUIRED AND SHALL BECOME EFFECTIVE ON THE THIRTIETH (30<sup>TH</sup>) DAY AFTER PUBLICATION) ROLL CALL**

### OFFICE OF CONTRACTING AND PROCUREMENT

32. **Benson**, reso. autho. **Contract No. 3045492** - 100% City Funding – To Provide Payment for Emergency Shelter Frontline Staff for Support due to the Coronavirus Pandemic. – Contractor: Cass Community Social Services, Inc. – Location: 11745 Rosa Parks Boulevard, Detroit, MI 48206 – Contract Period: Upon City Council Approval through December 31, 2020 – Total Contract Amount: \$37,215.36. **HOUSING AND REVITALIZATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 10-26-20 WITHOUT RECOMMENDATION)**
33. **Benson**, reso. autho. **Contract No. 3045791** - 100% City Funding – To Provide a Residential Demolition for Group 5.26.2020 of the Bridging Neighborhood Program. – Contractor: Juniors JRS Construction – Location: 19640 W Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 12, 2021 – Total Contract Amount: \$279,178.00. **HOUSING AND REVITALIZATION**
34. **Benson**, reso. autho. **Contract No. 3045829** - 100% City Funding – To Provide an Emergency Demolition for the Commercial Property, 4708 Cadillac, Building 102. – Contractor: Salenbien Trucking and Excavating Inc. – Location: 9217 Ann Arbor Road, Dundee, MI 48131 – Contract Period: Upon City Council Approval through October 12, 2021 – Total Contract Amount: \$15,075.00. **CITY DEMOLITION**
35. **Benson**, reso. autho. **Contract No. 3045924** - 100% City Funding – To Provide an Emergency Demolition for the Following Residential Properties, 15778 Pinehurst, 3712 Joseph Campau and 18917 Brinker. – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 19, 2021 – Total Contract Amount: \$42,000.00. **CITY DEMOLITION**

36. **Benson**, reso. autho. **Contract No. 3045946** - 100% City Funding – To Provide an Emergency Demolition for the Residential Property, 9150 Vinton. – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through November 2, 2021 – Total Contract Amount: \$13,300.00. **CITY DEMOLITION**
37. **Benson**, reso. autho. **Contract No. 3045842** - 100% City Funding – To Provide an Emergency Demolition for the Residential Property, 3100 Ethel. – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 12, 2021 – Total Contract Amount: \$11,750.00. **CITY DEMOLITION**
38. **Benson**, reso. autho. **Contract No. 3045841** - 100% City Funding – To Provide an Emergency Demolition for the Residential Property, 9416 Traverse. – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 20, 2021 – Total Contract Amount: \$12,150.00. **CITY DEMOLITION**

**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS**

39. **Benson**, reso. autho. Request to Accept and Appropriate the FY 2021 Auto Theft Prevention Authority – Oakland County Grant. **(The Michigan State Police has awarded the City of Detroit Police Department with the FY 2021 Auto Theft Prevention Authority – Oakland County Grant for a total of \$66,124.20. The State share is \$66,124.20 of the approved amount, and there is a required cash match of \$44,082.80. The total project cost is \$110,207.00. The grant was adopted in the FY 2021 budget in the amount of \$97,248.00. The grant was awarded at a higher amount than was budgeted. We are requesting to increase appropriation 20741, in the amount of \$12,959.00, in order to reflect the total project cost of \$110,207.00.)**
40. **Benson**, reso. autho. To submit a grant application to the Michigan Department of Transportation Alternatives Program Grant. **(The Department of Public Works, in partnership with the General Services Department, is hereby requesting authorization from Detroit City Council to submit a grant application to the Michigan Department of Transportation for the Transportation Alternatives Program Grant for Oakman Boulevard. The amount being sought is \$1,515,307.00. The State share is \$1,515,307.00 of the approved amount and there is a required cash match of \$378,827.00. The total project cost is \$1,894,134.00.)**



**NEW BUSINESS**

**CONSENT AGENDA**

**MEMBER REPORTS**

**ADOPTION WITHOUT COMMITTEE REFERENCE**

**COMMUNICATIONS FROM THE CLERK**

41. Report on approval of proceedings by the Mayor.

**TESTIMONIAL RESOLUTIONS AND SPECIAL PRIVILEGE**