

# City of Detroit

## CITY COUNCIL



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City Clerk

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Committee of the Whole Room • 1340 Coleman A. Young Municipal Center • (313) 224-3443 • Detroit, MI 48226

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### ***THIS MEETING WILL BE A VIRTUAL COMMITTEE 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, +1 346 248 7799***

***Enter Meeting ID: 330332554***

***“A QUORUM OF THE DETROIT CITY COUNCIL MAY BE PRESENT”***

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

**COUNCIL MEMBER SCOTT BENSON, CHAIRPERSON  
COUNCIL MEMBER JANEÉ AYERS, VICE CHAIR  
COUNCIL MEMBER ROY MCCALISTER, JR., MEMBER  
COUNCIL PRESIDENT BRENDA JONES, (EX-OFFICIO)**

*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.*

**Ms. Christian Hicks  
Asst. City Council Committee Clerk**

**MONDAY, JULY 19, 2021**

**10:00 A.M**

**A. ROLL CALL**

**B. PUBLIC COMMENT**

**CONSENT AGENDA (ITEM C)**

**C. APPROVAL OF MINUTES**

**D. 10:06 AM – DISCUSSION - RE:** Submitting Proposed Ordinance to Amend Chapter 46 of the 2019 Detroit City Code, Traffic and Vehicles, Article I, Generally, Division 2, Violations and Penalties, by amending Section 46-1-33, Sections deemed to be misdemeanors; penalties; and Article II, Enforcement, Division 4, Impoundment of vehicles by amending Section 46-2-61, Authority to create vehicle pounds; hours of

operation of same, and by amending and renaming Division 5, Towing, to divide the division into Subdivision A, Generally, to include Section 46-2-81, Purpose, scope, and enforcement, Section 46-2-82, Definitions, and Section 46-2-83, Misdemeanor violation; aiding and abetting violation; continuing violation; penalties for conviction thereof; Subdivision B, Police Authorized Towing to include Section 46-2-91, Tow rates for police authorized towing, Section 46-2-92, Standards for authorized towers, Section 46-2-93, Establishment, approval, and publication of towing, storage, and administrative fees, Section 46-2-94, One hook-up for successive tows, Section 46-2- 95, When authorized, Section 46-2-96, Requirements, Section 46-2-97, Payment, Section 46-2-98, Storage of vehicles generally, and 46-2-99, Release of stored vehicle; and Subdivision C, NonConsensual Towing, to include Section 46-2-111, Towing vehicles from private property, Section 46-2-112, Inspection of storage lot by Department and other authorized City agents; requirements of tow company and storage lot, Section 46-2-113, Recovery of abandoned, stolen, or suspected stolen vehicles, Section 46-2-114, Administrative fees, and, Section 46-2-115, Methods of payment accepted; receipt required; to provide for a safe and well-managed vehicle towing system for nonconsensual vehicle tows that requires Department involvement and authorization for tows from private property, allows for the collection of administrative fees for tows from private property, allows for inspection of impound yards, requires certain methods of payment be accepted, authorizes that the police authorized tow rates be set by City Council, provides for an administrative fee for police authorized tows, and requires disconnection of vehicle from tow truck prior to removal upon payment of a service fee. (**Captain Jevon Johnson, Detroit Police Department; Attorney Grant Ha, Detroit Police Department**) (**Attorney Tonja Long, Law Department; Attorney Chuck Raimi, Law Department**)

- E. 10:40 AM - PUBLIC HEARING - RE:** Proposed Ordinance to amend Chapter 31 of the 2019 Detroit City Code, Offenses, Article II, Obstruction of government, by revising Section 31-2-5, Interference with City-owned communication systems prohibited, to include a prohibition on the operation of any software or mobile application that causes an interference with the proper function of City-owned and operated communication systems.
- F. 11:00 AM - PUBLIC HEARING - RE:** Proposed Ordinance to amend Chapter 26 of the 2019 Detroit City Code, Law Enforcement, Article III, Citizen Radio Patrol Assistance Program by revising Section 26-3-6, Conditions of assistance, to repeal subsection (i)(8) and make technical corrections to subsection (i)(9) and (10).

### **UNFINISHED BUSINESS**

1. Status of **Law Department** submitting Proposed Ordinance to amend Chapter 31 of the 2019 Detroit City Code, Offenses; Article V, Offenses Against Public Peace, to add Section 31-5-18, Nitrous oxide, to provide for definitions and prohibit the possession, sale, and consumption of nitrous oxide for recreational purposes. (**FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?**) (**BROUGHT BACK AS DIRECTED ON 7-12-21**)

2. Status of Law Department submitting Proposed ordinance to amend Chapter 8, Building Construction and Property Maintenance, of the 2019 Detroit City Code, Article XV, Property Maintenance Code, Division 1, In General, by amending Section 8-15-11 to provide civil penalties for violation of Certificate of Registration of Waterbody Barrier requirements. **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
3. Status of Law Department submitting Proposed ordinance to amend Chapter 8, Building Construction and Property Maintenance, of the 2019 Detroit City Code, Article XV, Property Maintenance Code, Division 4, Property Maintenance Requirements, by adding Subdivision C, Certificate of Registration of Waterbody Barrier to include Section 8-15-521, Purpose; Section 8-15-522, Definitions; Section 8-15-523, Applicability; exceptions; Section 8-15-524, Registration of Waterbody Barrier; application; Section 8-15-525, Issuance of registration; renewal; Section 8-15-526, Establishment, approval, publication, and payment of fees; Section 8-5-527, Inspections required; timing; Section 8-15-528, Registry; Effect of sale or transfer of property; Section 8-15-529, Enforcement; revocation of Certificate of Registration of Waterbody Barrier; 8-15-530, Notice of Emergency Conditions; requirements; Section 8-15-531, Reporting requirements; Section 8-15-532, Promulgation of rules; and Section 8-15-533, Standards; inspections and guidelines; to set forth the purpose of the subdivision; to add definitions; to set forth the applicability of the subdivision and relevant exceptions; to establish registration, application and renewal procedures; to require a registry of waterbody barriers; to set forth the effect of sale or transfer of property on a certification of registration of waterbody barrier; to require inspections and set forth the timing of such inspections; to establish fees; to establish enforcement and revocation protocols; to require notice of emergency conditions and set forth requirements; to add reporting requirements; and to establish the promulgation of rules and guidelines. **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
4. Status of Law Department submitting Proposed Ordinance to amend Chapter 31 of the 2019 Detroit City Code, Offenses; Article XIII, Weapons; by amending Division 1, Generally, Section 31-13-1, Definitions; and Division 2, Firearms, by adding Section 31-13-26, Possession of firearms prohibited; exception, and Section 31-13-27, Disposition of firearms; exception, to regulate possession and disposition of firearms in certain circumstances. *(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?)* **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
5. Status of Office of Contractig and Procurement Contract No. 6003610 - 100% Capital Improvement Project Funding – To Provide Water System Improvements at Jefferson-Chalmers Area for DWSD (WS-713). – Contractor: Major Cement Company – Location: 15347 Dale, Detroit, MI 48219 – Contract Period: October 4, 2021 through October 3, 2023 – Total Contract Amount: \$12,336,544.30. **WATER & SEWERAGE** **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
6. Status of Office of Contractig and Procurement Contract No. 6003495 - 100% Major Street Funding – To Provide Construction Engineering and Inspection Services for Major Street Improvement Projects. – Contractor: Hubbell, Roth & Clark, Inc. – Location: 535 Griswold Avenue Suite 1680, Detroit, MI 48226 – Contract Period: Upon City Council

Approval through December 31, 2023 – Total Contract Amount: \$3,531,023.24.  
**PUBLIC WORKS (BROUGHT BACK AS DIRECTED ON 7-12-21)**

7. Status of **Law Department** submitting Proposed Ordinance to amend Chapter 31 of the 2019 Detroit City Code, Offenses; Article XIII, Weapons; by amending Division 1, Generally, Section 31-13-1, Definitions; and Division 2, Firearms, by adding Section 31-13-26, Possession of firearms prohibited; exception, and Section 31-13-27, Disposition of firearms; exception, to regulate possession and disposition of firearms in certain circumstances. *(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?)* **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
  
8. Status of **Law Department** submitting Proposed Ordinance to amend Chapter 8 of the 2019 Detroit City Code, Building Construction and Property Maintenance, Article XV, Property Maintenance Code, Division 1, In General, by amending Section 8-15-4, Definitions: C and Section 8-15-11, Civil fines for violations of article; and Division 2, Administration and Enforcement, by amending Section 8-15-34, Enforcement; inspections; Notice of Pre-Inspection Rights; procedures; Section 8-15-35, Certificate of Compliance required; violation for failure to obtain; temporary certificate and modification; and Section 8-15-46, Violation as public nuisance; abatement; and by adding Division 5, Requirements for a Collection Box, to include Subdivision A, In General, Section 8-15-521, Construction and maintenance requirements; and Subdivision B, Certificate of Collection Box Maintenance, Section 8-15-531, Required; violation; registry; remedy; Section 8-15-532, Application for Certificate of Collection Box Maintenance; information required; exceptions; Section 8-15-533, Location permit; required; placement; Section 8-15-534, Establishment, approval, publication, and payment of fee and deposit; Section 8-15-536, Investigation by Office of Chief Financial Officer required to confirm no City tax or assessment arrearage; Section 8-15-537, Buildings, Safety Engineering, and Environmental Department to take action upon application; Section 8-15-538, Non-transferable; Section 8-15-539, Renewal of Certificate of Collection Box Maintenance; Section 8-15-540; Denial of Certificate of Collection Box Maintenance; revocation; Section 8-15-541, Promulgation of administrative rules concerning Certificate of Collection Box Maintenance, to provide for regulation of collection boxes in the City of Detroit. *(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?)* **(BROUGHT BACK AS DIRECTED ON 7-12-21)**
  
9. Status of **Law Department** submitting Proposed Ordinance to amend Chapter 8 of the 2019 Detroit City Code, Building Construction and Property Maintenance, Article XV, Property Maintenance Code, Division 3, Requirements for Rental Property, Subdivision A, In General, by amending Section 8-15-5, Definitions: D-F; Section 8-15-6, Definitions: G-K, Section 8-15-11, Civil fines for violations of article, Section 8-15-81, Registration of rental property, Section 8-15-82, Inspection of registered rental property; Certificate of Compliance required, registry of Certificates of Compliance for rental properties, violations, occupancy, by amending and renaming Section 8-15-83, Rental inspections, lead inspection; risk assessment, lead clearance; visual inspection, by amending Section 8-15-84, Federal and other governmental agency inspections accepted, and to add Section 8-15-99, Required distribution of information, to provide for

definitions for EPA and HUD assessments, to provide a fine for failure to obtain a lead clearance of a dwelling in which a tenant under six has an elevated lead blood level, to provide for increased information on the registration of rental property, to alter the frequency of submission for the Certificate of Registration of Rental Property, to alter the manner and frequency for which the Buildings, Safety Engineering, and Environmental Department requires inspection on rental properties, to allow EPA and HUD self-inspections in certain circumstances, to expand the acceptance of federal and other governmental agency inspections, and to require distribution, and maintain proof thereof, for federal lead disclosure pamphlets. **(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?) (BROUGHT BACK AS DIRECTED ON 7-12-21)**

10. Status of **Law Department** submitting Proposed Ordinance to amend Chapter 31 of the 2019 Detroit City Code, Offenses; Article V, Offenses Against Public Peace, to add Section 31-5-18, Nitrous oxide, to provide for definitions and prohibit the possession, sale, and consumption of nitrous oxide for recreational purposes. **(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?) (BROUGHT BACK AS DIRECTED ON 7-12-21)**
11. Status of **Council Member Roy McCalister, Jr.** submitting memorandum relative to Request for new stop and new street sign at Sorrento and W. Outer Dr. **(BROUGHT BACK AS DIRECTED ON 6-28-21)**
12. Status of **Council Member Roy McCalister, Jr.** submitting memorandum relative to Rodent infestation complaints at W. Outer Drive between Stoepel and Cambridge. **(BROUGHT BACK AS DIRECTED ON 6-28-21)**
13. Status of **Law Department** submitting Proposed Ordinance to Amend Chapter 46 of the 2019 Detroit City Code, Traffic and Vehicles, Article I, Generally, Division 2, Violations and Penalties, by amending Section 46-1-33, Sections deemed to be misdemeanors; penalties; and Article II, Enforcement, Division 4, Impoundment of vehicles by amending Section 46-2-61, Authority to create vehicle pounds; hours of operation of same, and by amending and renaming Division 5, Towing, to divide the division into Subdivision A, Generally, to include Section 46-2-81, Purpose, scope, and enforcement, Section 46-2-82, Definitions, and Section 46-2-83, Misdemeanor violation; aiding and abetting violation; continuing violation; penalties for conviction thereof; Subdivision B, Police Authorized Towing to include Section 46-2-91, Tow rates for police authorized towing, Section 46-2-92, Standards for authorized towers, Section 46-2-93, Establishment, approval, and publication of towing, storage, and administrative fees, Section 46-2-94, One hook-up for successive tows, Section 46-2-95, When authorized, Section 46-2-96, Requirements, Section 46-2-97, Payment, Section 46-2-98, Storage of vehicles generally, and 46-2-99, Release of stored vehicle; and Subdivision C, NonConsensual Towing, to include Section 46-2-111, Towing vehicles from private property, Section 46-2-112, Inspection of storage lot by Department and other authorized City agents; requirements of tow company and storage lot, Section 46-2-113, Recovery of abandoned, stolen, or suspected stolen vehicles, Section 46-2-114, Administrative fees, and, Section 46-2-115, Methods of payment accepted; receipt required; to provide for a safe and well-managed vehicle towing system for nonconsensual vehicle tows that requires Department involvement and

authorization for tows from private property, allows for the collection of administrative fees for tows from private property, allows for inspection of impound yards, requires certain methods of payment be accepted, authorizes that the police authorized tow rates be set by City Council, provides for an administrative fee for police authorized tows, and requires disconnection of vehicle from tow truck prior to removal upon payment of a service fee. **(FOR INTRODUCTION AND SETTING OF A PUBLIC HEARING?) (BROUGHT BACK AS DIRECTED ON 6-28-21)**

## **NEW BUSINESS**

### **MAYOR'S OFFICE**

14. Submitting reso. autho. Petition of Detroit MOTTEP Foundation (#1464), request to hold "Gift of Life MOTTEP LIFE Walk/Run" at 736 Lothrop Street on July 24, 2021 from 8:00 AM until 12:00 PM. **(The Mayor's Office and all other involved City Departments RECOMMEND APPROVAL of this petition.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
15. Submitting reso. autho. Petition of Sydney G. James LLC (#1465), request to hold "BLKOUT Mural Festival" at 2937 E Grand Blvd, on July 25 - 31, 2021 at different times each day. **(The Mayor's Office and all other involved City Departments RECOMMEND APPROVAL of this petition.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
16. Submitting reso. autho. Petition of Ford Field (#1487), request to hold "Lions Pregame Tailgate" on Brush St and Adams St outside of Ford Field on various dates and at various times to coincide with home football games. **(The Mayor's Office and all other involved City Departments RECOMMEND APPROVAL of this petition.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
17. Submitting reso. autho. Petition of An Fior Consulting Group (#1491), request to hold "An Fior Special Event" at 6480 E. 8 Mile Road on July 31, 2021 from 3:00 PM until 9:00 PM. **(The Mayor's Office and all other involved City Departments RECOMMEND APPROVAL of this petition.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
18. Submitting reso. autho. Petition of Keith D. Williams (#1490), request to hold "Soul Day" at 12901 Auburn, on July 24 – August 28, 2021 (Friday, Saturday and Sunday) from 10:00am – 9:00pm. **(The Mayor's Office and all other involved City Departments RECOMMEND APPROVAL of this petition.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**

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

Submitting the following **Office of Contracting and Procurement Contracts:**

19. Submitting reso. autho. **Contract No. 3050599** - 100% City Funding – To Provide Interim Services for Continuation of Mobile Application Parking Services, which Allows for Revenue Collection and Operational Mobile Ticketing of Vehicles within City of

- Detroit Municipal Parking Facilities. – Contractor: Passport Labs, Inc. – Location: 128 S Tryon Street Suite 2200, Charlotte, NC 28202 – Contract Period: Upon City Council Approval through December 31, 2021 – Total Contract Amount: \$278,592.00. **MUNICIPAL PARKING (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
20. Submitting reso. autho. **Contract No. 6002150** - 100% City Funding – AMEND 1 – To Provide an Extension of Time Only for Firefighter Personal Protection Equipment. – Contractor: Apollo Fire Equipment Co. – Location: 12584 Lakeshore Drive, Romeo, MI 48065 – Contract Period: Upon City Council Approval through June 30, 2022 – Total Contract Amount: \$0.00. **FIRE (Total Contract Amount: \$760,000.00. Original Contract Period: June 3, 2019 through June 3, 2021.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
  21. Submitting reso. autho. **Contract No. 6003403** - 100% Grant Funding – To Provide Reimbursement for Environmental Activities to include Installation of Vapor Mitigation System, Transportation and Disposal of Contamination Soil and the Installation of Specialized Foundation Systems. – Contractor: Bagley + 16<sup>th</sup>, LLC – Location: 30585 Woodgate Drive, Southfield, MI 48076 – Contract Period: Upon City Council Approval through September 8, 2022 – Total Contract Amount: \$985,000.00. **BUILDING & SAFETY (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
  22. Submitting reso. autho. **Contract No. 6003501** - 100% City Funding – To Provide Seventy Five (75) Zoll X Monitor Mounts for EMS. – Contractor: Bound Tree Medical, LLC – Location: 5200 Rings Road Suite A, Dublin, OH 43017 – Contract Period: Upon City Council Approval through June 30, 2023 – Total Contract Amount: \$43,446.75. **FIRE (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
  23. Submitting reso. autho. **Contract No. 6003573** - 100% City Funding – To Provide Fire Hose Repair Services. – Contractor: HD Edwards & Co. – Location: 8550 Lyndon, Detroit, MI 48238 – Contract Period: Upon City Council Approval through June 30, 2024 – Total Contract Amount: \$114,585.00. **FIRE (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
  24. Submitting reso. autho. **Contract No. 6003689** - 100% Bond Funding – To Provide Proposal N Residential Demolition Release D – Group D2 for One Hundred Twenty Properties (120). – Contractor: Salenbien Trucking and Excavating Inc. – Location: 9217 Ann Arbor Road, Dundee, MI 48131 – Contract Period: Upon City Council Approval through December 31, 2023 – Total Contract Amount: \$2,694,449.10. **CITY DEMOLITION (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
  25. Submitting reso. autho. **Contract No. 6003636** - 100% City Funding: Executive Search to fill the position of Chief of Police Contractor: TJA Staffing Services Inc.– Location: 2000 Town Center, Suite 1140, Southfield, MI 48075 – Contract Period: Upon City

Council Approval through May 26, 2022 – Total Contract Amount: \$54,000.00. **BOARD OF POLICE COMMISSION/POLICE (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**

26. Submitting reso. autho. **Contract No. 6003389** - 100% Federal Funding –To Provide Preventative Maintenance, Repair and Replacement of HVAC. – Contractor: Johnson Controls, Inc. – Location: 2875 Highway Meadow Circle, Auburn Hills, MI 48326 – Contract Period: Upon City Council Approval through June 30, 2023 – Total Contract Amount: \$800,000.00. **DDOT (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
27. Submitting reso. autho. **Contract No. 6003339** - 100% City Funding: Amendment to Increase funds to the Lease Agreement to Provide COVID-19 Vaccine Services: Detroit Regional Convention Facility Authority (DRCFA) – Location: One Washington Blvd., Suite 401, Detroit, MI 48226 – Contract Period: Upon City Council Approval through August 31,2021 –Contract Increase Amount: \$899,089.50. Total Contract Amount: \$1,544,269.59. **HEALTH (Will apply for Federal Reimbursement.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**

#### **DEPARTMENT OF PUBLIC WORKS/CITY ENGINEERING DIVISION**

28. Submitting reso. autho. Petition of Crown Enterprises Inc. (**#1461**) request to vacate and convert to a utility easement that part of Selkirk Street lying between the Central Rail Road and Foster Street. Also to vacate the utility easement existing within the vacated public alley lying between Selkirk Street and Miller Street, west of Foster Street. Crown Enterprises Inc., as part of the vacation of Selkirk Street, shall dedicate a turn-around segment along Selkirk Street, east of the Central Rail Road. **(All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**

#### **MISCELLANEOUS**

29. **Council Member Raquel Castañeda-López** submitting memorandum relative to ACLU Report on Detroit Police Department Cooperation with Border Patrol. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
30. **Council Member Raquel Castañeda-López** submitting memorandum relative to Conditional Assessment East of Livernois Ave. to Colfax Ave. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
31. **Council Member Raquel Castañeda-López** submitting memorandum relative to District 6 Speed Humps and Street Classifications. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**
32. **Council President Brenda Jones** submitting memorandum relative to Proposal N–Release C Group. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 7-19-21)**



**G. MEMBER REPORTS**