

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

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"A QUORUM OF THE DETROIT CITY COUNCIL MAY BE PRESENT"

INTERNAL OPERATIONS STANDING COMMITTEE

COUNCIL MEMBER ROY MCCALISTER, JR., CHAIRPERSON COUNCIL MEMBER RAQUEL CASTAÑEDA-LÓPEZ, VICE CHAIRPERSON COUNCIL MEMBER JAMES TATE, MEMBER COUNCIL PRESIDENT BRENDA JONES, (EX-OFFICIO)

> Ms. Cindy Golden Asst. City Council Committee Clerk

WEDNESDAY, NOVEMBER 10, 2021

10:00 A.M.

- A. ROLL CALL
- **B.** CHAIR REMARKS
- C. APPROVAL OF MINUTES
- D. 10:05 A.M. PUBLIC HEARING RE: Proposed ordinance to amend Chapter 12, Community Development, by adding Article X, Industry Standards Boards, to include Division 1, In General, Creation and Dissolution of Industry Standards Boards, containing Section 12-10-1, Purpose, Section 12-10-2, Definitions, Section 12-10-3, Establishment of Industry Standards Boards, Section 12-10-4, Petitions to establish an Industry Standards

Board, Section 12-10-5, Dissolution, Section 12-10-6, Department to assist, Section 12-10-7, Prohibition on retaliation, to include Division 2, Operation of Industry Standards Boards; Rules and Procedures, containing Subdivision A, Meetings, containing Section 12-10-21, Public participation; compliance with Open Meetings Act and Freedom of Information Act, Section 12-10-22, Special meetings, Section 12-10-23, Closed meetings, Section 12-10-24, Quorum of the Industry Standards Board, Section 12-10-25, Meeting agenda, Section 12-10-26, Parliamentary procedure, Section 12-10-27, Other hearings and public discussions, and to include Subdivision B, Members and Officers, containing Section 12-10-41, Composition of Industry Standards Boards, Section 12-10-42, Filling vacancies; excessive absences; Section 12-10-43, Compensation, Section 12-10-44, Officers; number, Section 12-10-45, Nominations and elections of officers, Section 12-10-46, Term of officers, Section 12-10-47, Duties of officers, and to include Subdivision C, Conduct of Industry Standards Boards, containing Section 12-10-61, Powers and duties of an Industry Standards Board, Section 12-10-62, Required activities of an Industry Standards Board, Section 12-10-63, Report, Section 12-10-64, Submission of report to Mayor and City Council, and Section 12-10-65, Continuing investigation by City Council, to create a process by which establish Industry Standards Boards may be established in the City of Detroit. (Legislative Policy Division and Law Department)

- E. 10:40 A.M. INTERVIEW RE: Appointment to the Detroit Downtown Authority (Donald Rencher)
- F. 10:55 A.M. INTERVIEW RE: Reappointment to Detroit Board of Zoning Appeals District 1 (Robert Weed)
- G. 11:10 A.M. INTERVIEW RE: Reappointment to Detroit Board of Zoning Appeals District 5 (Robert Thomas)
- H. 12:05 P.M. INTERVIEW RE: Reappointment to Detroit Board of Zoning District 6 (Debra Walker)

UNFINISHED BUSINESS

- 1. Status of <u>Council Member Raquel Castañeda-López</u> submitting memorandum relative to Request for CRIO to Investigate Allen Brothers Law Firm. (BROUGHT BACK AS DIRECTED ON 10-27-21)
- Status of <u>Council Member Raquel Castañeda-López</u> submitting memorandum relative to Request for OIG to Investigate Allen Brothers Law Firm. (BROUGHT BACK AS DIRECTED ON 10-27-21)
- Status of <u>Council Member Raquel Castañeda-López</u> submitting memorandum relative to Request for Resolution Regarding Allen Brothers Law Firm Contracts. (BROUGHT BACK AS DIRECTED ON 10-27-21)

- 4. Status of <u>Board of Zoning Appeals</u> submitting reso. autho. Board of Zoning Appeals -Board Vacancies Expiration of Board Members' Term's. (The terms of three (3) members of the Board of Zoning Appeals will expire on December 31, 2021. Robert Thomas (District 5), Robert Weed (District 1) and Debra Walker (District 6). The Department suggests that your Honorable Body appoint three (3) Board members to begin January 2022. Each of the 3 members whose terms end December 31, 2021 has indicated a desire to be reappointed.) (BROUGHT BACK AS DIRECTED ON 10-27-21)
- 5. Status of <u>Law Department</u> submitting reso. autho. <u>Settlement</u> in lawsuit of Shawn Rowland v City of Detroit; Case No. 18-007437-NF, L20-00604, (RG), A20000, in the amount of **\$40,000.00** in full payment for any and all claims which **Shawn Rowland** may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (**BROUGHT BACK AS DIRECTED ON 10-20-21**)
- 6. Status of <u>Law Department</u> submitting reso. autho. <u>Settlement</u> in lawsuit of Cotton, Derrick v City of Detroit, et al.; Case No. 2:20-cv-10043-NGE-MJH, File No. L19-00956 (TO) A37000, in the amount of \$6,500.00 in full payment for any and all claims which Derrick Cotton may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (BROUGHT BACK AS DIRECTED ON 10-20-21)
- 7. Status of <u>Law Department</u> submitting memorandum relative to "PRRS Predatory Parking Company" / 440 Madison. (The Law Department has submitted a memorandum, dated September 22, 2021 and regarding the above-referenced matter.) (BROUGHT BACK AS DIRECTED ON 10-13-21)
- 8. Status of <u>Law Department</u> submitting reso. autho. <u>Settlement</u> in lawsuit of Cowans, David J. v City of Detroit, et al.; Case No. 20-cv-13050, File No. L20-00761 (PH) A37000, in the amount of \$25,000.00 in full payment for any and all claims which David J. Cowans may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (BROUGHT BACK AS DIRECTED ON 10-6-21)
- 9. Status of <u>Law Department</u> submitting reso. autho. <u>Settlement</u> in lawsuit of Kevin Kwart V City of Detroit; Case No. 21-10826, File No. L21-00372 (PMC), A37000, in the amount of \$107,500.00 in full payment for any and all claims which Kevin Kwart may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (BROUGHT BACK AS DIRECTED ON 10-6-21)

NEW BUSINES

MAYOR'S OFFICE

10. Submitting reso. autho. Appointment of Donald Rencher to the Detroit Downtown Development Authority Board of Directors. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

OFFICE OF CONTRACTING AND PROCUREMENT

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

- Submitting reso. autho. Contract No. 2870456 100% City Funding AMEND 10 To Provide an Extension of Time Only for the Legal Advice and Litigation Representation Pertaining to Implementing the City's Ongoing Restructuring and Other Matters as Requested. – Contractor: Miller Canfield Paddock & Stone, PLLC – Location: 150 W Jefferson Suite 2500, Detroit, MI 48226 – Contract Period: January 1, 2022 through December 31, 2023 – Amended Contract Amount: \$0.00. LAW (Total Contract Amount: \$4,091,116.14. Original Contract Period: August 1, 2012 through December 31, 2021.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 12. Submitting reso. autho. Contract No. 6002501 100% City Funding To Provide Independent Medical Examinations for City Employees in Need of FMLA Benefits. – Contractor: MLS Group of Companies, LLC – Location: 20750 Civic Center Drive Suite 600, Southfield, MI 48076 – Contract Period: Upon City Council Approval through September 30, 2023 – Total Contract Amount: \$105,000.00. HUMAN RESOURCES (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 13. Submitting reso. autho. Contract No. 6003545 100% City Funding AMEND 2 To Provide an Increase of Funds Only for Additional Legal Representation in the Case of Former Homicide Detectives Dale Collins and William Rice in the Bernard Howard vs the City of Detroit, 21-CV-12036. Contractor: Cummings, McClorey, Davis & Acho, PLC Location: 17436 College Parkway, Livonia, MI 48152 Contract Period: Upon City Council Approval through June 30, 2023 Contract Increase Amount: \$150,000.00 Total Contract Amount: \$350,000.00. LAW (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- Submitting reso. autho. Contract No. 6004022 100% City Funding To Provide Legal Representation in the Case of City of Detroit vs Steve and Stephen Hagerman et al – WCCC No 20-001894-CZ. – Contractor: Bush Seyferth, PLLC – Location: 100 W Big Beaver Road, Troy, MI 48084 – Contract Period: Upon City Council Approval through December 31, 2023 – Total Contract Amount: \$100,000.00. LAW (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 15. Submitting reso. autho. City Council Recess from Wednesday, November 24th, 2021 through Monday, January 3rd, 2022. (Approval of your Honorable Body for the purchase of Goods and Services and the Acceptance of Grant Awards over the value of \$25,000, all contracts for Personal Services, Renewals or Extensions of Contracts, or the exercise of an option to renew or extend a Contract during City Council Recess from Wednesday, November 24, 2021 through Monday, January 3, 2022. (No Contract, Purchase Order or Grant shall be issued if a Protest has been filed, or if a Vendor has not obtained any required Insurance, Tax or other adequate Clearances or Affidavits.). (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

LAW DEPARTMENT

- 16. Submitting memorandum relative to Amended Ordinance on Contracts Procurement. (The Law Department has submitted a privileged and confidential memorandum, dated October 26, 2021, regarding the above-referenced matter.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- Submitting reso. autho. <u>Settlement</u> in lawsuit of Complete Imaging. (Roosevelt Fowler),
 v. City of Detroit; 20-167033-GC, L20-00925 AA, A20000, and in the amount of \$5,400.00, in full payment for any and all claims which Complete Imaging may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- Submitting reso. autho. <u>Settlement</u> in lawsuit of Coolidge Imaging (Walter Gaiter) v. City of Detroit; 21-152348-GC, L21-00298, AA, A20000 and in the amount of \$5,000.00, in full payment for any and all claims which Coolidge Imaging may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 19. Submitting reso. autho. <u>Settlement</u> in lawsuit of Coolidge Imaging LLC (Johnnie Earl) v City of Detroit; 21-149716-GC,L21-00231, AA, A20000, in the amount of **\$6,000.00**, in full payment for any and all claims which Coolidge Imaging LLC (Johnnie Earl) may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)
- 20. Submitting reso. autho. <u>Settlement</u> in lawsuit of Coolidge Imaging LLC (Durand Heath) v City of Detroit; 21-157996-GC, L21-00506, AA, A20000, and in the amount of \$3,000.00, in full payment for any and all claims which Coolidge Imaging LLC (Durand Heath) may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 21. Submitting reso. autho. <u>Settlement</u> in lawsuit of Gentry, Gwendolyn v City of Detroit and Kyra Joy Hope; Case No. 19-013363-NI, File No. L19-00739 (YRB) A37000, in the amount of \$35,000.00 in full payment for any and all claims which Gwendolyn Gentry may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 22. Submitting reso. autho. <u>Settlement</u> in lawsuit of Jerome Brown Jr. v. City of Detroit, Ashley Buchholz and Jordan Leavy; 19-cv-12592, L19-00611, AA, A37000, and in the amount of **\$37,000.00**, in full payment for any and all claims which Jerome Brown, Jr. may have against the City of Detroit and any other City of Detroit employees by reason of

alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

- 23. Submitting reso. autho. <u>Settlement</u> in lawsuit of Michigan Pain Management (Alicia Malloy) v. City of Detroit, a Michigan Corporation; 20-006852 NF, L20-00557, KC, A20000, and in the amount of **\$125,000.00**, in full payment for any and all claims which Michigan Pain Management (Alicia Malloy) may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)
- 24. Submitting reso. autho. <u>Settlement</u> in lawsuit of Orchard Laboratories, Corp. (Gail Brown) v. City of Detroit; 20-167033-GC, L20-00925, AA, A20000, and in the amount of \$5,000.00, in full payment for any and all claims which Orchard Laboratories, Corp. may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 25. Submitting reso. autho. <u>Settlement</u> in lawsuit of Prism Labs, LLC. (Jovan Brown), v. City of Detroit; 21-147939-GC, L21-00191, AA, A20000, and in the amount of \$3,500.00, in full payment for any and all claims which Prism Labs, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 26. Submitting reso. autho. <u>Settlement</u> in lawsuit of Rose Budgess, et al. v City of Detroit, et al.; Case No. 19-008548-NI, File No. L19-00483, (YRB) A20000, the total amount of **\$140,900.00** in full payment for any and all claims which Rose Budgess, Silver Pine Imaging, Michigan CRNA's Staffing, LLC and Detroit Anesthesia Group may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 27. Submitting reso. autho. <u>Settlement</u> in lawsuit of Ingrid Neal and Select Specialists LLC v City of Detroit; 19-010044-NF,L19-00538, AA, A20000, in the amount of \$33,500.00, in full payment for any and all claims which Ingrid Neal and Select Specialists may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 28. Submitting reso. autho. <u>Settlement</u> in lawsuit of Affiliated Diagnostic of Oakland, LLC (Vidas Wilson) v City Of Detroit; Case No. 20-156640, File No. L20-00463 (KC), A20000, in the amount of **\$7,500.00** in full payment for any and all claims which Affiliated Diagnostic of Oakland, LLC (Vidas Wilson) may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)

- 29. Submitting reso. autho. <u>Settlement</u> in lawsuit of Brenda Young v City of Detroit; File: 14736, Le-007225, (PSB) in the amount of **\$54,025.93** in full payment of 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. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)
- 30. Submitting reso. autho. <u>Settlement</u> in lawsuit of Ledura Watkins v City of Detroit; Case No. 17-13940, File No. L18-00009, (PMC), A37000, in the amount of \$2,350,000.00 in full payment for any and all claims which Ledura Watkins may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 31. Submitting reso. autho. <u>Settlement</u> in lawsuit of Nick Dicresce v City of Detroit; File: 14744; LE-002732, (PSB), in the sum of \$60,000.00 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. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 32. Submitting reso. autho. <u>Settlement</u> in lawsuit of Adam Crawford v City of Detroit and Alvin Horhn; Case No. 18-006407-CD, File No: W18-00085 (LCJ), A23000, in the amount of \$320,000.00 in full payment for any and all claims which Adam Crawford may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)
- 33. Submitting reso. autho. <u>Settlement</u> in lawsuit of Gregory Hicks v City of Detroit et al.; Case No. 20-003411-CD, File No: W20-00227 (JA), A37000, in the amount of \$118,000.00 in full payment for any and all claims which Gregory Hicks may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 34. Submitting reso. autho. <u>Settlement</u> in lawsuit of Tox Testing, Inc. (Leila Gilbert), et al. v City of Detroit; Case No. 20-011045, File No. L20-00701, (MBC), A20000, in the amount of **\$8,800.00** in full payment for any and all claims which Select Medical Group and US Health Pharmaceutical d/b/a Meds Direct Pharmacy may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 35. Submitting reso. autho. <u>Settlement</u> in lawsuit of Advanced Surgery Center, LLC (as Assignee of Alicia Malloy) v City of Detroit; Case No. 20-011261-NF, File No. L20-00917 (RG) A20000, in the amount of **\$90,000.00** in full payment for any and all claims which Advanced Surgery Center, LLC may have against the City of Detroit and any other City of

Detroit employees by reason of alleged injuries sustained. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)

- 36. Submitting reso. autho. <u>Settlement</u> in lawsuit of White, Maurice v City of Detroit; Case No: 19-011939-NF, File No:L19-00664 (PH) A20000, in the amount of \$37,500.00 in full payment for any and all claims which Maurice White may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 37. Submitting reso. autho. <u>Settlement</u> in lawsuit of Getwell Medical Transport (D. McGinnis, et al.) V City Of Detroit; Case No. 21-150400-GC, File No. L21-00294 (RJB) in the amount \$2,950.00 in full payment for any and all claims which Getwell Medical Transport LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 38. Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Derrick Cotton v City of Detroit et al.; Case No. 19-013646-NO, File No. L19-00956 (TO) for Christopher Bush. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Derrick Cotton v City of Detroit et al.; Case No. 19-013646-NO, File No. L19-00956 (TO) for P.O. Raymond Khamis. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 40. Submitting reso. autho. Legal Representation and Indemnification in lawsuit of Derrick Cain v City of Detroit et al.; Case No. 20-11099, File No. L20-00904 (CAB) for Det. Dennis Christie. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- Submitting reso. autho. Legal Representation and Indemnification in lawsuit of Derrick Cotton v City of Detroit et al.; Case No. 19-013646-NO, File No. L19-00956 (TO) for P.O. Xhesjan Zaimi. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 42. Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Derrick Cotton v City of Detroit et al.; Case No. 19-013646-NO, File No. L19-00956 (TO) for P.O. Wallace Richards. (**REFERRED TO THE INTERNAL OPERATIONS STANDING** COMMITTEE ON 11-10-21)
- 43. Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Jydelle Durham v City of Detroit et al.; Case No. 21-001286-NI, File No. L21-00065 (MBC) for

P.O. Joshua Branch. (**REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21**)

- 44. Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Kevin Kwart v City of Detroit et al; Civil Action Case No. 21-10826 for Corporal Steven Anouti. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)
- 45. Submitting reso. autho. <u>Legal Representation and Indemnification</u> in lawsuit of Kevin Kwart v City of Detroit et al; Civil Action Case No. 21-10826: Sgt. Timothy Vernon. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

HUMAN RESOURCES/CLASSIFICATION & COMPENSATION DIVISION

46. Submitting reso. autho. Request to Amend the 2021 - 2022 Official Compensation Schedule on behalf of the Human Resources Department, Classification & Compensation Division to include the pay range of \$79,207 - \$102,969 for the classification of Chief of Property Maintenance and Municipal Code Administration, \$79,207 - \$102,969 for the classification of Chief of Building Inspections, \$72,006 - \$93,608 for the classification of Assistant Chief of Property Maintenance and \$72,006 - \$93,608 for the classification of Assistant Chief of Building Inspections. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

MISCELLANEOUS

47. Submitting Petition of Hilanius Phillips (#1593) requesting the questions raised by this petition be answered, and that Mr. Page be allowed to resume operation of his marina. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

RESOLUTIONS

48. <u>Council Member Raquel Castañeda-López</u> submitting reso. autho. Urging the City's Corporation Counsel to Terminate its Contract with the Allen Brothers Law Firm due to Unacceptable Discriminatory Behavior. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 11-10-21)

I. PUBLIC COMMENT

- a. General
- **b.** Member Reports