

# City of Detroit

## CITY COUNCIL



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### INTERNAL OPERATIONS STANDING COMMITTEE

**COUNCIL MEMBER ROY MCCALISTER, CHAIRPERSON**  
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**Mr. Andre Gilbert**  
**Asst. City Council Committee Clerk**

**WEDNESDAY, JANUARY 17, 2018**

**10:00 A.M.**

- A. ROLL CALL**
- B. CHAIR REMARKS**
- C. APPROVAL OF MINUTES**

#### UNFINISHED BUSINESS

1. Status of Law Department submitting reso. autho. Settlement in lawsuit of Pain Center USA and the Interventional Pain Center; File No.: L16-00168, Case No.: 16-003751-CK; in the amount of \$2,800.00 by reason of alleged bus-auto collision sustained on or about September 30, 2014. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
2. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Willie Tyler v City of Detroit; File No.: L16-00168; Case No.: 16-003751-CK, in the amount of \$12,000.00, by reason of alleged bus-auto collision sustained on or about September 30, 2014. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
3. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Trinity Physical Therapy (Tyra Hardy) v City of Detroit; File No.: L17-00206; Case No.: 17-003405-NF, in the amount of \$19,500.00, by alleged of alleged bus-auto collision sustained on or about July 13, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**

4. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Jagannathan Neurosurgical Institute, PLLC (Tyra Hardy) v City of Detroit; File No.: L17-00153; Case No.: 17-003259-NF, in the amount of \$71,835.00, by alleged bus-auto collision sustained on or about July 13, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
5. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Breakthrough Towing, LLC and Michael Dickerson v Scott Hall, Rohit Joshi, Wayne State University, and the City of Detroit United States District Court for the Eastern District of Michigan; Case No. 15-12526; File No.: 115-00669 (EBG), in the amount of \$75,000.00, in full payment for any and all claims which Breakthrough Towing, LLC and Michael Dickerson may have against the City of Detroit, any of the City's police officers, employees, agents or representatives. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
6. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Keith Davis v, Sequoia Turner, et al United States District Court; Case No. 17-11308; File No. L17-00297 (PMC), in the amount of \$375,000.00, by reason of alleged injuries or property damage sustained by Keith Davis on or about June 6 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
7. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Shanice Monique Simmons v City of Detroit; Case No.: 16-002267 NI; File No.: L16-00229 (KAC), in the amount of \$22,000.00, by reason of alleged injuries sustained when he was a passenger on a DOT coach which was struck by a private vehicle, on or about April 14, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
8. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Tony Murray v. City of Detroit, et al; Case No. 17-10334; File No. L17-00121 (PMC), in the amount of \$87,500.00, by reason of alleged injuries or property damage sustained by Tony Murray on or about March 27, 2014. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
9. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Antuwuan Williams v City of Detroit; Case No.: 16-016333-NF; File No.: L16-00805 (KAC), in the amount of \$85,000.00, by reason of alleged injuries sustained when he was a passenger on a DOT coach which was struck by a private vehicle, on or about November 18, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
10. Status of Law Department submitting reso. autho. Settlement in the lawsuit of Jerry Hunter vs City of Detroit Fire Department; File #: 14855 (PSB), in the amount of \$75,000.00, 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. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**

11. Status of **Law Department** submitting reso. autho. **Settlement** in the lawsuit of Nina Pruitt v City of Detroit, et al.; Case No. 16-008201-NI; File No. L16-00606 (PMC), in the amount of \$50,000.00, by reason of alleged injuries or property damage sustained by Nina Pruitt on or about March 16, 2016. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
12. Status of **Law Department** submitting reso. autho. **Settlement** in the lawsuit of Brenda Estes-James v City of Detroit; Case No: 16-008120-NI; File No: L16-00473(KAC), in the amount of \$152,500.00, by reason of alleged injuries sustained when Plaintiff Brenda Estes-James was a passenger on a DOT coach which was involved in an accident with a pedestrian sustained on or about July 08, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
13. Status of **Law Department** submitting reso. autho. **Settlement** in the lawsuit of Willie Ingram vs City of Detroit Water Department; File #:10754 (CM), in the amount of \$27,500.00, 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. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
14. Status of **Law Department** submitting reso. autho. **Settlement** in the lawsuit of Tygena Patterson v. City of Detroit; Case No.: 16-004247-NF; File No.: L16-00276, in the amount of \$60,000.00, in full payment for any and all claims which Tygena Patterson may have against the City of Detroit for alleged injuries sustained on or about April 14, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
15. Status of **Law Department** submitting reso. autho. **Settlement** in the lawsuit of Michigan Pain Management, LLC (Anthony Glover) -v- City of Detroit; Case No.: 16-008021 NF; File No, L16-00445 (CB), in the amount of \$18,500.00, by reason of alleged injuries sustained by Anthony Glover on a DOT coach on or about June 6, 2014. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
16. Status of **Law Department** submitting reso. autho. **Acceptance of Case Evaluation Award** in the lawsuit of Kishaira Shirley v City of Detroit et. al.; Case No. 16-16357-NI; File No. L17-00086 (MBC); in the amount of \$20,500.00, by reason of alleged injuries sustained by Kishaira Shirley on or about January 11, 2016. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**
17. Status of **Law Department** submitting reso. autho. **Settlement** in lawsuit of Jason Perkins and Northland Radiology and Raj & Associates v City of Detroit; Case No: 16-015276-NF; File No: L16-00780 (JS), in the amount of \$20,500.00, by reason of the DDOT bus accident sustained on or about December 3, 2015. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**

18. Status of Council Member Andre Spivey submitting memorandum relative to Risk Management Council. **(BROUGHT BACK AS DIRECTED ON 1-10-18)**

## NEW BUSINESS

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

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

19. Submitting reso. autho. **Contract No. 6000740** 100% City Funding ó To Provide City Wide Janitorial Services ó Contractor: Kristel Group, Inc., 136 S. Rochester Road, Clawson, MI 48017 ó Contract Period: February 1, 2018 through June 30, 2022 ó Contract Increase: \$1,575,018.00 ó Total Contract Amount: \$11,916,318.00. **GENERAL SERVICES(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
20. Submitting reso. autho. **Contract No. 6001129** - 100% City Funding ó To Provide Salt for 2017-2018 Season ó Contractor: Detroit Salt Company LC, Location: 12841 Sanders St., Detroit, MI 82176 ó Contract Period: January 30, 2018 through August 31, 2018 ó Total Contract Amount: \$40,573.00. **GENERAL SERVICES(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
21. Submitting reso. autho. **Contract No. 6001140** - 100% City Funding ó To Furnish Motorcycle Fleet Upfitting Services to Include Upfitting of Information Technology Hardware, Software Systems, Aftermarket Customization, Warranties and Ancillary Services.ó Contractor: Canfield Equipment Service, Inc., Location: 21533 Mound, Warren, MI 480916 ó Contract Period: Upon City Council Approval through December 18, 2020 ó Total Contract Amount: \$301,045.50. **GENERAL SERVICES(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**

### **LAW DEPARTMENT**

22. Submitting reso. autho. Assignment of Irrevocable Option to Purchase 17500 Manor and 17503 Pinehurst, Detroit, MI 48235. **(As part of a settlement with Lewis College of Business approved by Detroit City Council on September 13, 2016, the City acquired rights to the Properties under an irrevocable option to purchase (the "Option"). The Option may be assigned to a third party at the City's sole discretion. Also as part of the settlement, the City demolished the former Harrison Hall structure that was the main source of blight on the Properties. At this time, the City wishes to assign the Option to Hartford-PVM, LLC in exchange for the Purchase Price, which will cover the City's demolition costs. Hartford-PVM, LLC plans to incorporate the Properties into their adjacent Hartford Village senior living community.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
23. Submitting reso. autho. **Settlement** in lawsuit of Gregory Bowie v. City of Detroit; Case No: 15-015470-NF; File No: L15-00894, in the amount of \$50,000.00, in full payment of any and all claims which Kevin Pollard may have against the City of Detroit for alleged injuries sustained on July 31, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**

24. Submitting reso. autho. **Settlement** in lawsuit of Eric Phillips v City of Detroit and Police Officer James Stanfield; File No.: L17-00064; Case No.: 16-017269-NI, in the amount of \$50,000.00, by reason of alleged auto collision sustained on or about October 16, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
25. Submitting reso. autho. **Settlement** in lawsuit of Bert McCants et al v. City of Detroit; Case No. 16-009741-NI; File No. L16-00481, in the amount of \$145,000.00, in full payment for any and all claims which Bert McCants and John Smith may have against the City of Detroit for injuries allegedly sustained on or about July 11, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
26. Submitting reso. autho. **Settlement** in lawsuit of Cappie Williams v. City of Detroit; Case No. 17-001573-NF; File NO. L17-00073 (VRI), in the amount of \$13,000.00, by reason of alleged injuries she sustained on or about February 1, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
27. Submitting reso. autho. **Settlement** in lawsuit of Ricardo Eaton v City of Detroit; Case No. 16-0175565-NI; City Law No. L17-00070, in the amount of \$11,750.00, by reason of alleged injuries sustained on or about February 10, 2014. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
28. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of James Fisher Sr. v. City of Detroit, et. al.; Case No. 16-008552-NI; File No. L16-00718 (VRI); in the amount of \$18,000.00, by reason of alleged injuries he sustained on or about August 14, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
29. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Tradell Steverson v. City of Detroit, et. al.; Case No. 16-015491-NI; File No. L17-00039 (VRI); in the amount of \$6,400.00, by reason of alleged injuries he sustained on or about December 1, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
30. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Jonathan Daffin v. City of Detroit; Case No.: 17-003659-NI; File No.: L17-00157: in the amount of \$35,000.00, in full payment for any and all claims which Jonathan Daffin may have against the City of Detroit for alleged injuries on or about September 18, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
31. Submitting report relative to Timeline for City Council to approve appointment of Corporation Counsel. **(On January 10, 2018, Council requested the Law Department to provide clarification on the timeline in which they may approve or disapprove of the Mayor's appointment of Corporation Counsel.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
32. Submitting report relative to Emergency Procurement of Legal Services-City Ord 18-5-21 - Jenner & Block. **(The Law Department has submitted a privileged and confidential**

**memorandum regarding the above-referenced matter.) (REFERRED TO THE  
INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**

**LEGISLATIVE POLICY DIVISION**

33. Submitting report relative to Computation of Time for Charter Provision 7.5-201, Appointment of Corporation Counsel. **(The Legislative Policy Division (LPD) has been requested by Council Member James Tate to provide a written opinion as to the computation of time with regards to the provision of the City Charter, Chapter 2, 7.5-201.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**

**MISCELLANEOUS**

34. **Council Member Andre L. Spivey** submitting memorandum relative to proposed amendments to the Detroit City Code relative to the operations of the Board of Review. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**
35. **Council Member Gabe Leland** submitting memorandum and resolution relative to The Appointment of Kwame Finn as the District 7 representative to the Board of Zoning Appeals. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 1-17-18)**

**D. PUBLIC COMMENT**

- a. Member Reports
- b. Visiting Member Reports
- c. General Public