

**Finance Department
Purchasing Division**

April 5, 2012

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

2800239 — 100% City Funding (Street Fund) — Change Order No. #1 — To provide Construction Engineering and Inspection Services for MDOT 105542A — HNTB Michigan, Inc., 719 Griswold, Suite 620, Detroit, MI 48226-3360 — Contract period: March 12, 2010 through Final Acceptance by MDOT — Contract increase: \$34,288.84 — Contract amount not to exceed: \$292,942.21. **Public Works.**

Respectfully submitted,
ANDRE DUPERRY
Director/Chief

Finance Dept./Purchasing Division
By Council Member Brown:

Resolved, That Contract No. 2800239 referred to in the foregoing communication dated April 5, 2012, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, and President Pugh — 7.

Nays — Council Members Kenyatta, and Watson — 2.

**Finance Department
Purchasing Division**

April 5, 2012

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

2800241 — 100% City Funding (Street Fund) — Change Order No. #1 — To provide Construction Engineering and Inspection Services for MDOT 105546A — HNTB Michigan, Inc., 719 Griswold, Suite 620, Detroit, MI 48226-3360 — Contract period: March 12, 2010 through Final Acceptance by MDOT — Contract increase: \$27,002.63 — Contract amount not to exceed: \$285,346.01. **Public Works.**

Respectfully submitted,
ANDRE DUPERRY
Director/Chief

Finance Dept./Purchasing Division
By Council Member Brown:

Resolved, That Contract No. 2800241 referred to in the foregoing communication dated April 5, 2012, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, and President Pugh — 7.

Nays — Council Members Kenyatta, and Watson — 2.

**Finance Department
Purchasing Division**

April 5, 2012

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

2808457 — 100% City Funding (Street Fund) — Change Order No. #1 — To provide Construction Engineering and Inspection Services for Eight (8) MDOT Projects — HNTB Michigan, Inc., 719 Griswold, Suite 620, Detroit, MI 48226-3360 — Contract period: March 12, 2010 through Final Acceptance by MDOT — Contract increase: \$179,982.97 — Contract amount not to exceed: \$2,639,922.97. **Public Works.**

Respectfully submitted,
ANDRE DUPERRY
Director/Chief

Finance Dept./Purchasing Division
By Council Member Brown:

Resolved, That Contract No. 2808457 referred to in the foregoing communication dated April 5, 2012, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

March 29, 2012

Honorable City Council:

Re: Petition No. 1075 — AECOM Ghafari, requesting closure of Chrysler Freeway SD between Gratiot and Clinton; and Clinton between Chrysler Freeway SD and St. Antoine to through traffic to accommodate the construction of the new Wayne County Consolidated Jail Facility.

Petition No. 1075 of "AECOM Ghafari" on the behalf of Wayne County request for permission to temporary close the Chrysler Freeway Southbound Service Drive between Gratiot Avenue, 120 feet wide, and Clinton Avenue, 40 feet wide; Also Clinton Avenue, 40 feet wide, between St. Antoine Avenue, 50 feet wide, and the Chrysler Freeway Southbound Service Drive to vehicular and pedestrian traffic. This closure is necessary for the construction of the new Wayne County Consolidated Jail Facility.

The request was approved by the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

All involved City departments and privately owned utility companies have reported no objections to the proposal,

provided they have the right to ingress and egress at all times to their facilities.

You will find attached an appropriate resolution, for your Honorable Body's consideration, authorizing the City Engineering Division — DPW to issue permits to close said the Chrysler Freeway Southbound Service Drive, on a temporary basis (for a period of three (3) years to expire on May 1, 2015).

Respectfully submitted,

RICHARD DOHERTY

City Engineer

City Engineering Division — DPW

By Council Member Brown:

The City Engineering Division — DPW is hereby authorized and directed to issue permits to "Wayne County Building Authority" ("Petitioner"), for the closure of The Chrysler Freeway Southbound Service Drive between Gratiot Avenue, 120 feet wide, and Clinton Avenue, 40 feet wide, being more described as lying Easterly of and abutting the East line Lots 10 and 3 between Gratiot and Madison, Lots 2 and 1 between (vacated) Mullett, Lots 1 and 1 between Mullett and Clinton all in the "Plat of the Front of Charles Moran Farm" A.E. Hathon, Civil Engineer, 1837 Charles Moran, Proprietor, as recorded in Liber 10, Page 3 & 5, City Records; Also, all that part of Clinton Avenue, 40 feet wide, between St. Antoine Avenue, 50 feet wide, and the Chrysler Freeway Southbound Service Drive lying Southerly of and abutting the South line of Lots 1 through 7, both inclusive, and lying Northerly of and abutting the North line of Lots 1 through 7, both inclusive, all in the "Plat of the Front of Charles Moran Farm" A.E. Hathon, Civil Engineer, 1837 Charles Moran, Proprietor, as recorded in Liber 10, Page 3 & 5, City Records; Also lying Southerly of and abutting the South line lots 1 through 4, both inclusive, and lying Northerly of and abutting the North line of Lots 1 through 4, both inclusive, all in the "Plat of the Antoine Beaubien Farm" April 22nd 1846 (including Catholic & Protestant Cemeteries) recorded in Liber 27, Page 197, Deeds, Wayne County Record; on a temporary basis (for a period of three (3) years) to expire on May 1, 2015;

Provided, That the purpose of this Resolution is to facilitate the necessary, secure, and orderly operation of the Wayne County Consolidated Jail Facility and, therefore the City of Detroit: (i) shall not grant access to any other person or entity on, in, or under the Closed Roads, except to the Petitioner and its designees and to others as provided herein, so long as the permits remain effective; (ii) shall permit the Petitioner and its designees to have sole possession and use of the Temporary Closed Roads subject to the Resolution; and (iii) shall cooperate with Petitioner to carry out the intent of this resolution; and

Provided, That the Petitioner shall file

with the Finance Department and/or City Engineering Division — DPW an indemnity or other agreement in a form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance by the Petitioner of the terms thereof. Further, the Petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the Temporary Closed Roads under this Resolution; and

Provided, That access gates and security booths are installed, and ingress/egress is provided and maintained for all property owners and businesses adjacent to or directly abutting the Temporary Closed Roads. The Petitioner shall contact the Operations Section of the City of Detroit for deploying proper signage barricades and detour routes during the effective dates of the permits; and

Provided, That Detroit Water and Sewerage Department forces shall have free and easy access to the water main and sewer facilities at all times to permit proper operation, maintenance and if required, alteration or repair of the water main and sewer facilities beneath the Temporary Closed Roads in accord with the recorded easements for such water main and sewer facilities. Free and easy access shall mean that no structures or storage of materials will be allowed upon the closed street to hinder the movement of maintenance equipment; and

Provided, That where a fence is placed across the Temporary Closed Roads, then a gate must be installed to permit immediate access for DWSD forces upon request to the Petitioner. The minimum dimensions of the gate or gates shall provide a 15 foot vertical and 13 foot horizontal clearance for freedom of DWSD equipment movement; and

Provided, That should the water main and/or sewer facilities beneath the Temporary Closed Roads be broken or damaged as a result of any action on the part of the Petitioner or assigns, then in such event the Petitioner or assigns shall be liable for all cost incident to the repair of such broken or damage water main and appurtenances, and waives all claims for damages; and

Provided, No buildings or other structures of any nature whatsoever (except necessary barricades or for security concerns), shall be constructed on or over Temporary Closed Roads. The Petitioner shall observe the rules and regulations of the City Engineering Division — DPW. The City of Detroit retains all rights and interests in the Temporary Closed Roads as many currently exist under law. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the

Temporary Closed Roads in accordance with existing recorded easements within the Temporary Closed Roads. Further, the Petitioner shall comply with all specific conditions imposed in this Resolution to ensure unimpeded 24-hour-per-day access by the City and utility companies; and

Provided, All of the Petitioner's public property fence, gate, security booths and barricade installations shall be subject to the review and approval of the City Engineering Division — DPW (if necessary, in conjunction with the Traffic Engineering Division — DPW, and the Planning and Development Department); and

Provided, This resolution does not permit the storage of materials, displays of merchandise, or signs within the Temporary Closed Roads. Further, the placement of materials, merchandise, or signs on any adjacent berm area is prohibited; and

Provided, That at the direction of the Detroit City Council, if the permits granted herein are terminated, all obstructions shall be removed at the Petitioner's

expense. The public property shall be restored to a condition satisfactory to the City Engineering Division — DPW by the Petitioner at the Petitioner's expense; and

Provided, The petitioner's fence, gate and barricade installations shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles; and

Provided, This resolution is revocable by the Detroit City Council after holding a public hearing and establish good cause taking into consideration the expense purpose of this Resolution. The Petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein; and

Provided, The permits shall not be assigned or transferred without the written approval of the Detroit City Council; and further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

