

**Finance Department
Purchasing Division**

January 31, 2013

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

2832447 — 62.05% City Funding, 28.43% State Funding, 6.13% Federal Funding, Farebox Revenue Funding 3.39% — To Provide Antifreeze, Ethylene Glycol (Recycled) — RFQ. #38483 — Recycling Fluids Technologies, 9207 Cotters Ridge Road, Richland, MI 49083 — Contract Period: November 15, 2012 through November 14, 2013 — Original Contract Amount: \$354,510.00 — Estimated Cost: \$0.00 (No additional funds needed). **Transportation.**

Renewal of existing contract.

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer

Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That Contract No. **2832447** referred to in the foregoing communication dated January 31, 2013 be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.

Nays — None.

**Finance Department
Purchasing Division**

January 31, 2013

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

2867600 — 100% State Funding — To Provide Door-To-Door Transportation Services for Low Income Elderly and/or Disabled Persons in Specified Service Areas — Latin Americans for Social & Economic Development, 4138 W. Vernor Highway, Detroit, MI 48209 — Contract Period: October 1, 2011 through September 30, 2014 — Contract Amount Not to Exceed: \$419,925.00. **Transportation.**

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer

Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That Contract No. **2867600** referred to in the foregoing communication dated January 31, 2013 be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.

Nays — None.

**Finance Department
Purchasing Division**

January 28, 2013

Honorable City Council:

Re: Contracts and Purchase Orders Scheduled to be Considered at the Recess Session of December 17, 2012.

Please be advised that the Contract submitted on Thursday, December 13, 2012 for the City Council Agenda of December 17, 2012 has been amended as follows:

1. The contractor's contract number was submitted incorrectly. Please see the corrections below:

Submitted as:

Page B

2831979 — 100% City Funding — Change Order No. #1 — To Provide Paratransit Services — Delray United Action Council, 7914 W. Jefferson, Detroit, MI 48209 — Contract Period: Extension of Contract for One (1) Year: December 31, 2012 through December 31, 2013 — Contract Increase: \$205,000.00 — Contract Amount Not to Exceed: \$364,900.00. **Transportation.**

Should read as:

Page B

2831980 — 100% City Funding — Change Order No. #1 — To Provide Paratransit Services — Delray United Action Council, 7914 W. Jefferson, Detroit, MI 48209 — Contract Period: Extension of Contract for One (1) Year: December 31, 2012 through December 31, 2013 — Contract Increase: \$205,000.00 — Contract Amount Not to Exceed: \$364,900.00. **Transportation.**

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer

Finance Dept./Purchasing Div.

By Council Member Jones:

Resolved, That **CPO #2831980** referred to in the foregoing communication dated January 28, 2013 be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.

Nays — None.

**Department of Public Works
City Engineering Division**

January 16, 2013

Honorable City Council:

Re: Petition No. 2410 — Infuz LTD, request to encroach on the city sidewalk at Jefferson Chevrolet at 2130 E. Jefferson Avenue, Detroit, MI 48207.

Petition No. 2410 of "Infuz LTD", on behalf of Jim and Brian Tellier of Jefferson Chevrolet request permission to construct

and maintain a signage encroachment 30 feet in length and 7.5 feet wide in the south side of East Jefferson Avenue, 120 feet wide, right-of-way between St. Aubin Avenue, 72 feet wide, and Dubois Street, 42 feet wide. This encroachment will provide a fresh renovation and beautiful facility to the downtown area.

The encroachment petition was referred to the City Engineering Division — DPW for investigation and report. This is our report.

The Public Lighting Department (PLD) reports no structure or barricades can be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations, also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 feet vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD needs unrestricted rights with 24 hour heavy vehicle accesses to the areas requested for encroachment area to be maintained for PLD facilities.

Detroit Water and Sewerage Department (DWSD) reports no objections to the encroachment provided that the provisions within the resolution for encroachment is strictly followed.

Traffic Engineering Division — DPW reports no objection to the request to encroach provided that the encroachment must be completely cantilevered and not have any support at grade level, a minimum of 12.00 feet clear height and under clearance must be maintained at ground level, and a minimum of 6.00 feet wide clear sidewalk must be maintained at all times.

All other involved City departments and privately owned utility companies request the petitioner(s) make use of "Miss Dig" facilities before the construction of the fence and sign take place.

There is an appropriate resolution, granting the encroachment petition, attached for consideration by your Honorable Body.

Respectfully submitted,
RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW
By Council Member Brown:

Whereas, The City Engineering Division — DPW is hereby authorized and directed to issue permits to Jim and Brian Tellier of Jefferson Chevrolet (owners) and his/her assigns to install and maintain encroachments within East Jefferson Avenue, 120 feet wide, with the intentions

to construct and place signage on building. The encroachment of the signage will all be within approximately 7.50 feet north from the south property line of East Jefferson Avenue, 120 feet wide, and 30.00 feet in length adjacent to the following described property:

Being on the South side of East Jefferson Avenue, 120 feet wide, and between St. Aubin Avenue, 72 feet wide, and Dubois Street, 42 feet wide, lying adjacent to Lot 3 in the "Subdivision of the St. Aubin Farm South of Jefferson Avenue, Detroit, Michigan, March 9th, 1858 as recorded in Liber 1, Page 35, Plats, Wayne County Records;

Provided, That by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the street, and at all time, DWSD, its agents or employees, shall have the right to enter upon the street to maintain, repair, alter, service, inspect, or install its facilities. All cost incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration servicing or inspection by DWSD shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the street shall be borne by DWSD, and be it further

Provided, That all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the Miss Dig one call system, and be it further

Provided, That construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner, and be it further

Provided, That if DWSD facilities located within the street shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD Facilities, and be it further

Provided, That the petitioner shall hold DWSD harmless for any damage to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's Facilities, and be it further

Provided, That the encroachment must be completely cantilevered and not have any support at grade level, a minimum of 12.00 feet clear height and under clearance must be maintained at ground level,

and a minimum of 6.00 feet wide clear sidewalk must be maintained at all times, and be it further

Provided, That no structure or barricades can be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations, also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 feet vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD needs unrestricted rights with 24 hour heavy vehicle accesses to the areas requested for encroachment area to be maintained for PLD facilities, and be it further

Provided, "Jim and Brian Tellier of Jefferson Chevrolet (owners)" or its assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division — DPW prior to any public right-of-way construction; and further

Provided, That the necessary permits shall be obtained from the City Engineering Division — DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; also in accord with plans submitted to and approved by these departments; including the Public Lighting Department (if necessary), and the Traffic Engineering Division — DPW (if necessary); and further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by "Jim and Brian Tellier of Jefferson Chevrolet (owners)" or its assigns; and further

Provided, That all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by "Jim and Brian Tellier of Jefferson Chevrolet (owners)" or its assigns. Should damages to utilities occur "Jim and Brian Tellier of Jefferson Chevrolet (owners)" or its assigns shall be liable for all incidental repair costs and

waives all claims for damages to the encroaching installations; and further

Provided, If it becomes necessary to repair or replace the utilities located or to be located within the public rights-of-way, by acceptance of this permission, "Jim and Brian Tellier of Jefferson Chevrolet (owners)" (owners) for themselves, or their assigns, (by acceptance of permits for construction near underground utility lines, conduits, or mains) waives all claims for damages to the encroaching installations and agree to pay all costs incurred in their removal (or alteration), if removal (or alteration) becomes necessary; and further

Provided, That "Jim and Brian Tellier of Jefferson Chevrolet (owners)" shall file or have on record with the Finance Department and/or City Engineering Division — DPW an indemnity in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance by "Jim and Brian Tellier of Jefferson Chevrolet (owners)" of the terms thereof. Further, "Jim and Brian Tellier of Jefferson Chevrolet (owners)" shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the proposed encroachments; and further

Provided, The property owned by "Jim and Brian Tellier of Jefferson Chevrolet (owners)" and the encroachment shall be subject to proper zoning or regulated use (Board of Zoning Appeals Grant); and further

Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division — DPW; and further

Provided, This resolution is revocable at the will, whim or caprice of the City Council, and "Jim and Brian Tellier of Jefferson Chevrolet (owners)" acquires no implied or other privileges hereunder not expressly stated herein; and further

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

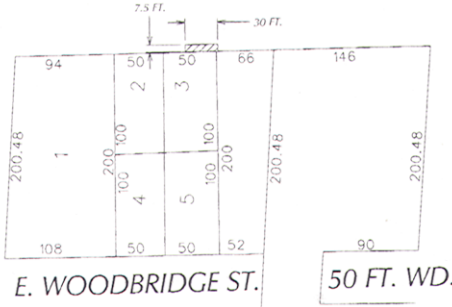
Provided, That the City Clerk shall within 30 days record a certified copy of this resolution and indemnity agreement with the Wayne County Register of Deeds.

PETITION NO. 2410
 JEFFERSON CHEVROLET
 2130 EAST JEFFERSON AVE.
 DETROIT, MICHIGAN 48207
 C/O VINCENT CATALDO
 of INFUZ LIMITED ARCHITECTURE
 PHONE NO. 810 367 8835



E. JEFFERSON AVE. 120 FT. WD.

ST AUBIN AVE. 72 FT. WD.



DUBOIS ST. 42 FT. WD.



- AREA OF ENCROACHMENT
 (With Signage)

(FOR OFFICE USE ONLY)

CARTO 38 E

B					
A					
	DESCRIPTION	REV#	CHKD	APP.	DATE
	REVISIONS				
	DRAWN BY	KSM	CHECKED		
	DATE	7-19-12	APPROVED		

REQUEST TO ENCROACH
 INTO JEFFERSON AVE.
 (7'6" With Signage)
 At 2130 JEFFERSON

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	07-07
DRWG. NO.	X2410.dgn