

By Council Member Brown:

Resolved, That Contract No. **2831979** referred to in the foregoing communication dated December 20, 2012, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Spivey, Tate, and President Pugh — 6.

Nays — Council Members Jones, and Watson — 2.

**Finance Department
Purchasing Division**

February 26, 2013

Honorable City Council:

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

2869404 — 100% Federal Funding — To Provide Engineering Services for Traffic Signal Timing Optimization of 120 Signals — Iteris Michigan, LLC, 3331 West Big Beaver Road, Suite #103, Troy, MI 48084 — Contract Period: Upon City Council Approval through a Period of Twelve (12) Months from the Date of the Contract Award — Contract Amount Not to Exceed: \$698,500.00. **Public Works.**

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer
Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That Contract No. **2869404** referred to in the foregoing communication dated February 26, 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**

February 7, 2013

Honorable City Council:

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

2867606 — 100% State Funding — To Provide Door-to-Door Transportation Services for Low Income Elderly and/or Disabled Persons in Specified Service Areas — Detroit Area Agency on Aging, 1333 Brewery Park, Suite 250, Detroit, MI 48211 — Contract Period: October 1, 2011 through September 30, 2014 — Contract Amount Not to Exceed: \$150,075.00. **Transportation.**

Respectfully submitted,

ANDRE DUPERRY

Chief Procurement Officer
Finance Dept./Purchasing Div.

By Council Member Brown:

Resolved, That Contract No. **2867606** referred to in the foregoing communication dated February 7, 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.

*WAIVER OF RECONSIDERATION (No. 7), per motions before adjournment.

**Department of Public Works
City Engineering Division**

February 12, 2013

Honorable City Council:

Re: Petition No. 2557 — Detroit Housing Commission, request to establish a berm parking area for Greenbrook Manor Apartments at 19801 - 19811 Greenfield.

Petition No. 2557 of "Detroit Housing Commission (DHC)" whose address is 1301 East Jefferson Avenue, Detroit, Michigan 48207 request permission to encroach and/or Berm use area (describe as the land between the front of sidewalk to the back of curb line) for parking on the south side of Pembroke Avenue, 66 feet wide, between Greenfield Road, 106 feet wide, and Winthrop Avenue, 60 feet wide.

The Detroit Housing Commission (DHC) intention is to have 10 feet wide of the berm area designed and constructed to resolve the insufficient parking needed for the renovation of the adjacent building and avoid violations and/or ticketing from parking enforcement. This will assist the Detroit Housing Commission to meet HUD's standards for on site parking.

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

Traffic Engineering Division — DPW reports no objections provided that petitioner and/or owner adhere to the design and provisions for berm parking submitted to City Engineering and part of the attached resolution.

The Detroit Water and Sewerage Department (DWSD) reports no objections to the proposed berm use provided that the attached provisions are followed and made part of this resolution.

DTE Energy Gas Division reports no objections provided that the berm use in Pembroke Avenue will not be in conflict or affect DTE's existing facilities.

All other involved City departments and privately owned utility companies request the petitioner(s) make use of "Miss Dig" facilities before any drilling within Pembroke Avenue, and reported no objections or that satisfactory arrangement have been made to the berm area use request.

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

Respectfully submitted,

RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW

By Council Member Brown:

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue permits to “Detroit Housing Commission (DHC)”, to install and maintain the encroachment of the Berm Parking Area, a ten feet wide extend 158.65 approximately along the south side of Pembroke Avenue right-of-way within the public right-of-way for the purpose of resolving the insufficient parking needed for the renovation of the adjacent building and avoid violations and/or ticketing from parking enforcement, also to meet HUD’s standards for on site parking; said public right-of-way being nearby or adjoining property described as follows:

Lying within Pembroke Avenue, 66 feet wide, between Greenfield Road, 106 feet wide, and Winthrop Avenue, 60 feet wide, adjacent to Lot 11 in the “Murray Hill Allotment” of the South 1/2 of the East 1/2 of the Northeast 1/4 of the North 1/2 of the Northeast 1/4 of the Southeast 1/4 of Section 1, T.1.S., R.10.E., Redford Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 37, Page 16 of Plats, Wayne County Records;

Encroachment/Berm Use is considered “permanently” (meaning more than thirty days, or other long-term duration) to installed a parking bay/area within the public right-of-way, nearby or adjacent to the above-described property;

Provided, That the petitioner and/or the property owner adjacent to the berm area shall be responsible at his/her expense to install/maintain continuous concrete stoppers for separation of vehicular and pedestrian usage as shown on the typical berm parking layout drawing by Traffic Engineering Division (attached); and further

Provided, That the petitioner and/or the property owner adjacent to the berm area shall be responsible for maintaining the berm surface and removal of snow from the berm area; and further

Provided, That the petitioner and/or the property owner adjacent to the berm area shall be responsible for, at his/her expense, to construct/modify the berm area surface to the City’s satisfactory, and removal of curb along the edge of the berm parking to allow for entry and exit; and further

Provided, That the City of Detroit reserves the right to revoke the approval of berm parking if it is determined to be in the best interest of the City of Detroit or failure to comply with the terms and conditions stipulated in the approval of the berm parking request; and further

Provided, That this request is approval for only parallel parking and on street parking along the stretch adjacent to the berm parking will not be permitted, and further

Provided, That the petitioner and/or the property owner adjacent to the berm area shall be responsible at his/her expense to install/maintain parking control signs and pavement markings associated with the

berm parking as per City standards; and further

Provided, That the issuance of a permit for use of the berm area shall not in any way, waive the rights of the City to utilize the area of street widening or other purposes as may become necessary in the future; and further

Provided, That all construction costs associated with the granting of the permit be borne by the petitioner or petitioners; and further

Provided, That the parking spaces provided by the grant to use the berm area shall not in any way waive the requirements of Detroit’s Official Zoning Ordinance regarding off-street parking; and further

Provided, That in addition to these reports, the Honorable City Council, at its discretion, may hold a public hearing on the proposed berm development to which all interested parties and city agencies will be invited; and further

Provided, It is the intention of this resolution to authorize the City Engineering Division — DPW (prior to the issuance of “encroachment” permits) to act in behalf of the city require the permit applicant to perform any reasonable task to protect public property interests including, but not limited to, the submission of engineering plans (containing construction details and distances from property lines) of each proposed parking bay/area. Also, the City Engineering Division — DPW may require the permit applicant to secure approval(s) of said plans from Wayne County, the State of Michigan, any city departments (including city commissions, authorities, corporations, councils, boards, contractors, and agencies whenever applicable) and/or utility companies are specifically enumerated in this resolution or not; and further

Provided, Said encroachment/berm use area shall be installed, constructed and maintained under the rules and regulations of the City Engineering Division — DPW, and Traffic Engineering Division — DPW; and further

Provided, All costs for construction, maintenance, permits and use of the encroachment/berm use area shall be borne by the petitioner. Should damages to utilities occur, the petitioner 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 in the public right-of-way, by the acceptance of this permission, the owners for themselves, their heirs or assigns, waive claims for any damages to the encroachment/berm use installation and agree to pay the cost incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the City Engineering Division - DPW at the owner’s expense; and further

Provided, That the petitioner shall have on record or file with the Finance Department and/or City Engineering Division - DPW an indemnity agreement 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 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 proposed encroachment/berm use; and further

Provided, That no other rights in the public streets, alley or other public places shall be considered waived by this permission which is granted expressly on the condition that said encroachment/berm use area shall be removed at the expense of the permittee 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 at the permittee sole cost and expense; and further

Provided, That the petitioner shall apply to become a participating member of the "MISS DIG" organization (if necessary); and further

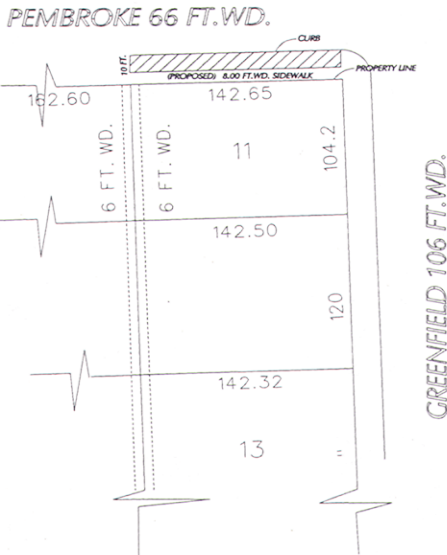
Provided, This resolution is revocable at the will, whim or caprice of the City Council, and permittee hereby waives any right to claim damages or compensation for removal of the encroachment/berm use area, and further that the permittee acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, The installation and maintenance of the encroachment/berm use area referred to herein shall be construed as acceptance of this resolution by the permittee; and further

Provided, That the encroachment/berm use area permit 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 with the Wayne County Register of Deeds.

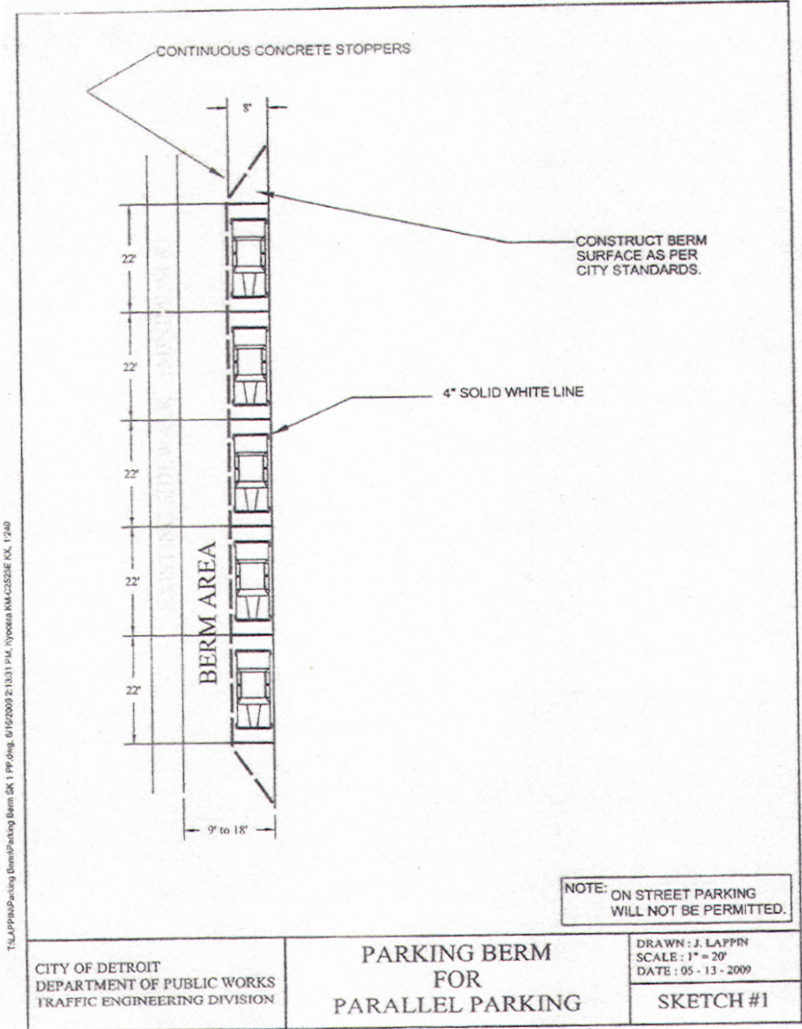
PETITION NO. 2557
 DET. HOUSING COMMISSION
 1301 E. JEFFERSON
 DET. MI. 48207
 c/o ROBERT HUNT
 PHONE NO. 313-877-8565
 huntr@dhcmi.org



 - REQUESTED AREA OF BERM PARKING

CARTO 105 D

<small>FOR OFFICE USE ONLY</small>				
B				
A				
DESCRIPTION	REVISED	CHKD	APPD	DATE
DRAWN BY NP				
DATE	10-30-12	APPROVED		
REQUEST FOR BERM PARKING WITHIN PEMBROKE WEST OF GREENFIELD. THE AREA OF BERM PARKING IS TO 10 WD ALONG PROPERTY AT 19801 GREENFIELD RD.				
CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU				
JOB NO. 01-01				
DRWG. NO. x2557.dgn				



Adopted as follows:
 Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Spivey, Tate, Watson, and President Pugh — 8.
 Nays — None.

**Buildings and Safety
 Engineering Department**

January 30, 2013

Honorable City Council:
 Re: Address: 19975 Fairport. Name: Katie Butzky. Date ordered removed: March 15, 2011 (J.C.C. p. 598).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on January 22, 2013 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is rehabilitation and sale. This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three (3) months subject to the following conditions:

1. The building shall be maintained securely barricaded until rehabilitation is complete. All relevant permits for rehabilitation work shall be obtained. Rehabilitation is to be complete within six (6) months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties