

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**Finance Department
Purchasing Division**

February 20, 2014

Honorable City Council:

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

2889327 — 100% City Funding — Notification of Emergency Procurement as Provided by Ordinance No. 15-00 — Please be Advised of an Emergency Procurement as Follows: Description of Procurement: Elevator and Escalator Repairs at the Ford Underground Garage — Basis for the Emergency: The City of Detroit Is in Violation of the Americans with Disabilities Act (ADA) and Can be Fined for Non-Compliance for Non-Working Elevator and Escalator — Basis for Selection of Contractor: Thyssenkrupp Has Been Selected as the Supplier for the City-Wide Contract for Monthly Maintenance and Emergency Repairs — Contractor: Thyssenkrupp Elevator — Location: 35432 Industrial Road, Livonia, MI 48150 — Total Amount: \$5,000.00.
Municipal Parking.

Respectfully submitted,
BOYSIE JACKSON
Purchasing Director
Finance Dept./Purchasing Div.

By Council Member Benson:

Resolved, That Contract No. **2889327** referred to in the foregoing communication dated February 20, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

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

**Finance Department
Purchasing Division**

February 20, 2014

Honorable City Council:

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

2888140 — 100% Federal Funding — To Provide Funding for the Detroit Youth Violence Prevention Capacity-Building Project and Program Associate to assist with reporting and evaluation responsibilities, in addition to purchasing technology tools to include software to enhance communication and program monitoring activities for the Detroit Youth Violence Prevention Initiative (DYVPI) —

Company: City Connect Detroit — Location: 613 Abbott Street, Third Floor, Detroit, MI 48226 — Contract Period: Upon Emergency Manager's Approval through One (1) Year Thereafter — Contract Amount Not to Exceed: \$286,755.00. **Police.**

Respectfully submitted,
BOYSIE JACKSON
Purchasing Director
Finance Dept./Purchasing Div.

By Council Member Benson:

Resolved, That Contract No. **2888140** referred to in the foregoing communication dated February 20, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 8), per motions before adjournment.

**Department of Public Works
City Engineering Division**

February 6, 2014

Honorable City Council:

Re: Petition No. 2825 — Selden Gardens LLC, request temporary closure of the north-south public alley just West of Second Avenue between Alexandrine and Selden.

Petition No. 2825 of Selden Gardens LLC request the temporary closing of the north-south public alley, 14.75 feet wide, and being the public alley first westerly of Second Blvd. in the block bounded by Second Blvd., 100 feet wide, Third Avenue, 70 feet wide, Selden Avenue, 100 feet wide and Alexandrine Avenue, 100 feet wide in order to allow a parking solution for a tenant, a new restaurant.

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 allow the closure of the North-South public alley, 14.75 feet wide, on a temporary basis (for a period of five (5) years) to expire on March 1, 2019.

Respectfully submitted,
RICHARD DOHERTY
City Engineer

City Engineering Division — DPW
By Council Member Benson:

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue a permit to Selden

Gardens LLC to temporary close the north-south public alley, 14.75 feet wide, and being the public alley first westerly of Second Blvd. in the block bounded by Second Blvd., 100 feet wide, Third Avenue, 70 feet wide, Selden Avenue, 100 feet wide and Alexandrine Avenue, 100 feet wide; and described as land in the City of Detroit, Wayne County, Michigan being the public alley, 14.75 feet wide, lying westerly of and abutting the West line of Lots A, B, C, D, E and F "Subdivision of Lots 17, 18 and 19 Block 94 Cass Farm" as recorded in Liber 4, Page 11 of Plats, Wayne County Records; also lying easterly of and abutting the East line of Lot 20 Block 94 "Subdivision of part of the Cass Farm to be known as Blocks 89-96 inclusive" as recorded in Liber 1, Pages 175-177, Plats, Wayne County Records; on a temporary basis for five (5) year to expire March 1, 2019;

Provided, That the petitioner shall 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 harmless from all claims, damages or expenses that may arise by reason of the issuance of 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 public alley closing; and

Provided, The property owned by the petitioner and adjoining the temporary public alley closing shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the alley; and be it further

Provided, The petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closing, and

Provided, No buildings or other structures of any nature whatsoever (except necessary line fence), shall be constructed on or over the public rights-of-way. The petitioner shall observe the rules and regulations of the City Engineering Division — DPW. The City of Detroit retains all rights and interest in the temporary closed public right-of-way. The City and all utility

companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public rights-of-way. Further, the petitioner shall comply with all specific conditions imposed to ensure unimpeded 24-hour-per-day access to the City and utility companies; 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 must only be installed in such a way to not prohibit pedestrian traffic within the sidewalk space; and

Provided, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporary closed public rights-of-way. Further, the placement of materials, merchandise, or signs on any adjacent temporary area is prohibited; and

Provided, That if there is still a need for access from any of the abutting property owners to said temporary closed alley, access shall and must be maintained for those properties; and

Provided, That at the expiration of the permit, 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, That this resolution is revocable at the will whim or caprice of the Detroit City Council without cause. 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. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and

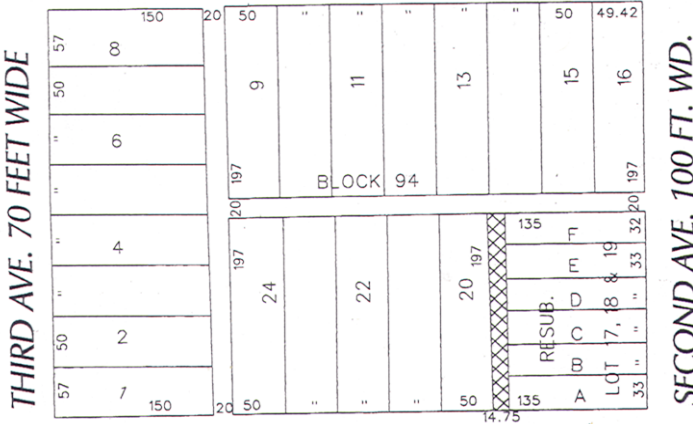
Provided, This permit shall not be assigned or transferred without the written approval of the Detroit City Council; and further

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

PETITION NO. 2825
 SELDEN GARDENS LLC
 4476 SECOND AVENUE
 DETROIT, MICHIGAN 48201
 C/O PAUL HOWARD



ALEXANDRINE AVE. 100 FT. WD.



SELDEN AVE. 100 FT. WD.



- AREA OF TEMPORARY CLOSURE

(FOR OFFICE USE ONLY)

CARTO 29 B

| | | | | | |
|-------------|---------|----------|------|------|--|
| B | | | | | |
| A | | | | | |
| DESCRIPTION | DEPT | CHKD | APPR | DATE | |
| REVISIONS | | | | | |
| DRAWN BY | KSM | CHECKED | | | |
| DATE | 6-20-13 | APPROVED | | | |

REQUEST TEMPORARY CLOSURE
 OF 14.75 WD. N/S ALLEY
 IN BLOCK BOUND BY
 SECOND, SELDEN, THIRD
 AND ALEXANDRINE

| | |
|-----------------------------|-----------|
| CITY OF DETROIT | |
| CITY ENGINEERING DEPARTMENT | |
| SURVEY BUREAU | |
| JOB NO. | 01-01 |
| DRWG. NO. | X2825.dgn |

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 9), per motions before adjournment.

Permit

Honorable City Council:

To your Committee of the Whole was referred Petition of Eastern Market Corporation (#120), to conduct "48th Annual Flower Day". After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,
 SCOTT BENSON
 Chairperson

By Council Member Benson:

Resolved, That subject to the approval of the Mayor's Office, DPW — City Engineering Division, Buildings, Safety Engineering and Environmental Department, Business, Municipal Parking and Fire Departments, permission be and is hereby granted to Eastern Market Corporation (#120) for "48th Annual Flower Day Event" on May 18, 2014 from 7:00 a.m. - 5:00 p.m., with temporary street closures in area of Russell Street between Wilkins and I-75 Service Drive, etc.

Resolved, That the Buildings and Safety Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the promotion, and further

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be