

EXHIBIT B

Right of Refusal 2015

Strategic Areas	Commercial	Residential	Total	Cost
Airport Expansion	0	30	30	\$47,396.47
Animal Control	0	1	1	3,222.81
Brush Park	0	6	6	19,379.47
Choice Neighborhoods	0	2	2	2,899.51
DWSD	1	0	1	3,221.39
Herman Kiefer	0	16	16	26,307.13
Woodward Target Area	1	0	1	5,414.41
Livernois McNichols	6	0	6	28,742.46
North Corktown	0	51	51	75,556.11
UDM Expansion Area	0	3	3	13,744.58
W. Vernor Commercial Corridor	4	0	4	12,435.95
	12	109	121	\$238,321.29

Project Plans

I-94 Industrial (Economic Development Corporation)	3	14	17	\$24,969.64
Jefferson Village (Neighborhood Development Corporation)	0	10	10	8,528.52
Jefferson Village (Title Review)		17	17	13,028.21
	3	41	44	\$46,526.37

City Partners

Jefferson East, Inc.	2	2	4	\$15,364.43
Eastern Market Corporation	11	27	38	66,542.97
Henry Ford Health System	0	8	8	11,935.69
Midtown Detroit, Inc.	4	2	6	15,213.91
Motown Historical Museum		2	2	3,977.11
Southwest Housing Solutions Corporation (Woodbridge Neighborhood Development Corporation)*	0	8	8	11,953.16
	17	49	66	\$124,987.27

*denotes partner

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 7.

Nays — Ayers — 1.

Planning & Development Department

May 12, 2016

Honorable City Council:

Re: Petition No. 1019 — Bert's Marketplace & Jazz Club to Establish an Outdoor Café Permit at 2727-2739 Russell.

The above named petitioner has requested permission for Outdoor Café Service. This service will convene every April 1st through November 30th, for a period of three (3) years, from the date of your Honorable Body's approval.

The Department of Public Works/City Engineering Division (DPW/CED) who has jurisdiction over temporary encroachment on city right-of-ways has approved this request contingent upon the petitioners compliance with applicable City ordinance related to outdoor café activities and the

remittance of the annual use-permit fee to the Permit Section of the DPW/CED.

The Health Department has approved this petition, subject to petitioner's strict adherence to the 1999 Food Code, Food Law of 2000 and City Ordinance, Chapter 21. No outdoor grilling is permitted without approval from the Health Department's Food Safety Division.

Approval from the Detroit Police Liquor License Bureau is contingent upon the final action given by the City Council towards the above-referenced petition. Prior approval from the Central District Precinct does not cover serving liquor in outdoor café area until the Detroit Police Liquor License Bureau has given approval.

The Planning and Development Department (P&DD) is not aware of any objections from any other City Agencies involved. It is the recommendation of the P&DD that the petitioner's request be granted subject to the terms and conditions provided in the attached Resolution and that this service will convene every April 1st through November 30th for a period of three (3) years, from the date of your Honorable Body's approval.

Respectfully submitted,
JOHN SAAD, P.E.

Engineering Services Coordinator
Planning & Development Department
By Council Member Leland:

Resolved, That the Department of Public Works — City Engineering Division (DPW/CED) is hereby authorized and directed to issue a Use-permit to Bert's Marketplace & Jazz Club, Detroit "permittee", whose address is at 2727-2739 Russell, Detroit, Michigan 48207 to install and maintain an outdoor café, which will convene every April 1st through November 30th, for a period of three (3) years from the date of your Honorable Body's approval, contingent upon licensee of such premises obtaining approval of the Michigan Liquor Control Commission, if necessary, and compliance with applicable City Ordinance in connection with outdoor café activities, prior to the issuance of said use permit; and

Provided, That the café meets the regulations set by the "Outdoor Café Guidelines" as adapted by the City Council and guided by Chapter 58, Section 50-2-8.1 of the City Code; and

Provided, That the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over Outdoor Café process; and

Provided, That said activities are conducted under the rules and regulations of the Department of Transportation, Department of Public Works and the supervision of the Police Department; and

Provided, That the sale of food and soft drinks is held under the direction and

inspection of the Health Department; and

Provided, That the "permittee" remit the required annual fee(s) to DPW/CED for issuance of a use-permit and confirm license of the establishment in compliance with the City Code; and

Provided, That the "permittee", prior to obtaining said permit, file an indemnity agreement in a form approved by the Law Department, saving and protecting the City of Detroit harmless from any or all claims, damages or expenses that may arise by reason of the issuance of said permit and the faithful performance by the "permittee" of the terms thereof; and in addition, to pay all claims, damages or expenses that may arise out of the maintenance of said encroachments; and

Provided, That the filing of said indemnity agreement for this current year shall be construed as acceptance of this Resolution by the "permittee"; and

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

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 shall be removed at the expense of the "permittee" at any time when so directed by City Council, and that the public property so affected shall be restored to a condition satisfactory to the DPW/CED by said "permittee" at its expense; and

Provided, That the permit shall not be assigned or transferred without a written approval of the City Council; and

Provided, That the designated outdoor seating area shall be properly identified through the use of railings in order to regulate and control the serving of liquor within the perimeter of the café; and

Provided, That the outline and location of the outdoor café is not to be different from the site plan approved by the Planning and Development Department and the Department of Public Works; and

Provided, That if any tent, canopy or other enclosure is to be utilized on the subject site, the applicant shall secure prior approval from Buildings, Safety Engineering and Environmental Department and the Department of Public Works/City Engineering Division; and

Provided, That all railing equipment and fixtures shall be removed from the public right-of-way during the months of non-operation and placed in storage; and

Provided, That a certified copy of this Resolution shall be recorded with the Office of the Register of Deeds for Wayne County at the "permittee's" expense.

Adopted as follows:

Yeas — Council Members Ayers, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**PUBLIC HEALTH AND SAFETY
STANDING COMMITTEE**

Permit

Honorable City Council:

To your Committee of the Whole was referred Petition of Ford Field (#1108), request to host "Guns and Roses Concert Merchandise Sales". After consultation with the Mayor's Office and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

JANEE AYERS

Chairperson

By Council Member Ayers:

Resolved, That subject to the approval of DPW — City Engineering Division, Municipal Parking and Police Departments, permission be and is hereby granted to Petition of Petition of Ford Field (#1108), request to host "Guns and Roses Concert Merchandise Sales" at Brush Street and Adams Street outside of Ford Field on June 23-24, 2016 from 3:00 p.m. to 2:00 a.m. with temporary street closure.

Provided, That the Buildings, Safety Engineering and Environmental Department is hereby authorized to waive the zoning restrictions on said property during the period of the event, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That if tents are to be used, the petitioner shall comply with all sections of Fire Marshal Division Memorandum #3.2 regarding "Use of Tents for Public Assembly," and further

Provided, That said activity is conducted under the rules and regulations of the concerned departments, and the supervision of the Police Department, **(Grant subject to departmental conditions)**, and further

Provided, That site be returned to its original condition at the termination of its use, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Ayers, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None

Permit

Honorable City Council:

To your Committee of the Whole was referred Petition of Ford Field (#1107), request to host "Beyonce — The Formation World Tour Merchandise Sales". After consultation with the Mayor's Office and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

JANEE AYERS

Chairperson

By Council Member Ayers:

Resolved, That subject to the approval of DPW — City Engineering Division, Municipal Parking and Police Departments, permission be and is hereby granted to Petition of Petition of Ford Field (#1107), request to host "Beyonce — The Formation World Tour Merchandise Sales" at Brush Street and Adams Street outside of Ford Field on June 14, 2016 from 3:00 p.m. to 11:00 p.m. with temporary street closure on Brush and Adams.

Provided, That the Buildings, Safety Engineering and Environmental Department is hereby authorized to waive the zoning restrictions on said property during the period of the event, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That the petitioner secures a temporary use of land permit which will include the erection of any mechanical devices and temporary structures. An inspection of electrical work is required prior to opening the facility to the public, and further

Provided, That if tents are to be used, the petitioner shall comply with all sections of Fire Marshal Division Memorandum #3.2 regarding "Use of Tents for Public Assembly," and further

Provided, That the petitioner complies with the provisions of Ordinance 503-H regarding festival permits and carnival licenses, and further

Provided, That said activity is conducted under the rules and regulations of the concerned departments, and the supervision of the Police Department, **(Grant subject to departmental conditions)**, and further

Provided, That site be returned to its original condition at the termination of its use, and further

Provided, That such permission is