

2020 through September 30, 2020 — Total Contract Amount: \$70,848.75. **Police.**

Respectfully submitted,
BOYSIE JACKSON
Chief Procurement Officer

Office of Contracting and Procurement
By Council Member Benson:

Resolved, That Contract No. **3047533** referred to in the foregoing communication dated January 14, 2021, be hereby and is approved.

Adopted as follows:
Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Sheffield, Spivey, Tate and President Jones — 9.
Nays — None.

Office of Contracting and Procurement

January 7, 2020

Honorable City Council:

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

3047318 — 100% City Funding — To Provide an Emergency Demolition for the Residential Property, 12101 Mettetal — Contractor: Inner City Contracting, LLC — Location: 18701 Grand River, Burton, MI 48223 — Contract Period: Upon City Council Approval through December 15, 2021 — Total Contract Amount: \$10,335.00. **City Demolition.**

Respectfully submitted,
BOYSIE JACKSON
Chief Procurement Officer

Office of Contracting and Procurement
By Council Member Benson:

Resolved, That Contract No. **3047318** referred to in the foregoing communication dated January 7, 2020, be hereby and is approved.

Adopted as follows:
Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Sheffield, Spivey, Tate and President Jones — 9.
Nays — None.

Office of Contracting and Procurement

January 7, 2020

Honorable City Council:

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

3047338 — 100% City Funding — To Provide Accela Maintenance and Support Services — Contractor: Accela, Inc. — Location: 2633 Camino Ramon Suite 500, San Ramon, CA 94583 — Contract Period: Upon City Council Approval through January 11, 2022 — Total Contract Amount: \$745,725.62. **Building and Safety.**

Respectfully submitted,
BOYSIE JACKSON
Chief Procurement Officer

Office of Contracting and Procurement

By Council Member Benson:

Resolved, That Contract No. **3047338** referred to in the foregoing communication dated January 7, 2020, be hereby and is approved.

Adopted as follows:
Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Sheffield, Spivey, Tate and President Jones — 9.
Nays — None.

NEW BUSINESS

**Department of Public Works
City Engineering Division**

December 21, 2020

Honorable City Council:

Re: Petition No. 1342 — Godfrey Detroit PropCo, LLC request for various encroachments and to outright vacate part of the public alley and existing utility easements located between Michigan Avenue, 8th Street, Leverette Street, Trumbull Street, and Church Street.

Petition No. 1342 — Godfrey Detroit PropCo, LLC request for various encroachments and the outright vacation of part of the public alley, 20 feet wide, and existing utility easements located between Michigan Avenue, 120 feet wide, 8th Street, 50 feet wide, Leverette Street, 60 feet wide, Trumbull Street, 50 feet wide, and Church Street, 60 feet wide.

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

The request is being made as part of the development of the Godfrey Hotel on Michigan Avenue.

The request was approved by the Solid Waste Division — DPW, and Traffic Engineering Division — DPW, and City Engineering — DPW.

Detroit Water and Sewerage Department (DWSD) has no objections to the outright vacations or encroachments provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

All other involved City Departments, and privately owned utility companies have reported no objections to the outright vacation or encroachments. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERBY
P.E., City Engineer

City Engineering Division — DPW
By Council Member Benson:

Resolved, The public alley, 20 feet wide, and existing utility easements located between Michigan Avenue, 120 feet wide, 8th Street, 50 feet wide, Leverette Street,

60 feet wide, Trumbull Street, 50 feet wide, and Church Street, 60 feet wide, further described as land in the City of Detroit, Wayne County, Michigan being:

1. The east-west public alley, 20 feet wide, lying southerly of and adjacent to the east 44.9 feet of lot 3 and lying northerly of and adjacent to the west 45 feet of lot 12 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records.

2. The utility easement, 20 feet wide, described as being the west 20 feet of the east 25 feet of lot 12 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records. Alley vacated to easement on August 5th, 1987, per J.C.C. 1987, Page 1846-47.

3. The utility easement, 20 feet wide, described as being the west 20 feet of lot 13 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records. Alley vacated to easement on October 3rd, 1967, per J.C.C. 1967, Page 2310-12.

4. The utility easement, 20 feet wide, lying southerly of and adjacent to lot 2 and northerly of and adjacent to lots 12 and 13 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records. Alley vacated to easement on October 3rd, 1967, per J.C.C. 1967, Page 2310-12.

Be and the same are hereby vacated (outright) as public right-of-way and utility easement to become part and parcel of the abutting property, subject to the following provisions:

Provided, That petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services; and further

Provided, That any construction in the public right-of-way such curbs and sidewalks shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and be it also

Resolved, That the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Godfrey Detroit PropCo, LLC or their assigns to install and maintain encroachment for a canopy, frost slabs and door swings, and for building elements and lighting to be installed along 8th Street and Leverette Street for the Godfrey Hotel Development at, adjacent to 1401 Michigan Avenue; encroachments described as:

1. Canopy extending 7 feet into the west side of 8th Street lying easterly of and adjacent to lot 14 of "Block 79 of Woodbridge Farm" as recorded in Liber 1,

Page 146-7 of Plats, Wayne County Records. Said canopy being 28 feet wide and ranging between 10.2 feet and 11.8 feet above grade.

2. Building elements and lighting to extend 1 foot into the north side of Leverette Street, 60 feet wide, for 128.5 feet west of the west line of 8th Street, lying easterly of and adjacent to lots 1 and 14 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records. Also extending 1 foot into the west side of 8th Street for 167.1 feet from the north line of Leverette Street, lying southerly of and adjacent to lots 12 through 14 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records.

3. Frost slab and door swing to extend 4.5 feet into 8th Street and being 6 feet wide, lying easterly of and adjacent to lot 14 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records. Also a frost slab and door swing, 4.5 feet x 6 feet, to extend into the southern half of the public alley, 20 feet wide, lying northerly of and adjacent to the east 4.5 feet of lot 11 of "Block 79 of Woodbridge Farm" as recorded in Liber 1, Page 146-7 of Plats, Wayne County Records.

Provided, That if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

Provided, That access is maintained to all fire department connections, and be it further

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 right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs 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 caused by the encroachment 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 right-of-way, shall become 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 right-of-way 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 damages to the encroachment constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it 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; and further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Godfrey Detroit PropCo, LLC or their assigns; and further

Provided, That the Godfrey Detroit PropCo, LLC or their assigns provide as-built drawings of their installation and the relationship to other utility infrastructure to the Department of Public Works — City Engineering Division; 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 Godfrey Detroit PropCo, LLC or their assigns. Should damages to utilities occur Godfrey Detroit PropCo, LLC or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; 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, That the Godfrey Detroit PropCo, LLC or their assigns shall file with the Department of Public Works — City Engineering Division 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 the faithful or unfaithful performance of Godfrey Detroit PropCo, LLC or their assigns of the terms thereof. Further, Godfrey Detroit PropCo, LLC or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

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

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Godfrey Detroit PropCo, LLC, or their assigns; and further

Provided, That construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

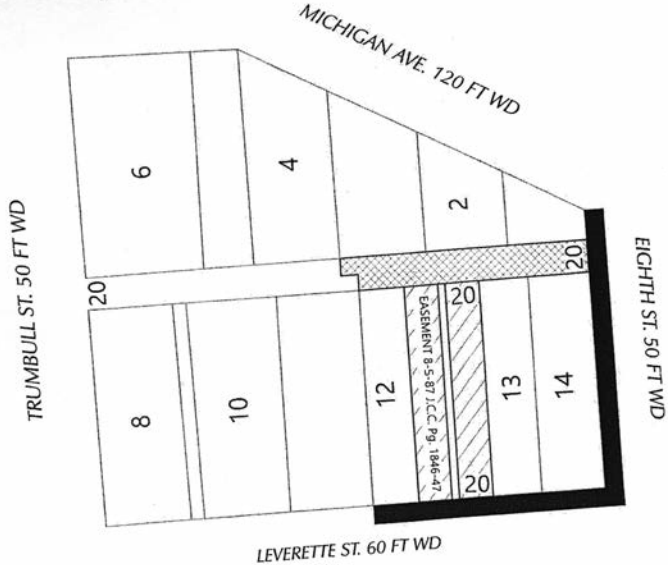
Provided, This resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Godfrey Detroit PropCo, LLC acquires no implied or other privileges hereunder not expressly stated herein; and be it further

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

Provided, That no structural elements be constructed to encroach into the public right-of-way extending from surface grade to 8 feet above surface grade; and be it 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. 1342
 C/O MICHAEL MARKS
 GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200, DETROIT, MICHIGAN 48226
 (P) 313.962.4442 (M) 313.980.1469
 MMARKS@GIFFELSWEBSTER.COM

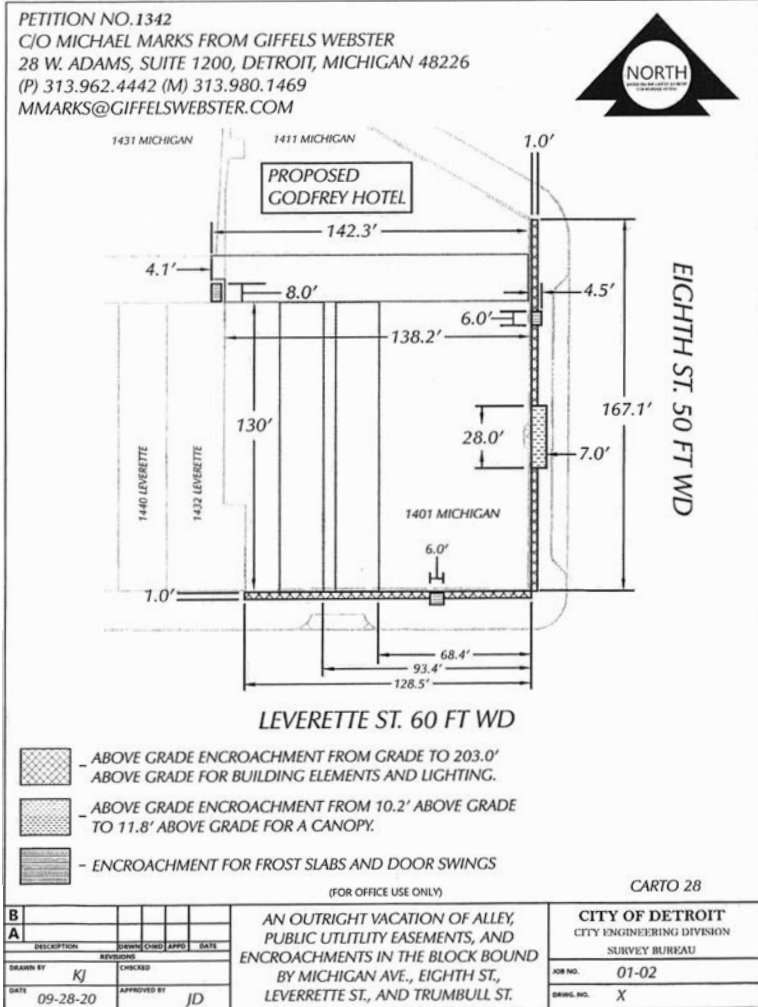


- OUTRIGHT VACATION OF PUBLIC ALLEYS
- OUTRIGHT VACATION OF PUBLIC UTILITY EASEMENTS
- MULTIPLE ENCROACHMENTS

(FOR OFFICE USE ONLY)

CARTO 28

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<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">DRAWN BY KJ</td> <td style="width: 50%;">CHECKED</td> </tr> <tr> <td>DATE 09-28-20</td> <td>APPROVED BY JD</td> </tr> </table>		DRAWN BY KJ	CHECKED	DATE 09-28-20	APPROVED BY JD	<p style="text-align: center;">CITY OF DETROIT CITY ENGINEERING DIVISION SURVEY BUREAU</p> <p>JOB NO. 01-01</p> <p>DRAW. NO. X</p>																										
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Adopted as follows:
 Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Sheffield, Spivey, Tate and President Jones — 9.
 Nays — None.

Taken from the Table

Council Member McCalister, Jr. moved to take from the table an ordinance to amend Chapter 21, Article II of the 2019 Detroit City Code by adding Section 21-2-246 to establish the William E. Higginbotham School Historic District, and to define the elements of design for the district, laid on the table January 12, 2021.
 The Ordinance was then placed on the order of third reading.

THIRD READING OF ORDINANCE.
 The title to the Ordinance was read a third time.
 The ordinance was then read.
 The question being “Shall this Ordinance Now Pass?”
 The Ordinance was passed, a majority of the Council Members present voting therefore as follows:
 Adopted as follows:
 Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Sheffield, Spivey, Tate and President Jones — 9.
 Nays — None.
 *WAIVER OF RECONSIDERATION (No. 6), per motions before adjournment.