

E-Scooter Administrative and Program Budget:

Item	Budget
Permit Reviewal Process	\$250
Administrative Budget (per application)	\$250
Item	Budget
MANAGEMENT	
Operations/Compliance Management	\$75,000
Mobility Management Platform	\$25,000
Parking Management (Materials)	\$15,000
ENGAGEMENT & OUTREACH	
Event Materials & Supplies	\$1,250
Marketing and Communications	\$1,250
Total Program Budget	\$117,500

Shared Mobility Permit Compliance Fees are intended to cover the Total Program Budget on a per-trip based on the following historical information:

- Average of 500,000 total trips per year
- Approximately 90% of total trips originate and conclude within the High Frequency Area
- Approximately 10% of total trips either originate or conclude within the High Frequency Area
- Costs of enforcement are incurred primarily at points of trip origination and conclusion located within the High Frequency Area

Adopted as follows:

Yeas — Council Members Benson, Durhal, III, Johnson, Santiago-Romero, Tate, Waters, Young, II and President Sheffield — 8.

Nays — None.

Department of Public Works
City Engineering Division

October 20, 2023

Honorable City Council:

Re: **Petition No. x2023-357** — Developing Kingdoms in Different Stages, request to vacate to utility easement the public alley bounded by McNichols Road, Woodbine Avenue, Santa Maria Street, and Wormer Avenue.

Petition No. x2023-357 — Developing Kingdoms in Different Stages, request to vacate to utility easement the public alley bounded by McNichols Road, 90 ft. wide, Woodbine Avenue, 60 ft. wide, Santa Maria Street, 60 ft. wide, and Wormer Avenue, 60 ft. wide.

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

The request is made as part of a consolidation of property by adjacent owners.

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 objection provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

DTE Energy has objected to the approval of this petition. All other involved City Departments, and privately owned utility companies have reported no objections. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
 RICHARD DOHERTY, P.E.
 City Engineer
 City Engineering Division — DPW

By Council Member Santiago-Romero:

Resolved, The public alley, 20 ft. wide, bounded by McNichols Road, 90 ft. wide, Woodbine Avenue, 60 ft. wide, Santa Maria Street, 60 ft. wide, and Wormer Avenue, 60 ft. wide., further described as land in the City of Detroit, Wayne County, Michigan being: the public alley, 20 ft. wide, lying southerly of and adjacent to lots 299 and 245 and northerly of and adjacent to lots 230 through 244 of "B E Taylor's Grand River-Telegraph Subdivision" as recorded in Liber 58, Page 67 of Plats, Wayne County Records.

Be and the same is hereby vacated as public right-of-way and converted into a private easement for public utilities of the full width of the right-of-way, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said right-of-way and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alley herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public right-of-way in the City of Detroit, with the right to ingress and egress at any time and over said easement for the purpose above set forth.

Second, Said utility easement or right-of-way in and over said vacated alley herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies, other than that specifically prohibited by this resolution, shall restore the easement surface to a satisfactory condition.

Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls (except necessary line fences or gates), shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division — DPW.

Fourth, That if the owners of any lots abutting on said vacated alleys shall request the removal and/or relocation of any existing poles or other utilities in said easement; such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and

Sixth, That the petitioner obtain an approved site plan through the City of Detroit: Buildings and Safety Engineering, and Environmental Department to solve outstanding zoning compliance issues, and further

Provided, That property owners maintain for DTE Energy, full access to their facilities at all times (i.e. gated access with DTE locks at all ends of the easement) and that free and easy access to the DTE facilities is reserved for DTE equipment, including the use of backhoes, bulldozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of DTE facilities, and further

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for the Detroit Water and Sewerage Department equipment including the use of backhoes, bulldozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

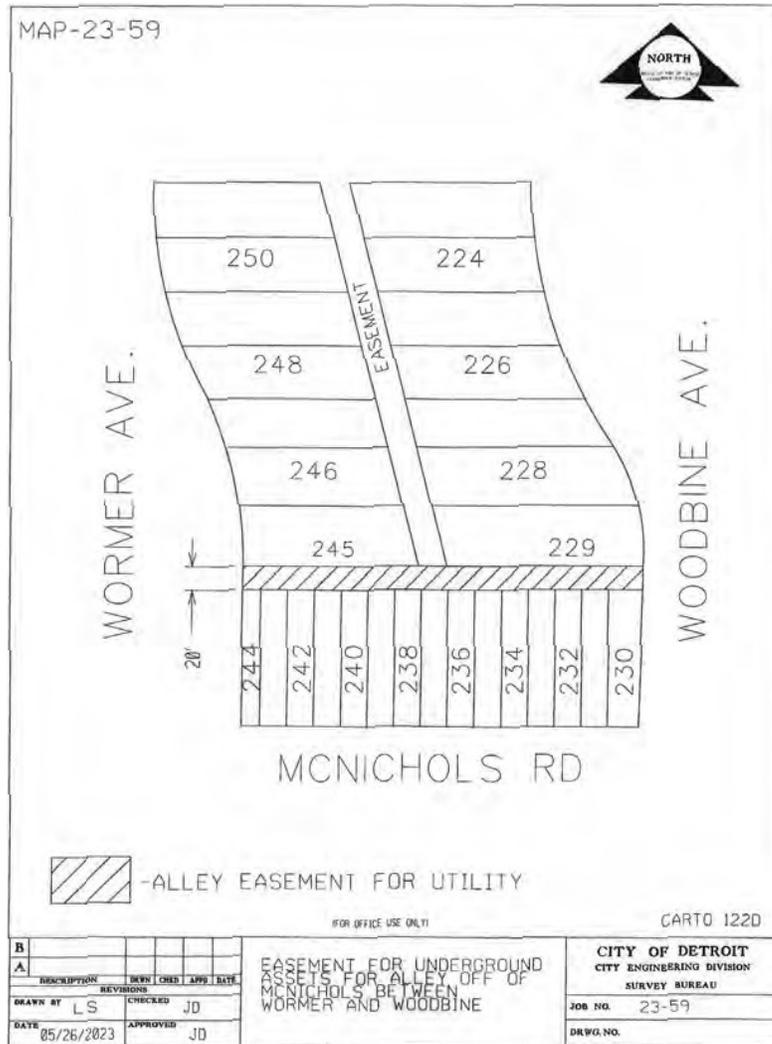
Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if any time in the future, the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement

shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for the costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action and be it further

Provided, That if it becomes necessary to remove the paved alley returns at the entrances such removal and construction of the new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specification with all costs borne by the abutting owner(s), their heirs or assigns; 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.



Adopted as follows:

Yeas — Council Members Benson, Durhal, III, Johnson, Santiago-Romero, Tate, Waters, Young, II and President Sheffield — 8.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 24) Per motions before adjournment.

Council Member Young, II left his seat.

**PRESIDENT'S REPORT ON
STANDING COMMITTEE REFERRALS
AND OTHER MATTERS**

**BUDGET, FINANCE AND
AUDIT STANDING COMMITTEE**

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE:

BOARD OF REVIEW

1. Submitting reso. autho. Amended 2024 Homeowner Property Exemption (HOPE) Policy and Guidelines — To Amend 2024 HOPE Application Packet. **(In accordance with newly signed Public Act 191 of 2023 the current adopted 2024 HOPE Application Packet must be amended to comply with statute changes.)**

2. Submitting reso. autho. Approval of Homeowners Property Exemption Program Applications through 2023-2023 HOPE Carry Forward. **(In accordance with newly signed Public Act 191, City Council may adopt through resolution those homeowners that were approved a poverty exemption in 2022 may receive the exemption in 2023 without reapplication.)**

**OFFICE OF THE CHIEF FINANCIAL
OFFICER/OFFICE OF THE
ASSESSOR**

3. Submitting reso. autho. Meyers Senior Limited Dividend Housing Association, Limited Partnership — Payment in Lieu of Taxes (PILOT). **(Wallick Development Company, LLC and Presbyterian Villages of Michigan (PVM) have formed Meyers Senior Limited dividend Housing Association, Limited Partnership in order to develop the Project known as Meyers Senior Apartments.)**

4. Submitting reso. autho. Meyers Senior II Limited Dividend Housing Association, Limited Partnership — Payment in Lieu of Taxes (PILOT). **(Wallick Development Company, LLC and Presbyterian Villages of Michigan (PVM) have formed Meyers Senior II Limited Dividend Housing Association, Limited Partnership in order to develop the Project known as Meyers Senior Apartments II.)**

MISCELLANEOUS

5. **Council Member Scott Benson** submitting memorandum relative to Inquiry on Core Services and Associated Expenses in FY 24-25 Budget.

Adopted as follows:

Yeas — Council Members Benson, Durhal, III, Johnson, Santiago-Romero, Tate, Waters and President Sheffield — 7.
Nays — None.

**INTERNAL OPERATIONS
STANDING COMMITTEE**

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS ARE TO BE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE:

MAYOR'S OFFICE

1. Submitting reso. autho. Appointment of Charles Simms as Fire Commissioner for the City of Detroit subject to the approval of City Council. **(Under Article 4 Section 4-111 of the City Charter, if City Council does not disapprove the appointment within 30 days of filing, the appointment is confirmed.)**

**OFFICE OF CONTRACTING AND
PROCUREMENT**

2. Submitting reso. autho. **Contract No. 6005781** — 100% City Funding — To Provide Online Investigative Software and Services for Multiple City Departments — Contractor: Thomson Reuters — Location: 610 Opperman Drive, Eagan, MN 55123 — Contract Period: Upon City Council Approval through December 31, 2028 — Total Contract Amount: \$1,678,175.52. **DoIT.**

3. Submitting reso. autho. **Contract No. 6005685** — 100% City Funding — To Provide 3rd Party Administration for Absence Management (FMLA+ Other Leave Types) for City Employees — Contractor: CompOne Administrators, Inc. — Location: 39500 High Pointe Boulevard, Novi, MI 48375 — Contract Period: Upon City Council Approval for a Period of Three (3) Years — Total Contract Amount: \$1,173,900.00. **Human Resources.**

4. Submitting reso. autho. **Contract No. 6005817** — 100% City Funding — To Provide Legal Representation for the City of Detroit in Zoning Matters On A Case-By-Case Basis — Contractor: Miller Johnson Snell & Cumiskey PLC — Location: 500 Woodward Avenue, Suite 2800, Detroit, MI 48226 — Contract Period: Upon City Council Approval through December 31, 2024 — Total Contract Amount: \$50,000.00. **Law.**

5. Submitting reso. autho. **Contract No. 6005591** — 100% City Funding — To Provide Legal Advice Regarding the Development of Renewable Energy — Contractor: RivenOak Law Group, P.C. — Location: 3331 W. Big Beaver Rd., Suite 109, Troy, MI 48084 — Contract Period: Upon City Council Approval through June 30, 2024 — Total Contract Amount: \$200,000.00. **Law.**

LAW DEPARTMENT

6. Submitting reso. autho. **Settlement** lawsuit of Martin, Jr., Derrick vs. Anajah McClenney and City of Detroit; Case No 21-010882-NI; File No L21-00875 (CM) Department of Transportation, in the amount of \$12,000.00 in full payment for any and all claims which Derrick C. Martin Jr. may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.