

**BIRMINGHAM CITY COMMISSION AGENDA**  
**OCTOBER 29, 2018**  
**MUNICIPAL BUILDING, 151 MARTIN**  
**7:30 P.M.**

**I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Andrew M. Harris, Mayor

**II. ROLL CALL**

J. Cherilynn Mynsberge, City Clerk

**III. PROCLAMATIONS, CONGRATULATORY RESOLUTIONS, AWARDS, APPOINTMENTS, RESIGNATIONS AND CONFIRMATIONS, ADMINISTRATION OF OATHS, INTRODUCTION OF GUESTS AND ANNOUNCEMENTS.**

*Announcements:*

- The Museum Board will conclude the celebration of Birmingham's bicentennial by presenting a time capsule to the City at the tree lighting ceremony on November 30, almost 200 years to the day of the first land purchase in Birmingham in 1818. The time capsule will contain contributions from Birmingham's students with the theme, 'Message to the Future,' and will be placed in Shain Park, to be opened in fifty years on December 1, 2068.

**IV. CONSENT AGENDA**

All items listed on the consent agenda are considered to be routine and will be enacted by one motion and approved by a roll call vote. There will be no separate discussion of the items unless a commissioner or citizen so requests, in which event the item will be removed from the general order of business and considered under the last item of new business.

- A. Resolution approving the City Commission meeting minutes of October 8, 2018.
- B. Resolution approving the City Commission-Planning Board joint meeting minutes of October 15, 2018.
- C. Resolution approving the warrant list, including Automated Clearing House payments, dated October 10, 2018 in the amount of \$1,825,457.44.
- D. Resolution approving the warrant list, including Automated Clearing House payments, dated October 17, 2018 in the amount of \$765,622.19.
- E. Resolution approving the purchase and planting of 139 trees from KLM Landscape for the 2018 Fall Tree Purchase and Planting Project for a total project cost not to exceed \$44,327.00. Funds are available from the Local Streets Fund-Forestry Service Contract account #203-449.005-819.0000, the Major Streets Fund-Forestry Service Contract account #202-449.005-819.0000, the Local Streets Fund-Operating Supplies account #203-449.005-729.0000, the Major Streets Fund-Operating Supplies account #202-449.005-729.0000, the Parks Other Contractual Services account #101-751.000-811.0000, and the Parks Operating Supplies account, #101-751.000-729.0000 for these services. Further, authorizing the Mayor and City Clerk to sign the agreement on behalf of the City upon receipt of required insurances.

- F. Resolution setting a public hearing date of November 19<sup>th</sup>, 2018 to consider an amendment to the Zoning Ordinance, Article 3, Section 3.08(E) to increase the one-time payment-in-lieu of parking fee in the Triangle District.
- G. Resolution approving a request from the Birmingham Bloomfield Art Center to hold Art Birmingham in Shain Park and on the surrounding streets on May 10 – 12, 2019 contingent upon compliance with all permit and insurance requirements and payment of all fees and, further pursuant to any minor modifications that may be deemed necessary by administrative staff at the time of the event.
- H. Resolution approving a request from the Birmingham Jewish Connection to display the Shain Park Menorah on December 2 – 10, 2018, with a special gathering to be held on December 4, 2018 at 7 pm in Shain Park, contingent upon compliance with all permit and insurance requirements and payment of all fees and, further pursuant to any minor modifications that may be deemed necessary by administrative staff at the time of the event.
- I. Resolution approving a service agreement with Nagy Devlin Land Design, LLC to provide Historic Landscape Design Services for the Birmingham Museum Heritage Zone, in the amount of \$2,960.00, to be charged to account 101-804.002-811.0000, and directing the Mayor and City Clerk to sign the agreement on behalf of the City.
- J. Resolution approving the Lighting Agreements with Essco of Birmingham, LLC and Merrillwood Investment, LLC, granting permission for the City to install holiday lighting over Merrill Street during the 2018 holiday season, directing the Mayor to sign the agreements on behalf of the City, and further approving the closure of Merrill Street on Sunday, November 18, 2018 or November 25, 2018 to install the lighting.
- K. Resolution authorizing an agreement between the City of Birmingham and Smarking for a period of one year to provide parking platform management and data integration for all municipal parking structures and parking meters in the Automated Parking System for a monthly subscription cost of \$3,294.54 per month and a one-time installation fee of \$7,906 using account #585-538-001-811.0000.
- L. Resolution approving the Pro Shop Space Lease Agreement with Birmingham Hockey Association and Birmingham Unified High School Hockey Team for use of the space in the Birmingham Ice Sports Arena referred to as the Pro Shop effective November 1, 2018 for the amount of \$400.00 per month until the end of the season. Further, authorizing the Mayor and Clerk to sign the agreement upon receipt of the required insurance.
- M. Resolution adopting the 2017 Oakland County Hazard Mitigation Plan for the City of Birmingham. Further, authorizing the Mayor and Clerk to sign the Resolution on behalf of the City.

<b>V. UNFINISHED BUSINESS</b>
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- A. Resolution approving the contract with DPZ Partners, LLC, as recommended by the Ad Hoc Master Plan Selection Committee, in the amount of \$298,000.00 payable from account # 101-721-000-811.000, to provide professional services to prepare an update to the City's comprehensive master plan, and to direct the Mayor to execute same.

OR

Resolution approving the contract with MKSK, in the amount of \$289,000.00 payable from account #101-721-000-811.000, to provide professional services to prepare an

update to the City's comprehensive master plan, and directing the Mayor to execute same.

**VI. NEW BUSINESS**

- A. Public Hearing to consider the proposed lot rearrangement of 120 Hawthorne and 125 Aspen as requested.
  - 1. Resolution approving the proposed lot rearrangement of 120 Hawthorne and 125 Aspen as requested.

**OR**

- 2. Resolution denying the lot rearrangement of 120 Hawthorne and 125 Aspen as proposed based on the following conditions that adversely affect the interest of the public and of the abutting property owners:  

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- B. Public Hearing to consider the necessity to establish assessment for the Birmingham Principal Shopping District for 2018-19, 2019-20, 2020-21, and 2021-2022.
  - 1. Resolution declaring the necessity to establish assessment for the Birmingham Principal Shopping District for 2018-19, 2019-20, 2020-21, and 2021-2022.

- C. Resolution awarding the Downtown Retail Review to Gibbs Planning Group, in the amount of \$50,000, to be funded from account 101-721.000-811.0000 and further approving the appropriation and amendment to the 2018-2019 General Fund Budget.

**AND**

Directing the Mayor to execute a contract with Gibbs Planning Group in the amount of \$50,000.

**OR**

Resolution rebidding the RFP seeking additional responses.

- D. Resolution removing one parking spot on Elm St. located in front of 160. Elm Street.
- E. Resolution approving the Underground Electric Easement as provided herewith authorizing the Mayor and Clerk to sign the same on behalf of the City.
- F. Resolution approving the Settlement Agreement of September 24, 2018 between the City of Birmingham and Teamsters Local 214 for a renewal of the collective bargaining agreement through June 30, 2021, and authorizing staff to execute a collective bargaining agreement consistent with its terms and conditions. Further, authorizing the transfer of the appropriate funds by the Finance Department.
- G. Resolution approving the recommendation by the Human Resources Department to implement a 2% salary table adjustment and in-range adjustments based upon performance for full-time and part-time employees in the Department Head and Administrative/Management classifications effective July 1, 2018.

**AND**

Approving the recommendation by the Human Resources Department implementing the 2% performance increment through June 30, 2019 with individual eligibility to be in accordance with merit increase guidelines as specified in the report.

AND

Approving ICMA plan amendments to the 401(a) plan for the Department Heads and Administrative/Management, effective January 1, 2019, increasing the City contribution to 9.5%.

AND

Approving the additional employee health care cost sharing measures, effective January 1, 2019, increasing the copay for emergency room/illness services to \$150; increasing the calendar year deductible to \$600 individual/\$1,200 family (combined in and out-of-network); increasing the annual in-network out-of-pocket maximum to \$1,100 individual/\$2,200 family; increasing the annual out-of-network out-of-pocket maximums to \$1,700 individual/\$3,400 family; and, increasing the specialty drug copay to \$75.

AND

Approving the transfer of the necessary funds by the Finance Department to the respective departmental personnel accounts.

**VII. REMOVED FROM CONSENT AGENDA**

**VIII. COMMUNICATIONS**

**IX. OPEN TO THE PUBLIC FOR MATTERS NOT ON THE AGENDA**

**X. REPORTS**

- A. Commissioner Reports
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
  - 1. Quarterly Investment Report
  - 2. Quarterly Budget Report

**XI. ADJOURN**

**INFORMATION ONLY**

*NOTICE: Individuals requiring accommodations, such as mobility, visual, hearing, interpreter or other assistance, for effective participation in this meeting should contact the City Clerk's Office at (248) 530-1880 (voice), or (248) 644-5115 (TDD) at least one day in advance to request mobility, visual, hearing or other assistance.*

*Las personas que requieren alojamiento, tales como servicios de interpretación, la participación efectiva en esta reunión deben ponerse en contacto con la Oficina del Secretario Municipal al [\(248\) 530-1880](tel:2485301880) por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).*