

BIRMINGHAM CITY COMMISSION AGENDA
APRIL 15, 2024
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Elaine McLain, Mayor

II. ROLL CALL

Alexandria Bingham, City Clerk

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

ANNOUNCEMENTS

- Proclamation for Rotary Club 100 years.
- Residents are invited to participate at the Parks and Recreation Board Meeting on Tuesday, May 7 at 6:30 p.m. at the Department of Public Services to provide feedback on preliminary design work for the Booth Park Entry Plaza and Trail Improvements project. Those who cannot attend may still provide feedback during the month of May via an online survey coming soon on Engage Birmingham at engage.bhamgov.org. Sign up to receive notifications about this and other parks and recreation projects at bhamgov.org/enews.
- Please join us for our annual Arbor Day Celebration this month on Arbor Day, Friday, April 26th at 4:15 p.m. near the Quarton Elementary School tennis courts at the corner of Oak Street and N. Glenhurst Drive. We will celebrate our 46th year as a Tree City USA and Quarton School students will participate in a short program and help plant a new tree, a Hackberry, which is native to Michigan. All are welcome to attend and parking is available at Quarton Elementary School for this event only.

APPOINTMENTS

- A. Housing Board of Appeals
1. Nadim Yahchouchi

To appoint _____ as a regular member to the Housing Board of Appeals to serve a three-year term to expire May 4, 2027.

To appoint _____ as a regular member to the Housing Board of Appeals to serve the remainder of a three-year term to expire May 4, 2026.

- B. Public Arts Board
1. Kristin Lewis

To appoint _____ to the Public Arts Board to serve as an alternate member for the remainder of a three-year term to expire January 28, 2025.

IV. OPEN TO THE PUBLIC FOR MATTERS NOT ON THE AGENDA

V. 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.

*Minutes from the April 4, 2024 City Commission meeting will be presented at the May 6, 2024 City Commission meeting.

- A. Resolution to approve the warrant list, including Automated Clearing House payments, dated April 11, 2024 in the amount of \$790,000.49.
- B. Resolution to support statutory revenue sharing reform and support the adoption of State of Michigan House Bills 4274 and 4275.
- C. Resolution to set the Public Hearing of Necessity of installing new pavement meeting the requirements for assessment, for all properties within the project area on Pierce Alley, from Merrill Street to Pierce Street, and West Maple Alley, from Henrietta Street to Pierce Street on Monday, May 6, 2024 at 7:30 P.M.; and

If necessity is determined on May 6, 2024, to meet on Monday, May 20, 2024, at 7:30 P.M., for the purpose of conducting the Public Hearing to Confirm the Assessment Roll for the new pavement installation meeting the requirements for assessment, for all properties within the project area on Pierce Alley, from Merrill Street to Pierce Street, and West Maple Alley, from Henrietta Street to Pierce Street.

- D. Resolution to set the Public Hearing of Necessity for the road surface cape seal treatment meeting the requirements for assessment, for all properties within the project area on N. Worth Street from Rivenoak to Kennesaw and Knox to Maple, Rosedale Avenue from Oakland to Rivenoak, Oakdale Avenue from Oakland to Ridgedale, Oxford Drive from Madison to Rivenoak, Lawndale Avenue from Madison to Oakland, Chestnut Street from Elm to Adams, Hazel Avenue from Elm to Adams, Worthington Avenue from Southfield to Latham, Wakefield Drive from Southfield to Latham and Latham to Norfolk, and Southlawn Drive from Southfield to Latham on Monday, May 6, 2024, at 7:30 P.M.; and

If necessity is determined on May 6, 2024, to meet on Monday, May 20, 2024, at 7:30 P.M., for the purpose of conducting the Public Hearing to Confirm the Assessment Roll for the new pavement installation meeting the requirements for assessment, for all properties within the project area on N. Worth Street from Rivenoak to Kennesaw and Knox to Maple, Rosedale Avenue from Oakland to Rivenoak, Oakdale Avenue from Oakland to Ridgedale, Oxford Drive from Madison to Rivenoak, Lawndale Avenue from Madison to Oakland, Chestnut Street from Elm to Adams, Hazel Avenue from Elm to Adams, Worthington Avenue from Southfield to Latham, Wakefield Drive from Southfield to Latham and Latham to Norfolk, and Southlawn Drive from Southfield to Latham.

VI. CITY MANAGER’S REPORT

The City Manager’s Report regularly occurs on the second City Commission meeting of the month. Additionally, reports from prior months can be viewed on the City’s [website bhamgov.org/manager](http://bhamgov.org/manager).

- A. City Manager’s Report dated April 15, 2024.

VII. UNFINISHED BUSINESS

None.

VIII. NEW BUSINESS

- A. Public Hearing – 34244 Woodward – Papa Joe’s & Bistro Joe’s – Special Land Use Permit Review

- 1. No Action Required (if satisfied with results of public hearing).

OR

- 2. Make a motion adopting a resolution to add the Memorandum of Understanding to the Special Land Use Permit for Bistro Joe’s/Papa Joes.

OR

- 3. Make a motion adopting a resolution to revoke the Special Land Use Permit for 34244 Woodward – Bistro Joe’s/Papa Joe’s.

- B. Public Hearing – 245 S. Eton – Big Rock Italian Chophouse – Special Land Use Permit Amendment, Final Site Plan & Design Review

- 1. Resolution to approve the Special Land Use Permit Amendment, Final Site Plan and Design Review application for 245 S. Eton – Big Rock Italian Chophouse.

- C. Resolution to establish a policy to assess all residential properties that have rear yards located on a road being converted from an unimproved road to an improved road at 85% of the long-foot costs for the rear yard frontage;

OR

Resolution to establish a policy to assess all residential properties that have rear yards located on a road being converted from an unimproved road to an improved road at 25% of the long-foot costs for the rear yard frontage;

OR

Resolution to establish a policy to exempt rear yard frontages for all residential properties from special assessment when the rear yard fronts a road being converted from an unimproved road to an improved road.

- D. Commission Items for Future Discussion. A motion is required to bring up the item for future discussion at the next reasonable agenda, no discussion on the topic will happen tonight.
- E. Commission discussion on items from a prior meeting.

IX. REMOVED FROM CONSENT AGENDA

X. COMMUNICATIONS

- A. Shirley & Arlington Letters

XI. REPORTS

- A. Commissioner Reports
 - 1. Notice of intention to appoint to the Historic District Study Committee
 - 2. Notice of intention to appoint to the Board of Ethics
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff

INFORMATION ONLY

XI!. ADJOURN

Should you wish to participate in this meeting, you are invited to attend the meeting in person or virtually through ZOOM: <https://zoom.us/j/655079760> Meeting ID: 655 079 760
 You may also present your written statement to the City Commission, City of Birmingham, 151 Martin Street, P.O. Box 3001, Birmingham, Michigan 48012-3001 prior to the hearing.

*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 requieran 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 por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).*