

BIRMINGHAM CITY COMMISSION AGENDA
JANUARY 8, 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:

- Introduction of Assistant City Manager Tiffany Gunter.
- The City of Birmingham is seeking input from residents and businesses on choosing a new city logo. Surveys are available at City Hall, the Baldwin Public Library, NEXT and on the City's website.
- Mayor Pro Tem Bordman's birthday.

Appointments:

- A. Interviews for Public Arts Board
 - 1. Monica Neville
 - 2. Barbara Heller
- B. Appointments to the Public Arts Board
 - 1. To appoint _____, to the Public Arts Board as a regular, resident member to serve a three-year term to expire January 28, 2021.
 - 2. To appoint _____, to the Public Arts Board as a regular, resident member to serve a three-year term to expire January 28, 2021.
- C. Administration of Oath of Office to Appointees

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. Approval of City Commission meeting minutes of December 4, 2017, as amended.
- B. Approval of City Commission meeting minutes of December 11, 2017.
- C. Approval of warrant list, including Automated Clearing House payments, dated 12/13/2017 in the amount of \$853,074.63.
- D. Approval of warrant list, including Automated Clearing House payments, dated 12/20/2017 in the amount of \$1,350,602.11.

- E. Approval of warrant list, including Automated Clearing House payments, dated 01/03/2018 in the amount of \$650,191.37.
- F. Resolution setting Monday, February 12, 2018 at 7:30 p.m. for a public hearing to consider adoption of the proposed 2018 Parks and Recreation Master Plan.
- G. Resolution approving the dedication of a ten foot wide easement on the Chesterfield Fire Station property, 1600 W. Maple Rd., to DTE Energy Co., and directing the Mayor and City Clerk to sign the document on behalf of the City.
- H. Resolution adopting the Performance Resolution for Governmental Agencies with the Michigan Department of Transportation (MDOT) and authorizing City Engineer Paul O'Meara and Assistant City Engineer Austin Fletcher, to apply to MDOT for the necessary permit work within State Highway Right-of-Way on behalf of the City of Birmingham.
- I. Resolution accepting the bid submitted by Bob Adams Towing, Inc. to provide Towing and Storage of impounded, abandoned, accident and other motor vehicles, and authorizing the Mayor and the City Clerk to execute the contract on behalf of the city.
- J. Resolution accepting the bid submitted by Universal Fidelity LP to provide collection agency services and authorizing the Mayor and City Clerk to execute the contract on behalf of the city.
- K. Resolution authorizing the Chief of Police to sign the MLCC Police Investigation Report (LC-1800) and approving the liquor license request of Adachi Restaurant Group LLC that requests a new Class C License to be issued under MCL 436.1521(A)(1)(B) and SDM License with Outdoor Service (1 Area) to be located at 325 S. Old Woodward, Birmingham, Oakland County, MI 48009. Furthermore, pursuant to Birmingham City Ordinance, authorizing the City Clerk to complete the Local Approval Notice at the request of Adachi Restaurant Group LLC approving the liquor license request of Adachi that requested a New Class C License to be issued under MCL 436.1521 (A)(1)(B) & SDM License with Outdoor Service (1 Area) to be located at 325 S. Old Woodward, Birmingham, Oakland County, MI 48009.
- L. Resolution accepting the resignation of Lex Kuhne from the Advisory Parking Committee, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.
- M. Resolution accepting the resignation of Adam Charles as an Alternate Member of the Historic District Commission, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.

V. UNFINISHED BUSINESS

- A. Resolution approving the ordinance amendment to amend the City Code, Part II, Chapter 10, Alcoholic Liquors, Article II. Licenses, to delete Sec. 10-107 of Division 5 and to add Division 6. Violation of License, Contracts or Special Use Permits.
- B. Continuation of Public Hearing to consider a Special Land Use Permit Amendment and Final Site plan - 210 S. Old Woodward – Vinoteca
 - 1. Resolution approving a Special Land Use Permit Amendment and Final Site Plan for Vinoteca at 210 S. Old Woodward, to allow for a name and concept change from the previous restaurant as recommended by the Planning Board on November 8, 2017, including the adoption of the SLUP Resolution identified as Option 1;

OR

2. Resolution approving a Special Land Use Permit Amendment and Final Site Plan for Vinoteca at 210 S. Old Woodward to allow for a name and concept change from the previous restaurant as recommended by the Planning Board on November 8, 2017, including the adoption of the SLUP Resolution identified as Option 2;

OR

3. Resolution denying a Special Land Use Permit Amendment and Final Site Plan for Vinoteca at 210 S. Old Woodward to change the name and concept from the previous restaurant.

C. Continuation of Public Hearing to consider a Special Land Use Permit Amendment and Final Site Plan - 220 Restaurant at 220 E. Merrill

1. Resolution approving a Special Land Use Permit Amendment and Final Site Plan for 220 Restaurant at 220 E. Merrill, to utilize the lower level of the building as an extension of the 220 Restaurant as recommended by the Planning Board on November 8, 2017, including the adoption of the SLUP Resolution identified as Option 1;

OR

2. Resolution approving a Special Land Use Permit Amendment and Final Site Plan for 220 Restaurant at 220 E. Merrill to utilize the lower level of the building as an extension of the 220 Restaurant as recommended by the Planning Board on November 8, 2017, including the adoption of the SLUP Resolution identified as Option 2;

OR

3. Resolution denying a Special Land Use Permit Amendment and Final Site Plan for 220 Restaurant at 220 E. Merrill to utilize the lower level of the building as an extension of the 220 Restaurant.

VI. NEW BUSINESS

- A. Resolution awarding the Old Woodward Ave. Paving Project, Contract #1-18(P), to Angelo Iafate Construction Co., of Warren, MI, in the amount of \$7,078,773.32, to be funded from the following accounts:

Sewer Fund	590-536.001-981.0100	\$1,223,201.26
Water Fund	591-537.004-981.0100	\$ 904,215.08
Major Streets Fund	202-449.001-981.0100	\$2,199,260.26
Major Street Fund (Traffic Control)	202-303.001-977.0100	\$ 418,827.88
General Fund (Sidewalks)	101-444.001-985.7400	\$2,315,248.79
APS Fund (Parking meters)	585-305.000-811.0000	\$ 18,020.00
TOTAL		\$7,078,773.32

And further; approving the appropriation and amendment to the 2017-2018 General Fund and Water Fund budgets as follows:

General Fund

Revenues:

Draw from Fund Balance	
101-000.000-400.0000	\$ 556,659.00

Total Revenue	\$ 556,659.00
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Expenditures:

Sidewalk-Construction/Public Improvements

101.444.001-985.7400	\$ 556,659.00
Total Expenditures	\$ 556,659.00
Water Fund	
Revenues:	
Draw from Net Position	
591-0000.000-400.0000	\$ 81,145.00
Total Revenue	\$ 81,145.00
Expenditures:	
Water Mains Capital Improvements	
591-537.004-981.0100	\$ 81,145.00
Total Expenditures	\$ 81,145.00

- B. Resolution setting Monday, February 12, 2018 at 7:30 p.m. for a public hearing of necessity for the installation of sewer and water services within the Old Woodward Ave. Paving project area, and setting Monday, February 26, 2018 at 7:30 p.m. for a public hearing to confirm the roll for the installation of sewer and water services in the Old Woodward Ave. Paving project area.
- C. Resolution setting Monday, February 12, 2018 at 7:30 p.m. for a public hearing of necessity for the installation of sidewalk streetscape adjacent to all properties on Old Woodward Ave. from Willits St. to Brown St., as well as for 400 feet of Maple Rd. west and east of the Old Woodward Ave. intersection, and, if necessity is determined on February 12, 2018, setting Monday, February 26, 2018 at 7:30 p.m. for a public hearing to review the assessments and to confirm the roll.
- D. Resolution approving the recommendation of the Multi-Modal Transportation Board for the installation of pedestrian crossing traffic islands located at Lakepark Ave. and east of Hawthorne Rd., in accordance with the plans prepared for this work, and including this work in the 2018 Concrete Sidewalk Program, at an estimated cost of \$108,000.
- E. Resolution accepting the recommendations of the Multi-Modal Transportation Board relative to the reconstruction of the following streets:
 1. Bennaville Ave. between Edgewood Ave. and Grant St. shall be reconstructed to match its current width of 32 ft.
 2. Ruffner Ave. and Chapin Ave. between Grant St. and the Woodward Ave. alley shall be reconstructed as a 26 ft. wide street, supplemented with 3 ft. wide curb extensions (bumpouts) immediately west of the intersection with the alley.
 3. Ruffner Ave. between the Woodward Ave. alley to Woodward Ave. shall be reconstructed to match its current width of 32 ft.
 4. Chapin Ave. between the Woodward Ave. alley to Woodward Ave. shall be reconstructed to match its current width of 28 ft.

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. Parking Utilization Report, submitted by City Engineer O'Meara
 - 2. Allen House Siding Update, submitted by Museum Director Pielack

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:248-530-1880) por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).