

**BIRMINGHAM CITY COMMISSION AGENDA
 FEBRUARY 10, 2014
 MUNICIPAL BUILDING, 151 MARTIN
 7:30 P.M.**

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Scott D. Moore, Mayor

II. ROLL CALL

Laura M. Pierce, City Clerk

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

Announcements:

- Commissioner Birthday: Nickita

Appointments:

- A. Recognition of 2013 student board members.
- B. Appointment of 2014 student board members.
 - 1. To appoint students as non-voting members to the following City boards for calendar year 2014:

Jack Moore Shelby Wilson	Planning Board
Mitchell Boorstein Cambria Rush	Historic District Commission & Design Review Board
John Kelly Delaney O'Brien	Historic District Study Committee
Alex Cross Scott Cusimano	Parks & Recreation Board
Emily Abbott Meredith Sherbin	Public Arts Board
Adriana Tatuch	Traffic & Safety Board
Olivia Neilson Jake Rotger	Museum Board

- C. Administration of oath to the 2014 student board members.
- D. Interviews for appointment to the Board of Zoning Appeals.
 - 1. Cynthia Grove, 584 Rivenoak
 - 2. Kevin Hart, 2051 Villa #406
- E. To appoint _____ as an alternate member to the Board of Zoning Appeals to serve a three-year term to expire February 17, 2017.
- F. To appoint _____ as an alternate member to the Board of Zoning Appeals to serve a three-year term to expire February 17, 2017.
- G. Administration of oath to appointed board members.

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 minutes of January 27, 2014.
- B. Approval of warrant list, including Automated Clearing House payments, of January 29, 2014 in the amount of \$684,603.50.
- C. Approval of warrant list, including Automated Clearing House payments, of February 5, 2014 in the amount of \$1,439,913.64.
- D. Resolution approving the auditing services contract with Plante & Moran to include the fiscal years ending June 30, 2014 through June 30, 2016 for a total fee of \$69,025 for the fiscal year ending June 30, 2014 and an annual increase not to exceed the Headlee inflation factor for years two and three and further authorizing the Mayor to sign the agreement on behalf of the City.
- E. Resolution setting a public hearing for March 10, 2014 to consider an application for a Special Land Use Permit and Final Site Plan for 220 restaurant at 220 E. Merrill.
- F. Resolution setting a public hearing for March 10, 2014 to consider the proposed Lot split of 607 Bates.
- G. Resolution setting a public hearing for March 10, 2014 to consider the proposed Lot Rearrangement of 572 Watkins and 559 Southfield.
- H. Resolution approving a Special Land Use Permit Amendment for The Bird and the Bread (formerly Home) at 210 S. Old Woodward to allow the name change of the previously approved food and drink establishment with on-premises consumption of alcoholic liquors from Home to The Bird and the Bread. (complete resolution in agenda packet)
- I. Resolution approving the Fireworks Inspection Delegation Authority Agreement with the Michigan Department of Licensing and Regulatory Affairs Bureau of Fire Services. Further, directing the City Manager to sign the agreement on behalf of the City.
- J. Resolution approving the Radio Repeater Site License Agreement as prepared by the Oakland Co. Water Resources Commissioner's office for equipment to be placed on the Hunter Water Tank, and directing the City Manager to sign the agreement on behalf of the City.
- K. Resolution approving the proposal and agreement with DTE Energy Co. for the conversion of 18 street lights on E. Maple Rd. from Woodward Ave. to Adams Rd. to LED fixtures, in the amount of \$6,372, to be charged to account #401-901.006-981.0100. (A rebate of \$1,944 will be received by the City after the work has been completed.) Further, directing the Mayor to sign the agreement on behalf of the City.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Public Hearing to review the increased costs for Special Assessment District #850, regarding parking lot repairs conducted on the frontage parking lot located between 33600 and 33692 Woodward Ave.
 - 1. Resolution accepting the suggested list of billings as prepared by the Engineering Dept. for Special Assessment District #850, (33600-33692 Woodward Ave. Parking Lot Repairs) and directing staff to issue invoices accordingly.
- B. Resolution approving the "Resolution Submitting Library Bond Proposal" for the purpose of issuing up to \$21,500,000 in general obligation unlimited tax bonds and place this

issue before the voters at the election to be held on May 6, 2014. (complete resolution in agenda packet)

- C. Ordinance amending Chapter 110, Traffic and Vehicles, Article II, Sections 26 – 32 to rename the Chapter to Transportation Systems to include all modes of transportation, and to rename and modify the duties of the existing Traffic and Safety Board to the Multi-Modal Transportation Board, and to expand the scope of authority for the Multi-Modal Transportation Board to include a mandatory review of all transportation related projects in the City, and to allow the hearing of appeals from administrative decisions on transportation related matters.

- AND -

Ordinance amending Chapter 110, Traffic and Vehicles, Article VII, Sections 191 – 196 to allow administrative review of transportation related regulatory requests.

- D. Resolution approving the agreement with Duany Plater-Zyberk & Company, LLC for master planning consultation services, contingent upon the approvals required by Sec. 2-289 of the Birmingham City Code, in the amount of \$13,500.00, plus reimbursable expenses not to exceed \$3,000.00, from account #101-721.000-811.0000 (Planning - Other Contractual Services). Further, directing the Mayor and City Clerk to sign the agreement on behalf of the City and approving the appropriation and amendment to the 2013-2014 General Fund budget as follows:

General Fund Revenues:

Appropriation for Fund Balance	
#101-000.000-400.0000	<u>\$16,500.00</u>
Total Revenue Adjustment	\$16,500.00

Expenditures:

Community Development-Planning	
Other Contractual Services #101-721.000-811.0000	<u>\$16,500.00</u>
Total Expenditure Adjustment	\$16,500.00

- OR -

Resolution approving the agreement with Duany Plater-Zyberk & Company, LLC for master planning consultation services (\$13,500), including a final written report (\$4,500), contingent upon the approvals required by Sec. 2-289 of the Birmingham City Code, in the amount of \$18,000.00, plus reimbursable expenses not to exceed \$3,000.00, from account #101-721.000-811.0000 (Planning - Other Contractual Services). Further, directing the Mayor and City Clerk to sign the agreement on behalf of the City and approving the appropriation and amendment to the 2013- 2014 General Fund budget as follows:

General Fund Revenues:

Appropriation for Fund Balance	
#101-000.000-400.0000	<u>\$21,000.00</u>
Total Revenue Adjustment	\$21,000.00

Expenditures:

Community Development-Planning	
Other Contractual Services #101-721.000-811.0000	<u>\$21,000.00</u>
Total Expenditure Adjustment	\$21,000.00

- E. Consideration of the appointment of an interim city manager to become effective February 14, 2014.

VII. REMOVED FROM CONSENT AGENDA

VIII. COMMUNICATIONS

- A. Comcast regarding channel changes
- B. Communication regarding the library project and May election

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

X. REPORTS

- A. Commissioner Reports
 - 1. Notice of intention to appoint to the Parks and Recreation Board, Planning Board, and Cablecasting Board on March 10, 2014.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
 - 1. Second Quarter Investment Report, submitted by Finance Director Ostin
 - 2. Engineering Department Project Update, submitted by City Engineer O'Meara

XI. ADJOURN

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).