

BIRMINGHAM CITY COMMISSION AGENDA
FEBRUARY 22, 2016
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Rackeline J. Hoff, 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:

- The Clerk's Office will be open to accept and issue absentee ballots on Saturday, March 5th from 9:00 AM – 2:00 PM.
- The Presidential Primary Election will be held on Tuesday, March 8th. Polls will be open from 7:00 AM to 8:00 PM. Election results can be obtained at www.bhamgov.org/electionresults.

Appointments:

- A. Interviews for appointment to the Board of Review.
 - 1. Elicia Katrib, 1832 East Lincoln
 - 2. Kathleen Devereaux, 1019 Rivenoak
- B. To appoint _____ as a regular member, to the Board of Review to serve the remainder of a three-year term to expire December 31, 2018.
- C. To appoint _____ as a regular member, to the Board of Review to serve the remainder of a three-year term to expire December 31, 2016.
- D. Interviews for appointment to the Board of Building Trades Appeals.
 - 1. Benjamin Stahelin, 1832 East Lincoln
 - 2. Adam Charles, 1539 Bennaville
- E. To appoint _____ to serve the remainder of a three-year term on the Board of Building Trades Appeals to expire May 23, 2017.
- F. To appoint _____ to serve the remainder of a three-year term on the Board of Building Trades Appeals to expire May 23, 2016.
- G. Interviews for appointment to the Cablecasting Board.
 - 1. Jeffrey Bozell, 1564 Penistone
- H. To appoint _____ to serve the remainder of a three-year term on the Cablecasting Board to expire March 30, 2018.
- I. Interviews for appointment to the Historic District Study Committee.
 - 1. Michael Xenos, 1116 Washington Blvd (unable to attend)
- J. To appoint _____ to the Historic District Study Committee to serve a three year term to expire June 25, 2017.
- K. Interviews for appointment to the Ad Hoc Rail District Review Committee:
 - Business owner in the Rail District.

1. Terry Adams, Bob Adams Towing, 2499 Cole St.
 2. Norman LePage, Big Rock Chophouse, 245 South Eton (unable to attend)
- L. To appoint _____ to the Ad Hoc Rail District Review Committee, as the business owner in the Rail District member, to serve a term to expire December 31, 2016.
- M. Interviews for appointment to the Ad Hoc Rail District Review Committee:
- One resident member living in the neighborhood adjoining South Eton between Maple and Lincoln
1. Larry Bertollini, 1275 Webster
- N. To appoint _____ to the Ad Hoc Rail District Review Committee, as the resident member living in the neighborhood adjoining South Eton between Maple and Lincoln, to serve a term to expire December 31, 2016.
- O. Interviews for appointment to the Ad Hoc Rail District Review Committee:
- One resident member living in the neighborhood adjoining South Eton between Lincoln and 14 Mile Road
1. Cynthia Chiara, 1622 South Eton
- P. To appoint _____ to the Ad Hoc Rail District Review Committee, as the resident member living in the neighborhood adjoining South Eton between Lincoln and 14 Mile Road, to serve a term to expire December 31, 2016.
- Q. To concur in the recommendation of the following board members to the Ad Hoc Rail District Review Committee:
- _____Janelle Whipple-Boyce_____, Planning Board Member
- _____Lara Edwards_____, Multi-Modal Transportation Board Member
- *The Advisory Parking Committee member will be appointed at their March 16th meeting.*
- R. Administration of oath to the 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 and goal setting workshop minutes of February 8, 2016.
- B. Approval of warrant list, including Automated Clearing House payments, of February 10, 2016 in the amount of \$852,738.80.
- C. Approval of warrant list, including Automated Clearing House payments, of February 17, 2016 in the amount of \$808,220.93.
- D. Resolution approving the 2016 annual flower purchase from Croswell Greenhouse in the amount not to exceed \$15,860.00. Funds are available from the General Fund – Property Maintenance – Operating Supplies account #101-441.003-729.0000.
- E. Resolution approving the purchase of the Thomas Steele ‘Ashton’ tables from Playworld Midstates for use in Barnum Park using NPP cooperative bid pricing for a total expenditure of \$20,102.00. Further, waiving the formal bidding requirements for this purchase based on the City’s membership in the cooperative program National Purchasing Partners. Funds are available for this purchase in the Capital Projects Fund, Barnum Park Improvements account #401-751.001-981.0100.
- F. Resolution confirming the City Manager’s authorization for the emergency expenditure regarding the installation of a chain link fence and gate system at Buckingham and

Cambridge along the west side of the railroad right-of-way, in the amount of \$7,573.40 to be paid from the City Property Maintenance, Other Contractual Services account #101-441.003-811.0000, pursuant to Sec. 2-286 of the City Code.

- G. Resolution approving a request submitted by the Birmingham Bloomfield Chamber to hold the Village Fair in the Shain Park area, June 1-5, 2016, including the private party, 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. Act 51 Mileage Recertification Street Systems

Manchester Rd. Resolution

1. Resolution approving the legal description for the right-of-way of the newly dedicated Manchester Rd. as described in the City Engineer's report dated January 25, 2016, and further accepting Manchester Rd. into the City of Birmingham Local Street System as of December 31, 2015. (complete resolution in agenda packet)

E. Lincoln Ave. Resolution

2. Resolution approving the legal description for the right-of-way of the newly dedicated E. Lincoln Ave. as described in the City Engineer's report dated January 25, 2016, and further accepting E. Lincoln Ave. into the City of Birmingham Local Street System as of December 31, 2015. (complete resolution in agenda packet)

W. Merrill St. Resolution

3. Resolution decertifying a portion of W. Merrill St., between Bates St. and Henrietta St. for a total decertification length of 265 ft. (complete resolution in agenda packet)

- I. Resolution awarding the W. Maple Rd. Sewer Improvement Project, Contract #1-16(S), to Troelsen Excavating Co. of Troy, MI, in the amount of \$325,000, charged to account number 590-536.001-981.0100. And further, approving the appropriation and amendment to the 2015-2016 Sewer Fund budget as follows:

Sewer Fund

Revenues:

Draw from Fund Balance 590-0000.000-400.0000	\$75,000
Total Revenue	\$75,000

Expenditures:

Sewer Capital Improvements 590-536.001-981.0100	\$75,000
Total Expenditures	\$75,000

- J. Resolution awarding the 2016 Concrete Sidewalk Repair Program, Contract #2-16(SW) to J.B. Contractors, Inc., of Detroit, MI, in the amount of \$797,300, to be charged to the various accounts as detailed in the report; and further approving the appropriations and budget amendments as detailed in the report (complete resolution in agenda packet).

- K. Resolution approving the agreement between the City and Kin Properties relative to the use of six parking spaces on their parking lot located at 211-223 W. Maple Rd., in exchange for nominal maintenance duties that are charged to the Auto Parking System Fund. Further, authorizing the City Manager to execute the agreement on behalf of the City.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Public Hearing of Necessity for the replacement of sewer laterals within the limits of the Hamilton Avenue paving project area.
 - 1. Resolution declaring necessity for replacement of sewer laterals within the limits of the Hamilton Avenue paving project area. The Public Hearing of Confirmation will be held on March 14, 2016 at 7:30 PM. (complete resolution in agenda packet)
- B. Public Hearing of Necessity for sidewalk enhancements on Hamilton Ave. from N. Old Woodward Ave. to Woodward Ave., and Park St. from Hamilton Ave. to E. Maple Rd.
 - 1. Resolution declaring necessity for the sidewalk enhancements on Hamilton Ave. from N. Old Woodward Ave. to Woodward Ave., and Park St. from Hamilton Ave. to E. Maple Rd. The Public Hearing of Confirmation will be held on March 14, 2016 at 7:30 PM. (complete resolution in agenda packet)
- C. Resolution adopting the proposed Street Name Change Review Policy, and submitting the November 18, 2015 request for the street name change of Millrace Road to Lakeside Court for review in accordance with the Street Name Change Review Policy.
- D. Resolution approving the renewal, for the 2016 licensing period, of all Class B, Class C, and microbrewery liquor licenses for which a current year application was received.

- OR -

(Each of the following resolutions to be considered with separate motions.)

Resolution setting a public hearing for 7:30 PM on Monday, March 14, 2016 in the City Commission Room at the Birmingham Municipal Building, 151 Martin, Birmingham, MI 48009, to consider whether to file an objection with the Michigan Liquor Control Commission to the renewal of the license for consumption of intoxicating liquor on the premises currently held by the owners/operators of _____, for the following reasons: _____;

Further, directing the City Manager to notify the owners/operators of _____, in writing, that they may submit any written material for consideration by the City Commission prior to the date of the public hearing or at the hearing, that the licensee may appear in person at the hearing or be represented by counsel and that the licensee may present witnesses or written evidence at the hearing.

- AND -

Resolution approving the renewal for the 2016 licensing period, of all Class B, Class C, and microbrewery liquor licenses for which a current year application was received, except for the license(s) held by _____, for which a public hearing has been set.

- E. Resolution adopting the public noticing enhancements outlined in the February 11, 2016 staff memo as the City's public notice practices.
- F. Resolution approving City Commission Goals resulting from the January 9th and the February 8th, 2016 City Commission Goal Setting Workshops.

VII. REMOVED FROM CONSENT AGENDA

VIII. COMMUNICATIONS

- A. Great Lakes Water Authority statement on Flint and water quality in the GLWA served communities.

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
 - 1. Board of Ethics Advisory Opinions 2015-06 and 2015-07
- D. Legislation
- E. City Staff
 - 1. Second Quarter Investment Report, submitted by Finance Director Gerber
 - 2. Second Quarter Budget Report, submitted by Finance Director Gerber

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).