

BIRMINGHAM CITY COMMISSION AGENDA
FEBRUARY 26, 2018
MUNICIPAL BUILDING, 151 MARTIN
7:00 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 Birmingham Ice Arena offers ice skating classes for ages three and up. The next session begins March 5th and runs through April 22nd. Registration for new skaters is February 28th, 5:00 - 7:00 pm, and March 3, 10:00 am - 1:00 pm. For more information visit www.bhamgov.org.
- Celebration of Commissioner DeWeese's Birthday

Appointments:

- A. Recognition of 2017 Student Board Representatives
- B. Resolution appointing the following students as non-voting members for the calendar year 2018:
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|--------------------|--|
| Planning Board: | Madison Daminato – Seaholm
Sam Fogel – Seaholm
Ellie McElroy - Seaholm |
| Parks Board: | Jakob Sayer – Seaholm
CeCe Cousins - Seaholm |
| Public Arts Board: | Cole Wohlfiel – Seaholm
Amelia Berry - Seaholm |
| Museum Board: | Joy Tenjeras - Groves |
| Advisory Parking: | Ajnay Yaple - IA |
| HDC-DRB: | Ava Wells – Seaholm
Grace Donati - Seaholm |
- C. Administration of Oath of Office to Student Board Representatives

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 Special City Commission meeting minutes of February 12, 2018.

- B. Approval of City Commission meeting minutes of February 12, 2018.
- C. Approval of warrant list, including Automated Clearing House payments, dated February 14, 2018 in the amount of \$676,695.80.
- D. Approval of warrant list, including Automated Clearing House payments, dated February 21, 2018 in the amount of \$2,013,252.38.
- E. Resolution approving a request submitted by the Michigan Chapter of the Huntington's Disease Society of America requesting permission to hold Yoga in the Park, on Saturday, June 16, 2018, 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.
- F. Resolution approving the purchase of one (1) new Toro Groundsmaster 4500D and one (1) Toro Groundsmaster 3500D from Spartan Distributors, through State of Michigan extendable purchasing contract #2017025 for a total expenditure of \$95,270.14. Funds for this purchase are available in the equipment fund account # 641-441.006-971.0100.
- G. Resolution setting Monday, March 26, 2018 at 7:30 PM for a Public Hearing to consider the reprogramming of program year 2017 Community Development Block Grant (CDBG) funds.
- H. Resolution awarding the Replacement of four (4) wooden bridges located at Springdale Golf Course, to Kyle Builders, Inc. in the amount not to exceed \$71,560, and approving hiring Anderson, Eckstein and Westrick, Inc. (AEW) in the amount not to exceed \$8,000 to provide professional Engineering Services related to this project for a total project amount of \$79,560.00 to be funded from account 584-753.001-981.0100 and further; approving the appropriation and amendment to the 2017-2018 Springdale Golf Course Fund budget as follows. Further, authorizing the Mayor and the City Clerk to sign the agreement on behalf of the City upon receipt of required insurances.

Springdale Golf Course Fund

Revenues:

Draw from Net Position	584-000.000-400.0000	\$79,560.00
Total Revenue		\$79,560.00

Expenses:

Capital Outlay –		
Public Improvements	584-753.001-981.0100	\$79,560.00
Total Expenses		\$79,560.00

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Public Hearing to consider the confirmation of Special Assessment District Roll No. 880 - Replacement of sewer and water laterals within Old Woodward Ave. Paving Project
 - 1. Resolution ratifying and confirming Special Assessment District Roll No. 880 for the replacement of sewer and water laterals within the Old Woodward Ave. Paving Project, and instructing the City Clerk to endorse said roll, showing the date of confirmation thereof and to certify said assessment roll to the City Treasurer for collection at or near the time of construction of the improvement; Further, resolving that special assessments shall be payable in ten (10) payments as provided in Section 94-10 of the Code of the City of Birmingham, with an

annual interest rate of five and a half percent (5.5%) on all unpaid installments.
(complete resolution in agenda packet)

- B. Public Hearing to consider the confirmation of Special Assessment District Roll No. 881 - For Old Woodward Ave. Streetscape Enhancements within the limits of the Old Woodward Avenue Paving Project

1. Resolution ratifying and confirming Special Assessment District Roll No. 881 for Old Woodward Ave. Streetscape Enhancements within the limits of the Old Woodward Avenue Paving Project, and instructing the City Clerk to endorse said roll, showing the date of confirmation thereof and to certify said assessment roll to the City Treasurer for collection at or near the time of construction of the improvement; Further, resolving that special assessments shall be payable in ten (10) payments as provided in Section 94-10 of the Code of the City of Birmingham, with an annual interest rate of five and a half percent (5.5%) on all unpaid installments. (complete resolution in agenda packet)

- C. Resolution approving the renewal, for the 2018 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 Monday, March 12, 2018 at 7:30 PM 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 2018 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.

- D. Resolution accepting the 2017 Annual Golf Report.

- E. Resolution approving the ordinance amendment to amend the City Code, Part II, Chapter 1 – General Provisions, Sec. 1-9 General Penalty.

- AND -

Resolution approving the ordinance amendment to amend the City Code, Part II, Chapter 50 – Environment, Article II. – Nuisances, Division 1 – Generally, Sec. 50-29 Construction Site Maintenance Provisions for Residential and Commercial Properties.

- AND -

Resolution approving changes to the Fee Schedule adding Construction Site Maintenance Violations (Sec. 50-29).

- AND -

Resolution approving the ordinance amendment to amend the City Code, Part II, Chapter 50 – Environment, Article II. – Nuisances, Division 4. Noise, Sec. 50-74 Decibel Level Prohibitions.

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. 2nd Quarter Financial Reports (Gerber)
 - 2. December 2017 investment Report (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:248-530-1880) por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).