

BIRMINGHAM CITY COMMISSION AGENDA
MARCH 27, 2017
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mark Nickita, Mayor

II. ROLL CALL

Cheryl Arft, Acting City Clerk

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

Announcements:

- The next session of the Citizens Academy program begins on April 25th. The deadline to register for this 7-week program to learn about the operation and services of the City is April 10, 2017. For more information on the program and how to register, visit www.bhamgov.org/citizensacademy, or contact jhaines@bhamgov.org.
- Legislative update from State Representative Mike McCready

Appointments:

- A. Interviews for Parks and Recreation Board
 1. John Meehan, 656 Chester
 2. Ross Kaplan, 635 Oak
 3. John Rusche, 358 Henley
 4. Patricia Edwards, 783 Abbey
- B. To appoint _____ to the Parks & Recreation Board to serve a three-year term to expire March 13, 2020.
- C. To appoint _____ to the Parks & Recreation Board to serve a three-year term to expire March 13, 2020.
- D. Interviews for Storm Water Utility Appeals Board
 1. Robert Lavoie, 555 Lakeview Ave.
 2. A. James Partridge, 3916 Cottontail Ln., Bloomfield Hills
 3. Laura T. Keener, 286 W. Brown
- E. To appoint _____ to the Storm Water Utilities Appeal Board to serve a three-year term to expire January 31, 2020.
- F. To appoint _____ to the Storm Water Utilities Appeal Board to serve a three-year term to expire January 31, 2020.
- G. To appoint _____ to the Storm Water Utilities Appeal Board as to serve a three-year term to expire January 31, 2020.
- H. Administration of oath to the 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 March 13, 2017.
- B. Approval of warrant list, including Automated Clearing House payments dated March 15, 2017, of \$1,092,488.05.
- C. Approval of warrant list, including Automated Clearing House payments dated March 22, 2017, of \$1,106,147.89.
- D. Resolution authorizing Change Order #1 to the Parking Structure Traffic Control Equipment Project, Contract #15-15(PK), accepting a proposal from Harvey Electronic and Radio LLC to provide and install a second space counting sign to the Chester St. Parking Structure for a total cost of \$10,875.00, charged to account number 585-538.008-971.0100.
- E. Resolution awarding the Video Inspection – Old Woodward, to M-1 Studios of Ferndale, MI in the amount of \$26,400.00 to be charged to the various accounts as detailed in this report.
- F. Resolution awarding the Old Woodward Sewer Video Inspection, to Pipetek Infrastructure Services of Plymouth, MI in the amount of \$20,575.00 to be charged to account number 590-536.001-981.0100.
- G. Resolution setting Monday, April 13, 2017 at 7:30 PM for a Public Hearing to consider a Special Land Use Permit Amendment and Final Site Plan Review for 250 N. Old Woodward, Emagine Palladium Theatre and Ironwood Grill restaurant to allow the establishment to change their name to Emagine Palladium Theatre and Four Story Burger.
- H. Resolution setting Monday, April 24, 2017 at 7:30 PM for a Public Hearing to consider the Final Site Plan and Special Land Use Permit for 325 S. Old Woodward – Adachi Bistro, to allow the operation of a new bistro. (complete resolution in agenda packet)
- I. Resolution setting Monday, April 24, 2017 at 7:30 PM for a Public Hearing to consider the Final Site Plan and Special Land Use Permit for 2100 E. Maple - Whole Foods Bistro, to allow the operation of a new bistro within the Whole Foods grocery store. (complete resolution in agenda packet)
- J. Resolution setting Monday, April 24, 2017 at 7:30 PM for a Public Hearing to consider the Final Site Plan and Special Land Use Permit for 2159 E. Lincoln - Lincoln Yard Bistro, to allow the operation of a new bistro. (complete resolution in agenda packet)
- K. Resolution setting Monday, April 24, 2017 at 7:30 PM for a Public Hearing to consider a Special Land Use Permit Amendment and Final Site Plan Review for 280 E. Lincoln, Grace Baptist Church to allow for the installation of an illuminated ground sign.
- L. Resolution approving a request from the Birmingham Shopping District to hold the Birmingham Cruise Event on August 19, 2017, 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.
- M. Resolution approving a request from the Birmingham Shopping District requesting permission to hold Day on the Town in downtown Birmingham, July 22, 2017 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.
- N. Resolution approving a request from the Community House to hold ParkArt on June 22, 2017 in Shain Park, 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.

V. UNFINISHED BUSINESS

- A. Resolution approving the renewal for the 2017 license period for the Class C license for Emagine Palladium/Ironwood Grill.

OR

Resolution recommending non-renewal to the Michigan Liquor Control Commission for the 2017 license period for the Class C license for Emagine Palladium/Ironwood Grill.

- B. Resolution directing the Greenwood Cemetery Advisory Board to revise the Greenwood Cemetery Rules and Regulations to permit upright monuments in Section F North of Greenwood Cemetery. All conditions as to the erection of monuments in Section VI, Monuments, Grave Markers, and Foundations shall continue to apply.

OR

Resolution denying the request to revise the Greenwood Cemetery Rules and Regulations to allow upright monuments to be erected in Section F North.

VI. NEW BUSINESS

- A. Resolution accepting the proposed Greenwood Cemetery Advisory Board's Action List as presented:

OR

Resolution accepting the proposed Greenwood Cemetery Advisory Board's Action List, with the following revisions:

- 1. _____;
- 2. _____;

- B. Resolution adopting the proposed Greenwood Cemetery Donor Recognition Program as presented.

- C. Resolution accepting the recommendations of the Multi-Modal Transportation Board pertaining to the design of Poppleton Ave. from Knox Ave. to Maple Rd., including:

- 1. Construction of a three-lane pavement at Maple Rd. which tapers to two-lanes north of the Kroger parking lot.
- 2. Maintaining the 40 ft. radius at the southwest corner of Knox Ave., while constructing 25 ft. radii at both north corners of the Maple Rd. intersection.
- 3. To postpone the implementation of Neighborhood Connector Route features on this segment pending further study of the Multi-Modal Master Plan Phase 3 proposals.

Further, directing the Engineering Dept. to implement the traffic management plan wherein all Kroger truck traffic will be directed to enter and exit the facility via Knox Ave. between Poppleton Ave. and Adams Rd., and to offer a cape sealing treatment at City expense as part of the expense of this project.

- D. Resolution to meet in closed session to discuss an attorney/client privilege communication in accordance with Section 8(h) of the Open Meetings Act.

(A roll call vote is required and the vote must be approved by a 2/3 majority of the commission. The commission will adjourn to closed session after all other business has been addressed in open session and reconvene to open session, after the closed session, for purposes of taking formal action resulting from the closed session and for purposes of adjourning the meeting.)

VII. REMOVED FROM CONSENT AGENDA

VIII. COMMUNICATIONS

- A. Correspondence re: Fairway sidewalks

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. Annual Planning Division Report, submitted by Planning Director Ecker

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).