

BIRMINGHAM CITY COMMISSION AGENDA
AUGUST 13, 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:

- The Baldwin Public Library is excited to introduce Kanopy, an on-demand movie streaming service featuring over 30,000 titles. Kanopy specializes in award-winning, foreign language, documentary, and hard-to-find films. Patrons can watch Kanopy on all of their devices. Visit baldwinlib.kanopy.com to get started.
- The Birmingham Museum will hold a family-friendly open house entitled "A Walk in the Park," on the museum grounds on Sunday, September 9, from 1:30 to 3:30 pm to share plans for the historic landscape and receive public feedback.

Appointments:

- A. Interviews for the Advisory Parking Committee
1. Algirdas "Al" Vaitas
 2. Jennifer S. Yert
 3. Anne Honhart
- B. Appointments to the Advisory Parking Committee
1. To appoint _____ to the Advisory Parking Committee as a regular member who is a building owner within the parking assessment district to serve a three-year term to expire September 4, 2021.
 2. To appoint _____ to the Advisory Parking Committee as a regular member who is a representative of a small retail operation within the parking assessment district to serve a three-year term to expire September 4, 2021.
 3. To appoint _____ to the Advisory Parking Committee as a regular member who is a resident who does not qualify under the following categories: downtown commercial representative of large retail, small retail, a professional firm, a building owner, a restaurant owner, or a downtown employee to serve a three-year term to expire September 4, 2021.
- C. Interviews for the Joint Senior Services Committee
1. Gordon Rinschler
 2. Jack Burns
- D. Appointment to the Joint Senior Services Committee

1. To appoint _____ to the Joint Senior Services Committee as the Birmingham representative.

I. 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. Resolution approving the City Commission meeting minutes of July 23, 2018.
- B. Resolution approving the warrant list, including Automated Clearing House payments, dated July 25, 2018 in the amount of \$1,513,374.31.
- C. Resolution approving the warrant list, including Automated Clearing House payments, dated August 1, 2018 in the amount of \$400,750.84.
- D. Resolution accepting the resignation of Jason Canvasser from the Board of Zoning Appeals as an Alternate Member and directing the City Clerk to begin the process of filling the vacancy.
- E. Resolution accepting the resignation of Ryan Ross from the Parks and Recreation Board as a Regular Member and directing the City Clerk to begin the process of filling the vacancy.
- F. Resolution approving a request submitted by the Birmingham Bloomfield Chamber and Junior League of Birmingham requesting permission to hold the annual Halloween Parade and Pumpkin Patch on Sunday, October 28, 2018 in downtown Birmingham, 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.
- G. Resolution approving the tree removal agreement with adjacent property owner Linda Bloch for shared cost of \$ 800.00 for removal of three invasive fence line trees, to be expended from Hunter House Account 101-804.001-811.0000, Other Contractual Services; \$400.00 of which will be reimbursed by Ms. Bloch.
- H. Resolution approving the chemical/fertilizer purchases for Lincoln Hills and Springdale golf courses from Harrell's for \$22,000, Target Specialty Products for \$22,000 and Great Lakes Turf for \$8,000. The total purchase from all vendors will not exceed a total of \$52,000. Funds will be charged to account #s 584/597-753.001-729.0000.
- I. Resolution awarding the S. Eton Rd. Signing and Pavement Marking Improvements, Contract #11-18(P) to PK Contracting, Inc., in the amount of \$123,525.00, to be charged to the Major Street Fund, account number 202-449.001-981.0100, contingent upon execution of the agreement and meeting all insurance requirements. Further, approving an amendment to the 2018-19 fiscal year budget as follows:

Major Street Fund

Revenues:

Draw from Fund Balance	202-000.000-400.0000	\$123,525
Total Revenue Adjustments		\$123,525

Expenditures:

Other Contractual Service	202-449.001-981.0100	\$123,525
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Total Expenditure Adjustments \$123,525

- J. Resolution awarding the New Lockers for Birmingham Police Department contract to Steel Equipment Company, in an amount not to exceed \$ 55,100.00 to be charged to account 401-265.003-977.0000 and authorizing the Mayor and City Clerk to sign the agreement for these services, further, approving the appropriation and amendment to the 2018-2019 Capital Project Fund budget as follows:

Capital Projects Fund

Revenues:

Draw from Fund Balance	401-000.000-400.0000	\$55,100
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Expenditures:

Buildings – City Hall and Grounds	401-265.001-977.0000	\$55,100
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- K. Resolution approving the contract with McKenna Associates in the amount of \$5000.00 payable from account # 101-721-000-811.000, to provide professional services to prepare a concept plan for the linear park recommended in the Eton Road Corridor Plan, and directing the Mayor to execute same.
- L. Resolution setting Monday, September 17, 2018 at 7:30 PM for a public hearing to consider the request by the property owner to eliminate the historic designation on 361 E. Maple.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Resolution cancelling the public hearing to consider approval of the Final Site Plan and Special Land Use Permit for 223 - 225 E. Maple, Social Kitchen and Bar, pursuant to Article 7, section 7.34, Zoning, of the Birmingham City Code.
- B. Resolution cancelling the public hearing to consider approval of the rezoning of 469 – 479 S. Old Woodward from B3/D4 to B3/D5 and referring the matter back to the Planning Board.
- C. Resolution approving the Birmingham Museum Grounds Group Use Rules and associated application and fees.
- D. Resolution approving the Planning, Zoning & Parking Consulting Services RFP, and directing staff to issue the RFP by August 17, 2018;
OR
Resolution approving the scope of work for Planning, Zoning & Parking Services and seeking to amend the existing service agreement with the City’s existing parking consultant team (Nelson Nygaard/MKSK) given their familiarity with Downtown parking and land use regulations and returning to the City Commission for approval.
- E. Resolution approving the Downtown Retail Review RFP, and directing staff to issue the RFP by August 17, 2018.
- F. Ordinance amending Part II of the City Code, Chapter 74, Offenses, Article IV, Offenses Against Property to include the following two new ordinances: Section 74-81: Theft; Prosecution; Jurisdiction

AND

Section 74-109: Intent to Defraud for Services and Section 74-109 (A) – Penalty for Violation of Section 74-109. Furthermore, authorizing the Mayor and the City Clerk to sign the ordinance amendments on behalf of the City.

- G. Resolution appointing one Commissioner as the Birmingham City Commission's official voting delegate, and one Commissioner as the alternate voting delegate, at the Michigan Municipal League Annual Meeting to be held in Grand Rapids, Michigan on September 21, 2018.
- H. Resolution to meet in closed session pursuant to Section 8(h) of the Open Meetings Act, MCL 15.261 – 15.275.

(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

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

X. REPORTS

- A. Commissioner Reports
 - 1. Notice of Intention to appoint three regular members to the Design Review Board on September 6, 2018.
 - 2. Notice of Intention to appoint three regular members to the Historic District Commission on September 6, 2018.
 - 3. Notice of Intention to appoint one alternate member to the Board of Zoning Appeals on September 6, 2018.
 - 4. Notice of Intention to appoint one regular member to the Parks and Recreation Board on September 6, 2018.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
 - 1. Parking Utilization Report

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).