

BIRMINGHAM CITY COMMISSION AGENDA
SEPTEMBER 10, 2015
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Stuart Lee Sherman, 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 Birmingham Street Art Fair will be held Saturday and Sunday, September 19 and 20, 2015 on Old Woodward. For more information and times, contact Common Ground at 248.451.3732.

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 August 24, 2015.
- B. Approval of warrant list, including Automated Clearing House payments, of August 26, 2015 in the amount of \$556,213.15.
- C. Approval of warrant list, including Automated Clearing House payments, of September 2, 2015 in the amount of \$7,821,476.30.
- D. Resolution setting a public hearing date for October 12, 2015 to consider approval of a SLUP application for 1098 S. Adams to allow the operation of an auto sales agency and showroom.
- E. Resolution setting a public hearing date of October 12, 2015 to consider the approval of the Brownfield Plan and Reimbursement Agreement for 2483 W. Maple, DFCU Financial.
- F. Resolution setting a public hearing date for October 12, 2015 to consider the rezoning the property at 369 N. Old Woodward - Brookside Terrace from R-6 Multiple Family Residential to R-6 Multiple Family Residential and D-4 in the Downtown Overlay District.
- G. Resolution setting a public hearing date of October 12, 2015 to consider an amendment to Article 1, Zoning Ordinance Foundation, Section 1.14, Zoning Map, to provide for the update of the Zoning Map as needed.
- H. Resolution approving the purchase of holiday lights from Wintergreen Corporation for a total cost not to exceed \$12,701.00. Funds are available from the General Fund-Community Activities Operating Supplies account #101-441.004-729.0000 for this purchase.

Further, approving the appropriation and budget amendment as follows:

Major Street Fund

Revenues:

Draw from Fund Balance	#202-000.000-400.0000	<u>\$54,800</u>
Total Revenue Adjustments		\$54,800

Expenditures:

Major Street Public Improvements	#202-449.001-981.0100	<u>\$54,800</u>
Total Expenditure Adjustments		\$54,800

D. Acacia Drain Replacement - Catalpa Dr. – Edgewood Dr. to Grant St.

1. Resolution accepting the request from the Oakland Co. Water Resources Commissioner's office to replace the remaining 589 feet of the Acacia Drain on Catalpa Dr. from Edgewood Dr. to Grant St., to be funded by Acacia Drain maintenance fund reserves, subject to a cost reimbursement agreement between the OCWRC and the City being finalized,

- and -

2. Resolution authorizing Change Order #1 to the 2015 Local Streets Paving Program, Contract #2-15(P), in the amount of \$475,000, to be charged to the following accounts, subject to a cost reimbursement agreement being finalized:

Acacia Drain Maintenance Fund	590-536.001-985.6900	\$311,000.00
Sewer Fund	590-536.001-981.0100	\$ 46,000.00
Water Fund	591-537.004-981.0100	\$ 94,000.00
Local Street Fund	203-449.001-981.0100	\$ 24,000.00

- and -

3. Resolution setting a public hearing for the replacement of sewer laterals as follows: RESOLVED, that the City Commission shall meet on Monday, October 12, 2015 at 7:30 P.M., for the purpose of conducting a public hearing of necessity for the installation of lateral sewers on Catalpa Dr., between Edgewood Dr. and Grant St. Should the district be declared at that time, be it further RESOLVED, that the City Commission meet on Monday, October 26, 2015 at 7:30 P.M. for the purpose of conducting a public hearing to confirm the roll for the installation of lateral sewers on Catalpa Dr., between Edgewood Dr. and Grant St.

E. Resolution to meet in closed session to review pending litigation regarding Wolf v City of Birmingham pursuant to Section 8(e) 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. Building Better Families Through Action regarding funding

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

X. REPORTS

- A. Commissioner Reports
 - 1. Notice of Intention to appoint members to the Board of Zoning Appeals on October 12, 2015.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff

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).

INFORMATION ONLY