

BIRMINGHAM CITY COMMISSION AGENDA
OCTOBER 10, 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:

- Commissioner Birthday – Sherman
- In recognition of Breast Cancer Awareness Month, the Birmingham Shopping District is hosting a Shop Pink IN Birmingham event in collaboration with The Pink Fund on Saturday, October 15th. The day will begin with yoga in Shain Park from 10:30 a.m. - 11:30 a.m., followed by special shopping incentives in participating stores from noon to 4 p.m. Contact the BSD for additional information at 248.530.1200.
- The Birmingham Farmers Market's 2016 season is coming to a close. Join us for the End of Season Celebration on Sunday, October 23rd from 9:00 a.m.- 2:00 p.m. Dress your children in their Halloween costumes and enjoy the activities which will include hayrides, Trick-Or-Treating, corn shelling, live music, children's pumpkin craft, and a pumpkin carving demonstration!
- In addition to regular business hours, the City Clerk's Office is offering extended hours to residents to obtain an absentee ballot. The office will be open until 7:00 PM on Thursday, October 27th.
- The annual Halloween Parade and Pumpkin Patch will be held on Sunday, October 30th. The Pumpkin Patch will be held from 1:00 PM – 4:00 PM at the Community House. The Halloween Parade will begin at 4:00 PM in Shain Park.
- Please note: The next City Commission meeting will be held on Thursday, October 27th at 7:30 PM.

Appointments:

- A. Interviews for appointment to the Board of Zoning Appeals.
 - 1. Jeffery Jones, 1701 Winthrop Lane
 - 2. Charles Lillie, 496 South Glenhurst
- B. To appoint _____ to the Board of Zoning Appeals to serve a three-year term to expire on October 10, 2019.
- C. To appoint _____ to the Board of Zoning Appeals to serve a three-year term to expire on October 10, 2019.
- D. Interviews for appointment to the Multi-Modal Transportation Board.
 - 1. Paddy Mullin, 1794 Bradford
 - 2. Daniel Rontal, 926 Bird
 - 3. A. Harvey Bell IV, 848 Pleasant

- E. To appoint _____ to the Multi-Modal Transportation Board to serve a three-year term to expire March 24, 2017.
- F. To appoint _____ to the Multi-Modal Transportation Board to serve a three-year term to expire March 24, 2019.
- G. Museum Board Appointment
 - 1. To concur in the City Manager's recommendation of James Cristbrook, 260 Martin, to the Museum Board, as the business owner member, to serve the remainder of a three-year term to expire July 5, 2019.
- 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/Planning Board workshop minutes of September 19, 2016.
- B. Approval of City Commission minutes of September 26, 2016.
- C. Approval of warrant list, including Automated Clearing House payments, of September 28, 2016 in the amount of \$1,776,564.59.
- D. Approval of warrant list, including Automated Clearing House payments, of October 5, 2016 in the amount of \$1,539,781.69.
- E. Resolution approving the appointment of election inspectors for the November 8, 2016 General Election pursuant to MCL 168.674(1) and authorizing the City Clerk to make revisions as needed.
- F. Resolution approving \$19,760 in Municipal Credits and \$5,305 in Community Credits to provide support for Next's specialized transportation program; to approve \$20,042 in Community Credit funds for the purchase of a new bus shelter (location to be recommended by the Multi-Modal Committee); and further directing the Mayor to sign the Municipal Credit and Community Credit contract for fiscal year 2017 on behalf of the City.
- G. Resolution setting a public hearing date of October 27, 2016 to consider the approval of the Brownfield Plan and Reimbursement Agreement for 856 N. Old Woodward, The Pearl.
- H. Resolution authorizing Work Bulletin #4 to the Peabody St. & Chester St. Structure Restoration Project, Contract #4-15(PK), accepting a proposal from DRV Contractors LLC to perform exterior fascia repairs and other high priority repairs to the N. Old Woodward Ave. Parking Structure for a total cost of \$17,481, charged to account number 585-538.005-981.0100.
- I. Resolution approving the use of one parking space on Woodward Avenue to fulfill a portion of the off-street parking requirements per Article 4, section 4.43 (G)(1) of the Zoning Ordinance for 33766 & 33772 Woodward Avenue, subject to the recommended repairs being completed as required by the Engineering Department.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Resolution directing the following bistro applications, in the priority order below, to the Planning Board for full site plan and design review and Special Land Use Permit review:
 - 1. _____
 - 2. _____
- B. Resolution approving Special Land Use Permit Amendment for Mad Hatter at 185 N. Old Woodward to approve the transfer in ownership of the existing liquor license and bistro from the current owners, Tea Parlor Inc. to RAM Restaurant Group, Inc.
- C. Resolution authorizing the Chief of Police to sign the MLCC Police Investigation Report (LC-1800) and approving the liquor license transfer for RAM that requests a transfer of Class C License issued under MCL 436.1521(A)(1)(B) and SDM License with Outdoor Service (1 Area) that is located at 185 N. Old Woodward, Birmingham, Oakland County, MI 48009.

Furthermore, pursuant to Birmingham City Ordinance, authorizing the City Clerk to complete the Local Approval Notice at the request of RAM approving the liquor license transfer request of RAM for the transfer of a Class C License to be issued under MCL 436.1521 (A)(1)(B) & SDM License with Outdoor Service (1 Area) located at 185 N. Old Woodward, Birmingham, Oakland County, MI 48009.
- D. Resolution directing staff to execute a contract with MKSK/Parsons Brinkerhoff in an amount not to exceed \$69,437.00, for professional services to complete the final plans and renderings for Old Woodward from Oakland to Landon and Maple Road from Southfield to Woodward;

AND

Resolution approving the appropriation and budget amendment to the fiscal year 2016-2017 budget as follows:

General Fund

Revenue:

Draw From Fund Balance	#101-000.000-400.0000	<u>\$69,500</u>
Total Revenue Adjustment		\$69,500

Expenditure (Planning Dept):

Other Contractual Service	#101-721.000-811.0000	<u>\$69,500</u>
Total Expenditure Adjustment		\$69,500

AND

Resolution authorizing the expenditure of funds from account #101-721.000-811.0000, Other Contractual Services (Planning) in an amount not to exceed \$69,437.00 for the completion of final plans and renderings for Old Woodward and Maple by MKSK/Parsons Brinkerhoff.

- E. Ordinance amending Part II of the City Code, Chapter 82, Planning, Article V, Design Review Board, Section 82-99, Composition, to allow for alternate members.

- AND -

Ordinance amending Part II of the City Code, Chapter 127, Historic Districts, Section 127-6, Historic District Commission, to allow for alternate members.

- AND -

Ordinance amending Part II of the City Code, Chapter 110, Transportation Systems, Article II, Multi-Modal Transportation Board, Section 110-26, Composition, to allow for alternate members.

- F. Resolution approving the settlement agreement of September 22, 2016 between the City and BCOA/COAM for a renewal of the collective bargaining agreement through June 30, 2019. Further, authorizing the transfer of the appropriate funds by the Finance Department for the contract effective July 1, 2016.

- G. Resolution scheduling a hearing of the Birmingham Firefighters Association Local 911 grievance of July 28, 2016 on a mutually agreeable hearing date. Further, designating City Counsel Tim Carrier to chair the hearing for procedural matters.

- OR -

Resolution waiving consideration of the Birmingham Firefighters Association Local 911 grievance of July 28, 2016.

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 to appoint alternate members to the Design Review Board, Historic District Commission and Multi-Modal Transportation Board on October 27, 2016 and to appoint members to the Birmingham Shopping District Board on November 21, 2016.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
 - 1. Neighborhood Connector Route Project Update, submitted by City Engineer O'Meara
 - 2. Bond Refunding, submitted by City Manager Valentine
 - 3. Update on New RTA Service Detroit to Somerset via Birmingham, submitted by City Planner 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).