

BIRMINGHAM CITY COMMISSION AGENDA
NOVEMBER 20, 2017
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:

- Presentation of Sister City gift to City Commission
- The City offices will be closed on Thursday, November 23rd and Friday, November 24th, 2017 for Thanksgiving.

Appointments:

- A. Interviews for Birmingham Shopping District Board
1. Richard Astrein
 2. William Roberts
 3. Samy Eid
- B. Appointments to the Birmingham Shopping District Board
1. To concur with the City Manager's appointment of Richard Astrein to the Birmingham Shopping District Board, as a member who is a business operator or property owner, for a four-year term to expire November 16, 2021.
 2. To concur with the City Manager's appointment of William Roberts to the Birmingham Shopping District Board, as a member who is a business operator, for a four-year term to expire November 16, 2021.
 3. To concur with the City Manager's appointment of Samy Eid to the Birmingham Shopping District Board, as a member who is a business operator, for a four-year term to expire November 16, 2021.
- C. Interviews for Planning Board
1. Daniel Share
 2. Nasseem Ramin
- D. Appointments to the Planning Board
1. To appoint ____ to the Planning Board, as an alternate member, for a three-year term to expire November 2, 2020.
 2. To appoint ____ to the Planning Board, as an alternate member, for a three-year term to expire November 2, 2020.
- E. 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. Approval of City Commission minutes of November 13, 2017
- B. Approval of warrant list, including Automated Clearing House payments, dated November 15, 2017, in the amount of \$1,082,940.45.
- C. Resolution approving a request from Common Ground to hold the 44th Annual Birmingham Street Art Fair in and around Shain Park on September 14 - 16, 2018, contingent upon compliance with all permit and insurance requirements and payment of all fees and, further pursuant to any location change or minor modifications that may be deemed necessary by administrative staff at the time of the event.
- D. Resolution authorizing the City Manager to sign the new backup services contract with All Covered for a continued monthly cost of \$1192.00. Funds are available in the IT Computer Maintenance fund account #636-228.000-933.0600
- E. Resolution setting Monday, December 11, 2017 at 7:30 PM for a public hearing to consider an application for a Special Land Use Permit Amendment and Final Site Plan for 220 restaurant at 220 E. Merrill.
- F. Resolution setting Monday, December 11, 2017 at 7:30 PM for a public hearing to consider an application for a Special Land Use Permit Amendment and Final Site Plan for Vinoteca at 210 S. Old Woodward.

V. UNFINISHED BUSINESS

- A. Resolution endorsing the Proposed Plan for Finalization of the City Logo.

VI. NEW BUSINESS

- A. Public Hearing to consider proposed lot combination of 412 & 420 E. Frank as well as the small strip of parking that abuts 420 E. Frank on the east
 - 1. Resolution approving the proposed lot combination of 412 – 420 E. Frank Street, Lots 31 & 32 and the west 32' of lots 3 & 4 Blakeslee Addition.
- B. Public Hearing to consider ordinance amendments – Economic Development Liquor Licenses area.
 - 1. Ordinance amending Chapter 126, Zoning, to allow the use of Economic Development Liquor Licenses in the following expanded areas:
 - A. Article 2, Section 2.27, District Intent, Permitted Uses and Special Uses to amend the uses requiring a Special Land Use Permit in the B1 (Neighborhood Business) zone district;
 - B. Article 2, Section 2.29, District Intent, Permitted Uses and Special Uses to amend the uses requiring a Special Land Use Permit in the B2 (General Business) zone district;
 - C. Article 2, Section 2.31, District Intent, Permitted Uses and Special Uses to amend the uses requiring a Special Land Use Permit in the B2B (General Business) zone district;
 - D. Article 2, Section 2.39, District Intent, Permitted Uses and Special Uses to amend the uses requiring a Special Land Use Permit in the MX (Mixed Use) zone district;
 - E. Article 3, Section 3.08, District Intent, Permitted Uses and Special Uses to amend the uses requiring a Special Land Use Permit in the MU-3, MU-5 and MU-7 (Mixed Use) zone districts; and

- F. Appendix C, Exhibit 1, Economic Development Licenses Map to expand the number of parcels which may qualify for the use of an Economic Development Liquor License.
- C. Audit Presentation
- D. Resolution accepting the recommendation of the Multi-Modal Transportation Board for improvements to Oakland Ave. between Woodward Ave. and Lawndale Ave., as described below:
 - 1. Narrowing of Oakland Ave. to accommodate one westbound traffic lane.
 - 2. Installation of a ten-foot wide multi-use path on the south side of this block, marked to encourage use by both pedestrians and bicycles, and
 - 3. Relocation of the westbound Oakland Ave. STOP sign to northbound Lawndale Ave. Further, directing staff to implement the relocation of the STOP sign (Item #3) as soon as possible, while the remaining improvements are designed to be coordinated with the planned relocation of the Woodward Ave. crosswalk by the Michigan Dept. of Transportation during the 2018 construction season.
- E. Resolution approving the recommendations of the Public Arts Board to accept the donation of the sculpture, Sound Heart, by Jay Lefkowitz, and approving the proposed location at the northeast corner of Woodward Ave and E. Maple Rd within Kroger's pedestrian plaza;

AND

Resolution approving the Donation and Access Agreement with Christina Heidrich and further directing the Mayor and City Clerk to sign the agreement on behalf of the City;

AND

Resolution approving the Access Agreement with The Kroger Company, and further directing the Mayor and City Clerk to sign the agreement on behalf of the City.

OR

Resolution declining the donation of the sculpture, Sound Heart, by Jay Lefkowitz.

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. Audit Findings and Recommendations, submitted by Finance Director Gerber
 - 2. Woodward Ave. Resurfacing Project Report, submitted by City Engineer O'Meara

XI. RECESS

- A. Resolution to recess the meeting and reconvene immediately outdoors by the easterly most streetlight on the north side of E. Lincoln Street, near the intersection with S. Eton Street (the closest building address is Armstrong White Advertising Agency, 2125 E. Lincoln Street, Birmingham MI 48009).

- B. Resolution adopting the Halophane GlasWerks Flat LED2 Hallbrook fixture, at _____watts, 4000K, with a _____lens as the specified light for the Rail District, and requesting DTE Energy replace all previously installed lights in the Rail District from 2013 to present with this fixture, and utilizing this fixture for all future street light installations in the Rail District.

The City Commission meeting will adjourn from this location.

XII. 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).