

BIRMINGHAM CITY COMMISSION AGENDA

JULY 24, 2017

NORTH END OF BROOKSIDE AVE.

6:00 P.M.

RECONVENING AT

MUNICIPAL BUILDING, 151 MARTIN

7:30 P.M.

I. CONVENE AT 6:00 P.M. AT THE NORTH END OF BROOKSIDE AVE., BIRMINGHAM MI

- A. Physical inspection of proposed DTE Electric Company Overhead Easement for 856 N. Old Woodward.

Members of the public wishing to attend this part of the meeting should utilize Old Woodward on-street parking or Parking Lot #6.

II. RECESS

- A. Resolution to recess the meeting and reconvene at the Birmingham Municipal Building, 151 Martin, Birmingham MI at 7:30 p.m.

III. RECONVENE AT 7:30 P.M. AT MUNICIPAL BUILDING, 151 MARTIN, BIRMINGHAM MI

IV. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mark Nickita, Mayor

V. ROLL CALL

J. Cherilynn Brown, City Clerk

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

Announcements:

- The Farmer's Market continues on Sundays from 9 AM to 2 PM in Municipal Parking Lot #6 on N. Old Woodward.
- Upcoming Summer Concerts in Shain Park will feature the Toppermost Beatle Tribute at 7:00 PM, and on August 2nd at 12:00 Noon, The AnTekes, with classic rock & roll, will perform, followed at 7:00 PM that evening with The Sax Maniacs from Detroit, playing soul music.

VII. 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 Joint City Commission/Planning Board meeting minutes of June 19, 2017.

- B. Approval of City Commission minutes of July 10, 2017.
- C. Approval of warrant list, including Automated Clearing House payments, of July 12, 2017 in the amount of \$398,676.48.
- D. Approval of warrant list, including Automated Clearing House payments, of July 19, 2017 in the amount of \$2,833,311.83.
- E. Resolution approving the service agreement renewal with Logicalis, Inc. effective August 1, 2017 through June 30, 2018 for City Information Technology services. Further, directing the City Manager to sign the renewal agreement on behalf of the City.
- F. Resolution authorizing the issuance of a purchase order in the amount of \$306,195.46 to DTE Energy, for the removal of existing lights, and the manufacture and installation of 50 new street lights within the Old Woodward Ave. Reconstruction Project area. The work will be charged to account number 401- 901-010-981.0100.
- G. Resolution approving chemical/fertilizer purchases for Lincoln Hills and Springdale golf courses from Harrell's for \$22,000, Residex Turfgrass 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 Springdale Golf Course and Lincoln Hills Golf Course - Operating Supplies, account #s 584/597-753.001-729.0000.
- H. Resolution setting Monday, August 14, 2017 at 7:30 PM for a public hearing to consider the Final Site Plan and Special Land Use Permit for 211 S. Old Woodward to allow for the addition of a theater liquor license for the Birmingham Theater.
- I. Resolution setting Monday, August 14, 2017 at 7:30 PM for a public hearing to consider the approval of the Brownfield Plan and Reimbursement Agreement for 35975 Woodward.
- J. Resolution awarding the 2017 Asphalt Resurfacing Program, Contract #5-17(P), to Florence Cement Co., of Shelby Twp., MI in the amount of \$410,369.70, to be charged to the following accounts:

Local Street Fund	203-449.001-981.0100	\$399,469.70
Sewer Fund	590-536.001-811.0100	\$ 6,000.00
Water Fund	591-537.004-811.0100	\$ 4,900.00
TOTAL		\$410,369.70

And further; approving the appropriation and amendment to the 2017-2018 Local Street Fund budgets as follows:

Local Streets Fund		
Revenues:		
Draw from Fund Balance	203-000.000-400.0000	\$ 119,470
Total Revenue		\$ 119,470
Expenditures:		
EPS-Construction/ Public Improvements	203-449.001-981.0100	\$ 119,470
Total Expenditures		\$ 119,470
- K. Resolution approving the contract extension with Fleis & Vandenbrink consulting engineers through January 31, 2018 for traffic engineering services. Further, directing the Mayor and the City Clerk to sign the agreement on behalf of the City.

VIII. UNFINISHED BUSINESS

- A. Resolution authorizing the Mayor to sign DTE Electric Company Overhead Easement No. 47698093- 47698095, located on Lot 91 of Assessor's Plat #29, located in the northwest ¼ corner of Section 25, City of Birmingham.

OR

Resolution denying the request to authorize the DTE Electric Company Overhead Easement No. 47698093- 47698095, located on Lot 91 of Assessor's Plat #29, located in the northwest ¼ corner of Section 25, City of Birmingham.

IX. NEW BUSINESS

- A. Public Hearing to consider confirming Special Assessment Roll No. 879 to defray costs for public street maintenance within the 2017-2018 Capeseal project area.
 - 1. Resolution ratifying and confirming Special Assessment Roll No. 879, and instructing the City Clerk to endorse said roll, showing the date of confirmation thereof, and to certify said assessment roll to the City Treasurer for collection at or near the time of construction of the improvement. Further, that special assessments shall be payable in one (1) payment as provided in Section 94-10 of the Code of the City of Birmingham at five and a quarter percent (5.25%) annual interest. (complete resolution in agenda packet)
- B. Public Hearing to consider Zoning Ordinance amendments for Glazing Standards.
 - 1. Resolution approving the following Zoning Ordinance amendments:
 - a. Article 03 Downtown Overlay District, Section 3.04(e) Architectural Standards to require clear glazing at the first floor façade;
 - b. Article 03 Triangle Overlay District, Section 3.09, commercial/mixed use architectural requirements to require clear glazing at the first floor façade;
 - c. Article 04 Development Standards, Section 4.90, WN-01 (Window Standards) to alter the required glazing on commercial buildings;
 - d. Article 07 Architectural Design Requirements, Section 7.05, Requirements, to remove inconsistent provisions; and
 - e. Article 9, Section 9.02, Definitions, to add definitions for clear glazing and lightly tinted glazing.
- C. Resolution approving Logo # 1 as the preferred logo by the Ad Hoc BBDC as the new Birmingham city logo,

OR

- D. Resolution approving Logo ____ as the new Birmingham city logo.
- SUGGESTED RESOLUTION A:**
- Resolution endorsing the Multi-Modal Transportation Board recommendations for S. Eton Rd. from Maple Rd. to Lincoln Ave., as described below:
- 1. Maple Rd. to Yosemite Blvd.
 - a. Relocation of the west side curb of S. Eton Rd. from Maple Rd. to Yosemite Blvd. three feet closer to the center, allowing the installation of an 8 ft. wide sidewalk behind the relocated curb.
 - b. Installation of a pedestrian island at the Maple Rd. & S. Eton Rd. intersection to improve safety for pedestrians crossing on the south side of Maple Rd.
 - c. Installation of a wider sidewalk adjacent to the handicap ramp at the southeast corner of Maple Rd. & S. Eton Rd.
 - d. Installation of sharrows on green painted squares for both directions.
 - 2. Yosemite Blvd. to Villa Ave.
 - a. Removal of the existing parking on the west side of the street.
 - b. Relocation of the curb and gutter on both sides of the street to accommodate 5 to 6.5 ft. wide sidewalks and 4 ft. wide green spaces with new City trees.
 - c. Installation of sharrows on green painted squares for both directions.

3. Villa Ave. to Lincoln Ave.
 - a. Removal of the existing parking on the west side of the street, replaced with an 8.5 ft. wide bi-directional bike lane and a 1.5 ft. buffer with raised markers.
 - b. Sidewalk improvements as needed at Villa Ave. and Lincoln Ave. to facilitate the bi-directional bike lane.
 - c. Installation of a 3 ft. wide buffer between the northbound travel lane and 7 ft. parking lane.
 - d. Curbed bumpouts at marked pedestrian crosswalks on the west side of the street, at the intersections of Villa Ave., Hazel Ave., Bowers Ave., Cole Ave., and Lincoln Ave.

Further, confirming that the work on the block south of Maple Rd. shall be included as a part of the 2017 Concrete Sidewalk Program, Contract #3-17(SW), at an estimated total cost of \$68,000, to be charged to account number 202-449.001-981.0100. In addition, for the remaining sections, to direct staff to prepare cost estimates and budget recommendations for further consideration by the Commission.

SUGGESTED RESOLUTION B:

Resolution endorsing the Multi-Modal Transportation Board recommendations for S. Eton Rd. from Maple Rd. to Yosemite Blvd., as described below:

1. Relocation of the west side curb of S. Eton Rd. from Maple Rd. to Yosemite Blvd. three feet closer to the center, allowing the installation of an 8 ft. wide sidewalk behind the relocated curb.
2. Installation of a pedestrian island at the Maple Rd. & S. Eton Rd. intersection to improve safety for pedestrians crossing on the south side of Maple Rd.
3. Installation of a wider sidewalk adjacent to the handicap ramp at the southeast corner of Maple Rd. & S. Eton Rd.
4. Installation of sharrows on green painted squares for both directions.

Further, directing the Multi-Modal Transportation Board to study and provide recommendations for bike route improvements for the area of S. Eton Rd. from Lincoln Ave. to 14 Mile Rd.

- E. Resolution directing the Historic District Study Committee to prepare a study committee report for 361 E. Maple as outlined in section 127-4 of the City Code.
- F. Resolution to meet in closed session for consideration of the City Manager's performance evaluation as requested by the City Manager according to section 8(a) 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.)

X. REMOVED FROM CONSENT AGENDA

XI. COMMUNICATIONS

XII. OPEN TO THE PUBLIC FOR MATTERS NOT ON THE AGENDA
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XIII. REPORTS

- A. Commissioner Reports

1. Notice of Intent to Appoint members to the Advisory Parking Committee, Design Review Board, and Historic District Commission on August 14, 2017.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
 1. Board of Ethics Advisory Opinion 2016-03, submitted by the Ethics Board.
- D. Legislation
- E. City Staff

XIV. 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).