

BIRMINGHAM CITY COMMISSION AGENDA

AMENDED

AUGUST 27, 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

A. Amendment to Agenda:

To amend the August 27, 2018 Agenda in include Unfinished Business Item B – Resolution amending a contract with Nelson Nygaard.

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

Announcements:

- Friday, August 31st is the last day to pay July 2018 Property Taxes without penalty.
- City Offices will be closed on Monday, September 3rd in observance of Labor Day.

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 August 13, 2018.
- B. Resolution approving the warrant list, including Automated Clearing House payments, dated August 15, 2018 in the amount of \$8,708,005.82.
- C. Resolution approving the warrant list, including Automated Clearing House payments, dated August 22, 2018 in the amount of \$1,084,471.13.
- D. Resolution approving the purchase of one (1) Talon leaf claw from Henke Manufacturing Corporation in the amount of \$12,160.00 from account 641-441.006-971.0100.
- E. Resolution approving the purchase of holiday lights from Wintergreen Corporation for a total cost not to exceed \$23,250.00. Funds are available from the General Fund-Community Activities Operating Supplies account #101-441.004-729.0000 for this purchase.
- F. Resolution approving the purchase of a new 2019 Ford Escape from Gorno Ford through the State of Michigan extendable purchasing contract #2WDU-0040A in the amount of \$20,539.00 from account #101-371.000-971.0100.

- G. Resolution approving the purchase of one (1) new 2019 Ford Taurus Police Interceptor from Gorno Ford through the State of Michigan Mi-Deal extendable purchasing contract #071B7700181 in the amount of \$30,196.00 from account #641-441.006.971.0100.
- H. Resolution confirming the City Manager's authorization for the emergency expenditure regarding the repair to city vehicle #91 by Ed Rinke Chevrolet in the amount of \$7,231.18 from the Auto Equipment Fund account #641-441.006-933.0200, pursuant to Sec. 2-286 of the City Code.
- I. Resolution approving the contract for 2018-19 pavement marking handwork with Hart Pavement Striping Corporation in the amount of \$87,690.00 for combined fall 2018 and spring 2019 paintings; further authorizing and directing the mayor and city clerk to sign the contract on behalf of the city; further authorizing this budgeted expenditure from account number 202-303-001-937.0200.
- J. Resolution accepting the resignation of Thomas Trapnell from the Design Review Board and the Historic District Commission as a Regular Member, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.
- K. Resolution authorizing the City's compliance with the provisions of State of Michigan Public Act 152 of 2011, by exercising the City's option to exempt itself from the requirements of the Act; and further, directing the City Engineer and Finance Director to sign and submit the required form to the Michigan Department of Transportation.
- L. Resolution setting Monday, September 17, 2018 for a public hearing to consider approval of the following ordinance amendments to Chapter 126, Zoning of the Birmingham City Code:
 - 1. Section 3.04, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 2. Section 5.06, O1 – Office District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 3. Section 5.07, O2 – Office District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 4. Section 5.08, P – Parking District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 5. Section 5.10, B2 – General Business District, B2B – General Business District, B2C –General Business District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 6. Section 5.11, B3 – Office-Residential District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 7. Section 5.12, B4 – Business-Residential District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit;
 - 8. Section 5.13, MX – Mixed Use District, Specific Standards, Building Use, to amend the regulations of the bistro Special Land Use Permit; and
 - 9. Section 9.02, Definitions: Bistro.
- M. Resolution approving the Program Year 2018 High Intensity Drug Trafficking Area (HIDTA) Sub recipient agreement between the County of Oakland and the City of Birmingham. Further, authorizing the Mayor and the City Manager to sign the agreement on behalf of the City.

- N. Resolution authorizing the expenditure to replace the elevator door in the Chester parking garage to Kone Inc. in the amount of \$27,583.00 to be paid from the Parking Fund account #585-538.008-930.0200.

V. UNFINISHED BUSINESS

- A. Resolution approving the Downtown Retail Review RFP, and directing staff to issue the RFP.

AMENDMENT ADDED TO AGENDA

- B. Resolution amending the existing Nelson Nygaard contract for Parking Master Plan services dated February 12, 2018 to include additional scope to evaluate parking requirements as identified in the zoning code for both private developments and mixed use zone districts located within the Downtown Overlay, the Triangle District, and the Rail District. The work will be performed at a cost not to exceed \$17,640 to be paid using account #585-538.001-811.0000.

VI. NEW BUSINESS

- A. Resolution approving the expenditure of \$40,000 to conduct an environmental study, surveys, title search and appraisals of the North Old Woodward parking deck and Parking Lot 5, with said authority to be limited for one (1) year only from the date of the resolution and expiring one (1) year from the date thereof, and further charging the automobile parking fund #585-538.001-811.0000 for these services. (complete resolution in agenda packet)

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

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).*