

BIRMINGHAM CITY COMMISSION AGENDA
AUGUST 28, 2017
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mark Nickita, 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.

Proclamations, Resolutions, Awards:

- Recognition of City of Birmingham – Federal Preservation Program
- Proclamation for September as National Recovery Month
- Proclamation for sister city Ritto, Japan

Announcements:

- The last day to pay taxes without penalty is Thursday, August 31, 2017.
- The Farmers Market continues on Sundays in September beginning at 9:00 AM – 2:00 PM in Municipal Parking Lot #6 on N. Old Woodward. Of special note, the Farmers Market Harvest Festival, celebrating the bounty of Michigan's harvest, will be held on September 17, 2017.
- The Birmingham Street Art Fair is coming up on Saturday, September 16th from 10:00 AM to 6:00 PM, and Sunday, September 17th from 10:00 AM to 5:00 PM. For more information, visit www.theguild.org.

Guests:

- Senator Knollenberg

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 14, 2017.
- B. Approval of warrant list, including Automated Clearing House payments, of August 16, 2017 in the amount of \$626,029.98.
- C. Approval of warrant list, including Automated Clearing House payments, of August 23, 2017 in the amount of \$6,105,028.10.
- D. Resolution approving the Contract for Ice Show Director with Brenda Willhite effective September 5, 2017 up to and including May 10, 2018. Further, authorizing the Mayor and City Clerk to sign the Contract on behalf of the City of Birmingham upon receipt of all required insurances.
- E. Resolution approving the purchase of one (1) new 2018 Ford Police Interceptor Utility from Gorno Ford through the State of Michigan extendable purchasing contract #071B1300005 in the amount of \$30,637.00 from account #641-441.006.971.0100.

- F. Resolution approving the service agreement with McNulty Electric, Inc. for the purchase, installation, and configuration of an emergency standby generator for the Department of Public Services facility in an amount not to exceed \$126,000.00 from account #641-441.006-971.0100. Further, directing the Mayor and City Clerk to sign the agreement on behalf of the City.
- G. Resolution approving the purchase of holiday lights from Wintergreen Corporation for a total cost not to exceed \$23,350.00. Funds are available from the General Fund-Community Activities Operating Supplies account #101-441.004-729.0000 for this purchase.
- H. Resolution delegating to the Birmingham City Clerk and her authorized assistants, those being the members of her staff, the duties of the election commission for the November 7, 2017 General Election.
- I. Resolution authorizing the Chief of Police to sign the MLCC Police Investigation Report (LC-1800) and approving the liquor license transfer for Birmingham Teatro that requests a transfer of Class C License issued under MCL 436.1521(A)(1)(B) located at 211 S. 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 Birmingham Teatro approving the liquor license transfer request of Birmingham Teatro for the transfer of a Class C License to be issued under MCL 436.1521 (A)(1)(B) located at 211 S. Old Woodward, Birmingham, Oakland County, MI 48009.
- J. Resolution approving the contract for 2017-18 pavement marking handwork with Hart Pavement Striping Corporation in the amount of \$87,690.00 for combined fall 2017 and spring 2018 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.
- K. Resolution extending the 2015-16 agreement with PK Contracting, Inc. for painting yellow centerline and white long line pavement markings in the amount of \$10,027.00 for the 2017-18 fiscal year; further authorizing and directing the mayor and city clerk to sign the agreement on behalf of the city; further authorizing this budgeted expenditure from account number 202-303-001-937.0200.

V. UNFINISHED BUSINESS

- A. Resolution directing staff to issue the Request for Proposals for the solicitation of qualified firms to provide multi-modal transportation consulting services to assist the MMTB and the City Commission in reviewing all transportation-related projects with the changes noted.
- B. Resolution approving a service agreement with L.G.K. Building, Inc., for the replacement of Siding and Trim for the Allen House in the amount of \$ 57,430.00, to be charged to account 401-804.002-977.0000, and directing the Mayor and City Clerk to sign the agreement on behalf of the City; further, approving the appropriation and amendment to the 2017-2018 Capital Projects Fund budget as follows:

Capital Projects Fund			
Revenues			
Draw from Fund Balance	401-000.000-400.0000		\$ 57,430
Expenditures:			
Buildings – Allen House	401-804.002-977.0000		\$ 57,430

VI. NEW BUSINESS

- A. Public Hearing to consider the approval of the Final Site Plan and Special Land Use Permit – 375 S. Eton
 - 1. Resolution approving the Final Site Plan and Special Land Use Permit for 375 S. Eton to allow a commercial use greater than 6,000 sq.ft. on the ground floor at 375 S. Eton.
- B. Resolution to meet in closed session to discuss an attorney/client privilege communication in accordance with Section 8(h) 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

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. Parking utilization report, submitted by City Engineer O’Meara

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).