

BIRMINGHAM CITY COMMISSION AGENDA
OCTOBER 12, 2015
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Stuart Lee Sherman, 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.

Proclamation:

- Proclamation to Tom Hughes for his service on the Board of Zoning Appeals.

Announcements:

- Commissioners Moore, Rinschler and Sherman Birthday Celebration
- The end of season celebration will be held at the Farmers Market on Sunday, October 18th from 9:00 AM – 2:00 PM. The Farmers Market is located in Lot 6 on North Old Woodward.
- The annual Halloween Parade and Pumpkin Patch will be held on Sunday, October 18th. 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.
- The City Commission/Planning Board workshop scheduled on Monday, October 19th has been cancelled.

Appointments:

- A. Interviews for appointment to the Board of Zoning Appeals.
 - 1. Erik Morganroth, 631 Ann
 - 2. John Miller, 544 Brookside
- B. To appoint _____ to the Board of Zoning Appeals to serve a three-year term to expire October 10, 2018.
- C. To appoint _____ to the Board of Zoning Appeals to serve a three-year term to expire October 10, 2018.
- D. 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 minutes of September 21, 2015.
- B. Approval of warrant list, including Automated Clearing House payments, of September 23, 2015 in the amount of \$29,479,122.06.

- C. Approval of warrant list, including Automated Clearing House payments, of September 30, 2015 in the amount of \$842,576.26.
- D. Approval of warrant list, including Automated Clearing House payments, of October 7, 2015 in the amount of \$1,407,553.67.
- E. Resolution approving the appointment of election inspectors for the November 3, 2015 City Election pursuant to MCL 168.674(1) and authorizing the City Clerk to make revisions as needed.
- F. Resolution approving the appointment of John Connaughton as Emergency Management Coordinator for the City of Birmingham. Further, directing the Mayor to sign the Emergency Management Coordinator form EMD-021 on behalf of the City.
- G. Resolution approving a request from the Birmingham Bloomfield Art Center to hold Art Birmingham in Shain Park and on the surrounding streets on May 7 – 8, 2016 contingent upon compliance with all permit and insurance requirements and payment of all fees and, further pursuant to any minor modifications that may be deemed necessary by administrative staff at the time of the event.
- H. Resolution accepting the resignation of Thomas Hughes from the Board of Zoning Appeals and to thank Mr. Hughes for his service.
- I. Resolution approving purchase of four multi-function printers from Xerox, using MiDEAL extendable contract, in an amount not to exceed \$36,793.00 and charging the purchase against the 636-228-000-971.0100 Machinery & Equipment account.
- J. Resolution approving the street light agreement between the City of Birmingham and DTE Energy regarding the installation of street lights at 400 S. Old Woodward Ave. Further, directing the Mayor to sign the agreement on behalf of the City. All costs relative to this agreement will be charged to the adjacent owner.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Resolution approving the installation of a book drop for the Baldwin Public Library on the west side of Bates Street just north of Merrill and further, relocating one metered parking space from the east side of the Library on Bates Street to the south side of the Library and replacing one of the existing 5 minute drop off spaces.
- B. Resolution authorizing the Library Board to proceed with the development of construction drawings as outlined by the concept plans of September 21, 2015 for the Baldwin Public Library building with funding for these drawings to be paid from Library funds.
- C. Public Hearing of Confirmation for fiscal years 2015-2016, and 2016-2017, and 2017-2018 Funding for the Principal Shopping District.
 - 1. Resolution confirming Special Assessment Roll No. 868 for fiscal year 2015-2016, Special Assessment Roll No. 869 for fiscal year 2016-2017 and Special Assessment Roll No. 870 for fiscal year 2017-2018, Funding for the Principal Shopping District. (complete resolution in agenda packet)
- D. Public Hearing to consider the rezoning of 369 N. Old Woodward.
 - 1. Resolution approving the rezoning of the property at 369 N. Old Woodward from R-6 Multiple Family Residential to R-6 Multiple Family Residential and D-4 in the Downtown Overlay District.
- E. Public Hearing to consider the Revised Final Site Plan and Special Land Use Permit Amendment, 735 Forest Avenue – Forest Avenue Grill.

1. Resolution approving the Final Site Plan and Special Land Use Permit Amendment for 735 Forest – Forest Grill, to allow changes to the ownership group and operation of the existing bistro. (complete resolution in agenda packet)
- F. Public Hearing to consider approval of the Brownfield Plan and Reimbursement Agreement, 2483 W. Maple, DFCU Financial.
 1. Resolution approving the Brownfield Plan and Reimbursement Agreement for 2483 W. Maple, DFCU Financial. (complete resolution in agenda packet)
- G. Public Hearing to consider the Final Site Plan and Special Land Use Permit, 1098 S. Adams Road – Platinum Motor Cars.
 1. Resolution approving of the Final Site Plan & Special Land Use Permit for 1098 S. Adams to allow the operation of an auto sales agency and showroom. (complete resolution in agenda packet)
- H. Public Hearing to consider an amendment to Zoning Ordinance Article 1, Section 1.14, Zoning Map update.
 1. Ordinance to amend to Article 1, Zoning Ordinance Foundation, Section 1.14, Zoning Map, to provide for the update of the Zoning Map as needed.
- I. Public Hearing of Necessity for replacement of sewer laterals on Catalpa Dr., between Edgewood Ave. and Grant St.
 1. Resolution declaring necessity for replacement of sewer laterals on Catalpa Dr., between Edgewood Ave. and Grant St. The Public Hearing of Confirmation of the Roll will be held on October 26, 2015 at 7:30 PM. (complete resolution in agenda packet)
- J. Resolution approving the settlement agreement of August 18, 2015 between the City and Teamsters Local 214 for a renewal of the collective bargaining agreement through June 30, 2018. Further, authorizing the transfer of the appropriate funds by the Finance Department.
- K. Resolution approving a 2% salary table adjustment and in range adjustments based upon performance for full-time and part-time employees in the Department Head and Administrative/Management classifications effective July 1, 2015, as recommended by Human Resources.

AND

Resolution approving reclassification of the Senior Accountant, City Engineer, City Clerk, and Public Works Manager positions in 2015-2016 fiscal year as recommended.

AND

Resolution approving ICMA plan amendments increasing contributions in the 401a and RHS plans for the Administrative/Management group effective January 1, 2016 as recommended.

AND

Resolution approving implementation of the updated vacation schedule for the Administrative/Management group effective January 1, 2016 as recommended.

AND

Resolution authorizing increased deductibles, out-of-pocket maximums, and co-pays in the Administrative/Management benefit plan effective January 1, 2016 as recommended.

AND

Resolution approving the transfer of the necessary funds by the Finance Department to the respective departmental personnel accounts.

- L. Resolution to meet in closed session to review pending litigation regarding Wolf v City of Birmingham pursuant to Section 8(e) 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

- A. Michael Clawson re: Commission thank you
- B. Richard Rollins re: W. Maple

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
 - 1. Board of Ethics Opinions 2015-001 through 2015-005
- D. Legislation
- E. City Staff
 - 1. ReLeaf Michigan Tree Planting Project, by DPS Director Wood

XI. ADJOURN

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).

INFORMATION ONLY