

**BIRMINGHAM CITY COMMISSION AGENDA**  
**OCTOBER 30, 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.**

*Announcements:*

- On Monday, November 13, from 7:00 to 8:30 p.m. in the Library, a community forum will be held about the initial design phase of a proposed expansion and renovation of the Baldwin Library's Youth Services wing. Parents, caregivers, children, residents, and other community members are welcome to attend. People wishing to comment on the Youth Services expansion and renovation, but unable to attend the community forum on November 13, may send their thoughts to Director Doug Koschik.
- Tuesday, November 7th is Election Day in Birmingham. Polls will be open from 7:00 AM to 8:00 PM. Complete election information is available at [www.Michigan.gov/VOTE](http://www.Michigan.gov/VOTE). The City Clerk's Office will be open on Saturday, November 4th from 9:00 AM to 2:00 PM for issuing Absent Voter ballots.
- Celebrate the 90th anniversary of the Baldwin Public Library at a speakeasy-themed fundraiser on Friday, November 10th from 6:00 until 9:00 PM. Proceeds will be used for an expansion and renovation of the Youth Room. Tickets can be purchased at [www.baldwinlib.org](http://www.baldwinlib.org), or by calling 248.554.4683.
- The Veterans Day wreath laying ceremony is at 11:00 AM on Saturday, November 11th in Shain Park. The ceremony is sponsored by the Piety Hill Chapter of the D.A.R.

**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 October 16, 2017
- B. Approval of warrant list, including Automated Clearing House payments, of October 18, 2017 in the amount of \$1,678,786.55.
- C. Approval of warrant list, including Automated Clearing House payments, of October 25, 2017 in the amount of \$350,282.57.
- D. Resolution approving a request from the Birmingham Bloomfield Art Center to hold Art Birmingham in Shain Park and on the surrounding streets on May 11 – 13, 2018 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.

- E. Resolution accepting the resignation of Scott Weller from the Cablecasting Board, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.
- F. Resolution authorizing the expenditure of \$25,000 from the Automobile Parking System fund promotion account (Account No. 585-538.001-901.0300) to assist the BSD in creating their proposed 2017 holiday promotional TV campaign.
- G. Resolution approving the purchase and planting of 134 trees from KLM Landscape for the 2017 fall tree purchase and planting project for a total project cost not to exceed \$43,280.00. Funds are available from the Local Streets Fund-Forestry Service Contract account #203-449.005-819.0000, the Major Streets Fund-Forestry Service Contract account #202-449.005-819.0000, the Local Streets Fund-Operating Supplies account #203-449.005-729.0000 and the Major Streets Fund-Operating Supplies account #202-449.005-729.0000 for these services. Further, authorizing the Mayor and City Clerk to sign the agreement on behalf of the City upon receipt of required insurances.
- H. Resolution approving the contract with Gardiner C. Vose, Inc., in the amount of \$13,065.00 to replace the Wall Partition System in conference rooms 202 and 203. Further, directing the Mayor and City Clerk to sign the agreement on behalf of the City.
- I. Resolution setting Monday, November 20, 2017 at 7:30 PM for a Public Hearing to consider ordinance amendments to allow the use of Economic Development Liquor Licenses in an expanded area.
- J. Resolution setting Monday, November 20, 2017 at 7:30 PM for a Public Hearing to consider the proposed lot combination of 412 & 420 E. Frank as well as the small strip of parking that abuts 420 E. Frank on the east.

**V. UNFINISHED BUSINESS**

- A. Resolution setting Monday, November 13, 2017 at 7:30 PM for a public hearing to consider an amendment to Article 9, section 9.02 to add a definition for personal services to the Zoning Ordinance.

**VI. NEW BUSINESS**

- A. Resolution approving a request from Hot Works, LLC Fine Art & Fine Craft Shows to hold Hot Works Birmingham Fine Art Show in Shain Park, on August 24<sup>th</sup>, 25<sup>th</sup>, and 26<sup>th</sup>, 2018, 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.
- B. Ordinance amending Part II of the City Code, Chapter 110 Transportation Systems, Article III Michigan Vehicle Code, to add section 110-67 Interference with Normal Flow of Traffic, and authorizing the Mayor and City Clerk to sign the ordinance on behalf of the city.
- C. Ordinance amending Part II of the City Code, Chapter 74 Offenses, Article VII Offenses Against Public Morals, Division 5 Controlled Substances, Subdivision III. Alcoholic Liquors Generally, Section 74-324 with attached ordinance effective January 1, 2018, and authorizing the Mayor and City Clerk to sign the ordinance on behalf of the city.

**VII. REMOVED FROM CONSENT AGENDA**

**VIII. COMMUNICATIONS**

**IX. OPEN TO THE PUBLIC FOR MATTERS NOT ON THE AGENDA**

## **X. REPORTS**

- A. Commissioner Reports
  - 1. Notice of Intent to Appoint a member to the Cablecasting Board on December 4, 2017 at 7:30 PM
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
  - 1. Seaway Painting Update, submitted by DPS Director Wood
  - 2. September 2017 Investment Report, submitted by Finance Director Gerber

## **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).*