

**BIRMINGHAM CITY COMMISSION MINUTES  
 FEBRUARY 10, 2014  
 MUNICIPAL BUILDING, 151 MARTIN  
 7:30 P.M.**

**I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Scott D. Moore, Mayor, called the meeting to order at 7:30 PM.

**II. ROLL CALL**

ROLL CALL: Present, Mayor Moore  
 Commissioner Dilgard  
 Commissioner McDaniel  
 Commissioner Nickita  
 Commissioner Rinschler  
 Mayor Pro Tem Sherman  
 Absent, Commissioner Hoff

Administration: Assistant City Manager Valentine, City Attorney Currier, City Clerk Pierce, Finance Director Ostin, Assistant Finance Director Gerber, Police Chief Studt, Fire Chief Metz, Building Official Johnson, Library Director Koschik, Planning Director Ecker, City Engineer O'Meara

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

**02-24-14 RECOGNITION OF THE 2013 STUDENT BOARD REPRESENTATIVES**

The Mayor recognized the 2013 student board members.

**02-25-14 APPOINTMENT OF THE 2014 STUDENT BOARD REPRESENTATIVES**

**MOTION:** Motion by Rinschler, seconded by McDaniel:

To appoint the following students as non-voting members to the following City boards for calendar year 2014:

Jack Moore Shelby Wilson	Planning Board
Mitchell Boorstein Cambria Rush	Historic District Commission & Design Review Board
John Kelly Delaney O'Brien	Historic District Study Committee
Alex Cross Scott Cusimano	Parks & Recreation Board
Emily Abbott Meredith Sherbin	Public Arts Board
Adriana Tatuch	Traffic & Safety Board
Olivia Neilson Jake Rotger	Museum Board

VOTE:           Yeas,           6  
                  Nays,           None  
                  Absent,        1 (Hoff)

The Clerk administered the oath to the appointed student board members.

**02-26-14                   APPOINTMENT TO THE  
                                  BOARD OF ZONING APPEALS**

**MOTION:**    Motion by Rinschler:  
To appoint Kevin Hart, 2051 Villa #406, as an alternate member to the Board of Zoning Appeals to serve a three-year term to expire February 17, 2017.

**MOTION:**    Motion by Sherman:  
To appoint Cynthia Grove, 584 Rivenoak, as an alternate member to the Board of Zoning Appeals to serve a three-year term to expire February 17, 2017.

VOTE ON NOMINATION OF HART:  
                  Yeas,           6  
                  Absent,        1 (Hoff)

VOTE ON NOMINATION OF GROVE:  
                  Yeas,           6  
                  Absent,        1 (Hoff)

The Clerk administered the oath to appointed board members.

**02-27-14                   COMMENTS BY COMMISSIONER SHERMAN**

Mayor Pro Tem Sherman stated that there was litigation between him and his former law firm. That litigation was a business dispute that had nothing to do with the City of Birmingham or his service to the City of Birmingham. The litigation has been resolved to the satisfaction of both parties and the case has been dismissed with prejudice and the matter is closed.

**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.

**02-28-14                   APPROVAL OF CONSENT AGENDA**

**MOTION:**    Motion by Sherman, seconded by Rinschler:

To approve the consent agenda as follows:

- A.    Approval of City Commission minutes of January 27, 2014.
- B.    Approval of warrant list, including Automated Clearing House payments, of January 29, 2014 in the amount of \$684,603.50.
- C.    Approval of warrant list, including Automated Clearing House payments, of February 5, 2014 in the amount of \$1,439,913.64.
- D.    Resolution approving the auditing services contract with Plante & Moran to include the fiscal years ending June 30, 2014 through June 30, 2016 for a total fee of \$69,025 for the fiscal year ending June 30, 2014 and an annual increase not to exceed the Headlee

inflation factor for years two and three and further authorizing the Mayor to sign the agreement on behalf of the City.

- E. Resolution setting a public hearing for March 10, 2014 to consider an application for a Special Land Use Permit and Final Site Plan for 220 restaurant at 220 E. Merrill.
- F. Resolution setting a public hearing for March 10, 2014 to consider the proposed Lot split of 607 Bates.
- G. Resolution setting a public hearing for March 10, 2014 to consider the proposed Lot Rearrangement of 572 Watkins and 559 Southfield.
- H. Resolution approving a Special Land Use Permit Amendment for The Bird and the Bread (formerly Home) at 210 S. Old Woodward to allow the name change of the previously approved food and drink establishment with on-premises consumption of alcoholic liquors from Home to The Bird and the Bread:

WHEREAS, HOME filed an application pursuant to Article 7, section 7.34 of Chapter 126, Zoning, of the City Code to operate a food and drink establishment with on-premises consumption of alcoholic liquors in the B4 zone district in accordance Article 2, Section 2.37 of Chapter 126, Zoning, of the City Code;

WHEREAS, The land for which the Special Land Use Permit is sought is located on the west side of S. Old Woodward, south of Merrill Street;

WHEREAS, The land is zoned B-4, and is located within the Downtown Birmingham Overlay District, which permits the operation of food and drink establishments serving alcoholic beverages with a Special Land Use Permit;

WHEREAS, Article 7, section 7.34 of Chapter 126, Zoning requires a Special Land Use Permit to be considered and acted upon by the Birmingham City Commission, after receiving recommendations on the site plan and design from the Planning Board for the proposed Special Land Use;

WHEREAS, The applicant submitted an application for a Special Land Use Permit and Final Site Plan for HOME;

WHEREAS, The Planning Board on August 28, 2013 reviewed the application for a Special Land Use Permit and Final Site Plan Review and recommended approval of the application with the following conditions:

- (1) The applicant obtains approval from the Historic District Commission;
- (2) The applicant obtains an outdoor dining permit from the City of Birmingham; and
- (3) The applicant comply with the requests of the Fire Department.

WHEREAS, The applicant has agreed to comply with the conditions of approval recommended by the Planning Board;

WHEREAS, The Historic District Commission on September 18, 2013 reviewed the application for a Historic Sign and Design Review and recommended approval of the application;

WHEREAS, The Birmingham City Commission reviewed HOME's Special Land Use Permit application and the standards for such review as set forth in Article 7, section 7.36 of Chapter 126, Zoning, of the City Code;

WHEREAS, The City Commission approved the Special Land Use Permit and Final Site Plan for HOME on October 7, 2013;

WHEREAS, The applicant has now requested to change the DBA name of HOME to THE BIRD AND THE BREAD, and thus amend the Special Land Use Permit approved on October 7, 2013;

WHEREAS, The Birmingham City Commission has reviewed THE BIRD AND THE BREAD's Special Land Use Permit Amendment application and the standards for such review as set forth in Article 7, section 7.36 of Chapter 126, Zoning, of the City Code;

NOW, THEREFORE, BE IT RESOLVED, The Birmingham City Commission finds the standards imposed under the City Code have been met, subject to the conditions below, and

that THE BIRD AND THE BREAD's application for a Special Land Use Permit Amendment at 210 S. Old Woodward is hereby approved;

BE IT FURTHER RESOLVED, That the City Commission determines that to assure continued compliance with Code standards and to protect public health, safety, and welfare, this Special Land Use Permit Amendment is granted subject to the following conditions:

1. THE BIRD AND THE BREAD shall abide by all provisions of the Birmingham City Code; and
2. The Special Land Use Permit may be canceled by the City Commission upon finding that the continued use is not in the public interest.

BE IT FURTHER RESOLVED, That failure to comply with any of the above conditions shall result in termination of the Special Land Use Permit.

BE IT FURTHER RESOLVED, Except as herein specifically provided, THE BIRD AND THE BREAD and its heirs, successors, and assigns shall be bound by all ordinances of the City of Birmingham in effect at the time of the issuance of this permit, and as they may be subsequently amended. Failure of THE BIRD AND THE BREAD to comply with all the ordinances of the City may result in the Commission revoking this Special Land Use Permit.

MAY IT BE FURTHER RESOLVED that THE BIRD AND THE BREAD is recommended for the operation of a food and drink establishment serving alcoholic beverages on premises with a Class C Liquor License, at 210 S. Old Woodward, Birmingham, Michigan, 48009, above all others, pursuant to Chapter 10, Alcoholic Liquors, of the Birmingham City Code, subject to final inspection.

- I. Resolution approving the Fireworks Inspection Delegation Authority Agreement with the Michigan Department of Licensing and Regulatory Affairs Bureau of Fire Services. Further, directing the City Manager to sign the agreement on behalf of the City.
- J. Resolution approving the Radio Repeater Site License Agreement as prepared by the Oakland Co. Water Resources Commissioner's office for equipment to be placed on the Hunter Water Tank, and directing the City Manager to sign the agreement on behalf of the City.
- K. Resolution approving the proposal and agreement with DTE Energy Co. for the conversion of 18 street lights on E. Maple Rd. from Woodward Ave. to Adams Rd. to LED fixtures, in the amount of \$6,372, to be charged to account #401-901.006-981.0100. (A rebate of \$1,944 will be received by the City after the work has been completed.) Further, directing the Mayor to sign the agreement on behalf of the City.

ROLL CALL VOTE:    Yeas,                    Commissioner Dilgard  
    Commissioner McDaniel  
    Commissioner Nickita  
    Commissioner Rinschler  
    Mayor Pro Tem Sherman  
    Mayor Moore

   Nays,                    None  
    Absent,                1, (Hoff)  
    Abstentions,        None

**V. UNFINISHED BUSINESS**

**VI. NEW BUSINESS**

**02-29-14                    PUBLIC HEARING – SPECIAL ASSESSMENT DISTRICT  
33600 AND 33692 WOODWARD AVE – PARKING LOT REPAIRS**

The Mayor opened the Public Hearing at 7:47 PM to review the increased costs for Special Assessment District #850, regarding parking lot repairs conducted on the frontage parking lot located between 33600 and 33692 Woodward Ave.

Mr. O'Meara explained that the cost of the project increased 27% over the original estimate. The charter requires a Public Hearing be held if the actual price of the project is 25% over the estimated cost before billing can occur.

The Mayor closed the Public Hearing at 7:49 PM.

**MOTION:** Motion by Nickita, seconded by Dilgard:

To accept the suggested list of billings as prepared by the Engineering Dept. for Special Assessment District #850, (33600-33692 Woodward Ave. Parking Lot Repairs) and to direct staff to issue invoices accordingly.

VOTE:           Yeas,           6  
                  Nays,           None  
                  Absent,        1 (Hoff)

**02-30-14                   RESOLUTION SUBMITTING LIBRARY BOND PROPOSAL**

Pat McGow, Miller Canfield the City's bond counsel, explained that state law limits what can be contained in a bond issue proposal. The language states that the first annual millage rate and the estimated average annual millage rate be included. He pointed out that the proposed language includes what is required by law. He pointed out that a correction needs to be made in the proposed language to change ".052" to "0.52" and ".077" to "0.77".

In response to a question from Commissioner Dilgard, Bob Bendzinski, Bendzinski & Co, the City's financial advisor, explained that if the bonds were sold today, the interest rate would be 4.25. He stated that 125 basis points were added into the factor which is reasonable.

Mr. McGow explained that the estimate does not impact your ability to levy. The way the bonds work, regardless of what the interest rates are, the City is able to levy the full amount necessary to pay the debt service – whether it is higher or lower than the estimate. Mr. Bendzinski noted that a higher interest rate does not change the amount of bond proceeds.

Mayor Moore noted that the City would not necessarily be issuing bonds all at once. He questioned what the impact would be. Mr. Bendzinski explained that the language provides that the City can issue the bonds in one or more series. The millage rates being used in the ballot proposition have assumed one bond issuance for the full amount issued on or before June 30, 2015. The City could issue less than that and then issue a second series at a later time. Mr. McGow noted that the ballot language provides that flexibility.

The Commission discussed the process which has included the formation of a joint committee between the City Commission and Library Board, selection of an architect, public input through a series of workshops and surveys, and discussion at the Long Range Planning Meetings,

The Commission discussed the election date of May versus August or November and any cost penalty associated with the later election dates. In response to a question from the Commission, Mr. Bendzinski explained that if the vote occurs in August, the architects have said

that it would take approx. twelve months to prepare the specs to bid the project. If the bonds are not sold and delivered by June 30, 2015, the City cannot levy the tax on July 1, 2015 to meet the debt service obligations. Commissioner Moore noted that the committee considered all election dates and noted that it is an aggressive schedule.

Commissioner McDaniel expressed concern with operating the library during construction and questioned what contingencies have been made if the library cannot operate during the construction. The project architect explained that they will be able to maintain the operations of the building during construction. Commissioners Rinschler and McDaniel commented that closing the library during construction is not an option.

The following individuals expressed support of a November election:

Paula Jones  
Brad Coulter

Commissioner Dilgard noted that the longer the project waits, the more it will cost. The cost cannot be locked in until construction documents are complete.

David Bloom commented on the library millage.

The following individuals expressed support of a May election:

Frank Pisano  
Stuart Jeffares

**MOTION:** Motion by Rinschler, seconded by Dilgard:

To approve the "Resolution Submitting Library Bond Proposal" for the purpose of issuing up to \$21,500,000 in general obligation unlimited tax bonds and place this issue before the voters at the election to be held on May 6, 2014 as amended:

WHEREAS, the Board of Trustees of the Baldwin Public Library (the "Library") has requested the City of Birmingham (the "City") to issue bonds for the purpose of paying the cost of acquiring, constructing, furnishing and equipping library improvements, including renovations to the existing library building, an addition to the library building, and all related demolition, site improvements, appurtenances and attachments (the "Project"); and

WHEREAS, the Library has requested that the City should borrow money in an amount not to exceed Twenty-One Million Five Hundred Thousand Dollars (\$21,500,000) and issue general obligation bonds of the City in such amount for the purpose of paying the cost of the Project; and

WHEREAS, the City Commission hereby determines to place the bond proposal before the electors of the City at an election to be held in the City on the May Election Date, which is Tuesday, May 6, 2014.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following proposition shall be submitted to a vote of the qualified electors of the City of Birmingham, County of Oakland, Michigan, at an election to be held on TUESDAY, MAY 6, 2014:

Library Bond Proposition

Shall the City of Birmingham, Michigan, borrow a sum of not to exceed Twenty-One Million Five Hundred Thousand Dollars (\$21,500,000) and issue its general obligation unlimited tax bonds, payable in not to exceed twenty (20) years from the date of issuance, in one or more series, for the purpose of paying the cost of acquiring, constructing, furnishing and equipping library improvements, including renovations to the existing library building, an addition to the library building, and all related demolition, site improvements, appurtenances and attachments for use by the Baldwin Public Library? The estimated millage to be levied in 2015

is 0.52 mills (\$0.52 per \$1,000 of taxable value) and the estimated simple average annual millage rate required to retire the bonds is 0.77 mills (\$0.77 per \$1,000 of taxable value).

2. The City Clerk is directed to publish notice of last day of registration and of the election as required by law and take all other necessary actions to conduct the election.
3. The estimated first year millage rate and average annual millage rate set forth in the ballot language for the bond proposal are reasonable estimates of such millage rates, based on the advice of, and the schedule prepared by, the City's financial advisor, Bendzinski & Co., which is attached as Exhibit A.
4. The City makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:
  - (a) The City reasonably expects to reimburse itself with proceeds of the Bonds for certain costs of the Project which were paid or will be paid from the general funds of the City subsequent to sixty (60) days prior to today.
  - (b) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$21,500,000.
  - (c) A reimbursement allocation of the capital expenditures described above with the proceeds of the Bonds will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the Bonds to reimburse the City for a capital expenditure made pursuant to this resolution.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

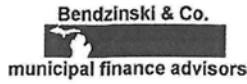


EXHIBIT A

\$21,500,000  
 CITY OF BIRMINGHAM  
 COUNTY OF OAKLAND, STATE OF MICHIGAN  
 2015 UNLIMITED TAX GENERAL OBLIGATION LIBRARY BONDS

SCHEDULE OF DEBT SERVICE AND MILLAGE REQUIREMENTS

Year	Debt Service					Tax Levy			
	Principal Due	Interest	Interest Due	Interest Due NEXT	Total Principal & Interest Requirements	July 1 Levy	Taxable Value in 1,000	Annual Millage Requirement	Cost per Average Household
	October	Rate	October	April 1	Requirements	Year			
2014	\$0	5.500%	\$0	\$0	\$0	2014	\$1,860,449	0.000	\$0.00
2015	0	5.500%	394,167 *	591,250	985,417	2015	1,879,053	0.524	84.73
2016	500,000	5.500%	591,250	577,500	1,668,750	2016	1,897,844	0.879	142.07
2017	600,000	5.500%	577,500	561,000	1,738,500	2017	1,916,822	0.907	146.55
2018	700,000	5.500%	561,000	541,750	1,802,750	2018	1,955,159	0.922	148.98
2019	700,000	5.500%	541,750	522,500	1,764,250	2019	1,994,262	0.885	142.94
2020	700,000	5.500%	522,500	503,250	1,725,750	2020	2,034,147	0.848	137.08
2021	800,000	5.500%	503,250	481,250	1,784,500	2021	2,074,830	0.860	138.97
2022	900,000	5.500%	481,250	456,500	1,837,750	2022	2,116,327	0.868	140.31
2023	900,000	5.500%	456,500	431,750	1,788,250	2023	2,158,653	0.828	133.85
2024	1,000,000	5.500%	431,750	404,250	1,836,000	2024	2,201,826	0.834	134.73
2025	1,100,000	5.500%	404,250	374,000	1,878,250	2025	2,245,863	0.836	135.13
2026	1,200,000	5.500%	374,000	341,000	1,915,000	2026	2,290,780	0.836	135.07
2027	1,200,000	5.500%	341,000	308,000	1,849,000	2027	2,336,596	0.791	127.86
2028	1,300,000	5.500%	308,000	272,250	1,880,250	2028	2,383,327	0.789	127.47
2029	1,400,000	5.500%	272,250	233,750	1,906,000	2029	2,430,994	0.784	126.68
2030	1,500,000	5.500%	233,750	192,500	1,926,250	2030	2,479,614	0.777	125.52
2031	1,600,000	5.500%	192,500	148,500	1,941,000	2031	2,529,206	0.767	124.00
2032	1,700,000	5.500%	148,500	101,750	1,950,250	2032	2,579,790	0.756	122.15
2033	1,800,000	5.500%	101,750	52,250	1,954,000	2033	2,631,386	0.743	119.98
2034	1,900,000	5.500%	52,250	0	1,952,250	2034	2,684,014	0.727	117.52
	<u>\$21,500,000</u>		<u>\$7,489,167</u>	<u>\$7,095,000</u>	<u>\$36,084,167</u>			<u>0.770 *</u>	<u>\$124.36 *</u>

\* Average

Assumptions:

Bonds Dated: 06/01/2015  
 First Interest Payment: 10/01/2015  
 Number of Days: 120 \*  
 Subsequent Interest Payment: 04/01/2016  
 Number of Days: 180  
 First Principal Payment: 10/01/2016  
 Projected Interest Rate: 5.50%  
 2013 Taxable Value: \$1,842,028,420  
 Growth Rate in TV: 2014-2018: 1.00%  
 2019-2033: 2.00%  
 TV of Average Household: \$161,577

615 Griswold Street, Suite 1225, Detroit, Michigan 48226-3997  
 PHONE: (313) 961-8222 FAX: (313) 961-8220

The information contained herein was derived from sources generally recognized as reliable and does not make any representations as to correctness or completeness and has in no way been altered except to the extent that some information may be summarized, and is in no way intended to be a solicitation for orders.

VOTE:            Yeas,                6  
                      Nays,                 None  
                      Absent,              1 (Hoff)



**02-31-14 ESTABLISHMENT OF A  
MULTI-MODAL TRANSPORTATION BOARD (MMTB)**

Ms. Ecker reviewed the membership of the board and explained the duties of the board include reviewing all transportation and transportation-related projects and provide recommendations to the Planning Board and City Commission.

In response to a question from Commissioner McDaniel, Ms. Ecker explained that the Police Department would make a determination on regulatory signage requests. The applicant could then appeal to the MMTB, then it would go to the City Commission for approval or denial. She noted that there is no fee at this time, however it would be added in the spring.

Commissioner McDaniel and Mayor Moore expressed opposition to charging a fee for applicants requesting regulatory signage.

In response to a question from Dorothy Conrad, Ms. Ecker confirmed that the MMTB will eliminate the Traffic and Safety Board. The ordinance will be effective upon publication.

Ms. Conrad expressed opposition to the elimination of the Traffic and Safety Board.

**MOTION:** Motion by Rinschler, seconded by Sherman:

Ordinance amending Chapter 110, Traffic and Vehicles, Article II, Sections 26 – 32 to rename the Chapter to Transportation Systems to include all modes of transportation, and to rename and modify the duties of the existing Traffic and Safety Board to the Multi-Modal Transportation Board, and to expand the scope of authority for the Multi-Modal Transportation Board to include a mandatory review of all transportation related projects in the City, and to allow the hearing of appeals from administrative decisions on transportation related matters.

- AND -

Ordinance amending Chapter 110, Traffic and Vehicles, Article VII, Sections 191 – 196 to allow administrative review of transportation related regulatory requests.

VOTE:           Yeas,           6  
                  Nays,           None  
                  Absent,        1 (Hoff)

**02-32-14 DOWNTOWN BIRMINGHAM 2016 PLAN REVIEW**

Ms. Ecker explained the visit from Duany will include a brief review of the implementation of the 2016 Plan and to make recommendations on setting major goals for the future. She noted the two and one half day visit will include a walking tour and meetings with various groups. She pointed out that there is an option for a written findings and observations report at the end of his visit.

Commissioner McDaniel expressed concern with 2016 throughout the agreement. He noted that the orientation of the exercise is to look forward to 2036 or 2046.

Commissioner Rinschler expressed support of the visit, but stated that a more informal walkaround would be sufficient. He expressed concern that the visit would be held on the May 6<sup>th</sup> election date.

Commissioner Nickita expressed that the visit was to include the idea of brainstorming, getting feedback in a less formal environment, not the regimented charrette style. He suggested staff document the findings and turn it into a report that could be used.

Russ Dixon expressed support of the written report.

Dorothy Conrad noted that this is more than what was originally discussed. She expressed concern with the visit being held on May 6<sup>th</sup>.

Commissioners Nickita and Dilgard requested clarification on what the report will entail. Commissioner Rinschler suggested the report summarize Duany's ideas and recommendations, not what was said at the planning session.

**MOTION:** Motion by Rinschler, seconded by Nickita:

To approve the agreement with Duany Plater-Zyberk & Company, LLC for master planning consultation services, contingent upon the approvals required by Sec. 2-289 of the Birmingham City Code, in the amount of \$13,500.00, plus reimbursable expenses not to exceed \$3,000.00, from account #101-721.000-811.0000 (Planning - Other Contractual Services) and to direct staff to redefine the report and return to the Commission at an appropriate time to add the report in and to revise the dates of the visit. Further, to direct the Mayor and City Clerk to sign the agreement on behalf of the City and to approve the appropriation and amendment to the 2013-2014 General Fund budget as follows:

General Fund Revenues:

Appropriation for Fund Balance	
#101-000.000-400.0000	<u>\$16,500.00</u>
Total Revenue Adjustment	\$16,500.00

Expenditures:

Community Development-Planning	
Other Contractual Services #101-721.000-811.0000	<u>\$16,500.00</u>
Total Expenditure Adjustment	\$16,500.00

VOTE:       Yeas,           6  
              Nays,           None  
              Absent,        1 (Hoff)

Ms. Ecker confirmed that she will report the new dates to the Commission.

**02-33-14                   APPOINTMENT OF AN INTERIM CITY MANAGER**

**MOTION:** Motion by Sherman, seconded by Rinschler:

To appoint Joseph Valentine as Interim City Manager beginning February 14, 2014.

VOTE:       Yeas,           6  
              Nays,           None  
              Absent,        1 (Hoff)

**VII. REMOVED FROM CONSENT AGENDA**

**VIII. COMMUNICATIONS**

**02-34-14                   COMMUNICATIONS**

The Commission received the following communications:

- Comcast regarding channel changes
- Communication regarding the library project and May election

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

**02-35-14 OPEN TO THE PUBLIC FOR MATTERS NOT ON THE AGENDA**

Brad Coulter suggested communications on the library include items future spending for other projects such as the senior center and road repairs be listed as he is concerned that people will not be aware of the other spending items in the queue.

The Commission discussed the funding for a senior center. Mr. Valentine clarified that the numbers in the original report were assumptions based on discussions with other communities.

**X. REPORTS**

**02-36-14 COMMISSIONER REPORTS**

The Commission intends to appoint members to the Parks and Recreation Board, Planning Board, and Cablecasting Board on March 10, 2014.

**02-37-14 CITY STAFF REPORTS**

The Commission received the Second Quarter Investment Report submitted by Finance Director Ostin .

The Commission received the Engineering Department Project Update submitted by City Engineer O'Meara.

**XI. ADJOURN**

The Mayor adjourned the meeting at 9:58 PM.

Laura M. Pierce  
City Clerk