

**BIRMINGHAM CITY COMMISSION AGENDA**  
**AUGUST 28, 2023**  
**MUNICIPAL BUILDING, 151 MARTIN**  
**7:30 P.M.**

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

Therese Longe, Mayor

**II. ROLL CALL**

Alexandria Bingham, City Clerk

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

**ANNOUNCEMENTS**

- The City Commission proudly declares August as Civility Month. Our City government stresses the importance of respectful dialogue and behavior in our community. To recognize Civility Month, we shall aim to create a place of understanding, empathy, and clear communication. Encouraging civility strengthens the bond between citizens and government, making our City more welcoming and inclusive.

**APPOINTMENTS**

- A. Ad Hoc Aging in Place
1. Pam DeWeese
  2. Jay Reynolds

To appoint \_\_\_\_\_ to the Ad Hoc Aging in Place Committee as a regular member who is a senior resident and Birmingham voter to serve an 18-month term to expire January 31, 2025.

- B. Advisory Parking Committee
1. Mary-Claire Petcoff

To appoint \_\_\_\_\_ to the Advisory Parking Committee as an alternate member who is a resident to serve a three-year term to expire September 4, 2026.

To appoint \_\_\_\_\_ to the Advisory Parking Committee as an alternate member who is a downtown employee to serve a three-year term to expire September 4, 2026.

To appoint \_\_\_\_\_ to the Advisory Parking Committee as a regular member who is a large retail owner to serve a three-year term to expire September 4, 2026.

To appoint \_\_\_\_\_ to the Advisory Parking Committee as a regular member who is a restaurant owner to serve a three-year term to expire September 4, 2026.

To appoint \_\_\_\_\_ to the Advisory Parking Committee as a regular member who is a downtown employee to serve a three-year term to expire September 4, 2026.

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

**V. 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 to approve the City Commission meeting minutes of August 14, 2023.
- B. Resolution to approve the warrant list, including Automated Clearing House payments, dated August 16, 2023, in the amount of \$2,818,117.02.
- C. Resolution to approve the warrant list, including Automated Clearing House payments, dated August 23, 2023, in the amount of \$13,793,838.49.
- D. Resolution designating Finance Director Mark Gerber, Assistant Finance Director Kim Wickenheiser, DPS Director Scott Zielinski, Building Official Bruce Johnson, Assistant Building Official Mike Morad, Museum Director Leslie Pielack, and Police Commander Ryan Kearney as proxy representatives of Election Commissioners Mayor Therese Longe, Mayor Pro Tem Elaine McLain, Commissioner Clinton Baller, Commissioner Brad Host, Commissioner Andrew Haig, Commissioner Pierre Boutros, and Commissioner Katie Shafer, to conduct the Public Accuracy Tests of the electronic tabulating equipment which will be used to count votes at Birmingham precincts during the November 7, 2023 election.
- E. Resolution to claim an exemption from the Publicly-funded Health Insurance Contribution Act 2011 PA 152. Further, to direct the City Engineer and Finance Director to sign the Annual Certification of Employee-related Conditions for the year 2023 and submit the required form to the Michigan Department of Transportation as required by Public Act 51.
- F. Resolution to approve the METRO Act Application of ExteNet Systems, LLC and the METRO Act Permit for the project locations shown on the exhibit. In addition, to authorize the Mayor and City Clerk to sign the Bilateral Form on behalf of the City.
- G. Resolution approving a two-year contract between the City and Oakland County for assessing services for the period of July 1, 2023 through June 30, 2025 and to authorize the Mayor and the City Clerk to sign the agreement on behalf of the City.
- H. Resolution approving the Addendum to the contract to RAM Construction, Inc. for the proposed 2023 North Old Woodward Parking Structure Repair Project in the amount of \$44,876.000; further, to charge the contract to the structures capital outlay (514.1-594.005-977.0000) account as costs are incurred. Furthermore, to authorize the Mayor and City Clerk to sign the contract on behalf of the City.

**VI. UNFINISHED BUSINESS**

- A. Resolution to adopt the City Commission Principles of Conduct.

**VII. NEW BUSINESS**

- A. Public Hearing for 245 S. Eton – Big Rock Italian Chophouse – Special Land Use Permit, Final Site Plan & Design Review
  - 1. Resolution to approve the Special Land Use Permit, Final Site Plan and Design Review application for 245 S. Eton – Big Rock Italian Chophouse.
  
- B. Resolution to approve the Master Services Agreement with OpenGov in the amount of \$78,997, charging this cost to account number 101.0-191.000-901.0000, authorizing the Mayor and the City Clerk to sign the master services agreement on behalf of the City, and authorizing the Finance Director to sign the order form. Furthermore, to amend the General Fund appropriations and budget as follows:
 

Revenues:

Appropriation from Fund Balance	101.0-000.000-400.0000	\$39,000
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Expenditures:

General Government-Finance	101.0-191.000-901.0000	\$39,000
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- C. Commission Items for Future Discussion. A motion is required to bring up the item for future discussion at the next reasonable agenda, no discussion on the topic will happen tonight.
  
- D. Commission discussion on items from a prior meeting.

**VIII. REMOVED FROM CONSENT AGENDA**

**IX. COMMUNICATIONS**

- A. Email from Maureen Bell Field regarding the YMCA Pool

**X. REPORTS**

- A. Commissioner Reports
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions’ Reports and Agendas
- D. Legislation
- E. City Staff
  - 1. City Manager’s Report

INFORMATION ONLY

**XI. ADJOURN**

Should you wish to participate in this meeting, you are invited to attend the meeting in person or virtually through ZOOM: <https://zoom.us/j/655079760> Meeting ID: 655 079 760

You may also present your written statement to the City Commission, City of Birmingham, 151 Martin Street, P.O. Box 3001, Birmingham, Michigan 48012-3001 prior to the hearing.

*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:2485301880) por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).*