

BIRMINGHAM CITY COMMISSION AGENDA
MAY 6, 2019
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Patty Bordman, 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 Wednesday, May 8 at 7:00 p.m., the Baldwin Public Library is hosting a lecture on Frank Lloyd Wright Homes of Southeast Michigan. Dr. Dale Gyure will speak about various Wright homes, including the Affleck, Smith, Turkel, Wall, and Goddard houses.
- On Thursday, May 9th at 7 pm, the jointly sponsored Spring Lecture Series of the Birmingham Museum and Baldwin Public Library will feature its final program. The presentation will explore the past and present of Birmingham's renowned downtown and how it has evolved, co-presented by Museum Director Leslie Pielack and Birmingham Shopping District Executive Director, Ingrid Tighe.
- The 3rd Annual Quarton Lake Garlic Mustard Pull is on Saturday, May 11th from 1 until 3 pm. Volunteers should meet at Pine & Lake Park. Long pants and long sleeves are recommended. Call DPS for more details at 248.530.1700.
- The public engagement program for gathering input on "The Birmingham Plan: A Citywide Master Plan for 2040" is underway. The centerpiece of the program is a week-long Charrette from May 14th through the 21st. The event will include public presentations, meetings focused on specific topics, targeted stakeholder meetings, and other methods of engaging residents and property owners. Charrettes are periods of intense design and public engagement, during which future plans are developed with stakeholder input and review. For more information visit www.TheBirminghamPlan.com.
- Don't miss the Celebrate Birmingham Hometown Parade at 1:00 p.m. on Sunday, May 19. Family fun continues afterward at the Party in Shain Park. Visit www.bhamgov.org for more information.

Appointments:

- A. Interviews for Martha Baldwin Park Board
 1. Linda Forrester
 2. Andrew Linovitz
- B. Appointments to the Martha Baldwin Park Board
To appoint _____, as a regular member to the Martha Baldwin Park Board to serve a four-year term to expire May 1, 2023.

To appoint _____, as a regular member to the Martha Baldwin Park Board to serve a four-year term to expire May 1, 2023.

C. Interviews for Brownfield Redevelopment Authority

1. Harry Awdey
2. Dani Torcolacci

D. Appointments to the Brownfield Redevelopment Authority

To concur with the Mayor's appointment of _____, as a regular member to the Brownfield Redevelopment Authority to serve a three-year term to expire May 23, 2022.

To concur with the Mayor's appointment of _____, as a regular member to the Brownfield Redevelopment Authority to serve a three-year term to expire May 23, 2022.

E. Administration of Oath of Office to Appointee

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. Resolution approving the Regular City Commission meeting minutes of April 22, 2019.
- B. Resolution approving the warrant list, including Automated Clearing House payments, dated April 24, 2019 in the amount of \$262,116.29.
- C. Resolution approving the warrant list, including Automated Clearing House payments, dated May 1, 2019 in the amount of \$959,444.42.
- D. Resolution approving the reimbursement for the maximum allotment of \$2,648.39 for eligible mosquito control activity under the Oakland County's West Nile Virus Fund Program.
- E. Resolution approving the Program Year 2019 High Intensity Drug Trafficking Area (HIDTA) Sub recipient agreement between the County of Oakland and the City of Birmingham. Further, authorizing the Mayor and the City Manager to sign the agreement on behalf of the City.
- F. Resolution approving a special event permit as requested by the City of Birmingham Public Arts Board to hold Art in the Alley in the public areas of Willits Alley on Thursday, June 20, 2019 from 2:00 PM – 9:00 PM, with set-up and tear-down on the same day, 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.
- G. Resolution approving the purchase of two (2) 2020 Ford Explorer Police Interceptors from Gorno Ford, through the Oakland County extendable purchasing contract #4944 in the amount of \$70,249 from account #641-441.006.971.0100.
- H. Resolution setting Monday, June 3, 2019 at 7:30 PM for a Public Hearing to consider a Special Land Use Permit Amendment for 203 Pierce – Toast, to reflect an ownership change and change in the hours of operation.

AND

Resolution authorizing the Chief of Police to sign the MLCC Police Investigation Report (LC-1800) and approving the liquor license request of Toast Birmingham, LLC that requests a

transfer of interest in a Class C License to be issued under MCL 436.1521(A)(1)(B) and SDM License with Outdoor Service (1 Area) located at 203 Pierce, 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 Toast Birmingham, LLC approving the liquor license transfer request of Toast Birmingham, LLC that requested a Class C License be transferred under MCL 436.1521 (A)(1)(B) & SDM License with Outdoor Service (1 Area) located at 203 Pierce, Birmingham, Oakland County, MI 48009.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

- A. Public Hearing to consider confirmation of SAD Roll No. 890-Quarton Lake Sub Water Laterals
 - 1. Resolution ratifying and confirming Special Assessment Roll No. 890, and instructing the City Clerk to endorse said roll, showing the date of confirmation thereof, and certifying said assessment roll to the City Treasurer for collection at or near the time of construction of the improvement. Further, that special assessments shall be payable in ten (10) payments as provided in Section 94-10 of the Code of the City of Birmingham, with an annual interest rate of six and a half percent (6.5%) on all unpaid installments.

- B. Public Hearing to consider confirmation of SAD Roll No. 891-Quarton Lake Sub Sewer Laterals
 - 1. Resolution ratifying and confirming Special Assessment Roll No. 891, and instructing the City Clerk to endorse said roll, showing the date of confirmation thereof, and certifying said assessment roll to the City Treasurer for collection at or near the time of construction of the improvement. Further, that special assessments shall be payable in ten (10) payments as provided in Section 94-10 of the Code of the City of Birmingham, with an annual interest rate of six and a half percent (6.5%) on all unpaid installments.

- C. Public Hearing to consider the proposed lot combination of 411 Hanna Street and 425 Hanna Street
 - 1. Resolution approving the proposed lot combination of 411 Hanna Street, Parcel #1936182005 and 425 Hanna Street, Parcel #1936182004.

OR

 - 2. Resolution denying the proposed lot combination of 411 Hanna Street, Parcel #1936182005 and 425 Hanna Street, Parcel #1936182004.

- D. Public Hearing to consider amendments to Chapter 126 of the Zoning Ordinance
 - 1. Resolution amending Chapter 126, Zoning, of the Code of the City of Birmingham to clarify the board review process for the renovation and new construction of buildings:
 - A. Article 7, Processes, Permits and Fees, Section 7.08, Design Review Requirements and;
 - B. Article 7, Processes, Permits and Fees, Section 7.25; Site Plan Review.

- E. Public Hearing to consider amendments to Chapter 126 of the Zoning Ordinance
 - 1. Resolution amending Article 4, Section 4.74 SS-01 of Chapter 126, Zoning, of the Code of the City of Birmingham to establish standards regulating projections in the public right-of-way.

- F. Resolution approving the Authorizing Resolution for the parking structure bond proposal and ballot language for the August 6, 2019 referendum in the amount of \$57,400,000.
- G. Resolution scheduling a hearing of the Teamsters Local 214 DPS Union grievance of February 8, 2019 on a mutually agreeable hearing date. Further, designating City Counsel Tim Currier to chair the hearing for procedural matters.

OR

Resolution waiving consideration of the Teamsters Local 214 DPS Union grievance of February 8, 2019.

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 four regular members to the Historic District Study Committee on June 3, 2019.
 - 2. Notice of intent to appoint one regular member to the Board of Ethics on June 3, 2019.
 - 3. Notice of intent to appoint a Hearing Officer on June 3, 2019.
 - 4. Notice of intent to appoint two regular members to the Board of Zoning Appeals on June 3, 2019.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
 - 1. 3rd Quarter Financial Report, submitted by Finance Director Gerber.
 - 2. 3rd Quarter Investment Report, submitted by Finance Director Gerber.

XI. ADJOURN

PLEASE NOTE: Due to building security, public entrance during non-business hours is through the Police Department – Pierce St. entrance 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 por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).