

BIRMINGHAM CITY COMMISSION AGENDA
JANUARY 14, 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:

- Mayor Bordman's birthday
- The Baldwin Public Library is hosting a 2018 Income Tax Law Update on January 29th, from 7:00 until 8:00 p.m. CPA Tom Hill will present. Register at www.baldwinlib.org or by calling 248-554-4650.
- Recognition of logo concepts from Brownie Troop #76371 from Harlan Elementary School

Appointments:

- A. Interviews for the Public Arts Board
 1. Linda Wells
 2. Rabbi Boruch Cohen
- B. Appointments to the Public Arts Board
 1. To appoint _____ to the Public Arts Board, as a regular member, for a three-year term to expire January 28, 2022.
 2. To appoint _____ to the Public Arts Board, as a regular member, for a three-year term to expire January 28, 2022.
- C. Interview for the Parks and Recreation Board
 1. Dominick Pulis
- D. Appointment to the Parks and Recreation Board
 1. To appoint _____ to the Parks and Recreation Board, as an alternate member, for the remainder of a three-year term to expire March 13, 2020.
- E. Interviews for the Historic District Study Committee
 1. Jacob German
 2. Colleen McGough
- F. Appointments to the Historic District Study Committee
To appoint _____ to the Historic District Study Committee as a regular member to serve the remainder of a three year term to expire June 25, 2021.

To appoint _____ to the Historic District Study Committee as a regular member to serve the remainder of a three year term to expire June 25, 2021.

G. Interviews for the Alternate Hearing Officer

1. Karen Liddle

H. Appointment of Alternate Hearing Officer

To appoint _____ as the Alternate Hearing Officer to serve the remainder of a three year term to expire June 30, 2021.

I. Administration of Oath of Office to Appointees

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 City Commission meeting minutes of December 10, 2018.

B. Resolution approving the warrant list, including Automated Clearing House payments, dated December 12, 2018 in the amount of \$850,309.68.

C. Resolution approving the warrant list, including Automated Clearing House payments, dated December 19, 2018 in the amount of \$1,502,768.64.

D. Resolution approving the warrant list, including Automated Clearing House payments, dated January 3, 2019 in the amount of \$2,825,233.54.

E. Resolution approving the warrant list, including Automated Clearing House payments, dated January 9, 2019 in the amount of \$590,385.27.

F. Resolution approving a request from the Birmingham Memorial Day Committee to hold the Memorial Day Service in Shain Park on May 27, 2019 from 10:00 – 11:00 am, 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 accepting the resignation of Francis Rodriguez from the Board of Zoning Appeals as an alternate member, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.

H. Resolution accepting the resignation of Alexander Jerome from the Housing Board of Appeals, thanking him for his service, and directing the City Clerk to begin the process of filling the vacancy.

I. Resolution approving a service agreement with Great Lakes Roofing Inc., in the amount not to exceed \$ 35,007.00 to provide Roofing Repair/ Replacement services; \$24,287.00 to be charged to the Allen House Capital Improvement account #401-804.002-977.0000, and \$8,020.00 to be charged to the Hunter House Capital Improvement account #401-804.001-977.0000, and directing the Mayor and City Clerk to sign the agreement on behalf of the City.

- J. Resolution setting a public hearing for February 11, 2019 at 7:30 p.m. to consider the following amendments:
1. Ordinance amending Chapter 86, Article 1, Section 1.05, Permanent Business Sign and Broadcast Media Device Standards, to amend Subsection M to add application and maintenance requirements to window signage.
AND
 2. Ordinance amending Chapter 86, Article 1, Section 1.10, Overlay District Sign Standards, to eliminate the Overlay District Sign Standards.
AND
 3. Ordinance amending Chapter 126, Article 03, Overlay Districts, Specific Standards, Section 3.04, Downtown Overlay District to eliminate the Overlay Signage Standards.
- K. Resolution approving the addendums to the sculpture loan agreement for L.O.L., Windswept, and Eastern Hophornbeam to allow the City to use photos of loaned sculptures for promotional materials.
AND
Further, directing the Mayor and City Clerk to sign the addendums on behalf of the City.
- L. Resolution awarding the 2018-2019 Public Services contract totaling \$10,086.00 for Yard Services and Senior Outreach Services to NEXT under the Community Development Block Grant Program; and further, authorizing the Mayor to sign the contract on behalf of the City.
- M. Resolution approving the agreement with the Michigan Dept. of Transportation, committing to the expenditure of \$79,900 to cover the cost differential of upgrading the traffic signal at Woodward Ave. & Maple Rd. to match the mast arm design currently used elsewhere within the Central Business District. (Complete resolution in agenda packet).
- N. Resolution awarding the S. Eton Rd. Signing and Pavement Marking Improvements, Contract #3-19 (P) to PK Contracting, Inc., in the amount of \$144,697.50, to be charged to the Major Street Fund, account number 202-449.001-981.0100, contingent upon execution of the agreement and meeting all insurance requirements. Further, approving an amendment to the 2018-19 fiscal year budget as presented.

V. UNFINISHED BUSINESS

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| <p>A. Resolution amending the Operational Procedures, Conditions and Regulations for the Greenwood Cemetery to add Section IX. LOT SALES - PAYMENT PLAN POLICY as submitted on January 14, 2019. Further, renumbering the subsequent three paragraphs accordingly:</p> <p style="margin-left: 40px;">X. LOT RESALE POLICY</p> <p style="margin-left: 40px;">XI. SCHEDULE OF FEES AND CHARGES</p> <p style="margin-left: 40px;">XII. REVISIONS</p> |
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VI. NEW BUSINESS

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| <p>A. Public Hearing to consider the Special Land Use Permit Amendment for 263 Pierce – Elie’s Mediterranean Cuisine – ownership change.</p> |
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1. Resolution approving the Special Land Use Permit Amendment for 263 Pierce – Elie’s Mediterranean Cuisine to reflect an ownership change from Tracey and Elie Mondalek to Elie Mondalek as sole owner. (Complete resolution in agenda packet.)

- B. Resolution scheduling a hearing of the Birmingham Firefighters Association Local 911 grievance of September 18, 2018 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 Birmingham Firefighters Association Local 911 grievance of September 18, 2018.

- C. Resolution scheduling a hearing of the Birmingham Firefighters Association Local 911 grievance of October 3, 2018 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 Birmingham Firefighters Association Local 911 grievance of October 3, 2018.

- D. Resolution to meet in closed session to A) discuss an Attorney/Client communication pursuant to Section 8(h) of the Open Meetings Act; and B) review pending litigation in the matter of 2400 Lincoln, LLC pursuant to Section 8(e) of the Open Meetings Act, MCL 15.261 – 15.275.

(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. Craig Hall, 1452 Buckingham

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

X. REPORTS

- A. Commissioner Reports
 1. Notice of Intention to appoint one alternate member to the Board of Zoning Appeals on February 11, 2019.
 2. Notice of Intention to appoint two regular members to the Housing Board of Appeals on February 11, 2019.
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions’ Reports and Agendas
- D. Legislation
- E. City Staff
 1. Parking Utilization Report

XI. ADJOURN

Adjourn to Closed Session

Reconvene in Open Session

Adjourn Meeting

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).