

**BIRMINGHAM CITY COMMISSION AGENDA**

**JANUARY 13, 2020**

**MUNICIPAL BUILDING, 151 MARTIN**

**7:30 P.M.**

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

Pierre Boutros, Mayor

**II. ROLL CALL**

Cheryl Arft, Acting City Clerk

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

**ANNOUNCEMENTS:**

**APPOINTMENTS:**

A. Parks & Recreation Board

1. Eleanor Noble
2. Pam Graham
3. Andrew Haig

B. To appoint \_\_\_\_\_ to the Parks & Recreation Board as a regular member to serve the remainder of a three-year term to expire March 13, 2022.

C. Public Arts Board

1. Annie Van Gelderan
2. Natalie Bishai
3. Anne Ritchie
4. Jason Eddleston

D. To appoint \_\_\_\_\_ to the Public Arts Board as a regular member to serve the remainder of a three-year term to expire January 28, 2022.

To appoint \_\_\_\_\_ to the Public Arts Board as an alternate member to serve a three-year term to expire January 28, 2023.

To appoint \_\_\_\_\_ to the Public Arts Board as a regular member to serve a three-year term to expire January 28, 2023.

To appoint \_\_\_\_\_ to the Public Arts Board as a regular member to serve a three-year term to expire January 28, 2023.

- E. Multi-Modal Transportation Board
  - 1. Thomas Peard
- F. To appoint \_\_\_\_\_ to the Multi-Modal Transportation Board as a regular member who has urban planning, architecture or design education and/or experience to serve the remainder of a three-year term to expire March 24, 2022.

**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 December 16, 2019.
- B. Resolution approving the Ad Hoc Clerk Selection Committee meeting minutes of January 3, 2020.
- C. Resolution approving the warrant list, including Automated Clearing House payments, dated December 18, 2019 in the amount of \$567,686.36.
- D. Resolution approving the warrant list, including Automated Clearing House payments, dated January 8, 2020 in the amount of \$3,376,128.65.
- E. Resolution delegating to the Birmingham City Clerk and her authorized assistants, those being the members of her staff, the following duties of the election commission for the March 10th Presidential Primary Election, August 4th, 2020 Primary Election and November 3rd, 2020 General Election:
  - Preparing meeting materials for the election commission, including ballot proofs for approval and a listing of election inspectors for appointment;
  - Contracting for the preparation, printing and delivery of ballots;
  - Providing candidates and the Secretary of State with proof copies of ballots;
  - Providing notice to voters in the case of precinct changes/consolidations;
  - Providing election supplies and ballot containers; and
  - Preliminary logic and accuracy testing.
- F. Resolution designating Finance Director Mark Gerber, Assistant Finance Director Kim Wickenheiser, DPS Director Lauren Wood, Building Official Bruce Johnson, Assistant Building Official Mike Morad, Birmingham Museum Director Leslie Pielack, and Police Commander Scott Grewe as representatives for Election Commission members Mayor Pierre Boutros, Mayor Pro Tem Therese Longe, and Commissioners Rackeline Hoff, Brad Host, Mark Nickita and Stuart Sherman for the purpose of conducting the Public Accuracy Tests of the electronic tabulating equipment which will be used to count votes cast at the March 10, 2020, August 4, 2020 and November 3, 2020 elections.
- G. Resolution approving the cost sharing agreement with Bloomfield Township to proceed with the installation of a new Woodward Ave. crosswalk on the south leg of the Woodward Ave. and Quarton Rd./Big Beaver Rd. intersection at the estimated amount of \$65,320.50, to be charged to the General Sidewalk Fund Capital Improvements, 101-444.001-981.0100. Also, directing the Mayor to sign the agreement on behalf of the City. Further, approving the appropriation and amendment to the fiscal year 2019-2020 General Fund budget.

- H. Resolution appointing Assistant City Engineer Austin Fletcher as representative, and Assistant City Engineer Theresa Bridges as alternate representative, for the City of Birmingham, on the Southeastern Oakland County Water Authority Board of Trustees for the period starting January 13, 2020.
- I. Resolution approving the Amended and Restated Professional Services Agreement with McKenna Associates, Inc. for inspection, code enforcement and support services as planned in the current fiscal year, and thereafter, as budgeted. Further, directing the Mayor and City Clerk to sign the agreement on behalf of the City.
- J. Resolution approving the use of six parking spaces in the right-of-way adjacent to the property located at 707-717 S. Eton to fulfill the parking requirements per Article 4, section 4.43 (G)(4) of the Zoning Ordinance, subject to the recommended repairs being completed as required by the Engineering Department.
- K. Resolution awarding the Video Inspection – Maple Road to M-1 Studios of Ferndale, MI in the amount of \$28,400.00 to be charged to the various accounts as detailed in this report.
- L. Resolution awarding the Maple Road Traffic Signal Mast Arm Materials Contract to Farr & Faron Associates of Brighton, MI in the amount of \$95,429.00 to be charged to Major Street Fund (Traffic Control) 202-303.001-977.0100.

**V. UNFINISHED BUSINESS**

**VI. NEW BUSINESS**

- A. Public hearing to consider Zoning Ordinance amendments – Overlay Districts  
Resolution approving the following amendments to Chapter 126, Zoning:
  - 1. Article 3, Overlay Districts, section 3.04(A) to amend the building height standards in the D5 zone of the Downtown Birmingham Overlay District; and
  - 2. Article 9, Definitions, section 9.02 to add a definition for the term abutting.
- B. Resolution approving the applicant’s request to waive the application fees and expedite the request for a SLUP Amendment for Dick O’Dows at 160 W. Maple to allow the applicant to temporarily relocate the outdoor dining area at the rear of the building during the 2020 outdoor dining season.
- C. Resolution approving the 2020 Lead and Copper Compliance Testing Sampling proposal from HydroCorp, Inc. using Paragon Laboratories at the cost of \$48.00 per site for a total amount not to exceed \$35,088.00; and approving the quote from Paragon Laboratories at the cost of \$41.00 per site for a total amount not to exceed \$29,971.00, contingent upon receipt of proper insurance. Further, waiving the formal bidding requirements. In addition, approving the appropriation and amendment to the fiscal year 2019-2020 Water Fund budget.
- D. Resolution revising the public comment section of the commission agenda to move public comment prior to the consent agenda for a six (6) month trial period and to include the suggested guidelines for public comment.

**OR**

Resolution revising the public comment section of the commission agenda to move public comment prior to the consent agenda and to include the suggested guidelines for public comment.

**OR**

Resolution maintaining the public comment section at the current location on the agenda and to include the suggested guidelines for public comment.

**VII. REMOVED FROM CONSENT AGENDA**

**VIII. COMMUNICATIONS**

- A. Communication from Mr. Kojanian re Maple alley and city response

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

**X. REPORTS**

- A. Commissioner Reports
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
  - 1. City Clerk report, submitted by City Manager Valentine

INFORMATION ONLY

**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](tel:248-530-1880) por lo menos el día antes de la reunión pública. (Title VI of the Civil Rights Act of 1964).*