

**BIRMINGHAM CITY COMMISSION AGENDA**  
**JANUARY 10, 2022**  
**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**

- COVID-19 cases locally are the highest they have been since the beginning of the pandemic. Michigan and Oakland County continue to be at a high level of community transmission. As a result, the CDC recommends vaccinated and unvaccinated individuals wear a facemask indoors while in public. The City requires masks in City Hall for all employees, board and commission members, and the public. KN-95 respirators will be provided to everyone attending public meetings.

**PROCLAMATIONS**

- A. Proclamation honoring Norm and Bonnie LePage for their 37 years of stewardship of the former Grand Trunk Railroad Station building at 245 S. Eton, Birmingham, and the preservation of its unique architectural character.

**APPOINTMENTS**

- B. Triangle District
  - 1. Timothy Baldwin

To concur in the Mayor’s appointment of \_\_\_\_\_ to the Corridor Improvement Authority as a resident member to serve a four-year term to expire December 15, 2025.

To concur in the Mayor’s appointment of \_\_\_\_\_ to the Corridor Improvement Authority as a resident member to serve the remainder of a four-year term to expire December 15, 2023.

To concur in the Mayor’s appointment of \_\_\_\_\_ to the Corridor Improvement Authority as a resident member to serve the remainder of a four-year term to expire December 15, 2022.

**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 Workshop meeting minutes of December 6, 2021.
- B. Resolution to approve the City Commission meeting minutes of December 6, 2021.
- C. Resolution to approve the City Commission meeting minutes of December 13, 2021.
- D. Resolution to approve the warrant list, including Automated Clearing House payments, dated December 15, 2021, in the amount of \$707,870.44.
- E. Resolution to approve the warrant list, including Automated Clearing House payments, dated December 22, 2021, in the amount of \$4,368,471.49.
- F. Resolution to approve the warrant list, including Automated Clearing House payments, dated January 5, 2022, in the amount of \$354,991.68.
- G. Resolution to set a public hearing date of February 14, 2022 to consider ordinance amendments to Article 4, Section 4.44, Outdoor Dining Standards, to remove temporary restrictions on outdoor dining patios in the public right-of-way, and to allow outdoor dining fixtures and furnishings to stay outside overnight.
- H. Resolution to set a public hearing date of February 14, 2022 to consider the Special Land Use Permit, Final Site Plan and Design Review application for 211 Hamilton Row – Sybil – to allow the addition of a new food and drink establishment serving alcoholic beverages for on premise consumption and associated interior/exterior renovations.
- I. Resolution to approve a 1 year agreement with the Michigan Department of Transportation (MDOT) for Governmental Agencies, and furthermore, to authorize James J. Surhigh, Consulting City Engineer, Lauren Wood, Director of DPS, and Scott Zielinski, Assistant City Engineer to apply to MDOT for the necessary Annual Permit, and other Individual Permits for work within the State Highway Right-of-Way on behalf of the City of Birmingham. In addition, to authorize the City Clerk to sign the certification of the Performance Resolution for Governmental Agencies form required for the Annual Permit on behalf of the City.
- J. Resolution to approve the contract Video Inspection – Old Woodward Phase 3, to the sole source provider, M-1 Studios for video inspection services in the amount not to exceed \$27,000.00. In addition, to authorize the Mayor and City Clerk to sign the agreement on behalf of the City. Funding for this project has been budgeted in the following accounts as specified in the staff report.

- K. Resolution to meet on Monday, February 14, 2022 at 7:30 P.M. for the purpose of conducting the Public Hearing of Necessity for the SAD for properties within project area with sewer laterals meeting the requirements for replacement on Maple Road, between Bates Street and Pierce Street, and between Old Woodward Avenue and Woodward Avenue; and

If necessity is determined on February 14, 2022, to meet on Monday, February 28, 2022 at 7:30 P.M. for the purpose of conducting the Public Hearing to Confirm the Assessment Roll for the SAD for properties within the project area with sewer laterals meeting the requirements for replacement on Maple Road, between Bates Street and Pierce Street, and between Old Woodward Avenue and Woodward Avenue.

**VI. UNFINISHED BUSINESS**

None

**VII. NEW BUSINESS**

- A. Public Hearing - 298 S. Old Woodward – Daxton Hotel – Special Land Use Permit Amendment
  - 1. Resolution to approve the Special Land Use Permit Amendment at 298 S. Old Woodward – Daxton Hotel – to allow the transfer of ownership of an existing liquor license.
- B. Resolution authorizing the City of Birmingham to apply for the Oakland County Parks and Recreation Park Improvements Grant Program for the maximum amount of \$100,000.
- C. Resolution to appoint \_\_\_\_\_ as the SEMCOG delegate and City Manager Thomas M. Markus as the SEMCOG alternate member to serve on behalf of the City of Birmingham.
- D. Resolution to direct the City Mayor to sign a written letter of intent to opt out of the Agreement between the City of Birmingham, the Charter Township of Bloomfield and the Charter Township of West Bloomfield which defines the sharing of expenses of maintaining, financing and operating the 48th District Court, and to define the appropriation of fines and costs assessed at the 48th District Court. This letter of intent, if confirmed by December 31, 2022, will cause the Agreement to cease existence at the conclusion of December 31, 2022, and will cause the City of Birmingham to revert to the status of a non-funding unit of the 48th District Court.
- E. Resolution to encourage City Manager Tom Markus to continue to explore the concept of an Emeritus Mayor’s Club with those mayors who are interested in forming such an entity.
- F. Commission discussion on items from prior meeting  
(none)
- G. 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.

**VIII. REMOVED FROM CONSENT AGENDA**

**IX. COMMUNICATIONS**

**X. REPORTS**

- A. Commissioner Reports
  - 1. Notice of Intention to Appoint to the Board of Zoning Appeals
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff

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