

BIRMINGHAM CITY COMMISSION AGENDA - AMENDED
MARCH 13, 2023
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

ATTENTION: This regular meeting will begin at 7:30 pm or soon thereafter the conclusion of the preceding Special City Commission Meeting.

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 recommends members of the public wear a mask if they have been exposed to COVID-19 or have a respiratory illness. City staff, City Commission and all board and committee members must wear a mask if they have been exposed to COVID-19 or actively have a respiratory illness. The City continues to provide KN-95 respirators and triple-layered masks for attendees.
- The Oakland County Treasurer's Office is in the final stretch of its Foreclosure Prevention efforts. The tax foreclosure deadline for the 2020 or prior year taxes is on March 31, 2023. A property will be considered foreclosed if 2020 or prior taxes are not paid off by March 31, 2023 or if a repayment schedule hasn't been filed with the County Treasurer's office by March 31, 2023.

Since December of 2022, the County Treasurer's office has conducted over 1,000 Taxpayer Assistance Meetings to assist taxpayers with keeping their properties by working with them to get on a repayment schedule and/or by identifying resources that may be beneficial to their situation. The Oakland County Treasurer's Office is here to help and strongly encourages taxpayers to contact the office before the tax foreclosure deadline if they have delinquent taxes for 2020 or prior tax years. Taxpayers interested in scheduling a Taxpayer Assistance Meeting may call the Oakland County Treasurer's Office at 248-858-0611 or at www.oakgov.com/treasurer. Additional information from the Oakland County Treasurer's Office is included in the beginning of this agenda packet.

- City Manager Recruitment – If a conclusion was reached in the preceding 6:30 p.m. Special Meeting Mayor Longe will announce the results.
- Happy Birthday Commissioner Baller!

APPOINTMENTS

- A. Appointment to the Multi-Modal Transportation Board
 - o Mark Doolittle

To appoint _____ as a regular member to the Multi-Modal Transportation Board to serve a three-year term to expire March 24, 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 February 27, 2023.
- B. Resolution to approve the warrant list, including Automated Clearing House payments, dated March 1, 2023 in the amount of \$5,602,741.71.
- C. Resolution to approve the warrant list, including Automated Clearing House payments, dated March 8, 2023 in the amount of \$1,358,948.79.
- D. Resolution to approve the agreement with Zamboni Company USA, Inc. for the purchase of an Electric Zamboni model 552 AC lithium battery option in an amount not to exceed \$192,718.80. In addition, to authorize the Mayor and City Clerk to sign the agreement on behalf of the City. The \$25,000 deposit will be paid out of account #661.0-441.006-971 immediately. Funding for the remainder of the purchase has been requested and budgeted in account #661.0-441.006-971.0100 for the 2023-2024 fiscal year.
- E. Resolution to approve an agreement with L.G.K. Construction, Inc., for Birmingham Museum-Phase II Allen House Historic Window Restoration Project in the amount not to exceed \$178,900. In addition, to authorize the Mayor and City Clerk to sign the agreement on behalf of the City. The window restoration portion of the project of \$159,100 is to be charged to 101.0-804.002-811.0000 in fiscal year 2022-2023, while the storm window portion of the project of \$19,800 is to be charged to 101.0-804.002-811.0000 in fiscal year 2023-2024.

- F. Resolution to approve the construction project budget and award the Parking Lot No. 5 Slope Repairs #4-23 (S) to V.I.L. Construction in the amount of \$230,093.00. In addition, to authorize the Mayor and City Clerk to sign the agreements on behalf of the City. Funding for this project will be charged to the following accounts:

Fund Account	Fund ID Number	Project Award	5% Contingencies	Total
Automobile Parking System	514.1-594.005-981.0100	\$230,093.00	\$11,504.65	\$241,597.65

Further, to approve the appropriation and amendment of the fiscal year 2022/2023 budget as follows:

Automobile Parking System:

Revenues:		
Draw from Fund Balance	514.1-000.000-400.0000	\$136,600.00
Expenditures:		
Public Improvements	514.1-594.005-981.0100	\$136,600.00

- G. Resolution to approve the appropriation and amendment of the 2022/2023 budget for the emergency repairs of the parking lot screenwalls at the Shain Park Parking Lot and Parking Lot No. 6 as follows:

General Fund:

Revenues:		
Draw from Fund Balance	101.0-000.000-400.0000	\$2,500.00
Expenditures:		
Other Contractual Services	101.0-751.000-811.0000	\$2,500.00

Automobile Parking System:

Revenues:		
Draw from Fund Balance	514.1-000.000-400.0000	\$7,500.00
Expenditures:		
Other Contractual Services	514.1-594.006-811.0000	\$7,500.00

- H. Resolution approving the addendum to the contract to Wiss, Janney, Elstner Associates, Inc. for the proposed Repair Design & Construction Document Development for Park, Peabody, Pierce, Chester, and North Old Woodward parking Structures in the amount of \$192,000.00; further, to charge the contract to each structure's capital outlay account as costs are incurred. Furthermore, to authorize the Mayor and City Clerk to sign the contract on behalf of the city.
- I. Resolution to set a public hearing date of April 3, 2023 to consider the lot combination of 34350 Woodward Ave and 909-911 Haynes Street, parcel # 19-36-281-022 and parcel # 19-36-281-030.

VI. UNFINISHED BUSINESS

VII. NEW BUSINESS

- A. Public Hearing for 34350 Woodward Ave & 909-911 Haynes Street – Fred Lavery Porsche Dealership – Special Land Use Permit, Final Site Plan & Design Review
 - 1. Motion to postpone the public hearing and consideration of the Special Land Use Permit, Final Site Plan and Design Review application for 34350 Woodward Ave and 909-911 Haynes Street – Fred Lavery Porsche – to April 3, 2023 per the request of the applicant to provide for a simplified review process with the Special Land Use Permit and lot combination applications being considered at the same meeting.

- B. Resolution to approve the construction project budget and award Lincoln Hills Golf Course – Hole #1 Tee-Box and Cart Path Improvements Contract #2-23 (G) to Jacklyn Contracting, LLC in the amount of \$898,469.00. In addition, to authorize the Mayor and City Clerk to sign the agreement on behalf of the City after the review of Jacklyn Contracting, LLC’s insurance and bonds, contingent upon execution of the agreement and meeting all insurance and bonding requirements. Funding for this project has been budgeted in the following account:

Fund Account	Fund ID Number	Project Award	5% Contingencies	Total
Recreation & Culture - Public Improvements	584.1-753.001-981.0100	\$898,469.00	\$44,923.45	\$943,392.45

Further, to approve the appropriation and amendment of the fiscal year 2022/2023 budget as follows:

Recreation & Culture

Revenues:

584.1-000.000-400.0000	Draw from Fund Balance	\$943,400.00
Total Revenue		\$ 943,400.00

Expenditures:

584.1-753.001-981.0100	Public Improvement	\$ 943,400.00
Total Expenses		\$ 943,400.00

- C. Continued deliberations from the preceding Special Meeting if necessary regarding the City Manager Search
 - 1. Resolution selecting ----- as the next Birmingham City Manager subject to a mutually agreeable employment agreement establishing the terms and conditions of employment between the selected candidate and the City of Birmingham.
- D. Commission discussion on items from a prior meeting
 - 1. Establishment of an Ad Hoc Senior Services Committee
 - 2. Green Space East of Pat Andrews Bench & Little Library

*Additional Memo from Fire Chief Wells added to the packet 3/13/23 at 9:47a.m.

VIII. REMOVED FROM CONSENT AGENDA

IX. COMMUNICATIONS

X. REPORTS

- A. Commissioner Reports
 - 1. Notice of intention to appoint to the Board of Building Trades Appeals
 - 2. Notice of intention to appoint to the Brownfield Redevelopment Authority
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions' Reports and Agendas
- D. Legislation
- E. City Staff
 - 1. City Commission Code of Conduct Review

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).