

**BIRMINGHAM CITY COMMISSION AGENDA**  
**APRIL 3, 2023**  
**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**

- 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.
  
- Happy Birthday Commissioner Schafer

**APPOINTMENTS**

- A. Parks & Recreation Appointment
  - 1. Joe Wrobel  
To appoint \_\_\_\_\_ to the Parks and Recreation Board as an alternate member to serve a three-year term to expire March 13, 2026.
  
- B. Recognition of Promotions
  - 1. Dispatcher Jamie Debanò – Promoted to Dispatch Manager on March 18, 2023.
  - 2. Officer Michael Manzo – Promoted to Patrol Sergeant on March 27, 2023.
  - 3. Officer Jordan Zale – Promoted to Patrol Sergeant on January 13, 2023.
  - 4. Sgt. Alex Linke – Promoted to Patrol Lieutenant on January 13, 2023.
  - 5. Lt. Ryan Kearney – Promoted to Operations Captain on December 6, 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.

\*Minutes from Monday, March 27, 2023 will be available at the April 24, 2023 meeting.



- G. Resolution to approve the application to request reimbursement for the maximum allotment of \$2,705.23 for eligible mosquito control activity under Oakland County's West Nile Virus Fund Program.

## **VI. UNFINISHED BUSINESS**

- A. Public Hearing for 2023 Liquor License
  - 1. WHOLE FOODS  
Resolution to accept the termination and relinquishment of the Special Land Use Permit held by Whole Foods upon the onset of construction, or a violation of the Special Land Use Permit, or a maximum of 90 days from today, or whichever event occurs first.

## **VII. NEW BUSINESS**

- A. Public hearing for a lot combination of 34350 Woodward Avenue and 909-911 Haynes Street, Fred Lavery Porsche, Parcel #19-36-281-022 and Parcel #19-36-281-030. (Request to Postpone)
  - 1. Motion to postpone the public hearing and consideration of the lot combination of 34350 Woodward Ave and 909-911 Haynes Street, Fred Lavery Porsche, parcel #19-36-281-022 and parcel # 19-36-281-030 to a date of April 24, 2023 per the request of the applicant in order to have the SLUP hearing and lot combination on the same date.
- B. Public Hearing for 34350 Woodward Ave & 909-911 Haynes Street – Fred Lavery Porsche Dealership – Special Land Use Permit, Final Site Plan & Design Review (Request to Postpone)
  - 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 – Fred Lavery Porsche – to April 24, 2023 per the request of the applicant to allow more time to review conditions of the SLUP contract.
- C. Resolution to approve a special event permit as requested by the MIU Men's Health Foundation to hold the Cogs & Kegs bicycle ride on June 12, 2023 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, or event cancellation that may be deemed necessary by administrative staff, leading up to or at the time of the event.
- D. Resolution for the City to join together with other local governments and public agencies to influence regulatory processes and utility practices through participation in the Michigan Municipal Association for Utility Issues, in the amount of \$3,133 for a one-year membership. Funding for this project is available in account #101-170.000-955.03.
- E. 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.

- F. Commission discussion on items from a prior meeting
  - 1. Discussion on Administering a Foundation or Charity
    - a) See prior advice from City Attorney Mary Kucharek
  - 2. Discussion on Policy for Sponsoring and Administering Events
  - 3. Establishing an Ad Hoc Senior Services Committee

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| <b>VIII. REMOVED FROM CONSENT AGENDA</b> |
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| <b>IX. COMMUNICATIONS</b> |
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- A. Jay Shell, Birmingham Farms Neighborhood Association
  - 1. Jay Shell – Communication via Power Point
  - 2. Email exchanges regarding Jay Shell’s request
  - 3. Birmingham’s Historical Population by U.S. Decennial Census
  - 4. Birmingham’s 15-year History of Water Consumption
  - 5. Birmingham Building Code – Provisions which make new construction demands on utility services less demanding and more efficient

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| <b>X. REPORTS</b> |
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- A. Commissioner Reports
  - 1. Notice of Intention to Appoint to the Parks and Recreation Board
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions’ Reports and Agendas
- D. Legislation
- E. City Staff

INFORMATION ONLY

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| <b>XI. ADJOURN</b> |
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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).*