

BIRMINGHAM CITY COMMISSION AGENDA
MAY 8, 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

- Proclamation Celebrating May as Jewish American Heritage Month
- Proclamation Recognizing Astrein’s Creative Jewelers for 50 Years Serving Birmingham
- On May 1, 2023, Mayor Longe recognized 33 high school and middle school students who performed community service as members of the Birmingham Youth Assistance Youth in Service Program. These students set an excellent example for their peers, and they are appreciated for their contributions to the community.
- The DPS Open House will be on Saturday, May 13, 2023, from 10 a.m. to 2 p.m. at the Public Services facility at 851 S. Eton. The event promises to be a day of family fun, offering visitors the opportunity to meet City staff, view equipment displays, and peruse informational and educational exhibits. In addition, hot dogs and refreshments will be available to enjoy.
- The 2023 Celebrate Birmingham Parade and Party will be held on Sunday, May 21, 2023 beginning with the Parade at 1 pm on N. Old Woodward near Booth Park and concluding in Shain Park, where there will be a celebration with entertainment and family-friendly activities. The festivities in Shain Park will come to a close at 4 pm.

APPOINTMENTS

- A. Appointment to the Board of Building Trades Appeals
1. Victor Saroki
 2. Bradley H. Klein

To appoint _____ to the Board of Building Trades Appeals as a regular member to serve the remainder of a three-year term to expire May 23, 2025.

To appoint _____ to the Board of Building Trades Appeals as a regular member to serve the remainder of a three-year term to expire May 23, 2025.

- B. Appointment to the Brownfield Redevelopment Authority
 - 1. Robert Runco

To concur with the Mayor’s appointment of _____, as a regular member to the Brownfield Redevelopment Authority to serve a three-year term to expire May 23, 2026.

To concur with the Mayor’s appointment of _____, as a regular member to the Brownfield Redevelopment Authority to serve a three-year term to expire May 23, 2026.

To concur with the Mayor’s appointment of _____, as a regular member to the Brownfield Redevelopment Authority to serve the remainder of a three-year term to expire May 23, 2024.

- C. Appointment to the Parks and Recreation Board
 - 1. Jessica Einstein
 - 2. Jane Hoffman

To appoint _____ to the Parks and Recreation Board as an alternate member to serve the remainder of a three-year term to expire March 13, 2025.

- D. Employee Recognition
 - 1. Assistant Director of Engineering – Cory Borton

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.

*Budget Hearing meeting minutes of April 29, 2023 will be available at the May 22, 2023 City Commission meeting.

- A. Resolution to approve the City Commission regular meeting minutes of April 24, 2023.
- B. Resolution to approve the warrant list, including Automated Clearing House payments, dated April 26, 2023 in the amount of \$420,133.99.
- C. Resolution to approve the warrant list, including Automated Clearing House payments, dated May 4, 2023 in the amount of \$577,736.42.
- D. Resolution to set a public hearing date of June 5, 2023 for the proposed lot combination of 36877 Woodward Ave, Gasow Veterinary Clinic, Parcel ID #19-25-101-008, 19-25-101-009, 19-25-101-010, and 19-25-101-011.
- E. Resolution to approve the Agreement with Birmingham Little League. In addition, to authorize the Mayor and Clerk to sign the agreement on behalf of the City.

- F. Resolution to authorize the City Clerk to complete the Local Approval Notice at the request of Old Woodward Ventures, LLC to approve the request of Lawrence and Eunice’s Living Trusts to transfer the membership of Old Woodward Ventures, LLC which is owned by Lawrence Bongiovanni, Trust, Kara Bongiovanni Trustee 50% and Eunice Bongiovanni, Trust Kara Bongiovanni Trustee 50%, which holds the Class C and SDM License with Sunday Sales (PM) and Outdoor Service Area located at 525 N Old Woodward, Birmingham, Oakland County, MI to 33.34% Kara Bongiovanni Living Trust, 33.33% Lawrence and Amy Bongiovanni Living Trust and 33.33% Joseph Bongiovanni.
- G. Resolution to authorize the City Clerk to complete the Local Approval Notice at the request of Birmingham Ventures, Inc. to approve the request Eunice’s Living Trusts to transfer the stock of Birmingham Ventures, Inc. which the stock is currently held by Eunice Bongiovanni, Living Trust Kara Bongiovanni Trustee, which holds the Class C and SDM License with Sunday Sales (PM) and Outdoor Service Area located at 505 N Old Woodward, Birmingham, Oakland County, MI to Kara Bongiovanni Living Trust, 170 shares, Lawrence and Amy Bongiovanni Living Trust 170 shares and Joseph Bongiovanni 170 shares.
- H. Resolution to approve the Intergovernmental Agreement between the City of Birmingham, the City of Auburn Hills, Bloomfield Township and the City of Rochester to establish a regional youth academy for residents and students of the four communities. Furthermore, to authorize the Chief of Police to sign the agreement on behalf of the City of Birmingham and the Birmingham Police Department.
- I. Resolution to approve the Program Year 2023 High Intensity Drug Trafficking Area (HIDTA) sub recipient agreement between the County of Oakland and the City of Birmingham. Further, to authorize the Mayor to sign the agreement on behalf of the City.
- J. Resolution to appoint Jana Ecker as Representative and Scott Zielinski as Alternate Representative of the City of Birmingham on the SOCRRA Board of Trustee for the fiscal year starting July 1, 2023.
- K. Resolution to appoint Melissa Coatta as Representative and Jana Ecker as Alternate Representative of the City of Birmingham on the SOCWA Board of Trustees for the fiscal year starting July 1, 2023.
- L. Resolution to accept the resignation of Jane Schulak from the Public Arts Board, to thank her for her service and to direct the City Clerk to begin the process of filling the vacancy.

VI. UNFINISHED BUSINESS

None

VII. NEW BUSINESS

- A. Hearing of Necessity for Sidewalk and Streetscape Special Assessment District
 - 1. WHEREAS, Notice was given pursuant to Section 94-7 of the City Code, to each owner or party-in-interest of property and lots to be assessed, by first class mail, and by publication in a newspaper generally circulated in the City; and

WHEREAS, The City Commission has conducted a public hearing and has determined to proceed with the project of replacing sidewalks, reconfiguring

roadway, and street scape on Brown Street from S. Old Woodward to Woodward Ave.; and

WHEREAS, The City has previously established a policy requiring replacement or improvement of sidewalks and street scape when the City street is open for repairs or reconstruction in the Central Business District; and

WHEREAS, The City Commission, after the public hearing, has determined that the Brown Street Paving Project is a necessity and is in the best interest of the City; and

WHEREAS, The Commission has approved the detailed plans and estimates of cost prepared by the City Engineer; and

WHEREAS, Formal bids have been received and the actual cost for sidewalk and streetscape has been determined; and

WHEREAS, The City Engineer has determined the boundaries of sidewalk and streetscape located within the limits of the following streets shall be installed as part of the Brown Street Paving Project (Contract #5-23(P)):

Brown Street – S. Old Woodward to Woodward Ave.; and

WHEREAS, The formula used in making the assessment is 75% of the contractor’s charge for replacing sidewalks, reconfiguring roadway, and street scape (calculated at the rate of \$853.68 per foot of frontage property).

THEREFORE LET IT BE RESOLVED, The City Commission has determined that the scope of the public improvement as described is in the best interest of the City and will be benefit the properties listed in the assessment roll, and the City Commission directs the Manager to prepare a Special Assessment Roll and present the same to the Commission for confirmation and further set a Public Hearing and give notice on May 22, 2023.

Parcel ID	Street Address	Parcel ID	Street Address
08-19-36-208-015	325 S Old Woodward	08-19-36-206-021	255 S Old Woodward
08-19-36-208-016	355 S Old Woodward	08-19-36-207-010	34901 Woodward
08-19-36-208-004	34745 Woodward	08-19-36-206-024	Chester Parking Structure
08-19-36-206-023	Alley		

- B. Resolution to adopt the budget appropriations resolution for the City of Birmingham’s budget and establishing the total number of mills for ad valorem property taxes to be levied for the fiscal year commencing July 1, 2023 and ending June 30, 2024.

- C. Resolution to amend the Birmingham Fee Schedule to increase the rate for monthly parking at the City’s five parking garages from \$50 to \$70 at the Chester St. garage, from \$70 to \$90 at the N. Old Woodward, Park, and Peabody garages, and from \$70 to \$100 at the Pierce garage.
- D. 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.
- E. Commission discussion on items from a prior meeting.
None.

VIII. REMOVED FROM CONSENT AGENDA

IX. COMMUNICATIONS

X. REPORTS

- A. Commissioner Reports
 - 1. Notice of Intention to Appoint to the Museum Board
 - 2. Notice of Intention to Appoint to the Greenwood Cemetery Advisory Board
 - 3. Notice of Intention to Appoint to the Ad Hoc Aging in Place Committee
 - 4. Notice of Intention to Appoint to the Board of Ethics
 - 5. Notice of Intention to Appoint to the Public Arts Board
- B. Commissioner Comments
- C. Advisory Boards, Committees, Commissions’ Reports and Agendas
 - 1. Birmingham Area Cable Board Annual Report, Budget, Financial Statement
- D. Legislation
- E. City Staff
 - 1. 3rd Quarter Investment Report
 - 2. 3rd Quarter Budget Report
 - 3. Recent Amendments to PA 33 - Police and Fire Protection Act
 - 4. Northwest corner of Maple and Fairfax Improvement – Pat Andrews Tribute

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).