BIRMINGHAM CITY COMMISSION AGENDA
OCTOBER 27, 2014
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Scott D. Moore, Mayor

II. ROLL CALL

Laura M. Pierce, City Clerk

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

Announcements:

- The Clerk's Office will be open to accept and issue absentee ballots on Saturday, November 1st from 9:00 AM – 2:00 PM.
- The General Election will be held on Tuesday, November 4th. Polls will be open from 7:00 AM to 8:00 PM. Election results can be obtained at www.bhamgov.org/electionresults.

Proclamations:

- State Representative Mike McCready will present a proclamation to First Citizen Dorothy Conrad.

Appointments:

A. Interviews for appointment to the Brownfield Redevelopment Authority.
   1. Terry Lang, 1532 S. Bates
   2. Dani Torcolacci, 2849 Buckingham

B. To concur in the Mayor's appointment of _____to the City of Birmingham Brownfield Redevelopment Authority to complete a three-year term to expire May 23, 2016.

C. Administration of oath to the appointed board member.

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. Approval of City Commission minutes of October 13, 2014.

B. Approval of warrant list, including Automated Clearing House payments, of October 15, 2014 in the amount of $421,884.13.

C. Approval of warrant list, including Automated Clearing House payments, of October 22, 2014 in the amount of $1,379,339.45.

D. Resolution approving a request from the Birmingham Bloomfield Chai Center to display a Menorah in Shain Park from December 16 - 24, 2014 and to hold a lighting ceremony on December 16, 2014, 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.

E. Resolution authorizing the City Manager to cast a vote, on the City's behalf, for the three incumbent members of the Michigan Municipal League's Board of Directors for three year terms, beginning January 1, 2015.

F. Resolution awarding the 2014-2015 Public Services contract totaling $9,882 for Yard Services and Senior Outreach Services to the Birmingham Area Seniors Coordinating Council (BASCC) under the Community Development Block Grant Program; and further, authorizing the Mayor to sign the contract on behalf of the City.

G. Resolution authorizing the expenditure of $25,000 from the Automobile Parking System fund promotion account (Account No. 585-538.001-901.0300) to assist the PSD in creating their proposed 2014 holiday promotional TV campaign.

H. Resolution waiving all parking fees for on-street parking meters and in the parking structures on November 29, 2014 in support of Small Business Saturday.

I. Resolution approving the purchase and planting of 115 trees from KLM Landscape for the 2014 fall tree purchase and planting project for a total project cost not to exceed $35,085.00. Further, authorizing the Mayor and City Clerk to sign the agreement on behalf of the City upon receipt of all required insurances. Funds are available from the Local Streets Fund-Forestry Service Contract account #203-449.005-819.0000, the Major Streets Fund-Forestry Service Contract account #202-449.005-819.0000, the Local Streets Fund-Operating Supplies account #203-449.005-729.0000 and the Major Streets Fund-Operating Supplies account #202-449.005-729.0000 for these services.

J. Resolution awarding the "Flat Roof Replacement at the Department of Public Services" project to Tri-Star Roofing LLC for a total expenditure of $97,000 and authorizing the Mayor and City Clerk to sign the contract on behalf of the City upon the receipt of all required insurances. Funds for this project are contained within the Capital Projects Fund, account #401-901.013-977.0000.

K. Resolution confirming the City Manager's authorization for the emergency expenditure regarding repairs to Compressor #1 by Delta Temp, Inc. at the Birmingham Ice Sports Arena in the amount of $7,452.65 to be paid from the Ice Arena Maintenance account #101-752.000-930.0300.

L. Resolution approving the Amendment to the Lawn Care Maintenance Agreement Extension with Birmingham Lawn, for two years commencing on April 15, 2015 and ending on November 15, 2016, in the amount set forth in the bid form for the total contract amount of $291,380 plus Sections 3 and 4. Funds are available in the following accounts for these services: Local Streets Maintenance 203-2557-777.31-25; Major Streets Maintenance 202-2557-777.31-25; General Fund Recreation and Parks 101-2556-776.30-22; General Fund City Owned Property Maintenance 101-2551-771.30-22; Wells and Controls 591-2511-761.30-22. Further, authorizing the Mayor and City Clerk to sign the Lawn Care Maintenance Agreement Extension upon receipt of the required insurances.

M. Resolution approving the installation of residential permit parking for Golfview Street between Midvale and Argyle from 8:00 am to 4:00 pm on school days only. Further, directing the Chief of Police and the City Clerk to sign the traffic control order on behalf of the City establishing residential permit parking on Golfview Street between Midvale and Argyle on school days only between the hours of 8:00 am and 4:00 pm.

N. Resolution approving Bulletin No. 2 as Change Order No. 1 to Contract No. 6-14(PK), for the Park Street Parking Structure Restoration Project with DRV Contracting, LLC for a total of $17,775, and to charge the funds to account number 585-538.005-977.0000.

O. Resolution approving the street light agreement between the City of Birmingham and DTE Energy regarding the installation of street lights at 34901 Woodward Ave. Further, directing the Mayor to sign the agreement on behalf of the City. All costs relative to this agreement will be charged to the adjacent owner.

V. UNFINISHED BUSINESS

A. Public Hearing to consider the Final Site Plan & Design and a Special Land Use Permit at the Shell Gas Station, 33588 Woodward, (formerly Citgo).

1. Resolution approving the Final Site Plan & Design and a Special Land Use Permit at 33588 Woodward to allow the 24 hour operation of a Shell gasoline station with a convenience store and a Dunkin Donuts store on site.

VI. NEW BUSINESS

A. Public Hearing to consider the Brownfield Plan, 400 S. Old Woodward.

1. Resolution approving the Brownfield Plan for 400 S. Old Woodward, Birmingham, MI. (complete resolution in agenda packet)

B. Ordinance adopting an amendment to Chapter 82, Planning, Article II. Planning Board, Section 82-27, Composition, to establish not more than two alternate members to the Planning Board.

C. Resolution approving the Amendment to the Interlocal Agreement for Participation in the Troy Police Department Special Investigations Unit and Binder Agreement for Interlocal Agreement for Participation in the Troy Police Department Special Investigations Unit. Further, directing the Mayor and the City Clerk to sign the Amendment to the Interlocal Agreement for Participation in the Troy Police Department Special Investigations Unit and Binder Agreement for Interlocal Agreement for Participation in the Troy Police Department Special Investigations Unit.

D. Resolution to meet in closed session to discuss an attorney/client privilege communication in accordance with Section 8(h) of the Open Meetings Act.

(A roll call vote is required and the vote must be approved by a 2/3 majority of the commission. The commission will adjourn to closed session after all other business has been addressed in open session and reconvene to open session, after the closed session, for purposes of taking formal action resulting from the closed session and for purposes of adjourning the meeting.)

VII. REMOVED FROM CONSENT AGENDA

VIII. COMMUNICATIONS

A. Robert S. Bradley, 640 Shirley, regarding West Maple
B. Lionel & Florence Finkelstein, 577 Arlington, regarding West Maple
C. Janet M. Lannen, 992 Arlington, regarding West Maple
D. E.J. & Mary Mueller, 414 Arlington, regarding West Maple
E. Irvin E. & Lois L. Poston, 288 Shirley, regarding West Maple

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

X. REPORTS

A. Commissioner Reports

1. Notice of intention to appoint to the Board of Zoning Appeals and Greenwood Cemetery Advisory Board on November 24, 2014.

B. Commissioner Comments

C. Advisory Boards, Committees, Commissions' Reports and Agendas

D. Legislation

E. City Staff

1. First Quarter 2014-2015 Investment Report, submitted by Finance Director Ostin.
2. First Quarter 2014-215 Financial Report, submitted by Finance Director Ostin.
3. Holiday Tree Status Update, submitted by DPS Director Wood.
4. Comcast Transfer Update, submitted by Management Analyst Thomas.

XI. ADJOURN

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).