BIRMINGHAM CITY COMMISSION AGENDA
APRIL 27, 2015
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Stuart Lee Sherman, 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, May 2nd from 9:00 AM – 2:00 PM.
- The Farmers Market will open on Sunday, May 3rd. It will be open from 9:00 AM to 2:00 PM. The Farmers Market is located in Lot 6 on North Old Woodward.
- The Special Election will be held on Tuesday, May 5th. Polls will be open from 7:00 AM to 8:00 PM. Election results can be obtained at www.bhamgov.org/electionresults.
- Art Birmingham will be held in Shain Park on May 9th and 10th.

Appointments:

A. Interviews for appointment to the Design Review Board and Historic District Commission.
   1. Thomas Trapnell, 660 Smith

B. To appoint _____ to the Design Review Board and Historic District Commission, as a regular member, to serve the remainder of a three-year term to expire September 25, 2015.

C. Administration of oath to the appointed board members.

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 April 13, 2015.

B. Approval of warrant list, including Automated Clearing House payments, of April 15, 2015 in the amount of $351,790.27.

C. Approval of warrant list, including Automated Clearing House payments, of April 22, 2015 in the amount of $439,209.63.

D. Resolution confirming the City Manager's authorization for the emergency expenditure to thaw frozen water service lines by Rhodes Welding Co., Inc. in the amount of

$19,912.50 to be paid from the Water Supply Fund account #591-537.005-811.0000, pursuant to Sec. 2-286 of the City Code.

E. Resolution requesting reimbursement for the maximum allotment of $2,648.39 for eligible mosquito control activity under the Oakland County's West Nile Virus Fund Program.

F. Resolution directing the Treasurer to transfer the unpaid and delinquent water/sewage bills of the properties listed in the April 15, 2015 report to the 2015 city tax roll and authorizing the removal from the list any bills paid or a payment plan agreement signed after City Commission approval. (complete resolution in agenda packet)

G. Resolution directing the Treasurer to transfer the unpaid and delinquent special assessment and invoices, including interest and penalty, to the 2015 City tax roll and authorizing removal from the list any bills paid after City Commission approval. (complete resolution in agenda packet)

H. Resolution authorizing the Mayor and Clerk to sign the general services agreement for engineering services between Hubbell, Roth, & Clark, Inc., and the City of Birmingham.

I. Resolution approving the street light agreement between the City of Birmingham and DTE Energy regarding the installation of street lights at 375 S. Eton Rd. 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.

J. Resolution authorizing the issuance of a purchase order in the amount of $41,712.29 to DTE Energy, for the manufacture, shipment, and installation of 9 street lights with associated wiring for the Chester St. Structure Street Improvement Project. The work will be funded by the Auto Parking System, charged to account #585-538.008-981.0100.

K. Resolution authorizing the 2015 Sidewalk Repair Program, and directing the Engineering Department to notify the owners of properties on the list of the City's intention to replace sidewalks adjacent to their properties.

L. Resolution setting a Public Hearing for May 18, 2015 to consider the proposed Lot Split of 1530 Pilgrim, Parcel #1926226002.

M. Resolution approving the professional service agreement with National Elevator Consultants, Inc. to perform items A through E in the their proposal of March 19, 2015 in an amount not to exceed $10,600 to the Peabody St. Parking Structure Elevator Maintenance account #585-538.004-930.0200 and directing the Mayor and City Clerk to sign the agreement on behalf of the City.

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

A. Public Hearing of confirmation for the Oak Avenue Paving Project.

1. Resolution confirming Special Assessment Roll No. 866, to defray the cost of installing new sewer laterals within the Oak Avenue Paving Project limits. (complete resolution in agenda packet)

B. Public Hearing to consider a Special Land Use Permit and Final Site Plan at Au Cochon and Arthur Ave., 260 N. Old Woodward.

1. Resolution approving the Final Site Plan and Special Land Use Permit to allow the operation of Au Cochon and Arthur Ave. restaurants at 260 N. Old Woodward, operating under one Class C Liquor License, with a Direct Connect Endorsement, to be held by Bellar Birmingham Ventures, LLC. (complete resolution in agenda packet)

C. Public Hearing to consider amendments to Article 4, Sections 4.59 and 4.70 of the Zoning Ordinance

1. Ordinance amending Article 4, Sections 4.59 and 4.70 of the Zoning Ordinance to regulate the size and placement of private, attached, single-family residential garages.

D. Resolution accepting the recommendation of the Advisory Parking Committee, and authorizing the following rates for monthly parking permit effective July 1, 2015:

Pierce St. Structure	$65
Park St. Structure	$60
Peabody St. Structure	$65
N. Old Woodward Ave. Structure	$55
Chester St. Structure	$45
Lot 6 Regular Permit	$65
Lot 6 Economy Permit	$45
South Side Permit (Ann St.)	$50
South Side Permit (S. Old Woodward Ave.)	$25

E. Resolution authorizing the Auto Parking System to offer a maximum of 50 free monthly permits each at the Pierce St. and Park St. Structures to those that currently possess a monthly permit at the Peabody St. Structure for the months of June, July, and August, 2015, in an effort to open additional spaces to daily traffic during scheduled restoration of this facility, at an estimated cost of less than $16,500.

F. Resolution approving the Michigan Uniform Video Service Local Franchise Agreement with Comcast effective April 27, 2015 and approving the April 22, 2015 letter agreement. The Mayor and Clerk are hereby authorized to sign the same on behalf of the City.

G. Resolution to meet in closed session to review pending litigation regarding Malota v City of Birmingham pursuant to Section 8(e) 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

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

X. REPORTS

A. Commissioner Reports

B. Commissioner Comments

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

D. Legislation

E. City Staff

1. Quarton Lake Treatment Plan, submitted by DPS Director Wood

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).

INFORMATION ONLY