

BIRMINGHAM CITY COMMISSION MINUTES
FEBRUARY 24, 2020
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Pierre Boutros called the meeting to order at 7:30 P.M.

II. ROLL CALL

Present: Mayor Boutros
Mayor Pro Tem Longe
Commissioner Baller
Commissioner Host
Commissioner Nickita

Absent: Commissioner Hoff
Commissioner Sherman

Administration: City Manager Valentine, Assistant City Manager Gunter, City Attorney Currier, Acting City Clerk Arft, DPS Director Wood, IT Director Brunk, City Engineer Fletcher.

III. PUBLIC COMMENT

The City of Birmingham welcomes public comment limited at the Mayor's discretion on items that do not appear in the printed agenda in order to allow for an efficient meeting. The Commission will not participate in a question and answer session and will take no action on any item not appearing on the posted agenda. The public can also speak to agenda items as they occur when the presiding officer opens the floor to the public. When recognized by the presiding officer, please step to the microphone, state your name for the record, and direct all comments or questions to the presiding officer.

- Andrew Haig, 1814 Banbury St., requested assistance on finding an avenue on the City's website to report issues found around the City. He expressed that he would like to see a direct link on the home page.

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

02-042-20 ANNOUNCEMENTS

- Senator McMorrow greeted the Mayor and commissioners.
 - Updated the commission on her visit schedule for the year; expressed that she represents 8 cities and will visit each twice this year; if needed, she will have representation available to attend special meetings and/or events.
 - Senator McMorrow spoke about the recent green ooze incident and noted that this was an extreme case of irresponsible corporate citizenship. She has co-sponsored a bill to increase polluter pay laws.
 - Pending solar panel legislation, if passed, would increase the cap on solar panels; allowing homeowners to install panels on their roofs to benefit from solar energy.
 - House Bill 5229, The Municipal Partnership Act Bill, have received both support and opposition. The bill would create an authority that would allow Wayne, Washtenaw, and Oakland counties to work together on a new transit plan without Macomb County.
 - Auto No Fault Insurance has a new website, Michigan.gov/auto insurance, to educate the public on the changes in the law relative to Michigan No-Fault effective July 1, 2020.
 - Senator McMorrow and Representative Manoogian will be hosting a "Meet up with Mallory" on March 6, 2020 at 10:30 a.m. at NEXT Senior Center.
 - She introduced a student shadow program available to all high school and college students in the 13th District; the application can be found on her website @ senatormcmorrow.com.

City Manager Valentine asked that lead service funding and storm water management system legislation be kept on the forefront while formulating the budget.

Commissioner Baller asked if she would like any feedback from the commission. Senator McMorrow expressed her frustration that there were no solutions to road funding; she would like feedback from the City Commission and community on the Governor's road funding proposal.

- As the Presidential Primary election draws closer, the City Clerk's Office reminds you that Absent Voter ballots are available for the March 10, 2020 Presidential Primary election. Voters are required to complete a written and signed application prior to receiving a ballot. The staff strongly suggests you replicate the signature on your driver's license to avoid delays in the processing of your request. Remember that this is a Closed Primary, which means you must designate the type of ballot you wish to vote: Democrat, Republican, or a ballot for the proposals only. Sample ballots will be available on our website and at our office in the next week.
- The Birmingham Museum and Baldwin Public Library will present "Wonder Women of Birmingham", an adult lecture series in honor of the centennial of the 19th Amendment giving women the right to vote. On March 12th, "Early Aviation and the Ferguson Women" will be presented, and on April 9th, the presentation will be "The Three Prindle Sisters who tamed the Wilderness". Both lectures begin at 7:00 PM at the Baldwin Library.

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.

02-243-20 APPROVAL OF CONSENT AGENDA

- A. Resolution approving the amended regular City Commission meeting minutes of January 27, 2020.
- B. Resolution approving the amended City Commission Special meeting minutes of February 1, 2020.
- C. Resolution approving the City Commission regular meeting minutes of February 10, 2020.
- D. Resolution approving the warrant list, including Automated Clearing House payments, dated February 12, 2020 in the amount of \$3,329,147.20.
- E. Resolution approving the warrant list, including Automated Clearing House payments, dated February 19, 2020 in the amount of \$384,152.08.
- F. Resolution approving a Special Event permit as requested by the LUNGeivity Foundation for the Breathe Deep Michigan 5K Walk & Fun Run to End Lung Cancer event on Saturday, May 30, 2020, 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.
- G. Resolution awarding the Landscape Maintenance Services contract to Superior Scape, Inc. in an amount not to exceed \$66,896.00 per year with a total project cost of \$194,802.00 for a three (3) year period. Funds for this project are available in the following accounts: Property Maintenance; Other Contractual Services #101-441.003-811.0000, Parks; Other Contractual Services #101-751.000- 811.0000, and Major Streets Other Contractual Services #202-449-003- 937.0400. Further, authorizing the Mayor and City Clerk to sign the agreement on behalf of the City upon receipt of required insurances.
- H. Authorize the IT department to purchase the Nutanix extended service agreement from CDWG for a total cost not to exceed \$7,460.00. Funds are available in the Computer Maintenance fund account # 636-228.000-933.0600.
- I. Resolution setting Monday, March 9, 2020 at 7:30 PM to consider the renewal of all existing liquor licenses in the city.
- J. Resolution confirming the City Manager's authorization for the emergency expenditure regarding the repair and replacement of first floor drainage system components at the

Pierce Street parking structure in an amount not to exceed \$9,080.00 to be paid to Nelson Brothers Plumbing from the Parking Fund account #585-538.002-977.0000, pursuant to Sec. 2-286 of the City Code.

MOTION: Motion by Commissioner Nickita, seconded by Commissioner Longe:
To approve the Consent Agenda as presented.

ROLL CALL: Ayes: Commissioner Nickita
Mayor Pro Tem Longe
Commissioner Baller
Commissioner Host
Nays: None
Absent: Commissioner Hoff
Commissioner Sherman

VI. UNFINISHED BUSINESS

VII. NEW BUSINESS

02-243-20 STREET LIGHT AGREEMENT – MAPLE ROAD RECONSTRUCTION LIMITS

City Engineer Fletcher presented this item.
Commissioner Nickita asked would the new lamps in this agreement be the same as the lamps being used on Old Woodward.

City Engineer Fletcher affirmed that the lamps are the same that are being used on Old Woodward.

City Manager Valentine expressed that the original LEDs that were installed were initially very bright and had to normalize over time; but the internal parts of the lamps were updated and now have consistent illumination. He qualified his statement by suggesting that things could change in the future depending on vendors and past experience.

Commissioner Host asked City Engineer Fletcher about E. Maple not being well lit by streetlights. He assured Commissioner Host that the new lights would be consistent with Downtown; illumination every 40 feet.

Public Comment

- Andrew Haig, 1814 Banbury St., asked was the earlier reference to brightness caused by the K rating of the lights.

MOTION: Motion by Mayor Pro Tem Longe, seconded by Commissioner Nickita:
To approve the street light agreement between the City of Birmingham and DTE Energy Co. regarding the removal, manufacture and installation of 42 street lights within the Maple Road reconstruction limits and to charge those costs to account number 401-901.010-981.0100. Further, directing the Mayor to sign the agreement on behalf of the City.

VOTE: Ayes, 5
Nays, 0
Absent, 2 (Commissioners Hoff and Sherman)

VIII. REMOVED FROM CONSENT AGENDA

None

IX. COMMUNICATIONS

None

X. REPORTS

- A. Commissioner Reports
- B. Commissioner Comments
 - 1. Commissioner Host thanked Lakeview for the comprehensive report presented to the City Commission. He felt it reflected positively on all of the neighborhoods when people get involved.
- C. Advisory Boards, Committees, Commissions’ Reports and Agendas
- D. Legislation

- E. City Staff
 - 1. Ad Hoc Clerk Selection Committee special meeting minutes of February 12, 2020, and Long Range Planning meeting minutes, submitted by Acting City Clerk Arft.

INFORMATION ONLY

XI. ADJOURN

Mayor Boutros adjourned the meeting at 7:43 p.m.

Respectfully submitted,

Cheryl Arft, Acting City Clerk
/vc