BIRMINGHAM CITY COMMISSION AGENDA
REGULAR MEETING
SEPTEMBER 23, 2024
MUNICIPAL BUILDING, 151 MARTIN
7:30 P.M.

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Elaine McLain, 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

- Happy Birthday Mayor McLain

APPOINTMENTS

A. Design Review Board
1. Patricia Lang
2. Julijana Rasawehr
3. Timothy Collins

To appoint __________ as a regular member to the Design Review Board to serve a three-year term to expire September 25, 2027.

To appoint __________ as a regular member to the Design Review Board to serve a three-year term to expire September 25, 2027.

To appoint __________ as a regular member to the Design Review Board to serve a three-year term to expire September 25, 2027.

B. Historic District Commission
1. Patricia Lang
2. Gigi Debbrecht
3. Timothy Collins

To appoint __________ as a regular member to the Historic District Commission to serve a three-year term to expire September 25, 2027.

To appoint __________ as a regular member to the Historic District Commission to serve a three-year term to expire September 25, 2027.

To appoint __________ as a regular member to the Historic District Commission to serve a three-year term to expire September 25, 2027.

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.

A. Resolution to approve the City Commission workshop meeting minutes of the meeting held on September 9, 2024.

B. Resolution to approve the regular City Commission meeting minutes of the meeting held on September 9, 2024.

C. Resolution to approve the warrant list, including Automated Clearing House payments, dated September 12, 2024 in the amount of $39,956,276.84.

D. Resolution to approve the warrant list, including Automated Clearing House payments, dated September 19, 2024 in the amount of $1,664,264.80.

E. Resolution to approve a special event permit as requested by the City of Birmingham to hold the Celebrate Birmingham Hometown Parade on May 18, 2025 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.

F. Resolution to approve a special event permit as requested by the Birmingham Shopping District to hold the Brrmingham Blast on January 25, 2025 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.

G. Resolution to approve a request by the Birmingham Shopping District to hold the 2024 Santa House special event beginning the weekend of November 30, 2024 through December 24, 2024 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.

H. Resolution to approve a request from the Birmingham Shopping District to hold the 2024 Winter Markt special event on Friday, December 6, 2024 – Sunday, December 8, 2024 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.

I. Resolution to amend the Schedule of Fees, Charges, Bond, Insurance, effective October 1, 2024, in the Engineering Department section, to add engineering review fees for non-single family property.

J. Resolution approving the amendment of the existing OpenGov Contract for purchase of a two year subscription starting July 15, 2024 and ending August 27, 2026 of, as formally known, Cartegraph Solutions Software through OpenGov for a cost not to exceed $76,235.55 over the life of the contract. Funds are available from the Sewage Disposal account, #590.0-538.000-811.0000, Water System account #591.0-545.000-811.0000, and General Fund, Parks Other Contractual Service account, # 101.0-751.811.0000 for this service. Further, to authorize the Mayor and City Clerk to sign the agreement on behalf of the City.

K. Resolution appointing election inspectors, absentee voter counting board inspectors, receiving board inspectors and other election officials as recommended by the City Clerk for the November 5, 2024 General Election pursuant to MCL 168.674, and further grant the City Clerk the authority to make emergency appointments of qualified candidates should circumstances warrant in order to maintain adequate staffing in the various precincts, counting boards and receiving boards.

AND

To authorize the use of an Absent Voter Counting Board for the City of Birmingham pursuant to MCL 168.765a(1) as the City Commission previously resolved on May 6, 2024, resolution 05-418-24.

AND

To authorize the use of the Oakland County Absent Voter Counting Board for the purpose of processing and tabulating absent voter ballots on November 5, 2024, as prescribed in the terms and responsibilities previously agreed upon at the July 12, 2020 meeting by Commission resolution 07-120-20.

L. Resolution designating Finance Director Mark Gerber, Assistant Finance Director Kim Wickenheiser, DPS Director Scott Zielinski, Building Official Bruce Johnson, Assistant Building Official Mike Morad, Museum Director Leslie Pielack, and Police Commander Ryan Kearney as proxy representatives of Election Commissioners Mayor Elaine McLain, Mayor Pro Tem Katie Schafer, Commissioner Clinton Baller, Commissioner Brad Host, Commissioner Andrew Haig, Commissioner Anthony Long, and Commissioner Therese Longe, to conduct the Public Accuracy Test on Tuesday, October 8, 2024 at 9 a.m. in room 205 to test the electronic tabulating equipment which will be used to count votes at Birmingham precincts during the November 5, 2024 General Election.

M. Resolution to accept the resignation of Joe Zane from the Multi-Modal Transportation Board, to thank him for his service and to direct the City Clerk to begin the process of filling the vacancy.

N. Resolution to accept the resignation of Kip Cantrick from the Triangle District Board, to thank him for his service and to direct the City Clerk to begin the process of filling the vacancy.

O. Resolution to accept the resignation of Sarvy Lipari from the Birmingham Shopping District Board, to thank her for his service and to direct the City Clerk to begin the process of filling the vacancy.

VI. CITY MANAGER'S REPORT

The City Manager's Report regularly occurs on the second City Commission meeting of the month. Additionally, reports from prior months can be viewed on the City's website bhamgov.org/manager.

A. September 2024 City Manager's Report

VII. UNFINISHED BUSINESS

A. Motion adopting an ordinance amendment to Chapter 50, Environment, to add Article V, Division 1, Section 200 to establish regulations for emergency standby generators in single-family zoned districts.

VIII. NEW BUSINESS

A. Public Hearing for Lot Division and Lot Combination of 532 & 568 Lakeside Drive, parcels 19-26-427-012 & 19-26-427-011

1. Resolution to approve the lot division of 532 & 568 Lakeside Drive, parcels 19-26-427-012 & 19-26-427-011.

   AND

   Resolution to approve the lot combination of 532 & 568 Lakeside Drive, parcels 19-26-427-012 & 19-26-427-011.

B. Resolution authorizing Birmingham to submit a revised resolution for a Michigan Natural Resource Trust Fund (MNRTF) grant through the Michigan Department of Natural Resources (MDNR), and further directing the City Clerk to sign the resolution.

C. Resolution to adopt the Birmingham Green: Healthy Climate Plan in its entirety and through this plan, commit to aspiring toward a resilient and sustainable future.

D. Motion adopting an ordinance to amend Chapter 82 – Planning, to add Article VI, to create a standing Environmental Sustainability Committee and establish its composition, terms/membership, organization and duties.

E. Motion adopting an ordinance to amend Chapter 50 – Environment, to add Article VI to add regulations for leaf blowers including a phase out date of July 1, 2026.

F. 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.

G. Commission discussion on items from a prior meeting.

IX. REMOVED FROM CONSENT AGENDA

X. COMMUNICATIONS

A. Letters regarding YMCA-NEXT
B. Letters regarding Henley

XI. REPORTS

A. Commissioner Reports
   1. Notice of intention to appoint to the Multi Modal Transportation Board
   2. Notice of intention to appoint to the Birmingham Shopping District Board
   3. Notice of intention to appoint to the Triangle District Corridor Improvement Authority
B. Commissioner Comments
C. Advisory Boards, Committees, Commissions' Reports and Agendas
D. Legislation
E. City Staff
   1. Kenning Park Parking Lot Traffic

INFORMATION ONLY

XII. 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) 644-3405 (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).