BIRMINGHAM

Agenda
City Commission Regular Meeting
Monday, August 10, 2026 - 7:00 PM
151 Martin Street, Birmingham, MI
City Commission Room 205

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1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Clinton Baller, Mayor

2. ROLL CALL

Alexandria Bingham, City Clerk

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

ANNOUNCEMENTS

A. Happy Birthday Mayor Pro Tem Longe!

B. The Clerk's Office would like to thank the Election Inspectors and City staff who helped conduct a safe and successful August 4, 2026, Primary Election. We also appreciate the many voters who participated by voting early, absentee, or in person. Approximately 40.14% of Birmingham's registered voters cast a ballot, exceeding the overall voter turnout rate in Oakland County of 36.58%.
Unofficial election results are available at **oakgov.com/elections** under the August Election tab. Official results will be posted after the Oakland County Board of Canvassers completes the official canvass.

APPOINTMENTS

A. Appointment of Police Chief Kearney

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

The City of Birmingham welcomes public comment which may be limited to a certain number of minutes per person speaking, announced at the Mayor's discretion at the beginning of the public comment portion of the agenda, on items or discussions that do not appear anywhere else in the printed agenda. 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 state your name for the record, and direct all comments or questions to the presiding officer.

5. 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 regular City Commission meeting minutes of Monday, July 27, 2026.

B. Resolution to approve the warrant list, including Automated Clearing House payments, dated July 29, 2026, in the amount of $1,801,379.52.

C. Resolution to approve the warrant list, including Automated Clearing House payments, dated August 5, 2026, in the amount of $760,009.60.

D. Resolution to approve a request from the Birmingham Shopping District to hold the 2026 Winter Markt special event on Friday, December 4, 2026 – Sunday, December 6, 2026, 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 to approve a request by the Birmingham Shopping District to hold the 2026 Santa House special event beginning the weekend of November 28, 2026 through December 24, 2026 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.

F. Resolution to set the Public Hearing of Necessity for the Birmingham Shopping District on September 14, 2026.

AND

If necessity is determined on September 14, 2026, to set the Public Hearing to Confirm the Assessment Roll for the Birmingham Shopping District on September 28, 2026.

G. Resolution to set the Public Hearing of Necessity to form a Special Assessment District for the installation of sidewalk, for all properties within the project area on Quarton Road from Pilgrim Avenue to west of Lakeside on Monday, September 14, 2026, at 7:00 P.M.; and

If necessity is determined on September 14, 2026, to meet on Monday, September 28, 2026, at 7:00 P.M., for the purpose of conducting the Public Hearing to Confirm the Assessment Roll for the installation of sidewalk, for all properties within the project area on Quarton Road from Pilgrim Avenue to west of Lakeside.

H. Resolution to approve the purchase of a new holiday tree and topper for Shain Park.

I. Resolution to authorize the City Manager to execute an Addendum to the Wimbleton Drive Phase 2 Project contract (Contract No. 6-26(W)) utilizing 2 inches of hot mix asphalt in lieu of cape seal for an additional $24,266.80, with no additional cost to the special assessment district or the affected property owners, and the roadway remains an unimproved road.

J. Resolution to accept the resignation of James Esshaki from the Advisory Parking Committee, to thank him for his service and to direct the City Clerk to begin the process of filling the vacancy.

K. Resolution to accept the resignation of Linda Solomon from the City of Birmingham Community House Foundation, to thank her for her service, and to direct the City Clerk to begin the process of filling the vacancy.

L. Resolution to authorize the City Clerk to complete the Local Approval Notice at the request of the City of Birmingham Community House Foundation and approve the transfer of the Class C and SDM Liquor License with Sunday Sales (AM/PM) Permits, Participation Permit, Dance/Entertainment Permits, Catering Permit, three (3) additional Bar Permits and Outdoor Service Area Permit from the Community House Association formally located at 380 S Bates St. Birmingham, Michigan to the City of Birmingham Community House Foundation, a nonprofit Michigan corporation and cancel the Participation Permit and Catering Permit.

6. 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.

7. UNFINISHED BUSINESS

8. NEW BUSINESS

A. 168 W. Maple - Teuta - SLUP Public Hearing - Request to Postpone
   1. Resolution to postpone the public hearing to September 28, 2026, to consider the Special Land Use Permit and Final Site Plan & Design Review application for 168 W. Maple, to permit the sale of alcoholic beverages for on-premise consumption as a bistro establishment and a new outdoor dining facility under new ownership.

B. Resolution to award the S. Eton Water Main Project, Contract #10-26(P) to Bidigare Contractors, Inc. in the amount of $1,288,798.00 plus a 10% construction contingency for a total of $1,351,677.80. In addition, to authorize the Mayor and Clerk to sign the agreement on behalf of the City, contingent upon meeting all the insurance and bond requirements by F.D.M. Contracting, Inc.

AND

To approve the appropriation and amendment of the budget as follows:
Water Fund:

Revenues:			
	591.0-000.000-400.0000	Draw from Net Position	$354,000
	Total Revenue		$354,000
Expenditures:			
	591.0-544.000-981.0100	Public Improvements	$354,000
	Total Expenses		$354,000

C. Resolution to direct the Department of Public Services to proceed with Plan B as the preferred strategy for the remaining Parks Bond funds, including completion of the proposed Booth Park improvements and advancement of playground improvements at St. James Park and Kenning Park. Staff is further directed to evaluate opportunities to include priority drainage, pathway, and accessibility improvements within the available project funding and to return to the City Commission for approval of final project scopes, contract awards and any required budget amendments.

D. Resolution to approve the contract with Warren Contractors & Development, Inc. for the construction of the Booth Park Entry Plaza and Trail Improvement project for the amount of $2,185,922.61. Further to authorize the Mayor and City Clerk to sign the agreement on behalf of the City.

In addition, to appropriate and amend the 2026-2027 budget as follows:

Park System Construction Fund
<u>Revenues</u>

Draw from Fund balance	408.0-000.000-400.0000	$2,185,922.61

<u>Expenditures</u>

Land Improvements	408.2-901.751-979.0000	$2,185,922.61

E. Resolution to appoint _____ as the City of Birmingham's official voting delegate and Assistant City Manager Mark Clemence as the alternate delegate, for the Michigan Municipal League Annual Meeting to be held in Traverse City, Michigan on October 7, 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.

1. Mayor selection process

9. REMOVED FROM CONSENT AGENDA

10. COMMUNICATIONS

A. Communications regarding NEXT and the Community House

11. REPORTS

A. Commissioner Reports

1. Notice of Intention to Appoint to the Design Review Board

2. Notice of Intention to Appoint to the Historic District Commission

3. Notice of Intention to Appoint to the Advisory Parking Committee

4. Notice of intention to Appoint to the City of Birmingham Community House Foundation - Board of Directors

5. Update on new tenant at 33877 Woodward - Dollar Tree

B. Commissioner Comments

C. Advisory Boards, Committees, Commissions' Report

D. Legislation

E. City Staff

1. Wimbleton Phase 1 Project Updates

2. 2026 Cape Seal Program Update

3. Short Term Rental Report

F. Information Only

12. ADJOURN

City boards and committees meet in person, and most have a virtual option available to the public. Members of the public may attend the City Commission meeting in person at Birmingham City Hall or attend virtually.

Link to Access Virtual Meeting: https://zoom.us/j/655079760
Telephone Meeting Access: 877 853 5247 US Toll-free
Meeting ID Code: 655 079 760

City Hall is open to the public during regular business hours, Monday through Friday from 8 a.m. – 5 p.m. The Police Department lobby entrance on the east side of City Hall on Pierce Street operates as the after-hours public entrance.

Individuals requiring assistance to enter the building should request aid via the intercom system at the parking lot entrance gate on Henrietta Street.

Persons who require mobility, visual, hearing, or other assistance for effective participation in this public meeting should contact the City Clerk's Office at (248) 530-1880, or (248) 644-3405 (TDD) at least one day before the meeting to request help.

Las personas con incapacidad que requieren algún tipo de ayuda para la participación en esta sesión pública deben ponerse en contacto con la oficina del escribano de la ciudad en el número (248) 530-1800 o al (248) 644-3405 (para las personas con incapacidad auditiva) por lo menos un dia antes de la reunión para solicitar ayuda a la movilidad, visual, auditiva, o de otras asistencias. (Title VI of the Civil Rights Act of 1964)