

Present: President Mercer; President Pro-Tem Briggs; Members: Burry, Kelly, LaFerriere and Mooney

Absent: Oen

Also Present: Manager, Wilson
Assistant Manager/Clerk, Marshall
Village Attorney, Ryan
Director of Public Safety, Torongeau

President Mercer called the regular Council meeting to order at 7:30 p.m. in the Village of Beverly Hills municipal building at 18500 W. Thirteen Mile Road. The Pledge of Allegiance was recited by those in attendance.

ADDITIONS TO AGENDA/APPROVE AGENDA

Motion by Briggs, second by Mooney, to approve the agenda as published.

Motion passed.

COMMUNITY ANNOUNCEMENTS

Tony Lott of 19101 Riverside Drive announced that a group of concerned independent villagers created a website, www.trustandtransparency.net. Their vision is for more transparency and accountability in Village government. The website is up and running and accepts comments.

CONSENT AGENDA

Motion by Mooney, second by Briggs, to approve the consent agenda as published.

- a. Consider approval of minutes of a regular Council meeting held December 18, 2012.
- b. Review and file bills recapped as of Wednesday, January 2, 2013.

Motion passed.

BUSINESS AGENDA

PRESENTATION FROM BIRMINGHAM POLICE DEPARTMENT REGARDING DISPATCH CONSOLIDATION

Chief Don Studt from the Birmingham Police Department gave a presentation on the status of the first six months of dispatch consolidation as well as financial statements through the quarter ending September 30, 2012.

Chief Studt submitted a report to the Village Manager dated December 17, 2012 updating Beverly Hills on the status of the 9-1-1 PSAP (public safety answering point) consolidation efforts. In April of 2012, The Village of Beverly Hills and the City of Birmingham executed an Intergovernmental Contract for Dispatch Services between the two communities. This agreement called for an aggressive schedule to combine PSAP operations by July 1, 2012. The agreement specified that the City would pay for necessary capital improvements at their existing facility. The Village would pay an initial amount of \$232,500 for the first year of operation and thereafter the operating expenses would be shared 65% by the City and 35% by the Village.

To date, the City has expended almost \$120,000 in improvements and updates to the communications center. A new fire suppression system in the equipment room was required before the installation of new Positron VIPER 9-1-1 system manufactured by Intrado. An additional 9-1-1 trunk line was installed to increase capacity to receive calls as well as a third dispatch workstation. CLEMIS Computer Aided Dispatch workstations were reprogrammed and video monitors, maps and phone lines were purchased and/or updated. The street address guide was updated and installed. GPS was activated in all patrol cars to enhance operations.

There were several meetings with staff from both departments, and combined operations began on June 28 using existing 9-1-1 equipment. On July 20 installation and programming was completed on the VIPER system. A local vendor has completed a one week training program from Intrado to respond to service and repair issues. Operationally, both groups have been working together to develop dispatch procedures. Because the Beverly Hills Public Safety operation is different from traditional police/fire/EMS systems, a manual of operations is being developed. At this time, the communications center is staffed with 6 full-time and 3 part-time dispatchers.

It was noted that an Order was issued December 6, 2012 by the Michigan Public Service Commission mandating training for 9-1-1 operators statewide. This will have a significant impact on all PSAP centers. The Order establishes basic and advanced training as well as continuing education requirements for all dispatch personnel.

About 1,700 calls for service were received in the first quarter ending 9/30/2012. There were 137 9-1-1 calls from Beverly Hills.

Chief Studt addressed questions from Council and the public on topics including response time, resident reaction to the new system, percentage of calls from Beverly Hills, overtime expense, dispatch recognition of 9-1-1 calls from Southfield Township and emergency animal control calls. Studt addressed a comment regarding radio communication with the City of Southfield. He explained that all police departments in Oakland County are on the same radio system except for the City of Southfield. This is an ongoing issue. Torongeau added that the Birmingham dispatchers are scanning Southfield radio transmissions. Beverly Hills and Birmingham officers also have scanners in their cars.

Studt concluded that this has been a major operational change for both Beverly Hills and Birmingham. The process has been generally smooth.

REVIEW AND CONSIDER PROPOSAL FROM GABRIEL, ROEDER, SMITH AND COMPANY (GRS) FOR OTHER POST EMPLOYMENT BENEFITS (OPEB) ACTUARIAL ANALYSIS

Manager Wilson stated that the actuarial evaluation of pension liabilities are performed on an annual basis by Gabriel Roeder Smith & Company. In addition, the Village is required as part of Governmental Accounting Standards Board (GASB) regulations to periodically perform an actuarial analysis of other post employment benefits (OPEB). Retiree Health Care is the biggest portion of these liabilities. The Village's last actuarial report for retiree health care benefits was

performed as of December 31, 2007. Village is in receipt of a quote from Gabriel Roeder Smith (GRS) to perform an actuarial valuation of retiree health care benefits as of December 31, 2012. In recent years the Village has utilized a template provided by our audit firm to analyze its pension liability and determine the amount of the annual required contribution (ARC) to fully fund accrued retiree health care liability. Since 2007, there have been substantial changes to future retiree health care including changes in contract language in recent arbitration awards with the Public Safety Officers union and Command Officers union.

Council is in receipt of a copy of the proposal from GRS to perform this actuarial valuation at a cost of \$8,000. GRS estimates that the report will be concluded 8-10 weeks after the Village has supplied all necessary documentation. This time frame will be adequate to allow Village Administration to incorporate these findings into the preparation of the FY 2013-14 Budget. Funding for this proposal will come from the Retiree Health Care Fund. Wilson indicated that he and Finance Director Wiszowaty have reviewed this proposal and believe it to be in the best interest of the Village at this time.

LaFerriere recognized the need for this actuarial study and believed that GRS is qualified to do the analysis. He has asked Wilson to contact the actuarial firm and request a reduction in the quoted fee. Wilson remarked that he did not receive a response from Gabriel Roeder Smith.

Motion by LaFerriere, second by Burry, to table action on the proposed Actuarial Valuation of Retiree Health Care Benefits for the Village of Beverly Hills until the next regular Council meeting.

Roll Call Vote:

Mercer	- no
Mooney	- no
Briggs	- no
Burry	- yes
Kelly	- yes
LaFerriere	- yes

Motion fails (3 – 3).

Wilson addressed questions from Council on requirements by the Government Accounting Standards Board to perform periodic actuarial analysis on other post employment benefits. He reiterated that a complete actuarial review of the Retiree Health Care Fund is important and prudent due to contract changes and contracting out of dispatch services. The cost quoted by GRS is the same amount charged for the OPEB Actuarial Report approved in early 2008.

LaFerriere asked if bids have been solicited for this work from other actuarial firms. Wilson responded that Gabriel Roeder Smith is the Village's actuarial firm of record. The Village is not required to solicit bids for professional service, but Council could solicit bids for this or any other professional service. Mooney stated that he would approve the contract with GRS for the OPEB Actuarial Report for an amount not to exceed \$6,800.

Motion by Briggs, second by Mooney, that the Village Council approve and authorize the Village Manager to sign the Proposed Actuarial Valuation of Retiree Health Care Benefits for the Village of Beverly Hills provided by Gabriel Roeder Smith & Company dated December 21, 2012 for a fee not to exceed \$6,800; funds are available in Account #285-248.831.00

Roll Call Vote:

Mooney - yes
Briggs - yes
Burry - yes
Kelly - yes
LaFerriere - yes
Mercer - no

Motion passed (5 – 1).

ANNOUNCEMENT OF TWO ALTERNATE VACANCIES ON THE ZONING BOARD OF APPEALS

LaFerriere announced that two vacancies exist on the Zoning Board of Appeals for alternate members. Both terms have an expiration date of June 30, 2015. Applications will be accepted until further notice.

PUBLIC COMMENTS

Tony Lott, 19101 Riverside Drive, expressed the view that villagers are lacking in crime data. He believes that the number one crime deterrent is active participation by a public that is aware. Lott listed communities that are using a website called www.crimedar.com, which he described as an online neighborhood watch. Lott stated that the Trust & Transparency group has raised the \$365 fee for one year of using the crimedar program. He asked that Council include this item on the agenda of the next Council meeting.

REPORTS – MANAGER

Stafford Street Special Assessment – Public Services Director Tom Meszler has developed the final estimate for the cost of paving Stafford Street. The final construction estimate of \$139,000 or \$6,177.78 per household is considerably less than the original estimate of \$7,880 per household. Final restoration will be completed in the spring. An agenda item for the January 15 Council meeting will be to set a Public Hearing on February 5, 2013 to approve the special assessment roll.

Public Safety Ladder Truck – As an update from the last meeting, the Public Safety Department and Village Administration continue their efforts to secure a ladder truck for the Village. Wilson stated that he has reached out to a neighboring community and will be meeting with its administration next week regarding the possibility of a consortium agreement for fire truck use. He elaborated on some of the specifics relative to this type of agreement. Village Administration also continues to investigate various financing and purchase options.

Director Torongeau provided information regarding fire runs in Beverly Hills. In 2012, there were 150 fire runs in the Village; the ladder truck was used 63 times. There were five working fires and two mutual aid calls. The Department did some checking on the price of used and demo fire trucks; Torongeau provided costs for available trucks.

Mooney commented that it appears to be a waste of resources for neighboring communities in close proximity to own and maintain ladder trucks. He thought that an attempt to regionalize was worth exploring. Wilson addressed questions from Council on the nature of mutual aid consortiums with neighboring communities and how municipalities retain the ability to reciprocate. He talked about how a consortium scenario might work.

Snow Emergency Ordinance - In response to an inquiry, Chief Torongeau stated that all tickets issued in Beverly Hills during the night of a recent snow emergency will be removed. The tickets will be withdrawn and followed up with a letter by the court and by Torongeau.

Wilson stated that the point of issuing a snow emergency is to keep vehicles off the streets so that the roads can be cleared. If there is snow emergency, the Village will notify media outlets and send email notifications through the GovDelivery email system.

Council Strategy Session – Council members agreed to set a strategy session for Saturday, February 9 at 9 a.m. in the council chamber. Wilson is in the process of securing a facilitator for the meeting. January 26 will be a secondary date.

Wilson welcomed Officer Tom Danielson to the Council meeting.

REPORTS – COUNCIL

Kelly stated that she received an anonymous mailing following the December 4 Council meeting from a resident who was concerned with Council waiving pavilion rental fees for certain groups. The individual cited material from the Michigan Department of Treasury website regarding unlawful expenditures by governmental units, specifically donating the use of property or equipment to community groups.

Village Attorney Tom Ryan related that it was his opinion that it is not inappropriate to waive pavilion rental fees for community based organizations that have a strong connection with the Village. He noted that Beverly Hills can revisit that policy. Ryan maintained that there are inextricable connections between community groups such as the Little League. It was his opinion that the Village is on solid ground and is not violating any laws or the constitution nor is it making illegal donations to these groups as long as there is a rational nexus and community basis for such waiver of fees.

Mooney mentioned that Beverly Park was originally a Dodge Park that was granted to Southfield Township. The Deed Restrictions specifically indicated that certain community groups including the Little League, Pony League, and all scouts were allowed unfettered use of the park.

Burry reported that the Joint Senior Services Committee will be conducting focus groups for the purpose of identifying which activities and services are most important to adults 55 and older. They will be conducted the first week in February. Representatives from the Committee will be

contacting citizens in Birmingham, Beverly Hills, Bingham Farms and Franklin to request their participation in the focus group. Burry commented on the importance of determining the needs of seniors over the next 20 years to plan how the communities can move forward to meet those needs.

LaFerriere suggested that Council look beyond 3-5 years in its upcoming strategy session and consider steps toward future opportunities for regionalization of services.

Mooney reminded individuals that a campaign disclosure statement must be filed within a specified period of time by those who raised or spent in excess of \$1,000 on their Council campaign. Mooney announced that the Winter Family Fun Day in Beverly Park will be held on Sunday, January 27.

On behalf of Council, Mooney extended condolences to former Village President Dave Domzal and his family on the death of his father Irving Domzal. Mooney also informed the public of the passing of former Public Safety Sergeant Peter George Lutz, an outstanding member of the Beverly Hills Public Safety Department. The Village's condolences go out to his family.

Briggs reported that the Communications Committee will meet on Thursday, January 10 at 7:30 p.m. in the council chamber. He announced two programs being held at the Baldwin Public Library on January 15: The author of *The Art of Roughhousing* Dr. Anthony T. DeBenedet will host a talk at 7 p.m.; Jazz at Baldwin with Peter Bray will be held in the lower level at 7 p.m.

Based on recent personal experience, Briggs encouraged people in the community to consider updating their will and medical directive.

President Mercer acknowledged and welcomed Officer Tom Danielson to the Council meeting. He wished everyone a Happy New Year.

Motion by Mooney, second by Burry, to adjourn the meeting at 8:48 p.m.

Motion passed.

Tim Mercer
Council President

Ellen E. Marshall
Village Clerk

Susan Bernard
Recording Secretary