

Present: President Mooney; President Pro-Tem Peddie; Members: Abboud, Borgon, Delaney, Mueller and Oen

Absent: None

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

Council President Mooney 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. Those present recited the Pledge of Allegiance.

#### **AMENDMENTS TO AGENDA/APPROVE AGENDA**

Motion by Oen, second by Peddie, to approve the agenda as published.

Motion passed.

#### **SPECIAL ORDER OF BUSINESS**

Clerk Marshall administered the oath of office to new Public Safety Officers Ronald Baller, Joel Camfield, and Tyler Eng. Baller is a Roseville native and attended Macomb Community College as well as Wayne State University. He is a 2015 graduate of the Detroit Police Academy and subsequently worked for the City of Detroit on general patrol. Camfield is a graduate of the University of North Dakota and holds a bachelor's degree in aeronautics. He served as an aviation officer in the Army and fought in Afghanistan. Upon completion of his military service, Camfield attended the Oakland Police Academy and graduated as class president. Eng is a Clinton Township native and attended Macomb Community College where he graduated with an associate's degree in paramedic science and law enforcement. He graduated in December 2015 from the Macomb Police Academy at the top of his class. Eng is currently attending Madonna University where he is pursuing a bachelor's degree in emergency management.

Mooney introduced Public Safety Sergeant Kevin Kowalik who was recently promoted to the rank of sergeant. Kowalik thanked the Council and Chief Torongeau for his promotion and indicated that he is honored to serve with an excellent public safety staff in an outstanding community.

#### **COMMUNITY ANNOUNCEMENTS**

None

#### **PUBLIC COMMENTS ON ITEMS NOT ON THE PUBLISHED AGENDA**

None

#### **CONSENT AGENDA**

1. Review and consider approval of minutes of a regular Council meeting held January 19, 2016.

2. Review and consider approval of minutes of a joint Council/Parks and Recreation Board meeting held January 21, 2016.
3. Review and file bills recapped as of Monday, January 25, 2016.

Motion by Oen, second by Peddie, to approve the consent agenda.

Borgon questioned a \$200,000 payment to the Birmingham Area Cable Board. He noted that 25% of that payment comes from Village funds, which acts as the Board's financial arm. Mooney added that the Village has long been the Board's repository.

Motion passed.

#### **BUSINESS AGENDA**

#### **SET PUBLIC HEARING OF MARCH 1, 2016 TO RECEIVE COMMENTS ON THE UPDATED MASTER PLAN**

A public hearing date was set for March 15, 2016 to receive comments on the updated Master Plan.

#### **FIRST READING OF AN ORDINANCE RENEWING CONSUMERS ENERGY COMPANY GAS FRANCHISE**

Delaney explained that the current franchise agreement between the Village and Consumers Energy expires in April 2016. Consumers Energy requested the Village renew the revocable franchise. By State Constitution, the Village has a right to reasonably control its public rights-of-way which are normally where the utility lines are placed. This is somewhat of a formality as the pipes are already in the ground and service is being provided. This franchise agreement only pertains to existing infrastructure.

Tonight is the first reading of this ordinance. Ryan said the process of renewing the franchise is called for under the Village's charter. The renewal is not to exceed 30 years and the franchise is not exclusive.

#### **SET PUBLIC HEARING DATE OF MARCH 15, 2016 TO RECEIVE COMMENTS ON AN ORDINANCE RENEWING CONSUMERS ENERGY GAS FRANCHISE**

A public hearing was set for March 15, 2016 to receive comments on the Consumers Energy gas franchise.

#### **REVIEW AND CONSIDER PROPOSALS FOR 2016 BEVERLY PARK LANDSCAPE MAINTENANCE**

Mueller explained that several areas at Beverly Park are in needed of professional landscape maintenance, including the parking lot, pavilion, the playground and gazebo. Bids were opened on January 8, 2016 for the project with five responses received. At its January 21, 2016 meeting, the Parks and Recreation Board recommended the contract be awarded to Jason's Outdoor Services in the amount of \$3,300. The Board made the recommendation based on the vendor's knowledge of Beverly Park and prior work quality for the Village.

Motion by Mueller, second by Oen, to award the 2016 Landscape Maintenance contract

for Beverly Hills Park to Jason's Outdoor Services in the amount of \$3,300.

Borgon raised concern that Jason's Outdoor Services was not the lowest bidder. The Parks & Recreation Board believes that Jason's Outdoor Services will provide the best value to the Village. Ryan explained that the Council is within its rights to accept the bid from Jason's Outdoor Services.

Roll Call Vote:

Delaney	-Yes
Mooney	-Yes
Mueller	-Yes
Oen	-Yes
Peddie	-Yes
Abboud	-Yes
Borgon	-No

Motion passed (6 - 1).

**PUBLIC COMMENTS**

None

**MANAGER'S REPORT**

**Parking in Westwood Estates Subdivision** - Wilson explained the Village has been working with the residents and homeowners association in Westwood Estates regarding on-street parking in the neighborhood during the day. The primary source of this parking appears to be overflow cars from Groves students parking in residential areas and not the student parking lot. According to Groves Administration parking permits are only issued to juniors and seniors. Sophomores who are of age to drive to school are not permitted to park in the student lot. It appears that some of these students are parking in the adjoining residential areas during school hours and walking to Groves. There seems to be adequate parking onsite at Groves to accommodate additional cars.

There are existing signs in portions of the subdivision indicating no parking. Cars are being parked on other streets within the subdivision. Village Administration met with the HOA leadership today to explore temporary installation of no parking signs in other areas of the subdivision. A temporary Traffic Control Order (TCO) has been issued relative to these changes. If these changes are found to be effective, Village Administration will request a permanent TCO at some point in the future. Groves High Administration will be notified of any changes. As these are public streets, parking regulations will apply to both residents and non-residents.

**Joint Meeting with Planning** – The Village Council will hold a joint meeting with the Planning Commission on Wednesday, February 10th at the Village Hall. The Planning Commission recently approved changes to the Village's Master Plan. These changes will be presented to the Village Council for review and consideration.

**Offices Closed** -- Village offices will be closed on Monday, February 15th in observance of Presidents Day. Trash collection will not be interrupted.

Wilson extended condolences to the family of Rockford City Manager, Michael Young, who recently passed away.

Wilson thanked Village Recording Secretary Scott Daniel for his service. Daniel is leaving the Village to work as a reporter for the Redford Observer. A new recording secretary has been hired and will start next week.

Delaney asked if students of Groves High School will receive notice of parking changes. Wilson answered affirmatively. Delaney supports the parking changes, but wants the high school to announce the changes.

### **COUNCIL COMMENTS**

Borgon explained the Village will receive a rebate from the Birmingham Area Cable Board in excess of \$51,000. He added that the Cable Board has an opening due to the resignation of a Alan Heyman.

Council members welcomed the new Public Safety Officers to the Village and congratulated Kowalik on his promotion.

Abboud reported that the Planning Commission held a public hearing in January on the updated Master Plan and has recommended Council approval. He believes additional graphics in the Master Plan will make it more user friendly. The Zoning Board of Appeals has one case on their February agenda. Abboud thanked the Parks and Recreation Board for its hard work at Beverly Park. On a sadder note, he expressed his condolences to the family of John Murphy (aka Murph), former Village employee and Township animal control officer.

Delaney expressed frustration over the elimination of funding to the Michigan Public Service Commission. The Commission previously had oversight of cable television companies and handled complaints from residents about services. Delaney explained that consumers are now on their own in dealing with the cable companies. He noted that he and Borgon will meet with Wilson regarding the cable franchise for the Village. Delaney indicated the agreement may need revision.

Oen has heard concern from several residents regarding the Village's hours of solicitation. Current regulations allow solicitation until 9 p.m. He believes solicitation should be stopped at 5 or 6 p.m. Oen noted that residents can put their home on a non-solicitation list and should contact Village administration if they wish to be added to it. Council will take up the issue at a future meeting.

Mooney complimented Public Safety Director Torongeau for his leadership of the Public Safety Department. He expressed his condolences to Murphy's family. Murph was also a longtime employee of Birmingham Groves High School.

Mooney assigned Peddie, Delaney and himself as a sub-committee regarding infrastructure issues in the Village. He explained that the sub-committee will work with administration and the Village's consultants on infrastructure issues and report back to Council at their first meeting in April.

Mooney established a sub-committee consisting of Borgon and Mueller regarding communications. The purpose is to create a method of informing all Village residents of important information. The sub-committee is to make a preliminary report to the Village Council at its first meeting in April.

Mooney created a sub-committee on parks and appointed Mueller, Abboud and himself. The sub-committee will report to Council at its first meeting in May on what actions need to be taken at Village parks this year.

Motion by Oen, second by Peddie, to adjourn the meeting at 8:19 p.m.

Motion passed.

**John Mooney**  
**Council President**

**Ellen Marshall**  
**Village Clerk**

**Scott Daniel**  
**Recording Secretary**