

Present: President Mooney; Members: Abboud, Delaney, Mueller, and Nunez

Absent: President Pro-Tem Peddie; Member Oen

Also Present: Village Manager, Wilson
Village Attorney, Ryan
Village Clerk, Marshall
Finance Director, McCarthy
Public Safety Director, Torongeau

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. The Pledge of Allegiance was recited by those in attendance.

AMENDMENTS TO AGENDA/APPROVE AGENDA

Motion by Delaney, second by Mueller, to amend the agenda to include “Business Item 12. Review and Consider Intergovernmental Contract for Potable Water Services and Collection of Delinquent Water Accounts between the Village of Beverly Hills and the City of Southfield”.

Motion passed.

Motion by Delaney, second by Abboud, to approve the agenda as amended.

Motion passed.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC HEARING TO REVIEW 2017 ASSESSMENT ROLLS FOR DUST CONTROL AND OTHER MISCELLANEOUS ASSESSMENTS

A public hearing is required to review and confirm unpaid assessments and billings that need to be added to the tax roll in the categories of dust control and other miscellaneous assessments.

President Mooney opened the public hearing at 7:32 p.m. on the 2017 Assessment Rolls for dust control and other miscellaneous assessments. These are charges to residents for services that have already been incurred by the Village. There are 171 properties incurring special assessments in the amount of \$73,587.13.

No one wished to be heard; the public hearing was closed at 7:33 p.m.

PUBLIC COMMENTS

Alan Taylor, legal representation for Georgiale Breen, Riverside Drive, and Paul and Beverly Thomas, Riverside Drive, presented their concerns related to an alleged flooding issue on their properties. Taylor alleges that the flooding Breen and the Thomas’ have reported on their property is directly related to the construction of a home on a bordering property. He provided a quote obtained by his clients from Waterworks to install a drain system between their two neighboring lots.

Cynthia Nagle, Kirkshire, and Kay Michael, Kirkshire expressed their continued concerns related to new home construction on their street.

CONSENT AGENDA

Motion by Abboud, second by Delaney, to approve the consent agenda as published.

1. Review and consider approval of minutes of a regular Council meeting held May 1, 2018.
2. Review and file bills recapped as of Monday, May 14, 2018.
3. Review and confirm 2017 Assessment Rolls for dust control and other miscellaneous assessments.

Roll Call Vote:

Motion passed (5-0)

BUSINESS AGENDA

PUBLIC HEARING ON PROPOSED 2018/2019 BUDGETS FOR GENERAL FUND, MAJOR & LOCAL ROADS, WATER & SEWER OPERATING AND OTHER SPECIAL REVENUE FUNDS

The proposed 2018/2019 budgets for the Village General Fund, Major & Local Roads, Water & Sewer Operating Fund, and other Special Revenue Funds were reviewed at a Council meeting held on April 10, 2018. Mooney opened the public hearing on the 2018/2019 budgets at 8:17 pm.

No one wished to be heard; the public hearing was closed at 8:18 pm.

REVIEW AND CONSIDER ADOPTION OF THE 2017/2018 FISCAL YEAR VILLAGE OF BEVERLY HILLS BUDGET

Motion by Delaney, second by Abboud, to adopt the following Resolution:

**RESOLUTION
TO ADOPT THE 2018/2019 FISCAL YEAR
VILLAGE OF BEVERLY HILLS BUDGET**

The Village Council of Beverly Hills conducted a public hearing on the proposed 2018/2019 Fiscal Year Budget on May 15, 2018 and public comments have been heard and considered, therefore, be it resolved that the 2018/2019 Fiscal Year Budget for the General Fund, Public Safety Fund, Library Fund, Major Road Fund, Local Streets Fund, Drug Law Enforcement, Retiree Health Care, Vacation Reserve, Sick Leave and Water and Sewer Operating Fund in the following amounts be hereby adopted:

FUND NAME	REVENUES	APPROPRIATIONS
General Fund	\$3,312,494.00	\$3,293,091.00
Public Safety Fund	\$5,509,307.00	\$5,500,943.00
Library Fund	\$489,952.00	\$489,952.00
Major Road Fund	\$674,714.00	\$728,463.00
Local Streets Fund	\$502,116.00	\$413,041.00
Drug Law Enforcement	\$2,015.00	\$52,000.00
Retiree Health Care	\$1,067,996.00	\$1,059,696.00
Vacation Reserve	\$30,750.00	\$26,758.00

Sick Leave Reserve	\$15,250.00	\$19,000.00
Water & Sewer Operating	\$4,955,730.00	\$4,985,086.00
Capital Projects Fund	\$103,000.00	\$260,500.00

Roll Call Vote:
Motion passed (5-0).

REVIEW AND CONSIDER APPROPRIATING FUNDS FOR THE 2018/2019 FISCAL YEAR VILLAGE OF BEVERLY HILLS BUDGET

Motion by Delaney, second by Nunez, to adopt the following Resolution:

**RESOLUTION
TO APPROPRIATE FUNDS FOR THE 2017/2018
BEVERLY HILLS BUDGET**

The Village Council of Beverly Hills has adopted its annual budget for its fiscal year beginning July 1, 2018 in accordance with State law and the Village Charter, and

The Village Council is also required to adopt an appropriations act to provide the authority to incur obligations and expend public funds.

THEREFORE, BE IT RESOLVED, that the adopted budget for the fiscal year beginning July 1, 2018 and ending June 30, 2019 shall establish the approved appropriation levels for the said fiscal year.

BE IT FURTHER RESOLVED that the Village Council does hereby authorize the Village Manager to execute transfers between appropriations provided that each transfer be approved by the Village Council prior to its execution.

BE IT FURTHER RESOLVED that the Village Council retains authority to amend the Village budget and this appropriations act at such times when deviations from the projected revenues and authorized expenditure levels become necessary and the amount of the deviations becomes known.

Roll Call Vote:
Motion passed (5-0).

REVIEW AND CONSIDER ADOPTION OF THE 2018/2019 VILLAGE OF BEVERLY HILLS MILLAGE RATE

Motion by Delaney, second by Mueller, to adopt the following Resolution:

**RESOLUTION
TO ADOPT THE 2018 VILLAGE OF BEVERLY HILLS BASE TAX RATE**

The Village Council on May 15, 2018 adopted the 2018/2019 Village Budget, and

The Village Council must adopt a millage rate to be spread on the Village tax roll for 2018, and

Public Act 5 of 1982 does not apply to levying for Debt Service, and

The proposed 11.9054 mils for operating purposes for the General Fund, Public Safety Fund and Library Fund do not exceed the 12.9184 mils maximum approved by the voters at the November 2, 2010 election.

THEREFORE, BE IT RESOLVED THAT the Village Council does hereby approve the total 2018 millage rate for the Village at 11.9054 mils and the 11.9054 millage rate is to be spread as follows:

General Fund	1.9353 mils
Public Safety Fund	9.1239 mils
Library Fund.....	0.8462 mils
Total Millage Rate.....	11.9054 mils

Roll Call Vote:
Motion passed (5-0).

REVIEW AND CONSIDER RESOLUTION TO ADOPT 2018/2019 RATE SCHEDULE FOR WATER CONSUMPTION AND SEWAGE DISPOSAL

Motion by Delaney, second by Mueller, to adopt the following Resolution:

**RESOLUTION
ESTABLISHING WATER & SEWER RATES**

Each premises within the Village connected to the water and/or sanitary sewer system shall pay a consumption charge based upon the amount of water used as shown by the water meter installed in each premises as follows:

Water Consumption	\$	1.9688 per 100 cu ft.
Sanitary Sewer O.M. & R		<u>5.8315</u> per 100 cu ft.
Total	\$	7.8003
<u>Debt Service</u>		
Debt Service	\$	20.00 per bill
<u>Infrastructure</u>		
Infrastructure	\$	70.00 per bill
<u>Water Only</u>		
	\$	1.9688 per 100 cu ft.
<u>Sewer Only</u>		
All sewer-only customers per quarter	\$	151.51 Infrastructure/ <u>42.50</u> Debt Service
	\$	194.01

Effective with all water and sewer usage on July 1, 2018 and thereafter until changed.

Roll Call Vote:
Motion passed (5-0).

REVIEW AND CONSIDER RESOLUTION TO ADOPT 2018/2019 CHARGE FOR SERVICES FOR RUBBISH COLLECTION AND DISPOSAL

Motion by Delaney, second by Nunez, to adopt the following Resolution:

**RESOLUTION
TO ADOPT THE 2018 VILLAGE OF BEVERLY HILLS CHARGES FOR
SERVICES FOR RUBBISH COLLECTION AND DISPOSAL**

The Village Council of Beverly Hills has adopted its annual budget for its fiscal year beginning July 1, 2018 in accordance with State law and the Village Charter, and

The Village Council has adopted an appropriations act to provide the authority to incur obligations and expend public funds.

THEREFORE, BE IT RESOLVED, that the adopted budget for the fiscal year beginning July 1, 2018 and ending June 30, 209 shall establish a Charge for Services for Rubbish Collection and Disposal for Residential Customers for the said fiscal year.

BE IT FURTHER RESOLVED that the Village Council does hereby authorize the Village Manager to authorize the Village Treasurer to add an annual charge in the amount of \$140 to each residential 2018 tax bill for Rubbish Collection and Disposal.

Roll Call Vote:
Motion passed (5-0).

PUBLIC HEARING TO RECEIVE COMMENTS ON THE UPDATED FIVE-YEAR COMMUNITY RECREATION PLAN

At the April 3, 2018 regular meeting, Council set a public hearing date of May 15, 2018 to receive public comments on a draft of the Five Year Community Recreation Plan prior to its adoption.

The Parks and Recreation Board prepared a draft Five-Year Community Recreation Plan which has been on display at the Village Office and on the Village website from March 28, 2018 through May 15, 2018 for public review and comment. This plan will help guide the recreational goals and improvements in the Village for the next five years. In addition, eligibility for many state funded recreation grants requires a Five Year Plan to be on file with the Michigan Department of Natural Resources (Michigan DNR).

President Mooney opened the public hearing at 7:32 p.m.

No one wished to be heard; the public hearing was closed at 7:33 p.m.

REVIEW AND CONSIDER ADOPTING UPDATED FIVE-YEAR COMMUNITY RECREATION PLAN

Motion by Mueller, second by Abboud, to adopt the following Resolution:

**RESOLUTION
TO ADOPT THE VILLAGE OF BEVERLY HILLS
FIVE-YEAR COMMUNITY RECREATION PLAN**

WHEREAS, the Village of Beverly Hills has undertaken a planning process to determine the recreation and natural resource conservation needs and desires of its residents during a five year period covering the years 2018 to 2023, and

WHEREAS, the Village of Beverly Hills began the process of developing a Community Recreation Plan in accordance with the most recent guidelines developed by the Department of Natural Resources and made available to local communities, and

WHEREAS, the residents of Beverly Hills were provided with a well-advertised opportunity during the development of the draft plan to express opinions, ask questions, and discuss all aspects of the recreation and natural resource conservation plan, and

WHEREAS, the public was given a well-advertised opportunity and reasonable accommodations to review the final draft plan for a period of at least 30 days, and

WHEREAS, a public hearing was held on May 15, 2018 in the Village of Beverly Hills Council Chamber to provide an opportunity for all residents of the planning area to express opinions, ask questions, and discuss all aspects of the Community Recreation Plan, and

WHEREAS, the Village of Beverly Hills has developed the Plan as a guideline for improving recreation and enhancing natural resource conservation for the Village of Beverly Hills, and

WHEREAS, after the public hearing, the Beverly Hills Village Council voted to adopt said Community Recreation Plan.

NOW, THEREFORE BE IT RESOLVED the Village of Beverly Hills Council hereby adopts the Village of Beverly Hills Community Recreation Plan as a guideline for improving recreation for the residents of the Village of Beverly Hills.

Roll call vote:
Motion passed (5-0)

SECOND ANNOUNCEMENT OF A VACANCY ON THE BIRMINGHAM AREA CABLE BOARD

Frank Maly resigned from the Birmingham Area Cable Board on April 25, 2018.

Application deadline: Wednesday, May 30, 2018 at 4:30 p.m.

Term expires: June 30, 2020

Cable Board Subcommittee: Chairperson: Delaney; Members: Abboud and Mooney

Meeting: June 5, 2018 at 7:15 p.m.

FIRST ANNOUNCEMENT OF VARIOUS BOARD/COMMISSION VACANCIES

The following board members terms expire on June 30, 2018. All the members have been notified of their term expiration and those listed below wish to be considered for reappointment.

Council agreed in November of 2008 to make these vacancies open to the public as well as the currently seated member.

Parks & Recreation

Janice Hausman
Bill Kondak
Jennifer Ruprich

Planning Commission

Andrew Drummond
George Ostrowski
Bob Ruprich

Zoning Board

Chris Crossen
Karen Mitchell
Mary Ann Verdi-Hus

Alt. members

David Crawford
Christina Gennari

All terms are for three years. This constitutes the first announcement of the vacancies with appointments scheduled to take place at the June 19th meeting. Deadline for applications is Friday, June 8, 2018.

REVIEW AND CONSIDER PROPOSAL TO REPAIR, REPAINT AND RESTRIPE TENNIS COURTS AND RESTRIPE THE BASKETBALL COURTS AT BEVERLY PARK

Village administration bid out this project twice on BidNet Direct, which is the government website for advertising bid opportunities. The first time no bids were received. The second time one bid was received from Goddard Coatings in Pontiac, Michigan. The tennis courts need to be repaired, repainted, and restriped and the basketball court needs to be restriped. Goddard has done previous work for the Village and we have been satisfied with their work.

Motion by Mueller, second by Delaney, be it resolved that the Council for the Village of Beverly Hills authorize administration to enter into agreement with Goddard Coatings Company from Pontiac, Michigan to repair, repaint and restripe two tennis courts and restripe the basketball court at Beverly Park in an amount not to exceed \$19,750. Funds are available in account #101-900-985.

Roll call vote:

Motion passed (5-0).

REVIEW AND CONSIDER INTERGOVERNMENTAL CONTRACT FOR POTABLE WATER SERVICES AND COLLECTION OF DELINQUENT WATER ACCOUNTS BETWEEN THE VILLAGE OF BEVERLY HILLS AND THE CITY OF SOUTHFIELD

The City of Southfield has requested modifications to the Intergovernmental Contract for the collection of delinquent water accounts previously passed by the Village Council. This Intergovernmental Contract was developed to allow the City of Southfield to place on the tax rolls delinquent water bills for one of their residents that the Village provides with water. The Village cannot place past due balances on the delinquent tax rolls if the bill is for a residence outside of our jurisdiction.

The change requested by the City of Southfield is to place an administrative fee on the delinquent bill being placed on the tax roll. This is the standard procedure for the City of Southfield. The Village does not assess a fee in these situations. However, the home is in the jurisdiction of the City of Southfield and their protocol should be followed.

Motion by Delaney, second by Abboud, be it resolved that the Council for the Village of Beverly Hills directs administration to enter into the modified Intergovernmental Contract for Potable Water Services and Collection of Delinquent Water Accounts between the Village of Beverly Hills and the City of Southfield as submitted.

Roll call vote:
Motion passed (5-0).

PUBLIC COMMENTS

None.

MANAGER'S REPORT

Office Closed – Village Offices will be closed on Monday, May 28th in observance of Memorial Day.

New Village Web Site – Village Administration has launched the new website, they continue to adjust and improve it with use.

Planning Commission By-laws – As directed by the Village Council the Planning Commission has produced a proposed set of by-laws. Village Administration is in the process of reviewing these by-laws and will be bringing them forward for Council's review at the first meeting in June.

High winds and fires – As you are aware the Village experienced very high winds during the afternoon of Friday, May the 4th. These winds resulted in multiple downed trees, power outages, downed power lines and one structure fire. A downed power line caused a fire on a detached garage on Beechwood. The detached garage did burn down but the Public Safety Department was able to prevent the fire from spreading to the home. There were no injuries. The Village did have an issue with a large branch that was laying on electrical lines for multiple days around the area of Beechwood and Bates. This branch was removed by DTE the afternoon of Wednesday, May 9th. Village and Township offices lost power that afternoon and had to close for the day. The power outage did some damage to our phone network and this had to be fixed on Monday, May 7th. The Village apologizes for any inconvenience.

HRC Road Analysis – This project should be completed by the end of May. The Village was awarded a \$5,050 grant towards the road analysis project.

COUNCIL COMMENTS

Council thanked Wilson, McCarthy, and Administration for their work on the budget.

Nunez believes the Village is moving in a positive direction and is already receiving positive feedback on the proposed Parks Millage.

Mueller reminded everyone the Memorial Day Parade and Carnival is Monday, May 28. The parade begins at 11am, the carnival will be from 12pm-2pm in Beverly Park, and there will be a commemoration ceremony at 1pm.

Abboud will provide reports of all Planning Commission sub-committee meetings at an upcoming meeting.

Delaney is very disappointed with DTE not trimming trees in the Village. The BP station continues to be a blight on Beverly Hills. He thanked Bob Borgon for agreeing to represent the Village at Birmingham Next meetings.

Mooney thanked Administration for their fiscal responsibility and sound decisions. He thanked Abboud for all his work and representation of the Village at the state level. He congratulated the recipients of the 2018 Donald and Patricia Greening Community Service Scholarship; Charles Ringey, and Hadley Moak.

Motion by Abboud, second by Nunez, to adjourn the meeting at 9:17 pm.

Motion passed.

John Mooney
Council President

Ellen E. Marshall
Village Clerk

Elizabeth M. Lyons
Recording Secretary