

Present: President Peddie; President Pro-Tem Abboud; Members: George, Hrydziuszko, Mooney, and Mueller

Absent: Member Nunez

Also Present: Village Attorney, Ryan
Public Safety Director, Torongeau

President Peddie 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 Mooney, second by Mueller, to approve the agenda.

Motion passed.

COMMUNITY ANNOUNCEMENTS

Sharon Tischler, Virmar Court, on behalf of the Beverly Hills Lions Club, announced that applications are being accepted for the \$1,000 Scholarship offered to any High School Senior who is a Beverly Hills resident. Students should contact their guidance counselor for details and an application.

PUBLIC COMMENTS

None.

CONSENT AGENDA

Motion by Mooney, second by Hrydziuszko, be it resolved that the Council for the Village of Beverly Hills approve the consent agenda.

1. Review and Consider approval of minutes of a special Council meeting held January 5, 2019.
2. Review and consider approval of minutes of a regular Council meeting held January 15, 2019.
3. Review and consider approval of minutes of a joint Parks & Recreation Board and Council meeting held January 17, 2019.
4. Review and file bills recapped as of Tuesday, January 22, 2019.
5. Review and file bills recapped as of Monday, February 4, 2019.

Roll Call Vote:

Motion passed (6-0).

BUSINESS AGENDA

REVIEW AND CONSIDER FIRST AMENDMENT TO VILLAGE MANAGER EMPLOYMENT AGREEMENT

Municipal Consulting Services provided information to the Village showing compensation packages for City and Village Managers from the following Communities: Berkley, Birmingham,

Clawson, Farmington, Grosse Pointe Farms, Grosse Pointe Park, Grosse Pointe Woods, Huntington Woods, Plymouth, Rochester, Saline, and the Village of Milford. The average compensation for these communities is \$116,017. In addition to comparable salaries, the Personnel Committee also reviewed other areas such as paid time off, deferred compensation, retirement benefits and plans and retiree health care. Chris Wilson does not participate in Medical Coverage from the Village and is therefore not eligible for retiree healthcare.

The Village of Beverly Hills Personnel Committee has reviewed the compensation study provided by Municipal Consulting Services and recommends the approval of an amendment to Chris Wilson's existing contract. This amendment changes the rate of pay to reflect \$112,000 yearly compensation, adding a monthly \$400 car allowance and extending the term of the contract to 2023.

Motion by Mooney, second by Mueller, be it resolved that the Beverly Hills Village Council approves the Manager Employment Agreement Amendment for Chris Wilson. This agreement is retroactive to August 5, 2018 and will terminate on August 5, 2023. The Village of Beverly Hills shall pay Chris Wilson \$112,000 annually and provide a monthly car allowance of \$400.00. After August 5, 2018 Chris Wilson will receive increases in compensation commensurate with those proved to other non-union personnel of the Village.

Roll call vote:

Motion passed (6-0)

SET A PUBLIC HEARING FOR MARCH 5, 2019 TO RECEIVE COMMENTS ON REQUEST FROM DETROIT COUNTRY DAY SCHOOL, 22305 W 13 MILE ROAD, FOR SPECIAL LAND USE APPROVAL AND SITE PLAN APPROVAL TO RETAIN A PLAYGROUND AND SPORTS COURT AND ADD A GUARD HOUSE AT THE MIDDLE SCHOOL GROUNDS.

The Village has received revised plans, dated December 13, 2018, from Detroit Country Day School (DCDS) for approval to keep a playground and basketball court on the Middle School grounds, and add a guard house in the Middle School parking lot. Village Ordinance, Section 22.14.030 requires special land use approval for accessory structures at a private school in a Single-Family Residential Zone District. Additionally, Section 22.08.300, j requires any modifications to the site after approval that are not in accordance with the approved site plan to obtain special land use approval.

The Planning Commission held a public hearing on October 24, 2018 for plans submitted by DCDS to retain the playground and basketball court previously installed on the Middle School grounds. A recommendation on the request was postponed due to the incomplete submittal. In the interim, the school has revised their request and is also seeking approval to add an additional accessory structure, guard house, in the Middle School parking lot area concurrent with the request to retain the recreational structures already installed.

Due to the addition of a new structure, the Village held a public hearing on the revised submittal before the Planning Commission at the meeting held January 23, 2019. Upon receiving public

comments and reviewing the submittal, the Planning Commission recommended that the Village Council deny the site plan and the special land use requests.

Procedurally, a public hearing on the special land use request must be held by the Council prior to issuing a decision on the requests for special land use and site plan approval. The Council meeting to be held March 5, 2019 is the first date a public hearing can be held within notification deadlines.

Motion by Hrydziuszko, second by George, that the Beverly Hills Village Council directs administration to notice a Public Hearing on March 5, 2019 to receive comments on request from Detroit Country Day School, 22305 W 13 Mile Road, for special land use approval and site plan approval to retain a playground and sports court and add a guard house at the Middle School grounds.

Motion passed.

REVIEW AND CONSIDER NOTICE OF NAME CHANGE FROM COMCAST AND AMENDMENT TO UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT.

The Village has received the attached Notice of Name Change and Franchise Agreement Amendment from Comcast. The only modification is very minor. The previous name of the entity holding this contract was Comcast of Colorado/Florida/Michigan/New Mexico/Pennsylvania/Washington, LLC. The name change will simply remove “Colorado” from the official name. Ryan has reviewed these documents and recommended they be put before the Council for approval. The Executive Director of the Cable Board has also been notified of our intent to approve this name change request.

Motion by Mooney, second by Hrydziuszko, that the Beverly Hills Village Council approve and authorize the Village Manager to execute Attachment 2 to the Uniform Video Service Local Franchise Agreement amending the Legal Name to Comcast of Florida/Michigan/New Mexico/Pennsylvania/Washington, LLC.

Motion passed.

REVIEW AND CONSIDER AUTOMATIC AID AGREEMENT BETWEEN THE VILLAGE OF BEVERLY HILLS AND THE VILLAGE OF FRANKLIN.

Over the last two years the Public Safety Department has made changes to our fire operations to improve the delivery of services and our Insurance Service Office (ISO) rating. In 2017 Village Council approved Automatic Fire Aid Agreements with the City of Huntington Woods and the City of Berkley. This agreement helped improve our ISO rating from a five to a three. Administration meets with neighboring departments monthly to ensure services and resources are deployed in an efficient manner. We review policies and conduct training together. Upon reviewing the resources of the Franklin-Bingham Farms Fire Department we found our Mutual Aid Box Alarm Card needed to be adjusted. The Franklin-Bingham Farms Fire Department agreed to provide resources outlined on our Mutual Aid Box Alarm Card. This department provides fire protection for the Village of Franklin and the Village of Bingham Farms. The Franklin-Bingham Farms Fire Chief has requested the approval of an Automatic Aid Agreement between Village of Franklin and Village of Beverly Hills. This agreement would improve fire response and would

help improve their ISO rating. The agreement is specific in nature as outlined in Section II. Response. I have had the opportunity to review the agreement with our Fire Marshal and the Deputy Director who agree this is in the best interest of both communities.

Motion by Abboud, second by Mooney, that the Beverly Hills Village Council approve the Automatic Aid Agreement between the Village of Beverly Hills and the Village of Franklin to provide aid on a reciprocal basis for fighting fires and responding to emergency incidents occurring in the territory of either of the member communities.

Motion passed.

REVIEW AND CONSIDER AUTOMATIC AID AGREEMENT BETWEEN THE VILLAGE OF BEVERLY HILLS AND THE VILLAGE OF BINGHAM FARMS.

Over the last two years the Public Safety Department has made changes to our fire operations to improve the delivery of services and our Insurance Service Office (ISO) rating. In 2017 Village Council approved Automatic Fire Aid Agreements with the City of Huntington Woods and the City of Berkley. This agreement helped improve our ISO rating from a five to a three. Administration meets with neighboring departments monthly to ensure services and resources are deployed in an efficient manner. We review policies and conduct training together. Upon reviewing the resources of the Franklin-Bingham Farms Fire Department we found our Mutual Aid Box Alarm Card needed to be adjusted. The Franklin-Bingham Farms Fire Department agreed to provide resources outlined on our Mutual Aid Box Alarm Card. This department provides fire protection for the Village of Franklin and the Village of Bingham Farms. The Franklin-Bingham Farms Fire Chief has requested the approval of an Automatic Aid Agreement between Village of Bingham Farms and Village of Beverly Hills. This agreement would improve fire response and would help improve their ISO rating. The agreement is specific in nature as outlined in Section II. Response. I have had the opportunity to review the agreement with our Fire Marshal and the Deputy Director who agree this is in the best interest of both communities.

Motion by Abboud, second by Mooney, that the Beverly Hills Village Council approve the Automatic Aid Agreement between the Village of Beverly Hills and the Village of Bingham Farms to provide aid on a reciprocal basis for fighting fires and responding to emergency incidents occurring in the territory of either of the member communities.

Motion passed.

PUBLIC COMMENTS

None.

MANAGER'S REPORT

Snow Emergencies – The Village declared a Snow Emergency on the evening of Monday, January 28th through Tuesday morning. The purpose of a Snow Emergency is to aid our DPW crews and Public Safety personnel by removing vehicles from the roadway so that the streets can

be cleared of snow. We had good participation and compliance with the Snow Emergency of January 28th and 29th. The Village appreciates the effort and the continued cooperation in the future.

Safest Cities in Michigan – The Village of Beverly Hills was once again ranked as one of the safest cities in Michigan by home security firm Alarm.org. For 2019, Alarm.com ranked the Village as the #2 safest city in Michigan. The link to the study can be found at <https://www.alarms.org/safest-cities-in-michigan>. Thank you to the Department of Public Safety for all their efforts in keeping this community safe.

MME Winter Institute – The annual Michigan Municipal Executive Winter Institute is February 5- 8th in Battle Creek, MI. As of the writing of this report I am uncertain as to whether I will attend this event or not. If I do attend, I will not be present at the February 5th Council meeting.

Joint Planning and Council Meeting – The Planning Commission and Village Council will hold a joint meeting on Wednesday, February 13th in the Council Chambers. This annual meeting provides for guidance and feedback on priorities and projects for both bodies during the next year. Planning Commission Chairman Ostrowski and Council President Peddie are working with the Planning and Zoning Director to put together the agenda for this meeting. Council members can direct any desired topics for this meeting to President Peddie.

Offices Closed – Village offices will be closed on Monday, February 18th in observance of President's Day. Trash collection will not be interrupted this week.

COUNCIL COMMENTS

George reported the February Zoning Board of Appeals meeting was canceled.

Hrydziuszko reported that the Planning Commission voted to recommend Council not approve the site plan or special land use request by Detroit Country Day. She reported the Planning Commission looks forward to feedback and direction at the joint meeting. She shared about a program in Ferndale where residents can purchase a city tree to be planted.

Mueller announced Winter Family Fun Day (WFFD) was a huge success as a pop-up event. He thanked the Parks & Recreation Board for their quick work in pulling the event together.

Mooney commended Comeau for their excellent job of snow removal during recent storms, as well as their work preparing Beverly Park for WFFD. He thanked Car Trucking for having their trucks out picking up the trash in event the coldest weather. He also thanked the personnel committee for their work in selecting a new Village Clerk/Assistant Manager.

Abboud reported the Personnel Committee has made an offer to a candidate for the Clerk/Assistant Manager position, and the Finance Committees has a planned meeting. The Public Safety Committee has met and reviewed the needs for the upcoming year.

Motion by Mooney, second by Abboud, to adjourn the meeting at 7:55 p.m.

Motion passed.

Lee Peddie
Council President

Chris Wilson
Village Clerk

Elizabeth M. Lyons
Recording Secretary