

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

Absent: Hrydziuszko

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

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 as published.

Motion passed.

**SPECIAL ORDER OF BUSINESS**

**RESOLUTION HONORING ROBERT BORGON FOR HIS SERVICE ON THE BIRMINGHAM AREA CABLE BOARD**

Peddie presented Borgon with the following Village of Beverly Hills Proclamation:

WHEREAS, Robert Borgon honorably served on the Birmingham Area Cable Board on behalf of the Village of Beverly Hills from 1998 to 2019;

WHEREAS, during his tenure, Mr. Borgon served as a distinguished Board Member, the Chairman, and the Executive Director, making immeasurable contributions to the Cable Board;

WHEREAS, Mr. Borgon also used his expertise on Public, Educational, and Governmental Access Channels to chair the PEG Committee;

WHEREAS, Mr. Borgon continuously advocated for the residents of Beverly Hills in order to maximize the quality of cable and related communications they receive;

WHEREAS, Mr. Borgon helped the Village of Beverly Hills and other participating municipalities secure funding for communication related expenses, such as internet access and website development, to better serve residents in a timely manner;

WHEREAS, Mr. Borgon has demonstrated a strong commitment to cable casting and has graciously hosted broadcasts of community events, such as the annual Memorial Day Parade;

WHEREAS, his experience, knowledge, and expertise proved to be invaluable on countless occasions; and

WHEREAS, the Village of Beverly Hills Council is sincerely grateful for the time Mr. Borgon volunteered as a Birmingham Area Cable Board Member.

NOW, THEREFORE, be it resolved, in a motion by Mooney, second by Mueller, the Village Council of the Village of Beverly Hills hereby recognizes Robert Borgon for the contributions he has made to the Birmingham Area Cable Board and gratefully acknowledges his exemplary dedication to the Village of Beverly Hills.

Roll Call Vote:  
Motion passed (6-0)

Borgon thanked everyone for their kind words, and although he has retired from any formal roles, he is always willing to represent the Village on a committee or panel.

### **COMMUNITY ANNOUNCEMENTS**

Mark Dziatczak, Birmingham Public Schools (BPS) Superintendent, presented the Bond Proposal that will be on the March ballot. This bond proposal seeking to keep general fund dollars focused on the classroom, while dedicating bond funds to vital capital needs throughout the District. Bond dollars cannot be used toward salaries, but provide funding for brick-and-mortar facility and site upgrades. The March 10 bond proposal is different from the Operating Millage recently supported by the community. The Operating Millage provides funding for day-to-day operations, including salaries.

The bond proposal is a zero-tax-rate increase and will provide \$195 million in funding for facility improvements throughout BPS. Working with BPS leadership, needs were assessed at each facility in the District to create a 10-year Capital Needs Plan. Stakeholder groups were engaged in plans to enhance BPS athletic sites to include needed updates and preserve our standard of excellence. Priorities were established to address immediate facility needs. With debt falling off and favorable interest rates, the bond proposal provides an opportunity to preserve our facilities and meet the needs and expectations of our community. He encouraged residents to visit the BPS website for more information on the Bond.

Felicia Molnar, Detroit Institute of Arts Executive Director, Strategic Initiatives, encouraged residents to vote in favor of the DIA Millage Renewal on the March ballot. This 10-year Millage will allow the DIA to continue to be open free of charge and provide services and resources for students and families across the Metro Detroit area.

### **PUBLIC COMMENTS**

Resident Vince Borowski, Chelton, spoke; based on the minutes from the recent Council strategy session, he would like to see a timeline for the upcoming Millage proposal. He would like to see the Public Safety department increase their diversity among officers, and he encouraged Administration and Council to consider their contingency plan should there be changes in management or ownership at Comeau Services.

### **CONSENT AGENDA**

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

1. Review and consider approval of minutes of a regular Council strategy meeting held January 11, 2020.
2. Review and consider approval of minutes of a regular Council meeting held January 21, 2020.
3. Review and file bills recapped as of Monday, February 3, 2020.

Roll Call Vote:  
Motion passed (6-0)

**BUSINESS AGENDA**

**REVIEW AND CONSIDER SUBCOMMITTEE’S RECOMMENDATION FOR BIRMINGHAM AREA CABLE BOARD APPOINTMENT**

There is currently one vacancy on the Birmingham Area Cable Board for a partial term ending June 30, 2022 due to Robert Borgon’s resignation. Announcements of this vacancy were made at the January 7<sup>th</sup> and January 21<sup>st</sup> Council meetings as well as published on the Village website. Applications were due on Thursday, January 30, 2020.

Pursuant to Council policy, a subcommittee was formed and meet at 7:15 PM on Tuesday, February 4, 2020 in the Council Chambers prior to the regular Council meeting. The Subcommittee consists of members Mooney (chair), Abboud, and George. The Village received one (1) application. The applicant, Shane Henry, was in attendance.

Motion by Mooney, second by Abboud, to appoint Shane Henry to the Birmingham Area Cable Board, with term to expire on June 30, 2022.

Motion passed.

**REVIEW AND CONSIDER REQUEST FROM GROVES HIGH SCHOOL TO HOLD ANNUAL FORTE 5K RUN ON VILLAGE STREETS ON MAY 17, 2020**

Groves High School has requested to hold their annual Forte 5K Run and Walk at Beverly Park and on Village streets on Sunday, May 17, 2020 from 7:00 AM to 11:00 AM to benefit the Groves Orchestra. They have also requested to use the pavilion during this time and asked that the pavilion rental fees be waived. The Parks & Recreation Board recommended Council approve this request at their January 23, 2020 meeting.

Motion by Mueller, second by Mooney, that the Village Council approves the request from Groves High School to hold their annual Forte 5K Run on Sunday, May 17, 2020 from 7:00 AM to 11:00 AM at Beverly Park and on Village streets as outlined on the attached map, provided that a Certificate of Liability Insurance naming the Village of Beverly Hills as an additional insured is submitted to the Clerk's Office prior to the event. Be it further resolved that the Pavilion rental fees for this event are waived.

Motion passed.

**REVIEW AND CONSIDER MERS APPLICATION FOR ADDITIONAL SERVICE CREDIT PURCHASE FOR ROBERT GINTHER**

Fire Marshal Robert Ginther has petitioned the Municipal Employees Retirement System (MERS) about purchasing additional service credit relative to his defined benefit program. This service credit purchase would be for a period of sixty (60) months. Mr. Ginther has reviewed the terms of this purchase agreement with Village Administration and we are confident that he understands the terms and risks involved. The cost to Mr. Ginther for this service credit purchase is \$137,944.00. There is no cost to the Village. Were Mr. Ginther to separate from the Village before he was vested

and eligible for a retirement benefit, he would be entitled to a refund of these funds without interest. Administration has reviewed the attached resolution and recommend approval.

Motion by Mooney, second by Nunez, that by Resolution of its Governing Body, at its meeting on February 4, 2020, as provided by the MERS Plan Document, and in accordance with the employer's policy, the employer hereby authorizes the participant named above to make a service credit purchase from MERS as described above. The employer understands this is an estimated cost, calculated using actuarial assumptions approved by the Retirement Board. Any difference between the assumptions and the actuarial experience will affect the true cost of the additional service to the employer. The calculation assumptions are outlined above and the employer understands and agrees it is accountable for any difference between estimated and actual costs.

Roll Call Vote:  
Motion passed (6-0)

### **PUBLIC COMMENTS**

None.

### **MANAGER'S REPORT**

**Meeting Re: 13 Mile Construction Project** – A meeting was led by HRC and was well attended by residents of Beverly Hills and Southfield. There will be another meeting scheduled closer to the project date.

**Joint Planning and Council Meeting** – The annual joint meeting between the Village Council and the Planning Commission will be held on Wednesday, February 12th at 7:30 PM in the Village Chambers.

**Ad-Hoc Joint Senior Services Committee** – The committee continues to work towards formalizing an agreement between the three communities for senior services.

### **COUNCIL COMMENTS**

George encouraged everyone to learn more about the BPS and DIA items on the March ballot.

Mueller thanked everyone for attending the Joint Parks & Recreation and Council meeting.

Mooney voiced his support for both the BPS and DIA items on the March ballot.

Abboud reported updates on SEMCOG finance allocations.

Motion by Mooney, second by Nunez, to adjourn the meeting at 8:25 pm.

Motion passed.

**Lee Peddie**  
**Council President**

**Kristin Rutkowski**  
**Village Clerk**

**Elizabeth M. Lyons**  
**Recording Secretary**