

Present: President George; President Pro-Tem Hrydziuszko; Members: Abboud, Kecskemeti, Mooney, O’Gorman, and Peddie
All members participated remotely via Zoom from Beverly Hills, Michigan.

Absent: None

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

President George called the regular Village Council meeting to order at 7:30 p.m. virtually via Zoom due to the ongoing COVID-19 pandemic. The Pledge of Allegiance was recited by those in attendance.

AMENDMENTS TO AGENDA/APPROVE AGENDA

Motion by Mooney, second by Hrydziuszko, be it resolved, the agenda is approved as published.

Roll Call Vote:
Motion passed (7-0)

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS

Karen Gilbert, Amherst, commented on chickens, Facebook, and Village communications.

Kathleen Tootell, Kirkshire, commented on Council procedures, ethics, and communications.

Tony Lott, Riverside, thanked Chief Torongeau for including scam alerts in the biweekly reports. He commented on larceny.

CONSENT AGENDA

Motion by Abboud, second by Hrydziuszko, be it resolved, the consent agenda is approved as published.

1. Review and consider approval of minutes of a regular Council meeting held May 18, 2021
2. Review and file bills recapped as of Monday, May 24, 2021.

Roll Call Vote:
Motion passed (7-0)

BUSINESS AGENDA

PROCLAMATION DECLARING JUNE AS PRIDE MONTH IN THE VILLAGE OF BEVERLY HILLS

President George read the following proclamation declaring June 2021 as LGBTQ+ Pride Month:

WHEREAS, the Village of Beverly Hills, MI cherishes the value and dignity of each person and appreciates the importance of equality and freedom; and

WHEREAS, all are welcome in the Village of Beverly Hills, MI to live, work, play, and every family, in any shape, deserves a place to call home where they are safe, happy, and supported by friends and neighbors; and

WHEREAS, the Village of Beverly Hills, MI denounces prejudice and unfair discrimination based on age, gender identity, gender expression, race, color, religion, marital status, national origin, sexual orientation, or physical attributes as an affront to our fundamental principles; and

WHEREAS, Pride month began in June of 1969 on the one-year anniversary of the Stonewall Uprising in New York City after LGBTQ+ and allied friends rose up and fought against the constant police harassment and discriminatory laws that have since been declared unconstitutional; and

WHEREAS, the Village of Beverly Hills, MI appreciate the cultural, civic, and economic contributions of lesbian, Gay, Bisexual, Transgender, Queer, plus (LGBTQ+) community which strengthen our social welfare; and

WHEREAS it is imperative that young people in our community, regardless of sexual orientation, gender identity, and expression, feel valued, safe, empowered, and supported by their peers and community leaders; and

WHEREAS, despite being marginalized, LGBTQ+ people continue to celebrate authenticity, acceptance, and love.

NOW THEREFORE I, John George, President of the Beverly Hills Village Council proclaim the month of June 2021 as LGBTQ Pride Month in the Village of Beverly Hills, MI and urge residents to recognize the contributions made by members of the LGBTQ+ community and to actively promote the principles of equality, liberty, and justice.

REVIEW AND CONSIDER REQUEST FROM NEXT TO HOST OKTOBERFEST EVENT AT THE BEVERLY PARK PAVILION ON SEPTEMBER 16, 2021

Administration received a request from Birmingham Next to hold their annual Oktoberfest event at the Beverly Park pavilion on Thursday, September 16, 2021 from 4:00 to 8:00 p.m. They requested that the rental fees be waived. Next has hosted this event at the pavilion in the past.

At their May 20, 2021 meeting, the Beverly Hills Parks & Recreation Board recommended the Village Council approve Next's request to host the Next Oktoberfest event at the Beverly Park pavilion on Thursday, September 16, 2021 from 4:00 to 8:00 p.m. and recommended that the Council waive the pavilion rental fees for the event. The Board also rescheduled their September meeting date from September 16th to September 15th to accommodate Next's requested use of the pavilion.

Motion by Abboud, second by Mooney, be it resolved, the Beverly Hills Village Council approves Next's request to host the Next Oktoberfest event at the Beverly Park pavilion on Thursday, September 16, 2021 from 4:00 to 8:00 p.m. and waives the pavilion rental fees for the event 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.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER REQUEST FROM BALDWIN PUBLIC LIBRARY TO HOST INTERACTIVE STORY BOOK TRAIL AT BEVERLY PARK IN JUNE, JULY, AND AUGUST 2021

The Village received a request from Baldwin Public Library to host an Interactive Story Book Trail Program at Beverly Park once a month during Summer 2021. The proposed dates/times are June 23, July 14, and August 4 from 1:00 to 4:00 p.m. Baldwin is proposing that a representative from the library set up a table at the beginning of the trail and pass out activity kits for families to complete while they are on the trail. They would require registration for a kit and would space the registration times out. For example, participants could register for 1:00 p.m., 1:30 p.m., or 2:00 p.m. etc. to space out visitors so they do not arrive all at once. Baldwin is requesting use of one table from the Village for this event. This request does not have a budget impact on the Village.

At their May 20, 2021 meeting, the Beverly Hills Parks & Recreation Board recommended the Village Council approve Baldwin Public Library's request to host an Interactive Story Book Trail Program at Beverly Park on June 23, July 14, and August 4 from 1:00 to 4:00 p.m. provided that they submit a Certificate of Liability Insurance to the Clerk's Office prior to the event. Furthermore, Baldwin Public Library may use one table from the Village for the program.

Motion by Hrydziuszko, second by Mooney, be it resolved, the Beverly Hills Village Council approves Baldwin Public Library's request to host an Interactive Story Book Trail Program at Beverly Park on June 23, July 14, and August 4, 2021 from 1:00 to 4:00 p.m. provided that they submit a Certificate of Liability Insurance to the Clerk's Office prior to the event. Furthermore, Baldwin Public Library may use one table from the Village for the program.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER PARKS & RECREATION BOARD'S REQUEST TO HOST CONCERT IN THE PARK ON JULY 16, 2021

The Parks & Recreation Board is requesting Council's approval to host a second Concert in the Park on Friday, July 16, 2021 at Beverly Park beginning at 7:00 p.m. The Board held a successful concert event in June of 2019 and has a concert scheduled on June 4, 2021.

At their May 20, 2021 meeting, the Parks & Recreation Board passed a motion to recommend the Village Council approve their request to have a Concert in the Park on Friday, July 16, 2021 at 7:00 p.m. not to exceed \$1,500.00, with the performer(s) to be determined. Part of the expense would include a stage rental from Oakland County Parks in the amount of \$550.00. While COVID-19 mask and gathering restrictions are being relaxed, whatever safety protocols are in place at the time of the event will be followed.

Motion by Mooney, second by Abboud, be it resolved, the Beverly Hills Village Council approves the Parks & Recreation Board's request to host a Concert in the Park on Friday,

July 16, 2021 at 7:00 p.m. at Beverly Park with expenses not to exceed \$1,500.00, Further, the Council authorizes Administration to execute the Facility/Property Use Agreement with Oakland County Parks. Funds for this expense are available in account 101-747-894.00.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER PARKS & RECREATION BOARD’S REQUEST TO HOST MOVIE IN THE PARK ON AUGUST 24, 2021

The Parks & Recreation Board is requesting Council’s approval to host a Movie in the Park on Tuesday, August 24, 2021 at Beverly Park beginning at dusk. The Board held successful Movie in the Park events in the past. Last year the Board selected August 19, 2021 as the proposed date for the movie night in the Village calendar, but the screen is unavailable that date, so they have now requested August 24th instead.

At their May 20, 2021 meeting, the Parks & Recreation Board passed a motion to recommend the Village Council approve their request to have a Movie in the Park with expenses not to exceed \$1,500.00. However, after receiving the final prices from the Carey and Paul Group for the screen (\$1,400.00) and from Swank Motion Pictures for the license of *Raya and the Last Dragon* (\$685.00), Administration recommends Council approve the Movie in the Park with expenses not to exceed \$2,200.00.

While COVID-19 mask and gathering restrictions are being relaxed, whatever safety protocols are in place at the time of the event will be adhered to.

Motion by Peddie, second by Hrydziuszko, be it resolved, the Beverly Hills Village Council approves the Parks & Recreation Board’s request to host Movie in the Park on Tuesday, August 24, 2021 at dusk at Beverly Park with expenses not to exceed \$2,200.00. Further, the Council authorizes administration to execute the movie screen agreement with Carey and Paul Group and the exhibition agreement with Swank Motion Pictures, Inc. Funds for this request are available in account 101-747-896.60.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER PARKS & RECREATION BOARD’S REQUEST TO WAIVE SALES RESTRICTIONS FOR VILLAGE SPONSORED EVENTS AT BEVERLY PARK IN 2021

Per Chapter 6.03 of the Municipal Code, “[n]o amusement for gain or for which a charge is made can be conducted in a park without consent of the Village Council. . .”

The Parks and Recreation Board would like to have food trucks and other vendors at upcoming events in Beverly Park and has requested the Village Council waive all sales restrictions at Beverly Park for Village sponsored events for calendar year 2021. These events include: the Concerts in the Park, Movie in the Park, Read in the Park, and Halloween Hoot.

Motion by Kecskemeti, second by Hrydziuszko, be it resolved, the Beverly Hills Village Council hereby waives sales restrictions at Beverly Park for Village sponsored events in calendar year 2021.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER LIGHTING REPAIRS AND UPGRADE IN PUBLIC SAFETY DEPARTMENT APPARATUS BAY

Beverly Hills Public Safety Apparatus Bay has twenty-five light fixtures that were installed when the building was built in 1989. Eleven of the light fixtures are no longer working. All of the light fixtures have some form of damage. The light fixtures were hung low in order to provide adequate light but the height has interfered with the operation of some tools. Moisture from washing the fire trucks has resulted in corrosion. Beverly Hills preferred vendor, Truline Electric indicated it would be cost prohibitive to repair or replace select fixtures. The current fluorescent bulbs are a custom size and expensive to purchase.

Truline Electric evaluated the space and recommended I-Beam IBE LED fixtures by Lithonia Lighting. The fixtures have a 5-year warranty and are corrosion resistant. Truline will be removing the old fixtures and rewiring the circuits with 12 new LED fixtures. Once the invoice is paid Administration will complete the DTE Energy Efficiency Program for Business application to capture grant funds provided by DTE. Funds for this project have been budgeted for in the 20/21 FY budget.

Motion by Abboud, second by Mooney, be it resolved, Village Council approve invoice 10057 in the amount of \$7,904.00 provided by Truline Inc., 21521 Statler, St. Clair Shores, MI 48081. Funds for this purchase are available in account 205-900-977.00.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER APPROVAL OF COST PARTICIPATION AGREEMENT WITH ROAD COMMISSION FOR OAKLAND COUNTY FOR TRAFFIC CONTROL DEVICE

Wilson provided an overview. The Village has received a proposal from the Road Commission for Oakland County (RCOC) for signal upgrades at the intersection of Southfield Road and Beverly Road. The proposed upgrades would modernize the traffic signals and pedestrian crossings to improve the functionality and safety of this intersection for motorists and pedestrians.

The total proposed cost of these upgrades would be \$230,000. The Village would be responsible for funding half of the costs of these upgrades, or \$115,000. Village Administration has met with RCOC staff regarding this intersection and has reviewed this proposal. While not a complete or total solution to the issues with traffic safety along the Southfield Rd. corridor, Village Administration feels that this proposal would increase traffic and pedestrian safety and is a worthy investment at this time.

Alex Rucinski, a representative from RCOC, was present at the meeting to discuss this matter and answered questions from Council about turning lanes, benefits of box span signals, vehicle and pedestrian safety, and the timeline.

Motion by Mooney, second by Abboud, be it resolved, the Village Council approves and authorizes the Village Manager to execute the Agreement for Traffic Control Device with the Road Commission for Oakland for the intersection of Southfield Rd. and Beverly Rd. in an amount not to exceed \$115,000. Funds for this expenditure are available in Fund # 202-474-934.02.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER FY 20-21 BUDGET AMENDMENTS

Proposed FY 2020-2021 Village of Beverly Hills Budget Amendments were provided to the Council for review.

There are General Fund amendments adjusting various revenue and expenditure accounts to estimated year end balances. Included in the amendments are property taxes adjusted to final actuals. Permit revenues and expenditures have been adjusted upward due to continued strong activity. Constitutional revenue has been adjusted upward to reflect increased money received from the State due to passthrough of Federal stimulus money. The effect of the amendments is a net of revenue and expenditure increase of \$151,049.

In Major Roads and Local Roads there are amendments adjusting various revenue and expenditure accounts to estimated year end balances. There are amendments increasing Act 51 revenue received from the State. The effect of the amendments is a net of revenue and expenditure increase of \$57,607 in Major Roads and a net of revenue and expenditure increase of \$65,000 in Local Roads.

In the Public Safety Fund there are various revenue and expenditure adjustments to expected actuals. Included in the amendments are property taxes adjusted to final actuals. Amendments are included for the final PSPHPR Cares Act Payroll Reimbursement Grant payment and South Oakland Fire Association revenue received in addition to the Risk Avoidance Grant expected to be received before year end. Various overtime accounts are adjusted upward as a result of manpower shortage and COVID-19. The effect of the amendments is a net of revenue and expenditure increase of \$96,989.

In the Library Fund there are amendments adjusting property taxes received and expenditures paid out to actuals. The effect of the amendments is a net of revenue and expenditure decrease of (\$3,420).

In the Capital Fund there are amendments decreasing interest income and decreasing capital vehicle purchases. The 2 police cars budgeted were not able to be purchased in this fiscal due to COVID-19. The effect of the amendments is a net of revenue and expenditure increase of \$71,100. These proposed FY 2020-2021 Budget Amendments have been reviewed by Village Administration and are recommended for approval.

Motion by O’Gorman, second by Hrydziuszko, be it resolved that the Village of Beverly Hills Council authorizes Village Administration to transfer or adjust monies reserved in the General, Major Roads, Local Roads, Public Safety Fund, Capital Fund and Library

fund as reflected in the May 28, 2021 memorandum from Finance Director, Sheila McCarthy.

Roll Call Vote:
Motion passed (7-0)

TOPICS FOR COUNCIL DISCUSSION

1. WORK ASSIGNMENTS

George provided an overview of the following tasks for Council members:

- a. Sewer and Drainage - Tracy Kecskemeti, John George, Rock Abboud
- b. Sidewalks
 - i. Safe Routes Grants - John George, Rock Abboud
 - ii. TAP Grant for Evergreen - John Mooney, Rock Abboud
- c. Parks - Lee Peddie, Tracy Kecskemeti, Racheal Hrydziuszko
- d. Council Procedures - Rock Abboud, John Mooney
- e. Traffic Calming - Ryan O’Gorman, Racheal Hrydziuszko
- f. Planning / Master Plan review - Lee Peddie, other as helpful
- g. Development strategy - Ryan O’Gorman, other as helpful

Hrydziuszko gave an overview of a meeting at Park #5 with Peddie, Kecskemeti, and Parks & Recreation Board Chair Borgon. She commented on having a landscape architect complete the design for Park #5.

O’Gorman commented on speed bumps, street markings, and traffic signs.

PUBLIC COMMENTS

Scott Foret, Beverly Hills, commented on traffic signs and social media policies.

Tony Lott, Riverside, commented on traffic and safety improvements.

Karen Gilbert, Amherst, inquired about a roundabout at Greenfield and Beverly Roads.

Stephanie Jones, Beverly Road, commented about Facebook and inquired about an update on Beverly Park.

Dale Wolicki, Amherst, commented on the Code Enforcement report.

MANAGER’S REPORT

Public Meetings – Per the State of Michigan’s new Gatherings and Face Mask Order, as of July 1 capacity for indoor gatherings will be the greater of 25 or 50% of the stated capacity. For the Village Council Chambers, that would be 27 persons, unless social distancing guidelines were enforced. Accounting for social distancing would lower the capacity to around 13. For indoor gatherings, masks would not be required for those who are fully vaccinated but would still be required for those who are not. Given the space limitations of the Council Chambers and general inability to determine who is fully vaccinated, it would seem best to maintain the current protocols of meeting remotely until July 1. After July 1, the Council Chambers can be returned to their original pre March 2020 orientation to accommodate all Board members and members of the

public. For Village Council meetings, Village Administration is working to retain our virtual capabilities post July 1.

Public Services Director Position – The Village accepted applications for the full time Public Services Director through May 21st. I have identified three qualified candidates and will be interviewing them the week of May 31st. Mr. Meszler will remain on staff through June 30th. I anticipate having the full-time position filled during the month of July.

Office Closed – Village Offices will be closed on Monday, May 31st in observance of Memorial Day. Trash and yard waste collection will be delayed by one day this week.

Office Reopening – Village Offices will be returning to being open to the public on regular business hours, 8:00 a.m. – 4:30 p.m. on Wednesday, June 2nd. We are still requesting that those coming into the Village Hall wear masks until the cessation of masking and gatherings regulations on July 1. Village staff is being required to wear masks while interacting with residents at the front counter through July 1.

Beverly and Greenfield Intersection – The Village will be participating in a meeting with the City of Royal Oak and the Road Commission to examine alternatives to the intersection at Beverly and Greenfield. HRC was selected by the Road Commission as the engineers to design alternatives to improve cross traffic and pedestrian safety at this intersection. I do anticipate that a roundabout design will be given serious consideration as one of the options. Any project going forward would be a collaboration between the Village, the City of Royal Oak and the Road Commission.

DWSRF Public Hearing – The Village will be conducting a Public Hearing at the meeting of Tuesday, June 15th for the purposes of taking comments on an application the Village has submitted to the Department of Environment, Great Lakes and Energy (EGLE) for funding through the Drinking Water State Revolving Fund (DWSRF). The Village has submitted an application for \$2 million in low interest loans through this program, a portion of which could be eligible for loan forgiveness. The Village has received the preliminary scoring of all applications submitted for this year. Out of 124 applications, the Village's submission ranked 48. The top 45 were preapproved for funding, and we were just outside this list. However, of those 45 it is likely that not all will accept the funding if the loan forgiveness portion is not adequate. The Village is still in a good position to eventually qualify for funding. Submitting the application and holding the public hearing does not obligate the Village to participate should funding be approved. The Village is exploring the DWSRF process as one of our funding options for this project.

COUNCIL COMMENTS

O’Gorman congratulated Seniors on graduation. He commented on the Senior Awards and Convocation and said it is a great achievement.

Abboud gave updates on the SEMCOG, MML, Senior Advisory Committee, and Next meetings he recently attended. He congratulated Sam Mercer and Isabella Caza on receiving the Donald and Patricia Greening Scholarship. He thanked everyone who applied for the scholarship.

Mooney congratulated all of the Greening Scholarship applicants and recipients. He was very impressed with all of the applications received from Isabella Caza, Sam Mercer, Kendall Turk,

Storm Stephenson, and Xavier Turner. He congratulated Sam Mercer on his Eagle Scout achievement.

Hrydziusko invited everyone to attend the Concert in the Park on Friday, June 4th at 7:00 p.m. She gave an update on the May 20th Parks & Recreation Board meeting. She thanked residents for attending the meetings.

George reminded everyone that the Concert in the Park and Wear Orange Friday were on June 4th. He thanked members Abboud, Mooney, and Peddie for reviewing the Greening Scholarship applications and congratulated Isabella Caza and Sam Mercer on the awards.

ADJOURNMENT

Motion by Mooney, second by Abboud, to adjourn the meeting at 9:34 p.m.

Roll Call Vote:

Motion passed (7-0)

John George
Council President

Kristin Rutkowski
Village Clerk