

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

Absent: None

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

Council President Mooney called the regular Council meeting to order at 7:31 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 Abboud, to approve the agenda as published.

Motion passed.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Daniel Nunez, 16128 Marguerite, requested the Village fence ordinance be changed to allow 100% opacity and 6 foot height fencing in the rear yard.

CONSENT AGENDA

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

1. Review and consider approval of minutes of a regular Council meeting held July 21, 2015.
2. Review and file bills recapped as of Monday, July 27, 2015.
3. Review and consider 2016 Council meeting dates.
4. Review and consider request to seek bids for sewer repair work.
5. Review and consider approval of final payment for the 2014 Concrete Road Program to Dominic Gaglio Construction for \$4,870.58.

Motion passed.

ACCEPT JACQUELINE KELLY'S RESIGNATION FROM THE VILLAGE COUNCIL AND MAKE FIRST ANNOUNCEMENT OF VACANCY

Motion by Oen, second by Peddie, to accept Jacqueline Kelly's resignation from the Village Council.

Motion passed.

Mooney thanked Kelly for her service to the Village on the Zoning Board of Appeals and the Village Council. He presented Kelly with a plaque commemorating her years of service.

Council members expressed regret upon her resignation and wished Kelly well in her future endeavors. They thanked her for her work on the Council. Mooney thanked Kelly for her hard work in public service. He welcomed Kelly to return to Council in the future. Kelly received a standing ovation.

Kelly thanked Council for the positive experience. She commended President Mooney for their respectful deliberations while working together on Council, and thanked him for his years of dedication to the Village. She expressed appreciation for Manager Wilson, and Village staff. Kelly stated her admiration for the Public Safety Department. She acknowledged her regret to resign prior to the end of her term.

Mooney announced the vacancy on Council with a term ending November 15, 2016; deadline for applications will be Wednesday, August 26, 2015 at 4:30 pm.

PUBLIC HEARING TO RECEIVE COMMENTS ON AN ORDINANCE AMENDING CHAPTER 22.32 SIGNS OF THE MUNICIPAL CODE

President Mooney opened the public hearing at 7:47 pm.

No one wished to be heard; therefore the public hearing was closed at 7:48 pm.

FIRST READING OF AN ORDINANCE AMENDING CHAPTER 22.32 SIGNS OF THE MUNICIPAL CODE

Attorney Ryan summarized the amended language and rationale for the proposed changes. He explained the intention of the Planning Commission to address concerns with the commercial development signage.

The proposed sign ordinance addresses the following sections:

- **Section 22.32 Definitions** Addition of Development Identification Sign
- **Section 22.32.095 Standards for all Signs** Number and square footage requirements, addition of language regarding development identification signs, and sign spacing
- **Section 22.32.120 Nonconforming Signs**, and
- **Section 22.32.110 District Regulations Chart.**

Copies of the proposed ordinance in its entirety are available for review at the Village office.

Mueller requested clarification on the language regarding development identification signs and collective ground signs. Wilson provided examples of the application of the revised ordinance. Delaney expressed concern with the definition of multi-tenant buildings.

Sharon Tischler, 21415 Virmar Ct, inquired if there has been consideration for identification from persons seeking to find the business while driving.

REVIEW AND CONSIDER METRO ACT PERMIT BETWEEN MCLEODUSA AND THE VILLAGE

Motion by Delaney, second by Oen, that Village Council approves the METRO Act Permit Extension Application filed by Windstream Communications, LLC on behalf of McLeodUSA Telecommunications Services and authorizes the Village Manager to sign the permit.

Roll Call Vote: (6 – 0)

Wilson explained McLeodUSA is seeking to renew their METRO Act Permit with the Village to maintain an easement for private fiber optic lines which are primarily used by public and private schools. He stated these are not public utility lines.

PUBLIC COMMENTS

Bob Beardslee, 19834 Riverside, requested an update from administration on the Erity Dam.

MANAGER'S REPORT

Erity Dam Update – Wilson explained the drawdown was completed on July 21, 2015 by cutting the plates on the left spillway and did not exceed the 6” per day limit. He stated the initial evaluation showed the culverts under Evergreen have substantial erosion however he is confident it can be repaired. The trees currently blocking access are scheduled to be removed August 13, 2015 by JH Hart and that work may necessitate temporary closure of Evergreen Road. Administration and HRC will be in contact with the DEQ for a specific refill level required by the permit. Wilson noted significant rain events refill the impoundment even though the plates on the left spillway remain open.

Lahser Road Repairs – Wilson stated Lahser between 13 Mile and 14 Mile is completely closed to through traffic. He explained the detours for area residents are designed to limit cut-through traffic.

PSO Koenig Retirement – Wilson announced the retirement of Public Safety Officer Eric Koenig effective September 2015. He stated PSO Koenig is a valued officer who will be missed.

Wilson expressed condolences to the Southfield Fire Department on the loss of Chief Keith Rowley.

Peddie requested clarification on the DEQ requirements for the repair of the impoundment. Delaney asked if the repairs can be completed within the DEQ timeline. Wilson explained seeking additional input prior to design phase will assist the Village in meeting the 90-day permit deadline.

Mueller inquired as to the status of the By-Laws and Master Deed for Tremont Lane. Ryan stated he is waiting to receive the revised copy from the developer's attorney.

Mr. Beardslee asked if the current impoundment level is intentional. Wilson reiterated the pond will be refilled to a level comparable to pre-drawdown that allows flow to pass through the left spillway in a manner that is safe for Evergreen Road and surrounding property owners.

Mooney praised Wilson on his efforts the past 7 years at restoring the financial viability of the Village, and his work to make the Village nationally recognized as a safe and desirable place to live.

COUNCIL COMMENTS

Mueller announced that on Thursday, August 27th the Village will be hosting a Come Out and Play event in collaboration with the City of Lathrup Village and Oakland County which will be followed by a Movie in the Park. Mueller expressed admiration for Mooney's hard work at Beverly Park. Mooney, along with the Park Rangers and community volunteers, completed restoration of the disc golf pathways. In addition, they cleared the brush along the Allerton Road fence line, and refurbished the vehicle access gate. They also removed graffiti on park benches. Mooney thanked Mueller for his efforts in assisting with the numerous park improvements.

Abboud thanked Kelly for her service to the Village. He updated Council on the report from Mr. Gibbs to the Planning Commission. He reviewed his plans to attend workshops at the MML Annual Convention. Abboud stated appreciation for the improvements at the park.

Delaney thanked Mueller and Mooney for their work at the park.

Oen expressed condolences to the City of Southfield on the loss of their Fire Chief. He commended Mooney, Mueller, and all the volunteers who have worked at the park.

Mooney detailed the improvements to the disc golf pathways. He thanked volunteers: Steven Orth, Andrew Gross, Nathan Chynoweth, Lucas DaSilva, Milan Mikho, Sean Kent, David Kent, Quentin Hotchkiss-Borts, Chas Ringy, and Tom Nowland. In addition, he thanked the Park Rangers and the Park Superintendent for their efforts at improving the park. He announced they will be painting the fence along Allerton Road and are seeking volunteers on Saturday, August 8th and Sunday, August 9th.

Motion by Oen, second by Peddie, to adjourn the meeting at 8:46 pm.

Motion passed.

John Mooney
Council President

Ellen Marshall
Village Clerk

Erin Wilks
Recording Secretary