

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

Absent: None

Also Present: Manager, Wilson  
Assistant Manager/Clerk, Marshall  
Village Attorney, Ryan  
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.

#### **ADDITIONS TO AGENDA/APPROVE AGENDA**

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

Motion passed.

#### **COMMUNITY ANNOUNCEMENTS**

None

#### **PUBLIC COMMENTS ON ITEMS NOT ON THE PUBLISHED AGENDA**

Sharon Tischler, Virmar Court, expressed concern regarding increased traffic on Vernon as a result of the construction and closures on Evergreen Road.

#### **CONSENT AGENDA**

Motion by Oen, second by Mueller, to approve the consent agenda as follows:

1. Consider approval of minutes of a special Council meeting held June 27, 2017.
2. Consider approval of minutes of a regular Council meeting held July 5, 2017.
3. Review and file bills recapped as of Monday, July 10, 2017.
4. Review and consider waiving sales restrictions at Beverly Park for Movie in the Park.

Roll Call Vote:

Motion passed (7-0)

#### **BUSINESS AGENDA**

#### **REVIEW AND CONSIDER ANNUAL FUNDING REQUEST AND CONTRACT FROM BIRMINGHAM YOUTH ASSISTANCE FOR FY 2017/2018 IN THE AMOUNT OF \$10,000**

Rueben Meyers, Chairperson of Birmingham Youth Assistance (BYA), thanked Council for their ongoing support, and explained that BYA works to provide services and support to youths and families in the Village of Beverly Hills and the greater Birmingham School District community.

Mike Caminidi, Case Worker, explained these services center on preventing and reducing juvenile delinquency, child neglect and abuse through citizen, school, court and municipal involvement. BYA acts in similar fashion to a “community services” function, a service the Village of Beverly Hills does not currently staff on its own.

Wilson stated the Village Council approved funding in the FY 2017/18 budget for contract community action programs. Ten thousand dollars (\$10,000) was allocated for BYA. BYA is requesting a contribution of \$10,000 to cover the funding of these important functions being provided to the community by the organization. A contract entailing the services was provided for Council consideration.

Motion by Oen, second by Peddie, be it resolved that the Council for the Village of Beverly Hills approves the funding request of Birmingham Youth Assistance in the amount of \$10,000 for the provision of youth and family services, further that Administration is directed to sign the contract document providing for this continuing community service.

Roll Call Vote:  
Motion passed (7-0).

**REVIEW AND CONSIDER AWARDING CONTRACT FOR EVERGREEN ROAD CULVERT STABILIZATION PROJECT**

Wilson reported the Village accepted bids for Evergreen Rd. culvert stabilization project on July 6, 2017. The Village received four bids for the project ranging from a low bid of \$381,444.30 to a high bid of \$705,000.00. The low bid of \$381,444.30 was submitted by Z Contractors, Inc., and they have satisfied all the requirements of the bid specifications. Administration has previously worked with Z Contractors, Inc. on a project in Bingham Farms; they did good work and were timely with the project.

Motion by Oen, second by Nunez, be it resolved that the Village of Beverly Hills Council awards the Evergreen Road Culvert Stabilization project to low bidder, Z Contractors, Inc., in the amount of \$381,444.30 and authorizes the Village Manager to sign the contract.

Roll Call Vote:  
Motion passed (7-0).

**REVIEW AND CONSIDER PROPOSAL FOR AUDITING SERVICES**

Wilson explained Plante Moran has provided audit services for the Village for 12 years, and Administration has been happy with their services. Plante Moran submitted a proposal to renew auditing services for the audit year ending June 30, 2017 and an additional five years. Previously, Plant Moran had proposed a fee of \$43,260 for audit year 2017 and \$44,765 for audit year 2018. They have discounted both of those fees by 15% and the additional four years reflect inflationary increases only. This proposal is available for review at the Village offices.

Motion by Oen, second by Peddie, be it resolved that the Beverly Hills Village Council approves the proposal from Plant Moran to provide auditing services to the Village of Beverly Hills for six years beginning with the year ending June 30, 2017. Fees are as follows: 2017-\$36,770; 2018-\$38,050; 2019-\$38,530; 2020-\$39,010; 2021-\$39,500; and 2022-\$39,990.

Roll Call Vote:  
Motion passed (7-0).

**REVIEW PLANNING COMMISSION'S RECOMMENDATION TO AMEND CHAPTER 17 – TREES BY ADDING ARTICLE II.**

Peddie reported that at the June 28th Planning Commission meeting, members discussed the concerns raised by Council regarding the regulations that may impact single family property owners. There was consensus among the Commissioners that the minor permits for removal of landmark trees is an essential component to an effective tree protection ordinance given that the Village is primarily existing single family residential. In addition to implementing goals in the Master Plan, the ordinance is a proactive measure to help the Village ensure the existing tree canopy remains for future generations. Commissioners will be discussing the ordinance further at their July 26th meeting. Prior to that, they are seeking input from Council to help guide their discussion to ensure any changes will be in alignment.

Peddie reiterated that the permit will only be required when a resident is removing a healthy landmark tree. Trees that are damaged, dying, or dead can be removed at any time. Trees located in the right away are property of the Village and would not be included in the permit process.

Mueller expressed concern that clearer language is necessary to distinguish between a major a minor permit.

Tischler inquired who makes the decisions regarding the status of a tree. The ordinance requires a certified arborist must be consulted.

Mooney instructed Abboud to discuss these concerns with the Planning Commission at their upcoming meeting.

**DISCUSSION REGARDING FENCE ORDINANCE**

The Planning Commission also discussed the Village fence ordinance at their June 28 meeting. Peddie reported that one of the suggestions mentioned would limit six foot fences to one side of a back yard whether it be along the back or on one side. She also reported that some of the concerns with existing fences is their state of disrepair.

Oen stated that he is opposed to six foot fences; four foot fences and green screens should provide enough privacy, and he enjoys the open feel to the neighborhoods.

Nunez pointed out that most surrounding communities allow for six foot fences, and if residents are inquiring about six foot fences there is a need to review the ordinance.

Abboud felt that it was important to remain open minded in this process, and take into consideration the requests being made, and what surrounding communities permit.

Motion by Peddie, second by Abboud, that the Beverly Hills Village Council instruct the Planning Commission to begin a preliminary revision of the fence ordinance, pursuant to the recommendations made by Council.

Roll Call Vote:

Peddie	Yes
Abboud	Yes
Delaney	Yes
Mooney	Yes
Mueller	Yes
Nunez	Yes
Oen	No

Motion passed (6 - 1)

**PUBLIC COMMENTS**

None.

**MANAGERS REPORTS**

Wilson reported SOCRRA has begun rolling out the new recycling carts and expects them to be distributed in the Village in early September. Administration and Public Safety continue to research the purchase of a mini pumper truck. Doug Koschik, Director of the Baldwin Library will be at the August 1<sup>st</sup> meeting to deliver his annual report on the services offered to residents and the recent renovation.

**COUNCIL COMMENTS**

Mueller announced the Parks and Recreation Board will meet Thursday, July 20, 2017 at Beverly Park.

Abboud reported he will be presenting Council's feedback on the tree and fence ordinances at the upcoming Planning Commission meeting. SEMCOG elected a new chairperson; Monroe Mayor Robert Clark. The MML will be hosting workshops to answer questions related to changes in the medical marijuana laws. He wished Camilla Cavanaugh a very Happy 100<sup>th</sup> Birthday.

Delaney reported the Cable Board would be meeting on July 19, 2017. Next has requested Birmingham to reconvene the Joint Senior Services Committee. He expressed concern about the speed of the trash trucks in the neighborhoods.

Oen expressed his sympathy to the Ottney family on the loss of their father.

Peddie attended the Baldwin Library meeting, and they will be presenting photos of the completed renovation project at the August 1, 2017 Council meeting.

Mooney thanked the Park Rangers for their hard work on the sled hill steps. He is pleased to see how busy the Park is; people are enjoying all it has to offer, and the Storybook Trail is very popular. He extended his sympathy to the Ottney family on the loss of their father, he was well loved in the community.

**CONSIDER RESOLUTION TO GO INTO CLOSED SESSION TO DISCUSS PUBLIC SAFETY OFFICERS CONTRACTS PER PUBLIC ACT 267 SECTION 15.267**

Motion by Abboud, second by Oen, be it resolved that the Council for the Village of Beverly Hills go into closed session at 8:30 pm, to discuss public safety officers contracts per Public Act 267 Section 15.267.

Roll Call Vote:  
Motion passed (7-0)

Motion by Oen, second by Peddie, be it resolved that the Council for the Village of Beverly Hills returns from closed session at 8:53 pm.

Roll Call Vote:  
Motion passed (7-0)

Motion by Abboud, second by Oen, to approve the closed session minutes.

Motion passed.

Motion by Oen, second by Abboud, to adjourn the meeting at 8:55 pm.

Motion passed.

**John G. Mooney**  
**Council President**

**Ellen E. Marshall**  
**Village Clerk**

**Elizabeth Lyons**  
**Recording Secretary**