

Present: President George, Pro Tem Drummond and Members: Abboud, Hrydziuszko, Kecskemeti, Mercer, and O’Gorman

Absent: None

Also Present: Interim Village Manager, Trice
Village Clerk, Brown
Village Attorney, Ryan
Planning and Economic Development Director, Stec
Public Services Director, Johnston

ROLL CALL/CALL TO ORDER/PLEDGE OF ALLEGIANCE

President George called the regular Village Council meeting to order at 7:09 p.m. in the Village Council Chambers located at 18500 W. Thirteen Mile Road, Beverly Hills, MI 48025. Brown called the roll. The Pledge of Allegiance was recited by those in attendance.

AMENDMENTS TO AGENDA/APPROVE AGENDA

Motion by O’Gorman, second by Kecskemeti, the Beverly Hills Village Council move to amend the agenda item to remove Business Agenda Item #5 Review and Consider Special Council recommendation Case #2024-210258-AA and replace it with Review and Consider Moratorium of the Animal Control Ordinance.

Motion passed.

Motion by Hrydziuszko, second by Kecskemeti to approve the agenda as amended.

Motion passed.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS

David Tobaben, Orchard Way Court, acknowledged that this will be Tom Trice’s last meeting and said they are going to miss having him around. Tobaben hopes Trice instills in his replacement that everyone loves his detailed expanded Manager’s Report and would love to see it published via email.

Tony Lott, Riverside, wanted residents to know that there is a process to recall elected officials who seem to feel that their personal agenda is more important than what the Village wants. Lott wants the residents to know there are options.

Laura Berkaw Birwood, knows that there has been a lot of talk about animals lately, but she wanted to let everyone know she is fine with chickens and welcomes them within reasonable guidelines.

Damon Hrydziuszko, Evergreen Road, wanted to thank the White Family for their donation. And he thinks it is ridiculous that they had to fight to make a donation, and they were attacked for

donating their time, money and property. Village should look at who is causing problems and who is solving problems.

CONSENT AGENDA

Motion by Kecskemeti, second by Hrydziuszko, be it resolved, that the consent agenda be approved with one change to the March 18, 2025 regular Council meeting minutes to include the excused absence of Rock Abboud from the March 18, 2025 meeting.

1. Review and consider approval of minutes of a regular Council meeting held March 18, 2025.
2. Review and file bills recapped as of Monday, March 31, 2025.
3. Review and consider check signers.
4. Review and consider authorizing participation in the 2025 Oakland County West Nile Virus Program.
5. Review and consider Beverly Hills Lions Club's request to host White Cane Collection from April 1 to April 13, 2025.
6. Review and consider Marian High School's request to host a Walk-a-Thon on May 2, 2025.

Roll Call Vote:

Motion passed (7-0)

Motion by Hrydziuszko, second by Abboud, be it resolved, to approve the consent agenda as amended.

Roll Call Vote:

Motion passed (7-0)

BUSINESS AGENDA

REVIEW AND CONSIDER ADOPTING THE BEVERLY PARK 2050 PLAN

President George gave an overview of the Beverly Park 2050 Plan. Council discussed fundraising ideas and thanked the Parks and Recreation Board for their work on the Beverly Park 2050 Plan.

Motion by Hrydziuszko, second by Kecskemeti,, be it resolved that the Beverly Hills Village Council adopts the Beverly Park 2050 Plan as an addendum to the five-year Community Recreation plan and it will be reviewed and updated along with the Five-Year Plan.

Roll Call Vote:

Motion passed (7-0)

REVIEW AND CONSIDER STATE INFRASTRUCTURE BANK LOAN AUTHORIZATION FOR TAP/SRTS PROGRAM

Trice gave an overview of the State Infrastructure Bank Loan. Council and Administration discussed bargaining limits and possible flexibility with other projects if SIB loan is taken by the Village.

The following residents spoke on the matter:

Tony Lott, Riverside

Damon Hrydziuszko, Evergreen

Motion by Kecskemeti, second by O’Gorman, be it resolved that Beverly Hill Village Council authorizes Interim Village Manager, Tom Trice, to sign the necessary documents for the Village to receive a State Infrastructure Bank Loan in the amount of \$2,000,000 at 3.25% interest for a 10 year period.

Roll Call Vote:

Abboud	yes
Drummond	yes
George	yes
Hrydziusko	yes
Kecskemeti	yes
Mercer	no
O’Gorman	yes

Motion passed (6-1)

REVIEW AND CONSIDER MDOT FY 27 SAFETY FUNDING GRANT

Trice gave an overview. Council and Administration discussed crosswalk locations, the Road Commission and differences between County and Village roads.

The following resident spoke on the matter:

Mike Garvey, Amherst

Motion by O’Gorman, second by Kecskemeti, be it resolved, the Beverly Hills Village Council approves Hubbell, Roth, & Clarks proposed engineering costs for the Michigan Department of Transportation Fiscal Year 2027 Federal Local Safety Program in an amount not to exceed \$180,00.00. Funds to be budgeted in fiscal year 2026.

Roll Call Vote:

Motion passed (7-0)

REVIEW AND CONSIDER SIDEWALK MAINTENANCE SAD

Trice gave an overview. Johnston explained that after personally inspecting the sidewalks outlined in the contractor’s sidewalk report, the report received from the contractor was a little overzealous and therefore the scoop of work has been modified. Council and Administration discussed whether or not they should go ahead with the sidewalk maintenance SAD.

The following residents spoke on the matter:

Mike Garvey, Amherst

Tony Lott, Riverside

Motion by Drummond , second by O’Gorman, NOW, THEREFORE, it is with hereby resolved as follows:

1. The Village Council tentatively determines that the project is necessary and that it tentatively intends to proceed with the project and to establish the special assessment district to defray a portion of the costs of the project.

2. The Villages' Public Services Director, Neil Johnston, has prepared plans describing the project and a preliminary estimate of the cost of the project in the amount of \$103,250 of which it is estimated that approximately 80% [up to a maximum of three (3) slabs] will be defrayed by special assessments against the properties in the special assessment district and 20% defrayed by the Village of Beverly Hills. Such plans and cost estimates have been filed with the Village Clerk and the Village Manager recommends proceeding with the project.

3. The Village Council tentatively designates all of the properties on the list attached to this Resolution as the special assessment district against which a portion of the costs of the project is to be assessed and which will be identified as Special Assessment District No. 1 (the "district").

4. The Village Clerk shall give notice that the Village Council shall conduct a public hearing on May 20, 2025 at 7:00 p.m. in the Village Offices at 18500 W. Thirteen Mile Road, Beverly Hills, Michigan 48025, for the purpose of hearing statements and objections to the project and to the tentatively established district. Notice of the public hearing shall be published twice in a newspaper published and/or circulated in the Village, with the first publication being at least ten (10) days before the May 20th, 2025 hearing and notice shall also be sent by first class mail to each record owner or party in interest in whose name the land in the district is to be assessed as shown on the Villages' last preceding tax assessment roll for ad valorem tax purposes, with said notices to be mailed at least ten (10) days before the date of the hearing. The notices to be published and mailed by first class mail shall include the following:

- a. The date, time and place of the public hearing;
- b. A statement that the report, plan and estimate and the Village Manager's recommendation is on file with the Village Clerk for public examination.
- c. A statement that appearance and protest at the hearing is required in order to appeal the matters to be considered at the hearing to the Michigan Tax Tribunal and that an owner and/or party in interest, or their agent, may appear in person at the hearing to protest, or they may appear by filing their appearance or protest by letter, which shall then not require their personal appearance provided that said letter is received by the Village Clerk prior to and/or at the May 20th, 2025 hearing.

Roll Call Vote:

Abboud	yes
Drummond	yes
George	yes
Hrydziusko	no
Kecskemeti	no
Mercer	yes
O'Gorman	yes

Motion passed (5-2)

REVIEW AND CONSIDER MORATORIUM OF THE ANIMAL CONTROL ORDINANCE

Ryan gave an overview of the recent ruling in the court case and recommended a moratorium on the ordinance.

A recess was called at 8:43p.m.

The Council meeting recommenced at 8:50 p.m.

Council and Administration discussed a possible moratorium on the ordinance.

The following residents spoke on the matter:

Mike Garvey, Amherst

Tony Lott, Riverside

Damon Hrydziuszko, Evergreen

Todd Schafer, Sunset

Dan Nunez, Marguerite

Bill Eisenman, Valley Ridge Dr.

Motion by O’Gorman, second by Drummond, be it resolved that the Village of Beverly Hills Council directs Mr. Ryan to draft a moratorium that would include the existing list of identified permitted animals, identifies the timing of the moratorium and also provides information back to the Council on alternatives that have been pursued by other municipalities in cases of vagueness that has overturned an ordinance including the relief valve Mr. Ryan suggested.

Roll Call Vote:

Motion passed (7-0)

PUBLIC COMMENTS

Damon Hrydziuszko, Evergreen, wanted Village Council to be aware that there is currently a law pending at the state in committee to make anyone with a quarter of an acre legally able to have up to five chickens and if they have any more land they can have more chickens. He would like Council to keep that in mind as they craft the ordinance

Bill Eisenman, Valley Ridge Drive, would like to know if it will be public comments after the Manager’s Report.

MANAGER’S REPORT

Trice went over the Manager’s Report as provided in the Council meeting packet.

COUNCIL COMMENTS

Mercer mentioned Southfield Township received three applications for Trustee. Mercer is very happy for McCarthy and thankful for her expertise.

Kecskemeti appreciated the update on the deer and believes the Village needs to get on this issue with an advisory board or a committee. Kecskemeti said there has been a lot of conversation on animals and she appreciates that the Village has the opportunity to discuss the topic.

O’Gorman thanked Trice for the time he served as Interim Village Manager.

Hrydziusko apologized for her emotions this meeting. Hrydziusko gave background to her experience with backyard chickens and would like to give the public the opportunity to ask questions. She thanked Trice and McCarthy for their service.

Abboud thanked McCarthy, Trice and his family. Abboud gave an update on SEMCOG and NEXT. Abboud received the Level Four: Ambassador Award for his exemplary service as a local elected official.

Drummond thanked McCarthy and Trice. Drummond also congratulated Abboud.

George attended the deer meeting and mentioned the different options discussed. George was there for the Wendbrook closing and thanked the Whites. George also mentioned the archaeological digs happening in the Village and said there is a lot of good work being done.

ADJOURNMENT

Motion by Abboud, second by Hrydziusko, to adjourn the meeting at 10:45 p.m.

Motion passed.

John George
Council President

Carissa Brown
Village Clerk