

## **REGULAR COUNCIL MEETING MINUTES – FEBRUARY 18, 2020 - PAGE 1**

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

Absent: George

Also Present: Village Manager, Wilson  
Village Clerk / Assistant Manager, Rutkowski  
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 led by Boy Scout Pack 1009 and recited by those in attendance.

### **AMENDMENTS TO AGENDA/APPROVE AGENDA**

Motion by Mooney, second by Mueller, to approve the agenda as published.

Motion passed.

### **COMMUNITY ANNOUNCEMENTS**

None

### **PUBLIC COMMENTS**

None

### **PUBLIC HEARING TO RECEIVE COMMENTS ON THE 2019 SPECIAL ASSESSMENT ROLL FOR THE SOUTHFIELD ROAD BUSINESS ASSESSMENT DISTRICT**

Peddie opened the public hearing at 7:33 p.m. No one wished to be heard, so Peddie closed the public hearing at 7:33 p.m.

### **CONSENT AGENDA**

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

1. Review and consider approval of minutes of a regular Council meeting held February 4, 2020.
2. Review and file bills recapped as of Tuesday, February 18, 2020.

Roll Call Vote:

Motion passed (6-0).

### **BUSINESS AGENDA**

#### **REVIEW AND CONSIDER 2019 SPECIAL ASSESSMENT ROLL FOR THE SOUTHFIELD ROAD BUSINESS ASSESSMENT DISTRICT**

Resolved by Hrydziuszko, second by Mooney, that the Southfield Road Business District incurred the following costs for 2019: maintenance \$1,523.36, water costs for the sprinkling system \$5.88, and electric costs for Beverly Hills Grill \$256.13. In addition, each property incurred a 10% administrative fee for the total of \$178.54. Therefore, the Village of Beverly Hills Councils confirms the Village Business District Assessment Roll for the 2019 season in the amount of \$1,963.91 as follows:

Beverly Hills Racquet Club	\$422.21
Bed, Bath & Beyond	\$165.05
Beverly Hills Grill	\$339.99
C.G. Holdings, LLC	\$120.87
Emile Salon	\$118.64
Taco Bell	\$142.82
31333 Building	\$229.85
Beverly Venture	\$424.50
Rounding	(\$0.02)

Roll Call Vote:  
Motion passed (6-0).

**REVIEW AND CONSIDER PROPOSAL FROM JASON’S OUTDOOR SERVICES FOR LANDSCAPING MAINTENANCE**

For the past three years, the Village of Beverly Hills has engaged the services of Jason’s Outdoor Services to provide landscaping maintenance at Beverly Park. In addition to weeding, trimming, and clean up, they also spread mulch and have installed a new plant bed and material. The Village is in receipt of a proposal from Jason’s Outdoor Services to provide landscaping maintenance at Beverly Park for the 2020 calendar year. The quote is attached and includes edging, weeding, and trimming of the flower beds around Beverly Park, mulch, and an on-site machine charge. The proposed price of \$4,287.00 has not changed since 2019 and the Village has been pleased with the services provided over the last few years.

There was discussion amongst the Council and Jason Gross, owner of Jason’s Outdoor Services, regarding the products and chemicals used for landscape maintenance. Council was concerned about using harmful chemicals in the parks and requested an organic alternative.

Motion by Mueller, second by Mooney, the Beverly Hills Village Council approves the proposal submitted by Jason’s Outdoor Services in the amount of \$4,287.00 for landscaping maintenance at Beverly Park for calendar year 2020 as outlined on the attached proposal with the stipulation that the weed removal products must be approved by administration prior to application. Funds are available in account 101-751-778.03 (Parks & Recreation – Repair & Maintenance).

Roll Call Vote:  
Motion passed (6-0).

**REVIEW AND CONSIDER REQUESTING BIDS FOR WOOD CHIP REPLACEMENT AT BEVERLY PARK PLAYGROUND**

The wood chips at the Beverly Park playground are deteriorating and need to be replaced. Administration is requesting approval from Council to obtain bids for the replacement or refill of 300 cubic yards of sterilized wood chips for Beverly Park. The last time this project went out for bid was in spring of 2015.

Motion by Mueller, second by Hrydziusko, the Beverly Hills Village Council authorizes

## **REGULAR COUNCIL MEETING MINUTES – FEBRUARY 18, 2020 - PAGE 3**

administration to request bids for the replacement of 300 cubic yards of sterilized wood chips for the playground at Beverly Park.

Motion passed.

### **REVIEW AND CONSIDER REQUESTING BIDS FOR FERTILIZATION APPLICATION ON VILLAGE PROPERTIES**

The following Village properties are in need of fertilizer application to maintain the health and appearance of the lawn areas: Administrative Office located at 18500 W. 13 Mile Road, Beverly Park located at 18801 Beverly Road, Public Safety Office located at 18600 W. 13 Mile Road, and Riverside Park located on the south side of Riverside Drive east of Evergreen Road. In the past, bids have been procured for four (4) applications of weed and feed per year at each of the locations for three (3) consecutive years. Administration is requesting approval from the Village Council to obtain bids for fertilization application on these Village properties.

Council discussed concern over fertilization application on public property, specifically around the harmful chemicals that many products contain and side effects they may cause. Council discussed alternative options.

Motion by Mooney, second by Nunez, to table this matter to a later date so administration can explore more options, regulations, and alternatives for fertilization application on public property.

Motion passed.

### **DISCUSS CHAPTER 22, SECTION 22.08.150 OF THE MUNICIPAL CODE – FENCE, WALL, AND PRIVACY SCREEN REGULATIONS**

Nunez summarized a recent decision by the Planning Commission to allow a six-foot fence on a residential property. He expressed no desire to change the current fence ordinance.

Abboud, Mooney, Mueller, and Peddie all stated they do not want to revisit the fence ordinance.

Hrydziuszko stated her primary concern is for the safety of the residents.

James Delaney, Riverside, inquired about the “200-foot rule” for six-foot fences and commented on enforcement of fence regulations.

### **PUBLIC COMMENTS**

None.

### **MANAGER’S REPORT**

**SOCWA & SOCRRA Quarterly Reports** – Included in the packet for review are the quarterly packets from the South Oakland County Water Authority (SOCWA) and SOCRRA.

**FY 2020-21 Budget Preparation** – Village Administration has begun preparations for the FY 2020-21 Budget. A full draft copy of the budget will be presented to Council at the regular meeting of April 7<sup>th</sup>. Traditionally, Council will have one budget workshop sometime during the month of

## REGULAR COUNCIL MEETING MINUTES – FEBRUARY 18, 2020 - PAGE 4

April to review the draft budget and make revisions. The budget for FY 2020-21 is normally adopted by the first regular meeting in May. For 2020, this meeting would occur on May 5<sup>th</sup>.

**FY 2020-21 Water/Sewer Rates** – SOCWA has provided the member communities with an estimate of water rate increases for FY 2020-21. Based upon the 3.5% proposed rate increase from GLWA and in evaluation our ongoing operations costs, SOCWA is proposing a 3.5% increase in water rates for FY 2020-21. Village Administration is using this estimate in our budget projections for the next fiscal year. Final rates will be set by Council as part of the budget approval process.

**FY 2020-21 Trash Rates** – SOCRRA has proposed a rate increase for all trash and recycling services of 3.5% beginning July 1, 2020. This increase is based upon rate increases from our service contractors as well as declines in the market prices for our recycled products. Revenue from the sale of recyclables was down about \$700,000 last year from budget estimates. Low commodity prices for recyclables has been an issue for a couple of years. However, we have begun to see price increases in recent months. Village Administration will factor this rate increase into the draft budget for FY 2020-21 and make recommendations for modifications in the trash millage rate, if necessary.

**Office Closed** – Village offices will be closed on Monday, February 17<sup>th</sup> in observance of Presidents Day. Trash collection will not be interrupted.

**Pemberly Ct. Site Plan** – The owners of the Pemberly Ct. site off Evergreen have acquired the adjacent house to the north. As Council may recall, part of their approved site plan incorporated a driveway access to the house to the north. There was a settlement agreement between the two property owners regarding access and the approved site plan reflected the terms of this settlement agreement. Upon purchasing the home to the north, (31825 Evergreen) the owners of Pemberly Ct. modified the landscaping and the new driveway access by removal and reestablished the primary driveway for 31825 Evergreen on the north end of the property.

The Village has no objections to the new (old) driveway for 31825 Evergreen nor the modifications that were made to the landscaping and access per the Pemberly Ct. site, other than the approved site plan of record does show this driveway as part of the development. Upon reviewing this situation with Mr. Ryan, he recommended that the owners submit a revised site plan and landscaping plan showing the modifications that were made to the Pemberly Ct. site and that these modifications be approved by Council. The owners have submitted such revised site plan and Village Administration will be forwarding them along to Council for your review and consideration.

There was also an issue relative to work along the riverbank adjacent to these two properties. The Village referred this matter to EGLE who contacted the owners about the nature of the work. EGLE has permit and review requirements for this type of bank stabilization project. EGLE has reviewed the proposed work and provided the necessary permits. The property owners have indicated that work to complete the bank stabilization project per next week. With a permit issued and work being done under the direction of EGLE, Village Administration feels it the appropriate time to move forward with approval of the site plan revisions.

**Drainage** – At the regular meeting of January 21<sup>st</sup> a group of citizens made a presentation to the Council regarding storm water drainage. The citizens group followed up with information relative

## **REGULAR COUNCIL MEETING MINUTES – FEBRUARY 18, 2020 - PAGE 5**

to their presentation. Upon discussion of this matter with Council President Peddie she indicated the Councilmembers Hrydziuszko and George were interested and willing to participate in a subcommittee to review this matter with the residents and Village Administration to come up with potential solutions. If there is no objection to this subcommittee, Administration will compile our files and work with the subcommittee on this matter.

**MERS Investment Returns 2019** – Attached for your review is the annual Statement of Fiduciary Net Position for the Village’s pension funds through MERS as of 12/31/2019. As indicated by the statement, the Village made just over \$2.65 million in investment income for calendar year 2019. Our total balance in pension reserves as of last December 31<sup>st</sup> was \$21,430,415. By my calculation the Village achieved a rate of return of 13.34% for 2019. This should reflect positively in the Village’s annual actuarial valuation which will be available later this year.

### **COUNCIL COMMENTS**

Hrydziuszko wished Councilmember George a happy birthday.

Mueller reminded everyone that the next Parks & Recreation Board meeting will be held on Thursday, February 20<sup>th</sup> at 7:30 p.m.

Mooney reported that he attended the Next meeting where members praised Mr. Delaney, who serves on the joint senior services committee, for working on the intergovernmental cooperation agreement for senior services. Mooney thanked Edgar Pugh for his past service on the Village Council.

Abboud reported on the upcoming SEMCOG and MML meetings. He attended the State of the County address on February 12, 2020 and provided highlights from the event.

### **ADJOURNMENT**

Motion by Mooney, second by Mueller, to adjourn the meeting at 8:37 p.m.

Motion passed.

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

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