

Present: President George; President Pro-Tem Hrydziuszko; Members: Abboud, Kecskemeti, Mooney, and O’Gorman
George participated remotely via Zoom from Port Orange, Florida.
Kecskemeti participated remotely via Zoom from Black Mountain, North Carolina.
All other members present participated remotely via Zoom from Beverly Hills, Michigan.

Absent: Peddie

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 (4-0)

PUBLIC COMMENTS

None.

O’Gorman arrived at 7:34 p.m.

BUSINESS AGENDA

REVIEW AND CONSIDER RESOLUTION DECLARING A LOCAL STATE OF EMERGENCY (COVID-19)

The following Resolution was offered by Hrydziuszko and supported by Kecskemeti to declare a local state of emergency (COVID- 19):

WHEREAS, COVID-19, and the possible exposure to persons afflicted with it, constitute a clear and present danger to the health, safety, and welfare of Village personnel and persons doing business with or residing in the Village. Federal, state, and county orders, directives, guidelines, and recommendations, including from the Michigan Department of Health and Human Services (MDHHS) and the Center for Disease Control (CDC), have been issued in an effort to control the COVID-19 Coronavirus pandemic declared by the World Health Organization (WHO); and

WHEREAS, these federal, state, and county orders, directives, guidelines, and recommendations include closing and restricting business establishments; cancelling, postponing, and limiting the numbers at gatherings of people; postponing or limiting the number of persons required to physically attend public meetings; and calling for

appropriate steps to be taken by local governments in an effort to control the spread of COVID-19; and

WHEREAS, these federal, state, and county orders, directives, guidelines, and recommendations have been changed or updated on a frequent basis, and further changes or updates are expected. Most recently, the Michigan Department of Health and Human Services issued an Emergency Order on March 2, 2021, which includes limiting the number of persons permitted to attend indoor gatherings, and requiring the implementation of social distancing protocols and the wearing of face masks. The MDHHS Order directly impacts the Village's ability to conduct indoor gatherings, including public meetings of Village Officials, Village Administration, Village Staff and Employees and members of the general public due to space constraints; and

WHEREAS, COVID-19 and the possible exposure to persons afflicted with it, the emergence of dangerous new COVID variants, the current upward trend of COVID cases, and the gradual and systematic program for vaccinating the general public constitute a clear and present danger to the health, safety, and welfare of Village residents, personnel, and persons doing business the Village; and

WHEREAS, In accordance with the Emergency Management Act, Public Act 390 of 1976, the Village's Emergency Preparedness Ordinance, section 3a(1)(b) of the Michigan Open Meetings Act, and pursuant to federal, state, and county orders, directives, guidelines, and recommendations, the Village of Beverly Hills Village Manager, President and Village Council have determined and declare a continuing Local State of Emergency due to COVID-19 and authorize the Village Manager, or President, in conjunction with Village Staff and Police and Fire Services, to act in accordance with the Village of Beverly Hills Emergency Preparedness Plan, to ensure that indoor gatherings are conducted safely and in accordance with applicable federal, state, and county orders, directives, guidelines, and recommendations relating to COVID-19.

THEREFORE, IT IS RESOLVED AND DECLARED by the Village Manager, President and Village Council of the Village of Beverly Hills, Oakland County, Michigan, that there is a continuing Local State of Emergency in the Village due to COVID-19, and MDHHS orders the Village of Beverly Hills Emergency Preparedness Plan be implemented to ensure that local resources are to be used as needed and to the fullest extent possible.

IT IS FURTHER RESOLVED AND DECLARED THAT:

1. The Village Council authorizes the Village Manager or President to take appropriate measures, in their discretion, to respond to or protect Village residents, businesses, and personnel from the declared Local State of Emergency by adopting and enforcing all appropriate measures, including but not limited to:
 - A. Taking actions necessary to comply with federal, state, and county orders and directives that are binding on the Village.
 - B. Limiting, cancelling, or postponing Village meetings and functions to those required by law.

- C. Cancelling, postponing, or continuing emergency rules for any public meeting of a Village Council, board, commission, or committee, and providing public notice and conducting Village Council, board, commission, and committee meetings electronically with remote attendance, in accordance with the Open Meetings Act, as amended, and the electronic meetings rules previously adopted by Council.
2. This Declaration shall remain in effect until the earlier of June 30, 2021 or the Village Council determines the Local State of Emergency no longer exists and terminates this Declaration.
3. To the extent the previous emergency declaration, adopted by resolution by Village Council on March 17, 2020, remains in effect; this Declaration terminates and supersedes that prior Declaration.

Roll Call Vote:
Motion passed (5-0)

PUBLIC COMMENTS

None.

Abboud arrived at 7:38 p.m.

COUNCIL COMMENTS

None.

ADJOURNMENT

Motion by Mooney, second by Hrydziuszko, to adjourn the meeting at 7:39 p.m.

Roll Call Vote:
Motion passed (6-0)

John George
Council President

Kristin Rutkowski
Village Clerk