

Present: President George; President Pro-Tem Hrydziuszko; Members: Abboud, Kecskemeti, Mooney, and Peddie

Absent: O’Gorman

Also Present: Village Manager, Campbell
Village Clerk/Assistant Manager, Rutkowski
Village Attorney, Ryan
Public Safety Director, Torongeau

President George called the regular Village Council meeting to order at 7:37 p.m. in the Village Council Chambers located at 18500 W. Thirteen Mile Road, Beverly Hills, MI 48025. The Pledge of Allegiance was recited by those in attendance.

AMENDMENTS TO AGENDA/APPROVE AGENDA

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

Motion passed.

SPECIAL ORDER OF BUSINESS: RECOGNITION OF PLANNING COMMISSION MEMBER, ROBERT STEMPIEN

George thanked outgoing Planning Commission Member Robert Stempien for 15 years of service on the Commission. He stated the community appreciates his experience and tenure.

Robert Stempien, Mayfair, stated that his time on the Commission went by quickly. He said the Commission has done great things over the years and he is leaving it in good hands. He said he did not seek reappointment in order to give other residents the opportunity to serve. He highlighted improvements made in Beverly Park, the Southfield Road corridor, and beautification.

George presented Stempien with a plaque from the Village.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS

Grace Ward, Sheridan, commented on the right of way at Madison and Dunblaine and said the area has a tree and fence and it needs to be weeded, mulched, and painted. She requested annuals be planted in the area. She volunteered her time to maintain the area and asked if the Village would provide reimbursements for the expenses.

CONSENT AGENDA

Motion by Mooney, second by Peddie, be it resolved, the consent agenda is approved.

1. Review and consider approval of minutes of a regular Council meeting held July 19, 2022.
2. Review and file bills recapped as of Monday, August 1, 2022.

Roll Call Vote:

Motion passed (6-0)

BUSINESS AGENDA

SECOND READING AND CONSIDERATION OF ORDINANCE 381 TO REZONE RIVERSIDE PARK FROM R-1 SINGLE FAMILY RESIDENTIAL TO PP PUBLIC PROPERTY

Campbell provided an overview. Ryan gave the second reading of proposed Ordinance 381.

Motion by Abboud, second by Hrydziuszko, the Beverly Hills Village Council adopts Ordinance 381 as read by the Village Attorney to take effect 20 days after publication in a newspaper circulated within the Village.

The Village of Beverly Hills Ordains:

Section 1.01. That Village of Beverly Hills Zoning Ordinance, Chapter 22 of the Municipal Code is hereby amended by amending the Zoning Map 22.06.030 herein and made a part thereof as follows:

To rezone from R-1 Single Family Residential to P-P Public Property the following described property now zoned R-1 in the area of the Village of Beverly Hills, commonly known as Riverside Park, bounded by Evergreen Road on Riverside Drive and abuts a pond which is part of the Rough River corridor. (Zoning Map Amendments attached as Exhibit A)

Description of the Proposed P-P District Boundaries:

T1N, R10E, SEC 2 SUPERVISOR'S PLAT NO 13 LOT 6, ALSO LOT 10 EXC THAT PART REPLATTED INTO 'OLD MILL SUB', ALSO PART OF LOT 3 OF 'OLD MILL SUB' DESC AS BEG AT NE LOT COR, TH S 04-31-34 W 60.99 FT, TH S 84-38-46 W TO W EDGE OF DAM EXT SLY, TH NLY ALG SD EDGE TO N LOT LINE, TH N 84-38-46 E TO BEG 8/19/88 FR 001 & 002. TH-24-02-151-017

Section 2.01. Public hearing having been held by the Planning Commission on June 22, 2022, the provisions of this Ordinance shall take effect 20 days after its publication in a newspaper circulated within the Village.

Roll Call Vote:

Motion passed (6-0)

SECOND READING AND CONSIDERATION OF ORDINANCE 382 TO REZONE BEVERLY GREEN FROM R-2B SINGLE FAMILY RESIDENTIAL TO PP PUBLIC PROPERTY

Campbell provided an overview. Ryan gave the second reading of proposed Ordinance 382.

Motion by Hrydziuszko, second by Mooney, the Beverly Hills Village Council adopts Ordinance 382 as read by the Village Attorney to take effect 20 days after publication in a newspaper circulated within the Village.

The Village of Beverly Hills Ordains:

Section 1.01. That Village of Beverly Hills Zoning Ordinance, Chapter 22 of the Municipal Code is hereby amended by amending the Zoning Map 22.06.030 herein and made a part thereof as follows:

To rezone from R-2B Single Family Residential to P-P Public Property the following described property now zoned R-2B in the area of the Village of Beverly Hills, commonly known as Beverly Green, bounded by Beverly Road and Greenfield Road. (Zoning Map Amendments attached as Exhibit A)

Description of the Proposed P-P District Boundaries:

T1N, R10E, SEC 1 BEVERLY HILLS SUB NO 1 PARK BOUNDED BY BEVERLY CT, GREENFIELD RD & BEVERLY ROAD. TH-24-01-284-001

Section 2.01. Public hearing having been held by the Planning Commission on June 22, 2022, the provisions of this Ordinance shall take effect 20 days after its publication in a newspaper circulated within the Village.

Roll Call Vote:
Motion passed (6-0)

REVIEW AND CONSIDER REQUEST TO PURCHASE TWO PATROL VEHICLES FOR THE PUBLIC SAFETY DEPARTMENT

Campbell gave an overview of the request. The Public Safety Department is respectfully requesting that we replace two Patrol Tahoes with funds from the 2023 budget. The purchases would be made from Berger Chevrolet in Grand Rapids Michigan, which has the state of Michigan and Oakland County cooperative purchase bids awarded to them. The Village has purchased previously from Berger with very positive results. The cost of each vehicle is \$40,292.00 and the total bid amount would be \$80,584.00. Also included is the invoice to fit a Tahoe with the necessary equipment. The vehicle changeover cost is \$21,133.16 per vehicle, for a total cost of \$42,266.32. The funding for all costs with the purchase and associated equipment is available in Account 205-900-980.02 in FY 2023.

The new Tahoes would replace the two oldest Tahoes in the fleet which are nearing their life cycles and would be approaching 70,000. The two 2018 Tahoes to be replaced are Patrol Vehicle numbers 305 with 65,977 miles and 307 with 65,751 miles. The two decommissioned Tahoes would then be offered for sale via a used car selling and purchasing website that the department is currently utilizing to sell other decommissioned service vehicles. Resulting revenues would then be deposited into the vehicle fleet account for future vehicle purchases.

Motion by Peddie, second by Abboud, be it resolved, the Village of Beverly Hills Council awards the purchase of two (2) 2022 Chevrolet Tahoe 4WD PPV patrol vehicles in the amount of \$80,584.00 to Berger Chevrolet 2525 28th Street S.E. Grand Rapids, Michigan 49512. Village Council further approves the expenditure of up to \$42,266.32 for the vehicle changeover expenses, with the preferred vendor. Funds are available in Account #205-900-980.02.

Roll Call Vote:

Motion passed (6-0)

DISCUSSION ITEM – REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES

- A. IT SUPPORT**
- B. LEGAL**
- C. PLANNING**
- D. AUDIT/ACCOUNTING**

George provided an overview of the discussion item. He noted that it is a regular occurrence to publish requests for proposals for professional services. He said the personnel committee discussed this topic with the previous Village Manager and wanted to start the conversation again. He noted that all of the listed vendors/contracts have been in place for over a decade.

Mooney agreed with bidding out the services. He suggested directing Administration to research cyber security agreements and compare them with MML, the State of Michigan, the Department of Homeland Security, and neighboring communities. He stated that the legal services item should be referred to the personnel committee since the Village Attorney reports to the Council. He said that all of the current contractors are good professionals that have been serving the Village. He said that the Village Attorney and Auditors do an excellent job, but that the Village should shop around. He would like to obtain input from the Planning Commission regarding planning consultant services.

Peddie said that IT Support would be a great place to start with an emphasis on cyber security. She also noted that the auditing contract was set to expire, so that should be a priority. She cautioned against implementing too many changes at one time, especially with a new manager on board.

Hrydziuszko stated that it is important for the Council to be well educated on the services that the Village has now and what else is available. She would like to be responsible with tax payer dollars.

Abboud noted that the MML and SEMCOG often have professionals in these fields as guest speakers. He wants to be sure the Village is staying up to date on all of the required resolutions and mandates in these areas.

George commented on the RFP process and scope of services. He said that there are many templates out there, so they would not be starting from scratch.

Mooney agreed with Peddie's comment about not changing too much at once. He noted that they may not end up changing anything at all.

George and Mooney agreed that the Personnel Committee should come back to the Council with recommendations.

Motion by Mooney, second by Kecskemeti, the Beverly Hills Village Council directs Administration to research the Department of Homeland Security, State of Michigan, Michigan Municipal League, and neighboring communities' Information Technology policies for the purposes of outlining parameters for IT services and cyber security request

for proposals and to provide a comparison to the Village's current provider to the Village Council not later than September 20, 2022.

Motion passed.

Motion by Mooney, second by Abboud, the Beverly Hills Village Council directs the Personnel Committee to research and interview relevant staff, including the Public Safety Director, and any other entity it deems appropriate regarding Legal services; A Planning Commission subcommittee and other municipalities regarding Planning Consulting services; and the Finance Director, Treasurer, and Village Manager regarding auditing services, and report back a request for proposals outline to Council in a manner that the majority of the Personnel Committee deems appropriate.

Motion passed.

PUBLIC COMMENTS

None.

MANAGER'S REPORT

Update on Village Hall Generator – Village Council approved the purchase of a generator for Village Hall in the fall of 2021. The contractor will begin setting up the necessary concrete pad and preparing the mechanical and electrical connections for the generator. That work will be completed in August. Due to supply chain issues, the generator will likely be arriving and installed this fall.

Update on DTE Outreach – Last year, Village Administration reached out to our Community Relations representative for a report on the recent storms and power outages experienced in the Village. DTE Engineers were asked to prepare a report and analysis that was to be shared with Council and the community as soon as it is available. After a recent conversation with the representative from DTE, the report should be completed in late August. The report shall cover DTE's tree trimming in the Village, upgrading the utility poles, and technologies being implemented to ensure better service to the residents of Beverly Hills.

Training Session – Department Heads will be undergoing a staff training on Thursday, August 11, 2022. The training will be from 9 a.m. to 3 p.m. Village Hall will remain open, and there will be coverage all day for any resident issues.

NEXT Survey – Next recently conducted an online survey with the public to gauge their satisfaction with Next's programming and services. The survey contained 15 questions. A synopsis of the survey results is attached to this report. The summary report specifically notes points of pride and areas that require improvements. A full copy of the survey can be obtained by calling Village offices and/or NEXT.

Mooney stated that DTE clear cuts branches away from their lines. He noted that the Pilgrim Oak at Beverly Park has been cut down and a large base remains and hopes that a sculptor or wood carver can create something with the remaining base. He inquired about the lily pads at Riverside Pond. He said he would not support dredging the pond. Campbell noted that the Interim DPW Director is looking into options regarding the pond.

Keckskemeti noted that the lily pads are native to Michigan, but their behavior is invasive. She asked about reports of theft. She asked for a summary of all auto related crimes in the Village. She said proactive outreach from the Public Safety Department would be appreciated by the community.

COUNCIL COMMENTS

Keckskemeti inquired about Riverside Pond and commented on resident opinions about lily pads and the dam. She stated that there are regulations that the Village is required to follow. She said that it is an issue that the Village will have to reckon with. She said the dam should be included in the Village's infrastructure plan.

Abboud said that he and Campbell attended SEMCOG's Water Infrastructure meeting. He said the MML Convention is coming up this fall. He reported that the Senior Advisory Committee received ARPA funding for the senior population in Oakland County. The Next meeting is next week and annual memberships cost \$45 for residents. He gave updates on the subcommittees he sits on including: infrastructure, branding/signs, police consulting, electronic signs, and short-term rentals. He stated that the office parking lot needs attention.

Mooney congratulated the new Southfield Township Treasurer, Kim Chalifoux, on her appointment. He congratulated Southfield Township Clerk Eileen Harryvan for running a successful Primary Election. He talked about Beverly Park and noted that people have different visions of what the park should be. He said Riverside Pond should be looked at and noted that the Village does not own the entire property. He commented on the buckthorn removal results and said they were less than optimal. He said buckthorn has grown back and he is not happy about it. He said the drinking fountain by the baseball fields at Beverly Park was not turned on. He asked why there are portable toilets at Beverly Park. He suggested adding more toilets, fixing the fence, improving the disc golf path, and putting in turf at Beverly Park. He said there were weeds and poison ivy at the park and he thinks it should look better.

Hrydziuszko agreed that the Village is in a tough spot regarding buckthorn removal. She said it is difficult to repopulate an area that is continually being sprayed. She said there is a lot of remaining seed base from what had been there for years. She suggested perhaps taking a step back and work on the invasive species removal in sections. She said she would take Mooney's concerns to the Parks & Recreation Board and that the Board is focused on a lot of things right now. She said there has been talk about improving the fields. She noted the Parks Board will be discussing the community survey results at their August meeting. The next Concert in the Park is on Friday, August 12th at Beverly Park. She thanked Council for a productive discussion regarding professional services at this meeting.

George said Council had a good conversation regarding RFPs and professional services and he appreciates that. He commented on job descriptions and said there is an opportunity for Administration to document tasks and responsibilities.

CLOSED SESSION TO DISCUSS ATTORNEY-CLIENT PRIVILEGE MEMORANDUM DATED JULY 28, 2022 BY THE VILLAGE LABOR ATTORNEY, GOURI G. SASHITAL, REGARDING A PUBLIC SAFETY DEPARTMENT PERSONNEL MATTER PURSUANT TO MCL 15.268(H)

Motion by Mooney, second by Kecskemeti:

WHEREAS, at the regular Village Council Meeting held on Wednesday, August 3, 2022, Village Council desires to go into closed session to discuss an Attorney-Client Privilege Memorandum by Gouri Sashital dated July 28, 2022, regarding a Public Safety Department personnel matter.

NOW, THEREFORE, BE IT RESOLVED that the Village of Beverly Hills hereby agrees to meet in Closed Session, as permitted by the Open Meeting Act MCL 15.268(h) on Wednesday, August 3, 2022, at 9:05 p.m. at the Village of Beverly Hills, 18500 W. Thirteen Mile Road, Beverly Hills, Michigan, 48025.

Roll Call Vote:
Motion passed (6-0)

The regular open session meeting resumed at 9:23 p.m.

BUSINESS AGENDA

POTENTIAL COUNCIL ACTION ON PERSONNEL MATTER

Motion by Mooney, second by Peddie, be it resolved, the Village Council accepts the recommendation of the Village labor attorney for resolution regarding a Public Safety Department personnel matter and authorizes the Village Manager to execute any documents necessary to resolve the matter.

Roll Call Vote:
Motion passed (6-0)

ADJOURNMENT:

Motion by Mooney, second by Abboud, to adjourn the meeting at 9:24 p.m.

Motion passed.

John George
Council President

Kristin Rutkowski
Village Clerk