

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

Also Present: Village Manager Campbell
Guest Clerk Trice
Village Attorney Ryan
Public Safety Director Torongeau

President George called the regular Village Council meeting to order at 7:30 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.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS

None

Special Order of Business: Introduction of New Department of Public Services Director, Neil Johnston. Manager Campbell introduced the incoming Director of Public Services and reviewed his credentials. The Council welcomed him. He will begin his employment with the Village September 19, 2022.

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 August 16, 2022.
2. Review and file bills recapped as of Monday, August 29, 2022.
3. Review and consider resolution setting 2023 Village Council meeting dates.
4. Review and consider Tie Michigan Teal’s request to tie ribbons at Beverly Park in September.
5. Review and consider Baldwin Public Library’s request to waive pavilion rental fees for Outdoor Story Time on October 15, 2022.
6. Review and consider Beverly Hills Lions Club’s request to waive pavilion rental fees for their Fall Festival on October 9, 2022.
7. Review and consider Village Woman’s Club of Beverly Hills’ request to waive pavilion rental fees for their annual meeting on October 5, 2022.
8. Review and consider final payment for Beverly Park Pathway Improvements Project to JSS Macomb LLC.

Roll Call Vote:
Motion Passed (7-0)

BUSINESS AGENDA

REVIEW AND CONSIDER AWARDING 2023 VILLAGE CALENDAR BID TO INDIANA PRINTING & PUBLISHING CO.

Campbell provided an overview. The annual Village calendar was placed on MITN for bids July 25. On August 22 two bids were received. The lowest qualified bidder was Indiana Printing which the Village has used for quite some time. Mooney pointed out that the costs for this have increase by a third.

Motion by O’Gorman, second by Abboud, be it resolved that the Village Council approves the award of the contract for the 2023 Calendar Project to Indiana Printing & Publishing Co. in the amount of \$5,666.50. Funds for this project are available in account #101-747-881.00

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

REVIEW AND CONSIDER ACCEPTING FEMA ASSISTANCE TO FIREFIGHTERS GRANT #EMW-2021-FG-10019.

Campbell provide an overview. Lt. Ginther provided details on how the fit testing is required and there is one testing machine in the area that many departments use. Receiving the grant and purchasing the machine allows the Village fire fighters the flexibility and redundancy to have two machines available. Kecskemeti asked if this tester could be used with other local departments. Ginther stated yes, currently Berkley houses the tester available to the Village.

Motion by Peddie, seconded by Mooney, be it resolved that the council for the Village of Beverly Hills, hereby agrees to accept the FEMA Assistance to Firefighters Grant, Application # EMW-2021-FG-10019, and move forward as outlined in village procurement policies and AFG requirements to select a manufacturer and vendor for the purchase of a Fit Test Machine.

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

REVIEW AND CONSIDER AGREEMENT FOR LOCAL FISCAL RECOVERY FUND DISTRIBUTION WITH OAKLAND COUNTY.

Campbell provided overview. The grant is a \$100,000 grant that is matched by the Village. This grant will allow the Village to consolidate its plans for projects going forward through tool planning. Provided information and planning for basement backups. Provided a sanitary sewer plan. Provided additional funding for lead and copper service line verification. This is an opportunity to utilize federal ARPA funding through Oakland County to assist with Village issues.

Mooney questioned if the funding could be used to do actual work or just planning. Campbell stated funding can be utilized to do things, such as verifying water service lines.

Mooney stated we have not had any sanitary sewer back up. Campbell stated this takes the SAW grant information and improves the planning for our infrastructure going forward. In the combined sewer are it will look at improving retention.

Mooney, the tool planning will note that there are 4” water to be replaced. Campbell stated it will prioritize the projects and look at the streets, water mains and sewers at one time so there are no future conflicts with projects.

Kecskemeti questioned whether funds can be used to pay for Village staff working on these issues. Campbell believes it could be but would need to verify with the County.

Kecskemeti, this will take our asset management plans and put them all together so when water mains are being replaced the roads are evaluated for repairs as well. Campbell, correct.

George asked the Administration what happens to unused funds, and Campbell stated unused funds will go back to the County. George also asked the Administration if we have to hire HRC, and Campbell stated no. George stated these grants match the Village’s priorities to fix roads, water and sewer.

Motion by Hrydziuszko, seconded by Kecskemeti, be it resolved that the Beverly Hills Village Council approve and authorize the Village Manager to execute the Interlocal Local Fiscal Recovery Fund Distribution Agreement between Oakland County and the Village of Beverly Hills as submitted.

Role Call Vote:

Abboud - Yes

George – Yes

Hrydziuszko – Yes

Kecskemeti – Yes

Mooney – No

O’Gorman – Yes

Peddie - No

Motion Passed (5-2)

REVIEW AND CONSIDER PARKS & RECREATION BOARD’S RECOMMENDATION TO REPAIR BEVERLY PARK PAVILION CHIMNEYS.

Campbell provided overview. Some time in early May of this year someone set up scaffolding in Beverly Park at the pavilion and removed several dozen bricks from the chimney area. When this was discovered, the scaffolding was removed to the DPW where it is today. The Parks and Recreation Board has reviewed bids for repairing the area as well as repairing the firebox and are asking the Council for approval.

Mooney asked whywasn’t the Council informed when this happened, there was no police report made and the stolen bricks are a felony. The bricks were taken, and no one observed what was going on. This was poorly handled. The kids that are Rangers need to be better supervised by

Village staff on a daily basis. Police patrols went through the park and did not observe the bricks being taken.

George inquired asked whether there is a formal process of notifying Comeau, or Village staff, of projects going on in the park, and stated there needs to be a communication process to let everyone know about work in the park.

O’Gorman asked whether the bricks could be covered by insurance. There was a discussion about whether damages would be greater than the deductible. Campbell answered the questions that the bricks were removed before he became Village Manager, he did not know the Council was not informed, there is no formal process of notifying staff of projects at this time,

Hrydziusko, apologizes for not notifying the Council sooner. Parks and Recreation Board noticed the scaffolding and thought it was an inspection of the chimney on a weekend when BPS had the art in the park in May. On the following Monday it was reported to the Village and the scaffolding was removed.

Motion by Hrydziusko, seconded by Abboud, be it resolved, the Village Council approves the proposal from Brick Heads Masonry & Concrete Specialists to repair the Beverly Park pavilion chimney and rebuild the firebox in the total amount of \$7,700.00 as outlined on the July 11, 2022, proposal. Funds are available in account 208-900-985.00 (Capital Park Fund).

Role Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER PARKS & RECREATION BOARD’S RECOMMENDATION TO APPROVE INVASIVE SPECIES MAINTENANCE PROPOSAL FROM GEI CONSULTANTS OF MICHIGAN.

Campbell provide overview. GEI has done invasive species removal at Beverly Park over the past few years. The main issue is buckthorn, phragmites and Honey Suckle. GEI has zoned the park into 3 areas for treatment to eliminate the plants or get them to the point they can be controlled. Riverside Park has been removed from the proposal. Not to exceed \$20,000.

Lindsey Scupholm from GEI was on Zoom and addressed the Council. The goal is to remove the buckthorn from the wooded area. As there is less canopy the sun light will cause the seeds to grow. Without treatment the species will continue to control the area. This is a land management program that should last for the next two year and be turned over to staff and volunteers to continue. It is an ongoing process that will never stop.

Mooney, we have already paid \$100,000 and still have the buckthorn. Now we are going to spend another \$20,000 to continue the process. Scupholm noted this will be a constant issue, it is not going away.

Hrydziuszko, not realistic to believe this will just go away. There will be a large germination this fall that needs to be treated and controlled when the plants are seedlings. Kecskemeti, the project was started and stopped, and the problem became worse because of no follow up.

O’Gorman asked whether this project \$20,000 over two years and what happens if the buckthorn is not treated. Scupholm noted the buckthorn will shade out the growth of new trees and take over if not treated and eliminated. It is a two-year agreement for a total of \$20,000.

Motion by Kecskemeti, seconded by Hrydziuszko Be it resolved, the Village Council approves the invasive species maintenance agreement with GEI Consultants of Michigan in an amount not to exceed \$20,000.00 over two growing seasons for Zones A, B, C, and D and cut-stump treatment around 8 trees at Beverly Park as outlined in the July 15, 2022, proposal. Funds for this expense are available in account 101-751-778.04 (Buckthorn Eradication).

Roll Calle Vote:

Role Call Vote:

Abboud - Yes

George – Yes

Hrydziuszko – Yes

Kecskemeti – Yes

Mooney – No

O’Gorman – Yes

Peddie – Yes

Motion passed (6-1)

REVIEW AND CONSIDER PROPOSAL TO APPROVE ROOF WORK ON VILLAGE HALL BY ROYAL ROOFING CO.

Campbell provided overview. The roof at Village Hall has been leaking for quite some time. It had been repaired in the past using improper materials. We brought Royal Roofing in during July, and they repaired the leaks. We are now seeking approval for several repairs and a long-term inspection/repair agreement.

O’Gorman asked if the \$1,600 warranty includes all repairs. Campbell replied that no minor repairs and an inspection twice a year. Mooney asked if the roof was replaced during the 2015 the building renovation. Trice stated that the roof was put on in 2008. In 2015, several HVAC units were moved around, and the roof was patched. The roof was inspected by Royal Roofing in July to provide us with the details we needed to move forward. They are a certified Firestone roof company.

Motion by Abboud, seconded by Mooney, be it resolved that the Beverly Hills Village Council approves the proposal submitted by Royal Roofing in the amount of \$6,075.00 for roof repairs at Village Hall for calendar year 2022 as outlined on the attached quote.

Be It Further Resolved that the Beverly Hills Village Council approves the proposal submitted by Royal Roofing in the amount of \$1,600.00/year for roof inspections twice per year at Village Hall through calendar year 2026 as outlined on the attached quote.

Funds are available for both in account 101.440.934 (Buildings).

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

REVIEW AND CONSIDER PROPOSAL FOR PAINTING OF VILLAGE STREET LINES BY ROAD COMMISSION FOR OAKLAND COUNTY SUBCONTRACTOR, PK CONTRACTING.

Campbell provided overview. Due to staff transition pavement markings were not bid in the spring. The Road Commission for Oakland County has bid this work and the communities in the County are utilizing that bid to mark their streets.

O’Gorman, please make certain Riverside is not on the list of streets to be painted.

Motion by O’Gorman, seconded by Abboud, be it resolved that the Beverly Hills Village Council approves the proposal bid pricing submitted by the Road Commission for Oakland County in the amount of \$16,500.00 for center line and edge markings in the Village of Beverly Hills for calendar year 2022 as outlined on the attached.

Funds are available in account 202-474-934.02 (R&M Centerline).

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

Review and consider SMART Municipal Credit and Community Credit Contract for FY 2023.

Campbell provided overview. The Village of Beverly Hills is eligible to receive Municipal Credits and Community Credits from the Suburban Mobility Authority for Regional Transportation (SMART) for transportation services for our residents. Next is the subcontractor that provides direct services to the residents.

Motion by Peddie, second by Mooney, be it resolved, the Beverly Hills Village Council hereby authorizes Village Administration to execute a contract with the Suburban Mobility Authority for Regional Transport for Municipal Credits in the amount of \$9,909.00 and Community Credits in the amount of \$17,110.00 for Fiscal Year 2023.

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

REVIEW AND CONSIDER RESOLUTION APPOINTING ANNUAL MERS CONFERENCE REPRESENTATIVE AND ALTERNATE.

Campbell provided overview. The Municipal Employees' Retirement System of Michigan is holding its annual conference on September 26-27, 2022, in Acme, Michigan. The conference consists of meetings, general sessions, and breakout sessions where attendees may receive continuing professional education credits. Each member organization can send 1 officer delegate and 1 employee delegate to attend and have voting rights at the annual meeting. The officer delegate is a department head, and the employee delegate is selected by his/her eligible peers. An alternate officer delegate and an alternate employee delegate are also selected, should an appointed delegate be unable to attend.

Motion by Kecskemeti, seconded by Mooney, be it resolved that the Beverly Hills Village Council hereby appoints Carissa Brown as the officer delegate and Rob Ginther as the employee delegate to represent the Village of Beverly Hills at the Annual MERS Conference in Acme, Michigan on September 26-27, 2022. Furthermore, the Council appoints Jeff Campbell as the alternate officer delegate and Tanner Lawson as the alternate employee delegate, should an appointed delegate be unable to attend.

Roll Call Vote
Motion passed (7-0)

REVIEW AND CONSIDER BRIDGE INSPECTION PROPOSAL FROM HUBBELL, ROTH, AND CLARK, INC.

Campbell provided overview. The required MDOT bridge inspections are to be completed in September. HRC has been designated as the certified inspector. They have provided a cost not to exceed \$12,075 for all 5 bridges/culverts that require inspection.

Motion by Mooney, seconded by Abboud, be it resolved that; the Beverly Hills Village Council approves the proposal submitted by HRC in the amount of \$12,075.00 for bridge inspections in the Village of Beverly Hills for calendar year 2022 as outlined on the attached quote.

Funds are available in account 202-474-934.03 (Bridges).

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

PUBLIC COMMENT

Karen Gilbert, 15984 Amherst, requested a copy of the Village organizational chart and was instructed to FOIA the information. She stated a neighbor gave her a copy of an old Village calendar with the organizational chart in it. The Village should get back to placing it in the calendar and on the web site.

She noted that the Village needs to utilize today's tech and place cameras at Beverly Park and in public areas to help prevent issues like the brick theft.

MANAGERS' REPORT

Campbell updated Council on the August 29 storm response by DPW and Public Safety.

He informed the public that Read in the Park September 17 from 1-4 PM at the Beverly Park pavilion.

He reminded the community that summer tax bills are due to Southfield Township by September 14 at Southfield Township.

Campbell stated that another Java and Jazz will be held on September 18 from 9 AM to noon at Beverly Park.

COUNCIL COMMENTS

O’Gorman had no comments at this time.

Kecskemeti noted branches are still out. It was noted DPW is still picking up branches and residents should reach out to the Village if they still have them. Thanked staff for their response to the storm.

Peddie noted the Planning Commission meeting has been canceled.

Abboud stated the SEMCOG’s regional review committee met August 31 and approved carbon reduction guidelines. Abboud noted that local road PASER rating grant training is coming up. The Elected Officials Academy Board of Directors will be discussing the bylaws at an upcoming meeting. He noted the memorial tree for Jonathan Aylward. He thanked staff for their storm response and keeping Council informed.

Mooney stated he expects the park staff to be properly supervised.

Hrydziuszko noted that the Parks and Recreation Board is working on the 5-year parks plan and reviewing the survey. The Board and the Little League Board will meet soon and discuss what can be done with the fields. She stated the Board is looking into bringing Wi-Fi to the park which will allow for internet use and cameras. She also recognized her grandmother who is a Village resident and the newest centurion to the Village.

George liked the after-action report and hoped this would continue into the future. He stated the Oakland County grant gives us the ability to do a lot of work and planning or let’s us choose what we want to do, use it or not. He stated let’s build a plan to go forward.

The following Resolution was offered by Mooney with support from Kecskemeti.

WHEREAS, at the regular Village Council Meeting held on Tuesday, September 6, 2022, Village Council desires to go into closed session to discuss union negotiations.

NOW, THEREFORE, BE IT RESOLVED that the Beverly Hills Village Council hereby agrees to meet in Closed Session, as permitted by the Open Meeting Act MCL 15.268(c) at the Regular Meeting held on Tuesday, September 6, 2022, at 9:33 p.m., following the adjournment of the Regular meeting held on Tuesday, September 6, 2022 at 7:30 p.m., Michigan Time, at the Village of Beverly Hills, 18500 W. Thirteen Mile Road, Beverly Hills, Michigan, 48025. The purpose of the Closed Session is to discuss collective bargaining negotiations with the Village Labor Attorney, Ms. Gouri.

The Council returned to the regular meeting at 10:35 p.m.

Adjournment:

Motion by Mooney, seconded by Abboud to adjourn the meeting at 10:36 PM.

Motion passed unanimously.

John George
Council President

Thomas W. Trice,
Guest Village Clerk