

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

Absent: None

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

ROLL CALL/CALL TO ORDER/PLEDGE OF ALLEGIANCE

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 Abboud, to approve the agenda as published.

Motion passed.

COMMUNITY ANNOUNCEMENTS

None.

PUBLIC COMMENTS

None.

CONSENT AGENDA

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

1. Review and consider approval of minutes of a regular Council meeting held November 7, 2023.
2. Review and file bills recapped as of Monday, November 20, 2023.
3. Review and consider Parks & Recreation Board’s recommendation to host 2024 Java & Jazz series.

Roll Call Vote:

Motion passed (7-0)

BUSINESS AGENDA

REVIEW AND CONSIDER AGREEMENT WITH HAVEN TO PROVIDE SUPPORT SERVICES TO VICTIMS OF DOMESTIC VIOLENCE AND SEXUAL ASSAULT

Campbell gave an overview. At the last Council meeting, the Council discussed providing HAVEN, Inc., outside of CDBG, \$5,000 for the unique services HAVEN provides. HAVEN provides crisis intervention, shelter, advocacy, individual, group and family counseling for victims of domestic violence, sexual assault, and child abuse. Counseling is also provided to the perpetrator of domestic violence, in order to prevent further violence from occurring. A 24-hour crisis line is also available for immediate assistance for the residents of the community.

These are not services that the Village of Beverly Hills provides directly.

An agreement with HAVEN for the unique services it provides was given to Council for review and consideration.

Motion by Kecskemeti, second by Mooney, be it resolved, that the Village of Beverly Hills Council authorizes the Village Manager to enter into an agreement between HAVEN, Inc. and the Village of Beverly Hills in the amount of \$5,000 for Fiscal Year 23-24. Funds are available in the General Fund, Department 693, Community Action Program.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER INTERLOCAL AGREEMENT WITH BIRMINGHAM PUBLIC SCHOOLS FOR THE VILLAGE OF BEVERLY HILLS SCHOOL RESOURCE OFFICER

Campbell provided an overview. Pursuant to the Urban Cooperation Act of 1967, 1967 Public Act 7, MCL 124.501 *et seq.*, the Birmingham Public School District wishes to enter into the Interlocal Agreement with the Village provided for the purpose of delineating the parties' roles and responsibilities in regard to the Village's School Resource Officer, assigned to the Birmingham Public School District.

The Village of Beverly Hills Public Safety Department has provided an SRO to the Birmingham Public Schools for over 20 years. This Agreement memorializes the arrangement with the Village of Beverly Hills, outlining, more specifically, the coverage by the SRO and the compensation to the Village for the use of the SRO.

The tragedy at Oxford High School in late 2021 brought forth concerns related to active shooters. Due to an increase in incidents at schools and the increase in gun violence, Birmingham Public Schools believe that the arrangement should be memorialized in an Agreement. The Administrative Staff agrees that the arrangement should be outlined.

The SRO will work primarily at Groves High School and will handle issues at other Birmingham Public Schools within the Village limits as needed. The SRO will remain under the control of the Public Safety Department and will follow all departmental policies and procedures while assigned to the schools. When school is in session, the SRO will report back to Public Safety.

The School District has agreed to pay 100% of the officer's salary and benefits, thus there will be no adverse impact to the Village budget. The Agreement is attached for your review and consideration. Please be advised that the City of Birmingham and the Birmingham Public School District entered into a very similar agreement earlier this year.

Motion by Kecskemeti, second by Hrydziuszko, be it resolved, that the Beverly Hills Village Council authorizes the Village Manager to enter into this Interlocal Agreement between the Birmingham Public School District and the Village of Beverly Hills for a School Resource Officer.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER AWARDING BID TO INLINER SOLUTIONS FOR THE 2024 SEWER REHABILITATION PROJECT

Campbell provided an overview. The results of the bid for the Sewer Lining Project were provided to Council. The Council previously approved sewer lining repairs in the amount of \$150,000. Subsequent to Council's approval of the proposal, the Village learned that the Oakland County Water Resources Commissioner (WRC) has \$100,000 in reserve monies budgeted in 2024 for major repairs, that could be put towards this project. The lowest, qualified bidder, Inline Solutions, is a preferred vendor with WRC. Thus, with the funding from our WRC account, the total cost to the for the proposed project, including engineering costs, is \$207,812, with only \$107,812 coming out of account 592-536-934.23. As noted above, there is \$150,000 available under account 592-536-934.23 for FY 2024.

Brad Shepler, Hubbell, Roth, and Clark, was present to answer questions regarding the bid award. He noted that a list of sewers that are in need of repair was developed after the results of the SAW grant study. He said the goal is to improve the system and extend the life of the sewers. He noted that the bid came in under budget.

Abboud asked if the Village coordinates these efforts with Oakland County. Shepler confirmed that they do share data with one another.

Mooney asked for clarification about where the WRC money comes from. Shepler stated that WRC maintains the sewers and Village residents essentially pay into an account for repairs in the Village.

Mooney asked that the locations of the repairs be communicated.

Keckskemeti asked about the impact on residents. Shepler said that the sewer will be temporarily blocked as the lining cures, which is a process that takes a couple of hours. He said that residents will be notified when work is to be complete.

Motion by O’Gorman, second by Keckskemeti, be it resolved, the Beverly Hills Village Council awards the Sewer Lining Project bid to Inline Solutions, LLC in the amount of \$177,812.00. Be it further resolved, the Council approves HRC’s engineering costs for this project in an amount not to exceed \$30,000.00. Funds for this project are available in Account 592-536-934.23.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER AWARDING BID TO TROJAN DEVELOPMENT COMPANY FOR PUMP STATION PROJECT

Campbell provided an overview. The results of the bid for the work on three Beverly Hills pump stations was included in the meeting packet. In 2022, Council approved a proposal for repairs to three pump stations located in Beverly Hills. The project was to be funded by monies received from the American Rescue Plan Act (ARPA). The lowest, qualified bid is in excess of the ARPA funding available for this project. There is approximately \$421,000 available in the ARPA funding that is remaining to go towards this project. The Council does have options if it wishes to decrease the scope of the project to meet the budget. In addition, as detailed in the Memorandum and

Recommendation from HRC, which were provided in the meeting packet, the Oakland County Water Resources Commissioner (WRC) has \$100,000 in reserve monies budgeted in 2025 for major repairs, that could be put towards this project.

The winning bid for the construction costs, after the removal of some non-critical items, is \$614,900.20. The original and amended total project budgets are listed below:

Original Construction Budget: \$318,660

Original Engineering Budget: \$34,060

Original Total Project Cost: \$352,720

Proposed Construction Cost: \$614,900

Proposed Amended Engineering Budget: \$60,750

Proposed Total Project Cost: \$675,650

Please be advised that any monies in excess of ARPA funds or available funds for major repairs in our WRC fund will have to come out of the Village Water and Sewer Fund, Fund 592. Funding is available in 592 to supplement the additional construction and engineering costs.

Brad Shepler, HRC, stated that the new scope includes more piping from the wet well to the valve. The updated scope also includes more complexities and electrical upgrades that were not included in the initial estimate. He talked in more detail about different aspects of the project.

Mooney stated that this is a project that needs to be done to improve the pumps. He said the pumps are under constant maintenance by WRC. He said he thinks they should add the check valve onto the project as Shepler explained.

Hrydziuszko agreed that if the Village has funds now, then the manhole check valve should be added to the project. George concurred.

The Council and Shepler discussed building improvements and associated costs. It was the consensus that the building should be fixed during this project as well.

Be it resolved, the Beverly Hills Village Council awards the Sanitary Pump Station Improvement Project bid to Trojan Development Company in the total amount of \$657,400.20, which includes \$17,600 for building improvements and \$25,500 for the pump bypass gate valve. Be it further resolved, the Council approves HRC's engineering costs for this project in an amount not to exceed \$60,750. Funds for this project are available in Account 592.

Roll Call Vote:

Motion passed (7-0)

REVIEW AND CONSIDER FY 23-24 BUDGET AMENDMENTS

Campbell gave an overview. Proposed FY 2024 Village of Beverly Hills Budget Amendments were provided to Council.

In the General Fund there are various revenue and expenditure amendments including amendments to reclassify expenditures between the various general ledger accounts and adjustments to actual. The net effect of the amendments is a net fund decrease of \$23,105.

In the Major Road Fund there is an amendment of \$222,000 for the asphalt work on 14 Mile. Other amendments include reclassifying various expenditures between accounts and an amendment for traffic signs approved by the Council on Riverside and Pierce Road. The net effect of the amendments is a net fund decrease of \$226,572 in Major Roads and a net fund decrease of \$4,151 in Local Roads.

In the Public Safety Fund there are amendments due to Rap MMRMA program money received as well as Opioid Settlement money. Expenditure adjustments are due to retiree costs being transferred back to Public Safety from Fund 730, Retiree Health Care Fund. The net effect of the amendments is a net fund decrease of \$22,591.

These proposed FY2024 Budget Amendments have been reviewed by the Village Administration and are recommended for approval.

Campbell provided clarification on the 14 Mile Road improvement program specifications and repair costs.

Motion by O’Gorman, second by Abboud, be it resolved that the Village of Beverly Hills Council authorizes Village Administration to transfer or adjust monies reserved in the General, Major Roads, Local Roads and Public Safety Fund, as reflected in the November 17, 2023, memorandum from Finance Director, Sheila McCarthy.

Roll Call Vote:
Abboud – yes
Drummond – yes
George – yes
Hrydziusko – yes
Kecskemeti – yes
Mooney – no
O’Gorman – yes
Motion passed (6-1)

INFRASTRUCTURE UPDATES

A. SAFE ROUTES TO SCHOOL AND TAP GRANT PROJECTS

An update from HRC on the sidewalk connector program was provided in the meeting packet.

Brad Shepler, HRC, said that the project is on track for a June 2024 bid. He said that the NEPA review is going on for the environmental review and that they are working on obtaining the permits for the culvert and floodplain. He said the Safe Routes to School project is on budget and the TAP grant is about 10% over the projected budget. He stated that the Village would only be allowed to remove trees in the protected bat zone between November and April. He explained the bridge engineering considerations when working near flood plains and rivers.

There was discussion about materials for the boardwalk and bridge. Shepler said that specifics can be decided on once the bids come in.

There was discussion about the costs of the bridge, culverts, and easements.

B. SIDEWALK TRIP HAZARD PILOT PROJECT

Campbell provided an overview. This summer, the Village Council approved a pilot project for Precision Concrete Cutting to perform concrete cutting on E. Rutland, W. Rutland, 13 Mile, Marguerite, Elizabeth, and Madoline. The Administration is pleased with the project results. Attached for review was a report from the company summarizing the project.

The Council may want to consider moving forward with the maintenance methods provided by Precision Concrete. For reference, they perform these sidewalk maintenance methods in Birmingham, Ann Arbor, Lansing, and various other communities in Oakland County. This method provides greater cost savings than simply replacing slabs that have heaved or are uneven. Precision will be providing several cost estimates to complete portions of the Village. The Administration is providing a map of the Village broken down into sections that should be completed first. More sections will be considered later upon the installation of the new sidewalks that are a part of the TAP and Safe Routes to School Program. The map was provided for Council's review. Precision also provided rough estimates for the work.

There will be cost reductions for sidewalks that are contiguous to each other and for work performed prior to July 1, 2023. After this type of work is performed, the Village will have to replace slabs that cannot be corrected by Precision's method. Please be advised that under the Village Charter, the Village may assess maintenance and construction costs on the owner of property abutting the sidewalk. The Council should consider what, if any, of this sidewalk maintenance or replacement work should be assessed to the residents of the Village.

Johnston stated that the pilot program went well and took about 2 weeks to complete 2.2 miles of sidewalk. He said he received positive feedback from residents. He noted that some slabs need replacement.

Kecskemeti said that residents would like sidewalks repaired and thinks there needs to be a plan sooner rather than later. She said Administration should look into what is appropriate for a cost-sharing program. Mooney agreed.

Mooney suggested a survey be completed. He said that a 90/10% resident/Village cost sharing by way of Special Assessment has been done in the past for sidewalk replacements.

O'Gorman said he agrees but wants to be considerate of fixed-income or low-income folks, especially those who have to replace several slabs.

Administration will develop a plan and timeline for Council's review.

C. RIVERSIDE BRIDGE

HRC provided a memo regarding the status of Riverside Bridge, which was included in the meeting packet. Shepler provided an overview. HRC completed an updated site investigation regarding the deterioration observed in the deck and sidewalk of the Riverside Bridge crossing over the Rouge

River, just east of Evergreen Road. This bridge consists of 36” wide x 33” deep reinforced concrete box beams and a 6” reinforced concrete deck.

There was discussion about the aesthetics and lifespan of the bridge. They also discussed costs and preventative maintenance.

Drummond commented about the economy of today’s dollar and present value vs. 15 years from now.

Administration will prepare a bid package. HRC will provide a proposal for engineering design costs and construction costs.

D. TREE INVENTORY

Campbell and Johnston gave an overview. The Administration has researched options for a complete street tree inventory throughout the Village. Many tree care professionals were asked to submit proposals with timelines, cost, and software. To properly care for the urban forest in Beverly Hills we need to know what we have. A street tree inventory/assessment is a perfect way to do that. An inventory will provide the following inspection data for Village trees:

- Locations (Address and GPS coordinates)
- Date inventoried
- Species
- Size
- Multi-stem trees
- Condition/ Health
- Structural defects/ Maintenance needs
- Risk assessment/ Rating/ Residual risk
- Further inspection needs
- Overhead utilities
- Stumps
- Planting sites

Maintenance of the Village’s urban forest is necessary to sustain tree benefits and minimize risks. The Village of Beverly Hills should be proactive in pruning and vigilant in monitoring for potential hazards and tree health problems. A predetermined routine maintenance schedule can help manage costs in the long term and reduce the time and expenses involved with emergency removals and clean-up.

To assess roughly 5,500 trees would take staff approximately 156 working days, that timeframe does not include time it would take for data entry. Tree inventory/mapping software for this project would cost \$3,500-\$7,000 a year depending on the complexity of our tree assessment requirements. The Village has spoken with numerous qualified tree care professionals, with teams of arborists, and one other consulting arborists have been contacted by Village staff to complete a street tree inventory for the Village of Beverly Hills.

In the meantime, the Village applied for the DNR Urban Community Forestry Program Grant in September 2023. The grant application is currently under review. Awardees are expected to be

announced by the end of November. After a determination is made on the grant applications, the Administration will present a proposal and recommendation to Council.

George stated that inventory management and replacement are two different components.

There was discussion about the costs of planting and maintaining trees.

Johnston talked about pruning and removal of trees prior to replacement. He commented on performing ground assessments and obtaining software to maintain a working list.

Hrydziuszko said that she would like to see any invasive species identified during this process removed as part of the project.

PUBLIC COMMENTS

None.

MANAGER'S REPORT

Beverly Hills Women's Club - The Administration would like to thank the Beverly Hills Women's Club for donating funds to pay for a Knox Box for residents who may need assistance from the Public Safety Office. A Knox Box is a small, wall-mounted safe that holds building keys for Public Safety Officers to retrieve in emergency situations. As the Public Director stated in his weekly report, "[T]hank you, Janet Mooney, and members. What a blessing for the residents and families." Thank you to the Women's Club for their generous donation.

Lions Club Annual Candy Cane Collection - The Beverly Hills Lions Club is hosting its annual Candy Cane Collection in Beverly Hills from November 22 to December 24. They will be soliciting donations at Market Fresh and at the Corners Shopping Plaza. Funds raised will go to charities that support the vision and hearing impaired.

Beverly Hills Little League - The Beverly Hills Little League is hosting its annual public BHLL Board meeting on Thursday, November 30th at 7:00 pm at the Beverly Hills Village Office (18500 W. 13 Mile Rd, Beverly Hills, MI 48025). They have several open board positions as this is the last year for several of their volunteers. They are looking for anyone interested in joining the Little League Board to attend this meeting. During this meeting, the league President, Aaron Olds, will go over open board positions, the associated responsibilities, and answer any questions that potential volunteers may have.

Tree Planting - Thank you to the Parks & Recreation Board and all of the volunteers who participated in the community tree planting and buckthorn removal on Saturday, November 11th at Beverly Park. 21 trees of various species were planted at Beverly Park thanks to grant funding from the DTE Energy Foundation.

Last Day for Curbside Chipping - Last curbside chipping of the season will be the week of November 27, 2023. The last day for yard waste collection is December 11/12. Both chipping and yard waste collection will resume in April.

Thanksgiving Holiday- The Village Office will be closed on Thursday, November 23 and Friday, November 24 for Thanksgiving.

COUNCIL COMMENTS

Drummond said he attended the Baldwin Public Library Board meeting last night and noted that they have a ton of events and classes. He suggested linking BPL's calendar on the Village website.

Kecskemeti said she appreciates all the updates on infrastructure. She said free COVID tests are available through the USPS.

O'Gorman wished everyone a Happy Thanksgiving. He encouraged everyone to reach out to friends and family during the holiday season, especially if they live alone.

Abboud said MML's Elected Officials Academy training is available and encouraged Council to take courses. He said the Senior Advisory Council is working on goals for 2024. He reported that Prop 1 passed in the City of Birmingham, which will help support the senior population. He said coats are being collected through November 30th through the County Sheriff's Office's Coats for the Cold Drive. He relayed a resident's concerns about a proposed sidewalk in front of her house. He wished everyone a Happy Thanksgiving.

Hrydziuszko reported that the Parks & Recreation Board discussed Beverly Green and making adjustments to the original concept plan at their last meeting. She said they are starting to work on a timeline and phases over the next few years for Beverly Green. She said sidewalks will connect Beverly Green through SRTS. She wished everyone an enjoyable and relaxing Thanksgiving.

George noted that Michigan State University will be playing at Ford Field this weekend. He encouraged people to donate to the Coats for the Cold Drive. He said the Michigan Natural Resources Trust Fund Board will be holding a public meeting on December 13th to go over grant applications, which Beverly Hills submitted 2 applications for. He said the Village is balancing a lot with infrastructure improvements on all sides of the community. He said the tree planting and buckthorn removal event on November 11th was great and thanked Marvin from ReLeaf for helping out. He said he appreciates Administration's work on the infrastructure updates. He asked that an item to create a joint Council/Parks & Recreation Subcommittee to work on the 2050 vision for Beverly Park be added to the next agenda.

ADJOURNMENT

Motion by Mooney, second by Abboud, to adjourn the meeting at 10:33 p.m.

Motion passed.

John George
Council President

Kristin Rutkowski
Village Clerk