

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
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

David Tobaben, Orchard Way Court, asked about the progress of the Beverly Park 2050 Vision subcommittee.

CONSENT AGENDA

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

1. Review and consider approval of minutes of a regular Council meeting held March 5, 2024.
2. Review and file bills recapped as of Monday, March 11, 2024.

Roll Call Vote:

Motion passed (7-0)

BUSINESS AGENDA

REVIEW AND CONSIDER INVESTMENT CONTRACT WITH SCHWARTZ & CO INVESTMENT ADVISORS

Campbell gave an overview. An investment contract with Schwartz & Co Investment Advisors was provided to Council. Representatives from Schwartz & Co attended the March 5th meeting at the request of the Village Administration. The investment goals are higher yields, diversity, and improved cash management within the constraints of municipal investing. The yield will be greater in the long term with Schwartz & Co and the costs will be less or comparable to Comerica.

Although the Village has a significant amount in a pooled fund with Comerica, it should be emphasized that each fund has dedicated cash that can only be utilized by that specific fund. Operating cash needs vary per fund depending on the timing of revenue received and expenditures paid out. Excess operating cash available to invest currently exists in the General Fund and the

Public Safety Fund. The Administration recommends engaging the services of Schwartz & Co Investment Advisors to manage an initial investment of \$4 million. Additional investment activity will be managed by the Finance Director and the Village Manager in association with the representatives of Schwartz & Co.

Mooney asked about Schwartz’s experience with municipalities and what type of research Administration did before selecting this organization. He noted that Oakland County does this type of work for other municipalities and thinks it would be worth looking into. He said Administration should do its due diligence and get comparisons.

Abboud said he was concerned with the rates as presented.

Kecskemeti agreed with Mooney’s comment on due diligence and suggested tabling this item to allow Administration to do more research.

Motion by Mooney, second by Abboud, the Beverly Hills Village Council tables the investment contract item to allow Administration to gather more information from Oakland County and comparable municipalities.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER RAINCHECK PICKLEBALL, LLC’S APPLICATION AND REQUEST FOR A QUOTA C LIQUOR LICENSE

Campbell provided an overview. The Village received an application from Raincheck Pickleball, LLC, dba Paddle & Par, requesting a Quota Class C liquor license from the Village of Beverly Hills. The applicant is also requesting a Sunday Sales Permit (AM/PM), Dance/Entertainment Permit, and one Additional Bar Permit. The application is attached for your review along with a memorandum from the Village Attorney addressing the application. In December of 2023, the Council approved a special land use approval for the applicant to establish an indoor commercial recreation facility that includes pickleball.

The applicant is requesting a Class C, retail – on premises license for the facility. In addition to the application, enclosed is a letter of support from another liquor license holder in the Village of Beverly Hills, supporting this application presented to Council.

Ryan noted that the requested regular hours are 7 a.m. – 10 p.m., Sunday through Thursday and 7 a.m. – midnight, Friday and Saturday.

Kecskemeti asked for clarification on the dance permit.

Kelly Allen, attorney, and Neal Check, applicant, were present to answer questions. Allen said that a dance permit is required by the Liquor Control Commission in order to have special events and that the dance floor space is 10x10 feet. She said that an Entertainment permit is required if any interaction occurs between the entertainer, such as a magician, and the public. She noted the Class C License would be for beer, wine, and spirits and that they are also requesting a Sunday sales permit. She said the establishment will have a very limited kitchen and will not be a fine dining

restaurant nor a drinking destination. She said the State Liquor Control requires a consumption and safety management plan.

It was noted that letters of support from neighboring establishments were included in the packet.

O’Gorman asked what sort of authority the Council would have if there are any issues with the business or liquor license. Ryan stated that the liquor license has to be renewed with the state every year, so if the Village had issues with the operation, then Council could make a recommendation to the LCC to not renew or to revoke the license.

Overall, the Council agreed that Paddle & Par is a good concept and they are looking forward to having more recreation opportunities in the Village.

George expressed concern with what is presented vs. what it may become.

O’Gorman said he hopes it remains family oriented.

Motion by Kecskemeti, second by Mooney, be it resolved that the Beverly Hills Village Council approves Raincheck Pickleball’s application and request for a Quota – Class C, retail-on premises liquor license from the Village of Beverly Hills at the address of 31535 Southfield Road, Beverly Hills, MI 48025, and a Sunday Sales Permit, Dance/Entertainment Permit.

Roll Call Vote:
Motion passed (7-0)

REVIEW AND CONSIDER PROPOSAL FROM THE WM. ELLIS COMPANY FOR IMPROVEMENTS TO THE PUBLIC SAFETY BUILDING’S KITCHEN, CEILING, AND WINDOWS

Campbell gave an overview. The kitchen, blinds, ceiling tiles, and light fixtures at the Public Safety Building are in need of replacement. They are outdated and inefficient. Administration received two quotes from reputable contractors, Wm. Ellis Company, and Lee Construction. Both have given us proposals with similar services, products, and warranties for replacing ceiling tiles and light fixtures, tinting windows, and remodeling the kitchen.

Wm. Ellis Co. performed improvement work to the Public Safety Building last year, and the Administration was satisfied with their work. It is the Village of Beverly Hills staff’s recommendation to approve the Wm. Ellis Company agreement as proposed. They are the lowest bid at \$153,499.73. Funds are available in account 205-900-975.05.

Mooney asked if this item was formally bid and Campbell said no. Mooney said that per the charter, this project should be bid out. Ryan noted that it is not a professional service.

Motion by Mooney, second by Abboud, the Beverly Hills Village Council tables the Public Safety Building improvements item and instructs administration to request sealed bids for the project.

Roll Call Vote:

Motion passed (7-0)

REVIEW AND CONSIDER PURCHASE OF SUBSCRIPTION TO POWER DMS TO ASSIST THE VILLAGE IN ACHIEVING ACCREDITATION FROM THE MICHIGAN ASSOCIATION OF CHIEFS OF POLICE

Campbell gave an overview. The Public Safety Department is requesting that the Village purchase and acquire the Power DMS “Power Policy and MACP-Standards” subscriptions to aid us in our accreditation process. The Michigan Association of Chiefs of Police recommend we obtain subscription to complete the 2-year program. Both computer solutions services are provided by Power DMS and are considered essential to achieving accreditation by the Michigan Association of Chiefs of Police. Power DMS is designed to organize, update, and track a department’s policies, standardized practices, and training records. These same Power DMS services are used by: Birmingham PD, Royal Oak PD, Bloomfield Hills DPS, Bloomfield Twp PD, Lathrup Village PD, Berkley DPS and Southfield PD.

Power DMS is based out of 2120 Park Place, Suite 100, El Segundo, Ca. 90245. We have received a prorated quote for two years of service, which would be required for the accreditation process, for a total of \$14,212.50. There is a one-time MMRMA RAP Grant for the initial implementation of Power DMS. The grant would be 50% off the first year of service only, refundable after its successful implementation and may be up to \$3,643.75.

Torongeau answered questions from Council about the accreditation process.

George said that this will be a better platform for the department to use.

Motion by Abboud, second by Mooney, be it resolved that the Beverly Hills Village Council approves the purchase of the Power DMS subscription to assist the Public Safety Department in achieving accreditation from the Michigan Association of Chiefs Police Standards in the amount of \$14,212.50. Funds are available in Account 205-345-933.00.

Roll Call Vote:

Motion passed (7-0)

REVIEW AND CONSIDER DISSOLUTION OF FUNDS 403 AND 404

Campbell gave an overview. Fund 403 Stafford SAD and Fund 404 Hummell/Coryell SAD are Special Assessment District Funds. Both SADs are complete and there is no longer activity in the funds. The recommended action is as follows:

Fund 403 – write off the balances in this fund as of July 1, 2023 to the Local Road Fund. Balances are under \$3k.

Fund 404 – transfer the cash balance of roughly \$56k as of July 1, 2023 to the Local Road Fund to be allocated to the sidewalk maintenance expenditure.

Village Administration recommends the dissolution of Fund 403 and Fund 404 effective July 1, 2023 and balances transferred as indicated above.

O’Gorman asked if funds could go back to the residents that paid into the special assessments.

Ryan said per the ordinance, if it is 5% or less than the project, then the money goes to the local fund.

O’Gorman said that he would like verification on the amounts before making a judgment. Mooney agreed that it is worth looking into, but that the property owners may not be the same today.

Motion by Mooney, second by O’Gorman, the Beverly Hills Village Council tables the dissolution of Funds 403 and 404 to give Administration time to report back on the project amounts and disbursements.

Roll call vote:

Motion passed (7-0)

REVIEW AND CONSIDER HOSTING VOLUNTEER APPRECIATION DINNER ON MAY 23, 2024

Campbell gave an overview. Volunteers are the backbone of this community and in the past the Village Council has hosted a Volunteer Appreciation Dinner for members of the Boards/Commission and their spouses as a way to say thank you for all of their time and work. The appreciation dinner is noted on page 45 of the Village’s Organizational Policies and Procedures Manual. The dinner has not taken place in a few years, but there has been discussion about bringing it back. Based on availability, Administration is recommending hosting the dinner at the Beverly Park Pavilion on Thursday, May 23, 2024 and asking the Council to waive pavilion rental fees. Upon approval, invitations will be sent out to current Board and Commission members and Council with more details.

O’Gorman said it would be reasonable to invite members who served during Covid since the event has not taken place in years.

Mooney suggested holding the event indoors.

Drummond said this is a great opportunity for different boards to get together and is a small token of appreciation.

Motion by Drummond, second by O’Gorman, the Beverly Hills Village Council waives pavilion rental fees for the Village of Beverly Hills’ Volunteer Appreciation Dinner on Thursday, May 23, 2024 from 4:30 to 9:30 p.m. and directs Administration to make arrangements for the dinner. Funds are available in account 101-101-955.00 (Miscellaneous).

Roll call vote:

Motion passed (7-0)

SET BUDGET STUDY SESSION DATE

Every year the Council and Administration have a budget study session to review the preliminary draft budget. Administration recommended the budget session for Fiscal Year 24-25 be held on Monday, April 22, 2024 at 6:00 p.m. Council had no objections, so the Budget Study Session will

be held on April 22, 2024 at 6:00 p.m. in the Village Council Chambers located at 18500 W. 13 Mile Road, Beverly Hills, MI 48025.

PUBLIC COMMENTS

None.

MANAGER’S REPORT

Community Project Federal Funding Awarded to Beverly Hills for a Water Main Replacement Project - Earlier this week, we were informed that the Village’s Community Project Funding request through the Department of Environmental Protection, STAG – Drinking Water State Revolving Fund, has been accepted and funded at an amount of \$959,752. We filed this request one year ago, and the bill was signed in the last few days. We requested \$2 million dollars for this project last year through Congresswoman Tlaib’s office. As you may recall, the project involves the abandonment of approximately 18,000 feet of rear yard mains, the construction of approximately 18,000 feet of rear yard 4-inch water mains and the construction of approximately 8,200 feet of new 8” main to complete looping on streets and installation of 305 new 1” service lines. This funding will cover the Pierce loop that is scheduled to be done in the next 16 months. The Village has a 20% required match. The award and the Village match will cover the vast majority of the costs of installing the new 8” water main on Pierce. I want to thank Congresswoman Tlaib’s office for their assistance and support.

Compost Available - Compost is now available for residents to pick up in the Village/Township parking lot for free! Special thanks to SOCRRA for delivering compost early this year since we’ve had pretty warm weather.

Park Cleanup - Our annual Park Clean Up is two months away! Join us on Saturday, May 4th from 9:00 am to 12:00 pm at Beverly Park! Please wear closed toe shoes and bring gloves. If you would like to volunteer, please click here to sign up:

[https://www.signupgenius.com/go/9040F44A4AF2FA46-48209782-](https://www.signupgenius.com/go/9040F44A4AF2FA46-48209782-park?fbclid=IwAR1c4ri7eAwtgiY4pMAyVm9wvvcEPhVdsBSQCtUH-8H8eg2UGIW5sezFnhk)

[park?fbclid=IwAR1c4ri7eAwtgiY4pMAyVm9wvvcEPhVdsBSQCtUH-8H8eg2UGIW5sezFnhk](https://www.signupgenius.com/go/9040F44A4AF2FA46-48209782-park?fbclid=IwAR1c4ri7eAwtgiY4pMAyVm9wvvcEPhVdsBSQCtUH-8H8eg2UGIW5sezFnhk)

Staff Update - Please be advised that Planning and Zoning Administrator Mark Stec put his two-week notice in on Monday of this week. We will put up a job posting for the planning position on Monday. Carissa Brown will help out while the job is posted, and Planning Consultant Brian Borden will be assisting us as well.

Cybersecurity Update - The Village Administration will be undergoing cybersecurity education with UHY in the coming weeks, and UHY will be presenting a report to Council regarding our Vulnerability Assessment and recommendations to improve the Village’s Cybersecurity. Please be advised that the Village also received a RAP grant of \$10,000 to go towards our Vulnerability Assessment. I would like to thank Jay Blenkhorn for managing much of the assessment process and applying for the grant funding.

Village Office Closed - The Village Office will be closed on March 29, 2024 in observance of Good Friday. The Village office will reopen on April 1, 2024.

Yard Waste Pickup Resumes March 25 - Yard Waste Pickup will resume a week early this year, beginning the week of March 25, 2024. Place compostable items in one of the following containers:

- Garbage can with a Recycle Beverly Hills or SOCRRA yard waste label; or
- Brown paper bag designed for yard waste disposal.

Annual Report - The Birmingham Area Cable Board has provided the Village with its 2023 Annual Report. A copy of the report was included in the meeting packet.

Quarterly Report - Public Services and Water's report for the first quarter of 2024 was included in an updated version of the meeting packet and sent to the Council for review.

Keckskemeti asked if discussions can be had with SOCRRA to move up the yard waste collection date going forward.

COUNCIL COMMENTS

O'Gorman thanked Stec for his work for the Village. He said he was a good communicator and appreciated his expertise. He wished everyone a safe and fun spring break.

Abboud thanked Stec. He acknowledged Congresswoman Tlaib's Office for helping secure federal funding for the Village. He said he was up for reelection for SEMCOG's Executive Committee. He congratulated Blenkhorn on his promotion. He said he was recognized as a Level 3 in the Elected Officials Academy at the MML Convention. He reported that the Senior Advisory Council discussed transportation for senior citizens in Oakland County and regional transit options at their last meeting. He mentioned that Next's fundraiser, Birmingham's Big Night Out, will be on April 4, 2024. He said Next hosts a ton of events and highlighted a wellness event that they are holding. He wished the Muslim community a Happy Ramadan.

Mooney thanked the Public Safety Department for responding and saving Jon Oen's life recently. He wished Oen a speedy recovery. He thanked Abboud for advocating for funding from Congresswoman Tlaib's Office. He said he will attempt to moderate his ways but will say something if he thinks Administration is not reporting things accurately.

Hrydziuszko wished everyone a happy spring. She said a Parks & Recreation Board meeting will be held Thursday, March 21st and invited all to attend if they would like to get involved in upcoming events, such as the Memorial Day Parade.

George noted that he meant to congratulate the Berkshire Wildcats volleyball team during his comments at the previous meeting. He wished a speedy recovery to Oen. He gave an update on the Beverly Park 2050 Vision Subcommittee and said they would be meeting over the weekend to review the Master Plan bids they received. He thanked Blenkhorn for helping secure a grant to help cover cybersecurity costs. He thanked Campbell for helping secure federal funding for water projects. He talked about abandoning 4" mains. He noted the Park Clean Up event will be held on May 4, 2024. He thanked Stec and wished him well. He wished Johnston a happy birthday. He talked about the way Council goes about asking questions and said that they should give Administration an opportunity to get answers and information since there are so many projects going on simultaneously.

ADJOURNMENT

Motion by Mooney, second by Abboud, to adjourn the meeting at 9:06 p.m.

Motion passed.

John George
Council President

Kristin Rutkowski
Village Clerk