

**Beverly Hills  
Regular Village Council Meeting  
Tuesday, June 19, 2018**

**Municipal Building  
18500 W. 13 Mile Rd.  
7:30 p.m.**

### **AGENDA**

Roll Call/Call to order

Pledge of Allegiance

Amendments to Agenda/Approve Agenda

Community Announcements

Public Comments on items not on the published agenda

Consent Agenda

1. Review and consider approval of [minutes](#) of a regular Council meeting held June 5, 2018.
2. Review and file [bills](#) recapped as of Monday, June 11, 2018.

Business Agenda

1. [Appoint](#) various members to boards/commission.
2. [Announcement](#) of Cable Board vacancy.
3. Review and consider second [resolution](#) establishing ballot language for the November 2018 election amending Chapter 9 of the Village Charter; 9.1 Power to Tax.
4. Second reading and possible adoption of an [ordinance](#) amending Chapter 22 Section 22.08.150 Fence, Wall & Privacy Screen Regulations of the Municipal Code.
5. Presentation from sub-committee regarding backyard [chickens](#).
6. Review and consider resolution to create an ad hoc joint [senior services](#) committee.
7. Review and consider [amendments](#) to FY 2017/18 budget.

Public comments

Manager's [report](#)

Council comments

The Village of Beverly Hills will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities attending the meeting upon three working days notice to the Village.

Individuals with disabilities requiring auxiliary aids or services should contact the Village by writing or calling Ellen Marshall, 18500 W. Thirteen Mile, Beverly Hills, MI 48025 (248) 646-6404.

Present: President Mooney; President Pro-Tem Peddie; Members: Abboud, Delaney, Mueller, Nunez, and Oen

Absent: None

Also Present: Village Manager, Wilson  
Village Attorney, Ryan  
Village Clerk, Marshall  
Public Safety Director, Torongeau

President Mooney called the regular Council meeting to order at 7:30 p.m. in the Village of Beverly Hills municipal building at 18500 W. Thirteen Mile Road. The Pledge of Allegiance was recited by those in attendance.

### **AMENDMENTS TO AGENDA/APPROVE AGENDA**

Motion by Oen, second by Mueller, to approve the agenda as published.

Motion passed.

### **COMMUNITY ANNOUNCEMENTS**

Janice Hausman, Chairperson of the Parks and Recreation Board, provided a recap of the 37<sup>th</sup> annual Beverly Hills Memorial Day Parade and Carnival. The event was held Monday, May 28, 2018. The extremely hot weather resulted in a lower attendance than usual, but those who attended had a wonderful time.

Hausman summarized the parade and carnival entertainment, games, and activities as well as the food truck offerings this year. A complete financial report is not yet available; however, it is anticipated that parade and carnival expenses will be covered by the generous donations from sponsors. Hausman named the sponsors, noting that they are listed on a banner displayed in the Village office. She asked that residents give their support to those businesses. Hausman thanked Patty Wainer and Jason Gross for their hard work organizing the parade. The Grand Marshal was Beverly Hills resident Norman Rubin, honored for his service in the Army during the Vietnam War.

She thanked those who participated in the Memorial Day Commemoration Ceremony, including Council member Rock Abboud, US Representative Sander Levin, State Representative Jeremy Moss, Paul Kleppert, and Keith Cole, recent recipient of a Congressional Gold Medal for his service in the OSS during World War II. Groves High School student, Allison Miller, performed TAPS, and members of Scout Troop 1024 acted as Honor Guard. The Village Women's Club presented the Public Safety Department with a quilt representing many locations in the Village. Hausman thanked all the volunteers for their efforts before, during, and after the event.

### **PUBLIC COMMENTS**

Laura Smuts, 13 Mile, would like to see sidewalks continued along 13 Mile west of Groves High School.

Rachael Hrydziusko, Evergreen, felt frustration with the reporting on backyard chickens during the May Planning Commission meeting. She would like packets made available to the public.

Chris Makris, Old Post Road, reported his neighborhood is being used as a cut through, from 14 Mile to Evergreen despite a previously installed stop sign.

Mike Bugenski, Carriage Lane, is concerned that heavy trucks are using his street as a turn around and would like to see more signage in this area.

Michelle Canine, Wellesley, expressed her concerns that the lack of sidewalks and no clear signage for bus stops, combined with a rise in traffic, creates a high risk of accidents.

Mooney committed that Administration would be in touch, and consider a traffic study and further action.

Kay Michael, Kirkshire and Cynthia Nagle, Kirkshire, spoke representing the Concerned Owners of Kirkshire. They are concerned about new development, existing drainage problems, and maintaining the aesthetic of the neighborhood. She referenced the Vision and Goals for the Village of Beverly Hills in the Master Plan and what that looks like for the future of her neighborhood.

Mooney referred them to the Planning Commission with their concerns.

#### **CONSENT AGENDA**

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

1. Review and consider approval of minutes of a regular Council meeting held May 15, 2018.
2. Review and file bills recapped as of Tuesday, May 29, 2018.
3. Review and consider appointment of Village representative and alternate to the Southeastern Oakland County Resource Recovery Authority Board.
4. Review and consider appointment of Village representative and alternate to the Southeastern Oakland County Water Authority Board.

Roll Call Vote:

Motion passed (7-0)

#### **BUSINESS AGENDA**

##### **PUBLIC HEARING TO RECEIVE COMMENTS ON A PROPOSED ORDINANCE AMENDING CHAPTER 22 SECTION 22.08.150 FENCE, WALL, AND PRIVACY SCREEN REGULATIONS OF THE MUNICIPAL CODE**

The Planning Commission previously held a public hearing and made a recommendation to Council to update a portion of Chapter 22, Section 22.08.150 Fence, Wall, and Privacy Screen regulations to allow 6ft, solid fencing in two Residential Zone Districts. Upon review by the Village Council and the Village Attorney, a subcommittee was formed to modify the language. The subcommittee, comprised of members of Council, Planning Commission, and Administration, met several times to discuss modifications to the ordinance language based on the discussions at the Council meetings.

The recommended language allows property owners to apply to Village Administration for a fence up to six (6) feet tall and/or solid style under certain conditions. If these conditions cannot be met, the property owner can apply to the Planning Commission under a different set of conditions. The

conditions by which six foot and/or solid style fencing would be permitted were specifically drafted to allow fencing in areas with smaller lots, denser housing, adjacent non-compatible uses, and a higher concentration of existing six foot solid fencing. Likewise, these conditions place a higher burden on property owners in areas of the Village with larger lots and few-to-zero existing six foot fences. Allowance of such fencing would only be permitted in the rear yards.

Attorney Ryan drafted a clause requiring existing fences that do not meet ordinance requirements due to height or opacity be brought into compliance. The Village will require a permit and inspection to ensure the fence is installed in a manner that is consistent with the proposed ordinance requirements including location, orientation, material, and maintenance standards. Administration is proposing a deadline of six (6) months from date of adoption of ordinance language to bring noncompliant/illegal fences into compliance or be removed.

If a resident seeks a taller and/or more opaque style fence in the rear yard, they must demonstrate they meet standards enumerated in section B, 2. for either Administrative or Planning Commission approval.

Those standards are:

Applicant must demonstrate that at least one of the following conditions is met for Administrative approval. Administration has the discretion to require review by the Planning Commission when there is a question of interpretation for consistency with the intent of this ordinance.

- Spacing between residences is less than that required by Section 22.08.090, 22.08.130 or 22.24 of the Zoning Ordinance, whichever is applicable.
- The subject site is adjacent to a non-single family residential land use or Zone District.
- The subject site cannot support vegetative screening in lieu of the proposed fencing. The applicant shall provide supporting documentation of this from a licensed landscape architect or registered arborist.
- At least one residential parcel within 200' of the subject site on that side of the street in that block or at least one abutting residential parcel contains permitted fencing of similar height and/or opacity. To document this, the applicant shall prepare a neighborhood lot study that includes a map of the study area and photograph(s) of existing fencing. An existing privacy screen as allowed in Section 3 Privacy Screens shall not be used as consideration for compliance with this standard.

In the event applicant does not meet any above criteria, applicant must demonstrate that at least one of the following conditions is met for Planning Commission approval. The property owner or occupant of any parcel(s) abutting the subject site shall be given fifteen (15) day notification of the date and time of the meeting at which the request shall be reviewed.

- The subject site and/or an abutting parcel has an unconventional lot, yard and/or dwelling orientation (i.e., side yard adjacent to rear yard, pie-shaped lot adjacent to rectangular lot, or those with multiple parcels contiguous to a single lot line).
- Installation of such fencing would mitigate an essential safety and/or privacy concern.

In addition to condition(s) above, applicant must demonstrate that all of the following conditions are met:

- The size, height and location of the fence does not endanger the public safety.
- The size, location, height, design, and materials of the fence are aesthetically in harmony with the property on which it is located.



- The proposed removal of vegetation and trees and disturbance to natural terrain has been minimized.
- The size, height, design, and location of the fence does not create a traffic or pedestrian hazard.

The proposed language also includes improvements to other sections for clarity and accuracy including updates in definitions, materials, maintenance, and height, and the addition of graphics to illustrate text meaning. The Planning Commission voted to recommend Council approve the proposed updates at their meeting held May 23, 2018.

Mooney opened the public hearing at 8:15 pm.

Steve Macke, Chelton, reported that Beverly Hills has been voted the best place to raise a family. Having yards without fences leaves wide open spaces for neighbors to better connect.

Sharon Tischler, Virmar Court, reminded residents that if the ordinance passes, there may still be deed restrictions or HOA rules in place related to fences. She expressed concern related to maintenance requirements.

The public hearing was closed at 8:21 pm.

**FIRST READING OF AN ORDINANCE AMENDING CHAPTER 22 SECTION 22.08.150 FENCE, WALL, AND PRIVACY SCREEN REGULATIONS OF THE MUNICIPAL CODE**

Tom Ryan clarified that Section A.7 provides for maintenance requirements.

All of Council thanked the subcommittee for their efforts and hard work on drafting this ordinance.

Peddie reiterated that this draft is a true compromise between subcommittee members who are both in favor of and opposed to six fences. The proposed ordinance does require proof of hardship, and an application for a permit. Applicants will be required to go before the Planning Commission if conditions are not met. Additionally, all non-compliant fences will be required to be repaired or removed by a set date.

Mueller believes that the provision of “200 foot radius containing a similar fence” is not a sufficient reason to allow a fence, and each petition should be considered on its own merit. He also suggested that a requirement of application must be proof that the fence is compliant with any deed or HOA restrictions.

The Council agreed that the ordinance should have the requirement of proof that the fence is compliant with any deed or HOA restrictions.

Nunez explained that the “200 foot radius” provision was put in place because if there are fences located 200 feet or less from a property, then six foot fences would be considered part of the character of the neighborhood.

Mooney thanked all the residents for their comments, and the subcommittee for reaching an agreeable compromise. The primary focus once the ordinance is passed will be on Administration related to enforcement and follow up.

**REVIEW AND CONSIDER SITE PLAN APPROVAL FOR PROPOSED RENOVATIONS TO 31015 SOUTHFIELD ROAD, BP GAS STATION**

The Village Administration and Planning Commission have been working with representatives from BP Gas Station, 31015 Southfield Rd, for proposed redevelopment of the site. The petitioner is proposing to enclose the former car wash and enclose the space on the south end of the building that is open with an awning cover to expand the convenience store area. The building façade will be updated with this expansion, the canopy posts will be enclosed in brick and fuel pumps will be replaced, there will be landscaping improvements, and the existing light poles will be painted. The plans have been reviewed by the Village Engineer who noted limited impact on existing infrastructure, the Village Planning Consultant whose comments were provided, and the Fire Marshal who has preliminarily reviewed the plans but will require sealed prints at the time of permit issuance for final approval.

After thorough review and comment over a number of meetings, the Planning Commission recommended conditional approval at their meeting held January 24, 2018. The meeting minutes were provided and the conditions for their recommended approval are summarized as: Removal of guardrail on the west and north side of the property; Removal of donation collection boxes; Light poles, canopy, and vent pipes painted to match building façade; repainting of any other existing structures on property; Asphalt should be repaired or replaced to a safe condition; The plans should contain all proposed elevations including sidewalk and pump bases; Removal of all unused equipment on roof and proper screening for the mechanical equipment on ground or roof; and replacement of existing pumps.

The petitioner has submitted plans that appear to meet all those conditions except the requirement to paint the canopy to match the building façade. The petitioner contends the canopy paint colors are dictated by the fuel company and must remain in the color scheme that matches corporate branding.

Project Engineer Ziad El-Baba, P.E. was present representing the owner. He explained that the bottom vinyl panels will be replaced, the pumps will be replaced, and the columns will be enclosed in brick.

Delaney was optimistic about the potential improvements being made, but is disappointed in the current redevelopment proposal. He is very concerned about what will happen with the canopy which is currently corroded and full of holes.

El-Baba explained that the lighting will all be replaced with recessed lighting, and the canopy requirements are set forth by BP Corporate.

Peddie confirmed that the concrete will be replaced with large pieces, and that the landscaping will be verified by a landscape architect.

Oen verified that there would be no changes or replacement of the sign at the corner of the property.

Nunez spoke with the BP Corporate office, and they informed him the color and design has been changed on a corporate level, and will be required to be updated and changed.

Wilson explained that the applicant appears to have met all the requirements as put forth by the Planning Commission. The canopy changes can be specified in the motion, and all landscaping must be approved before final permitting is done.

Motion by Abboud, second by Oen, be it resolved that the Village Council approves the proposed site plan dated May 18, 2018 to renovate the existing building at 31015 Southfield Road, BP Gas Station contingent on the removal of guardrails on the west and north side of the property; removal of donation collection boxes; light poles, and vent pipes painted to match building façade; replacement of canopy underside; repainting of any other existing structures on property; asphalt should be repaired or replaced to a safe condition; the plans should contain all proposed elevations including sidewalk and pump bases; removal of all unused equipment on roof and proper screening for the mechanical equipment on ground or roof; replacement of existing pumps; subject to Fire Marshal review and approval, and Village Engineer review of site engineering, including grading, drainage and utilities.

Roll call vote:

Motion passed (5-2)

Oen	No
Peddie	Yes
Abboud	Yes
Delaney	No
Mooney	Yes
Mueller	Yes
Nunez	Yes

#### **REVIEW AND CONSIDER RESOLUTION ACCEPTING DONATION FROM SOUTH BERKSHIRE CIVIC ASSOCIATION**

The Village has been approached by the South Berkshire Civic Association about a possible donation of their existing Association funds. The Association has not met in many years and is going through the process of a legal dissolution yet retains an account of funds from Association dues paid in the past. As the Association is defunct, further inactivity could result in the current funds being remitted to the State of Michigan. In lieu of that occurrence, the Association has requested that the Village accept a donation of their existing funds and for these funds to be utilized for an improvement that would benefit the Association. The Association currently holds over \$16,000 in funds.

The Village Attorney has drafted an agreement by which the Village could accept and hold the donation for later use of the benefit of the Association. There have been some recommended improvements including new street lighting, signage and painting or repairs of fire hydrants. Village Administration has reviewed the proposed agreement and believes it to be in the best interest of the Village.

#### **VILLAGE OF BEVERLY HILLS**

##### **RESOLUTION TO ACCEPT FINAL DISTRIBUTION OF THE SOUTH BERKSHIRE CIVIC ASSOCIATION DISTRIBUTION OF ASSOCIATION FUNDS**

Moved by Delaney, and seconded by Mueller, to accept final distribution of the South Berkshire Civic Association Distribution of Association Funds.

WHEREAS, the remaining Board of Directors for the South Berkshire Civic Association, a Michigan non-profit corporation, is going through the legal dissolution process with the State of Michigan; and

WHEREAS, the Article of Incorporation state that the purpose of the Corporation is to protect the property values and to guard the general interests of the members of the corporation; and

WHEREAS, MCL 450.2855(c) provides that the asset of a dissolved corporation held for a charitable, religious, eleemosynary, benevolent, education or similar purposes shall be transferred to certain entities, including governmental agencies, engaged in similar activities as those of the dissolved corporation; and

WHEREAS, the remaining Board of Directors deems that the Village of Beverly Hills qualifies as such an entity through MCL 450.2855(c) and engages in activities that further the stated purpose of the Corporation.

NOW THEREFORE, be it resolved that the Corporation distribute its remaining assets to the Village of Beverly Hills, Michigan pursuant to MCL 450.2855(c) for the purpose of funding the following suggested items to benefit the Residents of the Association:

The Association consists of the following Subdivisions:

Coryell Estates, Coryell Estates #1, Kennoway Meadows, Kennoway Meadows #1, Berkshire Valleys #1, Berkshire Valley #2, Berkshire Valleys #3.

Which include the following Streets and Islands:

Elwood, Plantation, Coryell, Embassy, Buttonwood Ct., Marimoor, Leemoor, Stellamar, Vernon, Wendbrook, Woodhaven, Billington Ct., Orcutt, Virmar, Normandale and Gates.

The following are suggested items where the funds could be used to benefit the Residents of the Association:

- 1) Street light on Evergreen at Coryell.
- 2) New street signs and posts throughout the Association.
- 3) Re-paint and or replace, if needed, fireplugs throughout the Association.

BE IT FURTHER RESOLVED, that the assets given to the Village of Beverly Hills shall be used for public purpose as listed in the policy adopted by the Village of Beverly Hills regarding Charitable Donations.

Roll call vote:

Motion passed (7-0).

**REVIEW AND CONSIDER COST PARTICIPATION AGREEMENT BETWEEN THE OAKLAND COUNTY BOARD OF COMMISSIONERS AND THE VILLAGE OF BEVERLY HILLS TO RECONSTRUCT 14 MILE ROAD FROM WEST LAHSER ROAD TO WEST VILLAGE LIMITS**

The Village of Beverly Hills applied to the Oakland County Board of Commissioners for funding reconstruction of 14 Mile Rd. from west of Lahser Rd. to the west Village limits through the Commissioner's Pilot Local Road Improvement Matching Fund Program. The Village was awarded \$16,801 towards this project. The estimated total cost for the project is \$300,672.00.

Motion by Delaney, second by Abboud, be it resolved that the Council for the Village of Beverly Hills approves the 2018 Local Road Improvement Matching Fund Pilot Program Cost Participation Agreement and authorizes the Village Manager to sign the agreement. The Village was awarded \$16,801 towards this project, and the estimated total cost for the project is \$300,672.00.

Roll call vote:  
Motion passed (7-0).

**REVIEW AND AFFIRM PROPOSED PLANNING COMMISSION BY-LAWS**

At the meeting held February 20, 2018, the Village Council directed Planning Commission to develop proposed bylaws to be reviewed by Council not later than September 2018. A draft of bylaws has been provided to Council which include procedural guidelines for the general public in attendance. Both the Village Ordinance, Chapter 21 Village Planning, Section 22.01 (d) and the Michigan Planning Enabling Act require the adoption of Planning Commission bylaws.

After some discussion the Council agreed they wanted a clear outline of the allowances for the public to speak at Commission meetings.

**SECOND ANNOUNCEMENT OF VARIOUS BOARD/COMMISSION VACANCIES**

The following board members terms expire on June 30, 2018. All the members have been notified of their term expiration and those listed below wish to be considered for reappointment.

Council agreed in November of 2008 to make these vacancies open to the public as well as the currently seated member. Deadline for applications is Friday, June 8, 2018.

**Parks & Recreation**

Janice Hausman  
Bill Kondak  
Jennifer Ruprich

**Planning Commission**

Andrew Drummond  
George Ostrowski  
Bob Ruprich

**Zoning Board**

Chris Crossen  
Karen Mitchell  
Mary Ann Verdi-Hus

**Alt. members**

David Crawford  
Christina Gennari

All terms are for three years. This constitutes the second announcement of the vacancies with appointments scheduled to take place at the June 19<sup>th</sup> meeting. The Parks and Recreation

subcommittee will meet at 6:15 p.m., the Planning Commission subcommittee will meet at 6:45 p.m., and the Zoning Board subcommittee will meet at 7:00 p.m.

### **REVIEW AND CONSIDER RESOLUTION TO ADOPT 2018/19 INDUSTRIAL WASTE CONTROL CHARGES**

All non-residential water customers receive a charge of sanitary industrial waste control (IWC) on their water bills. These charges do not impact residential water bills. The rates are paid on water consumption and are based upon water meter size. These rates are established by the Great Lakes Water Authority (GLWA) and are passed down to non-residential users.

These rates were not included in the water rates for residential users passed by Council at the annual budget meeting as the new rates for FY19 were not yet available. These rates will be effective on July 1, 2018. Village Administration has reviewed these rates and recommends approval as submitted.

Motion by Oen, second by Nunez, to adopt the following Resolution:

### **VILLAGE OF BEVERLY HILLS RESOLUTION**

### **ESTABLISHING FY 2018/2019**

### **SANITARY INDUSTRIAL WASTE CONTROL CHARGES**

Non-residential premises within the Village connected to the water and/or sanitary sewer system shall pay a consumption charge based upon the amount of water used as shown by the water meter installed in each premises as follows:

### **Industrial Waste Control Charges**

<b>Meter Size</b>	<b>Monthly</b>	<b>Quarterly</b>
5/8"	\$ 3.59	\$10.77
3/4"	\$5.39	\$16.17
1"	\$8.98	\$26.94
1-1/2"	\$19.75	\$59.25
2"	\$28.72	\$86.16
3"	\$52.06	\$156.18
4"	\$71.80	\$215.40
6"	\$107.70	\$323.10
8"	\$179.50	\$538.50
10"	\$251.30	\$753.90
12"	\$287.20	\$861.60
14"	\$359.00	\$1077.00
16"	\$430.80	\$1292.40

Effective with all bills mailed after July 1, 2018 and thereafter until changed.

Roll call vote:

Motion passed (7-0).

### **DISCUSSION REGARDING FREQUENT POWER OUTAGES AND DTE ENERGY**

Delaney expressed serious concerns about the age of the power equipment in the Village and the frequency with which the Village loses power. Three years ago DTE was before the Village Council and committed to tree trimming around power lines yet they have not done any work.

Administration agreed to appoint a representative to work with Delaney to meet with DTE and get answers.

### **PUBLIC COMMENTS**

None.

### **MANAGER'S REPORT**

**Water Testing** – The Village has begun residential water testing as required by the DEQ. At this time, the focus is on getting samples from the first sixty (60) homes that meet the highest criteria as established by DEQ and EPA regulations. As of June 1, samples have been collected from roughly half of this group. Once these samples have been collected, tested, and submitted to the DEQ, testing will begin for the remaining residences that have requested to be tested. Some residents have reported difficulty in meeting the regulations set forth by the DEQ for collecting a valid sample. If a resident is unable to meet these requirements, their sample will be accepted and tested, however it cannot be included in the population reported back to the DEQ. Any resident who wishes to have their water tested can contact the Village and their water can be tested at no cost to them.

**Riverside/Hillcrest Drainage Issues** – The resident(s) along Riverside who have had issues with backyard drainage have been in discussions with Village Administration regarding the establishment of a Special Assessment District (SAD) to install the necessary infrastructure and make the necessary modifications to remedy this drainage issue. Under the terms for a Village SAD, the project would be completed and supervised by the Village with the cost split between the homeowners and the Village on an 80/20 basis. The Village allows the homeowners to place the assessment on their tax bill in equal installments over a period of 10 years to settle the assessment. Village Administration has spoken with representatives of both homeowners and they have both indicated they are agreeable to such a resolution. HRC is currently working on designing a project that will drain this area properly.

**Village Hall Renovation Final Payment** – Village Hall is in receipt of a request for final payment on the Village Hall renovation project. This project has been completed for some time, but the Village was holding money pending the resolution of an issue with the roof. There was a leak that took a long time to locate, and once it was found, final repairs could not be made until the weather was warmer. These repairs have been made and there have been no leaks with the recent heavy rains. Village Administration and the architects are confident that the repairs have been done correctly and are ready to prepare the final payment to close out this project.

**First July Meeting** – The first Council meeting in July is scheduled for the evening of Tuesday, July 3<sup>rd</sup>, and the next day is a holiday. If anyone is going to be unable to make it to this meeting please let President Mooney know to ensure a quorum.

**COUNCIL COMMENTS**

Nunez reminded incumbents that it would behoove them to attend the subcommittee application interview.

Mueller thanked the Parks & Recreation Board for another successful Memorial Day Parade and Carnival.

Abboud reported the Zoning Board of Appeals will meet June 11<sup>th</sup>. The Planning Commission subcommittees have reported their findings to the Commission and are preparing to present findings to Council. He thanked Public Safety Director, Torongeau for his officers' presence at the Parade and Carnival.

Peddie commended Public Safety on their quick response and control of a recent garage fire.

Mooney congratulated PSO Jeff Moore who was awarded the Officer of the Year (2018) by the department. He also congratulated PSO James Balagna who was awarded the MADD Mothers Drunk Driving (Life Saving) award for 2017-2018. He addressed misinformation and concerns that were recently posted on social media.

Motion by Oen, second by Nunez, to adjourn the meeting at 10:05 pm.

Motion passed.

**John Mooney**  
**Council President**

**Ellen E. Marshall**  
**Village Clerk**

**Elizabeth M. Lyons**  
**Recording Secretary**

THESE MINUTES ARE NOT OFFICIAL. THEY HAVE NOT BEEN APPROVED BY THE VILLAGE COUNCIL.



TO THE PRESIDENT & MEMBERS OF THE VILLAGE COUNCIL. THE FOLLOWING IS A LIST OF  
EXPENDITURES FOR APPROVAL. ACCOUNTS PAYABLE RUN FROM 5/28/2018 THROUGH 6/11/2018.

ACCOUNT TOTALS:

101	GENERAL FUND	\$69,040.98
202	MAJOR ROAD FUND	\$3,094.36
203	LOCAL STREET FUND	\$12,059.27
205	PUBLIC SAFETY DEPARTMENT FUND	\$57,355.48
592	WATER & SEWER FUND	\$365,950.86
701	TRUST & AGENCY FUND	\$2,478.56
	TOTAL	<u>\$509,979.51</u>
	MANUAL CHECKS- COMERICA	\$397.88
	MANUAL CHECKS- INDEPENDENT	\$1,721.55
	ACCOUNTS PAYABLE	<u>\$509,979.51</u>
	GRAND TOTAL	<u>\$512,098.94</u>

Check Date	Bank	Check	Vendor	Vendor Name	Invoice Vendor	Amount
Bank COM COMERICA						
06/11/2018	COM	78380	58731	ADVANCED SECURITY & FIR	ADVANCED SECURITY & FIR	96.00
06/11/2018	COM	78381	51629	ALLIANCE OF ROUGE COMMU	ALLIANCE OF ROUGE COMMU	3,421.00
06/11/2018	COM	78382	31164	APOLLO FIRE APPARATUS	APOLLO FIRE APPARATUS	2,316.21
06/11/2018	COM	78383	01100	APOLLO FIRE EQUIPMENT	APOLLO FIRE EQUIPMENT	627.85
06/11/2018	COM	78384	53284	APPLIED IMAGING	APPLIED IMAGING	161.80
06/11/2018	COM	78385	51802	ARROW OFFICE SUPPLY CO.	ARROW OFFICE SUPPLY CO.	73.76
06/11/2018	COM	78386	33004	BATTERIES PLUS	BATTERIES PLUS	53.89
06/11/2018	COM	78387	30920	BELLE TIRE	BELLE TIRE	506.99
06/11/2018	COM	78388	53585	BERGER CHEVROLET	BERGER CHEVROLET	36,243.00
06/11/2018	COM	78389	59761	BETTY CALLANAN	BETTY CALLANAN	200.00
06/11/2018	COM	78390	51409	BEVERLY HILLS ACE	BEVERLY HILLS ACE	106.83
06/11/2018	COM	78391	02400	BEVERLY HILLS WATER DPT	BEVERLY HILLS WATER DPT	656.37
06/11/2018	COM	78392	53417	BLUELINE IRRIGATION	BLUELINE IRRIGATION	180.00
06/11/2018	COM	78393	50489	BOB ADAMS TOWING	BOB ADAMS TOWING	755.00
06/11/2018	COM	78394	01000	BP	BP	30.77
06/11/2018	COM	78395	59757	BRIAN TULLEY	BRIAN TULLEY	100.00
06/11/2018	COM	78396	49980	C&G PUBLISHING	C&G PUBLISHING	42.00
06/11/2018	COM	78397	58959	CADILLAC ASPHALT, LLC	CADILLAC ASPHALT, LLC	120.00
06/11/2018	COM	78398	59347	CINTAS CORPORATION #31	CINTAS CORPORATION #31	45.80
06/11/2018	COM	78399	59323	CLEANNET	CLEANNET	858.00
06/11/2018	COM	78400	51439	COMCAST	COMCAST	132.73
06/11/2018	COM	78401	04500	COMEAU EQUIPMENT CO INC	COMEAU EQUIPMENT CO INC	27,271.69
06/11/2018	COM	78402	50826	CONSUMERS ENERGY	CONSUMERS ENERGY	732.91
06/11/2018	COM	78403	58820	CUMMINS BRIDGEWAY LLC	CUMMINS BRIDGEWAY LLC	536.35
06/11/2018	COM	78404	59759	DENISE MCDONALD	DENISE MCDONALD	200.00
06/11/2018	COM	78405	50919	DTE ENERGY	DTE ENERGY	831.76
06/11/2018	COM	78406	51385	DTE ENERGY	DTE ENERGY	1,995.49
06/11/2018	COM	78407	59134	DU-ALL DRAFTING & ART	DU-ALL DRAFTING & ART	236.23
06/11/2018	COM	78408	59760	ELIZA CHAYKA	ELIZA CHAYKA	100.00
06/11/2018	COM	78409	31830	ENTERPRISE COMPUTER	ENTERPRISE COMPUTER	449.00
06/11/2018	COM	78410	53489	GREAT AMERICA FINANCIAL	GREAT AMERICA FINANCIAL	600.00
06/11/2018	COM	78411	49646	GUNNERS METERS & PARTS	GUNNERS METERS & PARTS	605.00
06/11/2018	COM	78412	59766	H.G.S. CONSTRUCTION GRO	H.G.S. CONSTRUCTION GRO	5,650.66
06/11/2018	COM	78413	31202	HOME DEPOT CREDIT SERVI	HOME DEPOT CREDIT SERVI	1,356.10
06/11/2018	COM	78414	08500	HUBBELL ROTH & CLARK IN	HUBBELL ROTH & CLARK IN	2,541.39
06/11/2018	COM	78415	59010	HUNT SIGN COMPANY	HUNT SIGN COMPANY	252.00
06/11/2018	COM	78416	58950	HYDROCORP	HYDROCORP	284.00
06/11/2018	COM	78417	59423	JAMES HEALY	JAMES HEALY	350.00
06/11/2018	COM	78418	59755	JAMIE METIKOSH	JAMIE METIKOSH	300.00
06/11/2018	COM	78419	59758	KARI PAIK	KARI PAIK	300.00
06/11/2018	COM	78420	58974	KERRY CALLAGHAN	KERRY CALLAGHAN	200.00
06/11/2018	COM	78421	53316	LANG'S ON-SITE SERVICES	LANG'S ON-SITE SERVICES	421.00
06/11/2018	COM	78422	51792	LEXISNEXIS RISK Solutio	LEXISNEXIS RISK Solutio	30.00
06/11/2018	COM	78423	59619	LIVE WELL CUSTOM HOMES	LIVE WELL CUSTOM HOMES	1,250.00
06/11/2018	COM	78424	59762	MICHIGAN DEPT. OF TREAS	MICHIGAN DEPT. OF TREAS	50.00
06/11/2018	COM	78425	59614	MICHIGAN MUNICIPAL LEAG	MICHIGAN MUNICIPAL LEAG	4,881.00
06/11/2018	COM	78426	51408	MICRO CENTER A/R	MICRO CENTER A/R	152.97
06/11/2018	COM	78427	59756	MILENA THOMAS	MILENA THOMAS	100.00
06/11/2018	COM	78428	59720	MUNICIPAL CONSULTING SE	MUNICIPAL CONSULTING SE	2,032.15
06/11/2018	COM	78429	51799	NYE UNIFORM EAST	NYE UNIFORM EAST	347.00
06/11/2018	COM	78430	51540	O'REILLY AUTO PARTS	O'REILLY AUTO PARTS	65.59
06/11/2018	COM	78431	13300	OAKLAND COMMUNITY COLLE	OAKLAND COMMUNITY COLLE	600.00
06/11/2018	COM	78432	59735	OAKLAND COMMUNITY COLLE	OAKLAND COMMUNITY COLLE	1,900.00
06/11/2018	COM	78433	51831	OAKLAND COUNTY MEDICAL	OAKLAND COUNTY MEDICAL	75.00
06/11/2018	COM	78434	50830	OAKLAND COUNTY TREASURE	OAKLAND COUNTY TREASURE	153,047.96
06/11/2018	COM	78435	50830	OAKLAND COUNTY TREASURE	OAKLAND COUNTY TREASURE	147,399.84
06/11/2018	COM	78436	53279	PACIFIC TELEMAGEMENT	PACIFIC TELEMAGEMENT	78.00
06/11/2018	COM	78437	59622	PARAGON LABORATORIES	PARAGON LABORATORIES	200.00
06/11/2018	COM	78438	59622	PARAGON LABORATORIES	PARAGON LABORATORIES	500.00
06/11/2018	COM	78439	50502	PITNEY BOWES CREDIT COR	PITNEY BOWES CREDIT COR	305.97
06/11/2018	COM	78440	59122	RAPID RESPONSE	RAPID RESPONSE	79.99
06/11/2018	COM	78441	16500	S.O.C.R.R.A.	S.O.C.R.R.A.	31,866.00
06/11/2018	COM	78442	16600	S.O.C.W.A.	S.O.C.W.A.	57,939.03
06/11/2018	COM	78443	51356	SOUTHFIELD MUFFLER & BR	SOUTHFIELD MUFFLER & BR	778.32
06/11/2018	COM	78444	17700	SUNSET MAINTENANCE SERV	SUNSET MAINTENANCE SERV	1,552.90
06/11/2018	COM	78445	59754	TANNER LAWSON	TANNER LAWSON	75.00
06/11/2018	COM	78446	31043	THOMAS J RYAN PC.	THOMAS J RYAN PC.	8,000.00
06/11/2018	COM	78447	50767	VERIZON WIRELESS	VERIZON WIRELESS	445.03
06/11/2018	COM	78448	53564	WEX BANK	WEX BANK	3,646.87
06/11/2018	COM	78449	53572	WOW! BUSINESS	WOW! BUSINESS	639.31

COM TOTALS:

Total of 70 Checks:	509,979.51
Less 0 Void Checks:	0.00
Total of 70 Disbursements:	509,979.51

06/08/2018 03:49 PM  
User: KARRIE  
DB: Beverly Hills

CHECK REGISTER FOR VILLAGE OF BEVERLY HILLS  
CHECK DATE FROM 06/01/2018 - 06/01/2018

Page: 1/1

Check Date	Bank	Check	Vendor	Vendor Name	Invoice Vendor	Amount
Bank COM COMERICA						
06/01/2018	COM	78379	38145	SOUTHFIELD POSTAL SERVI		397.88
COM TOTALS:						
Total of 1 Checks:						397.88
Less 0 Void Checks:						0.00
Total of 1 Disbursements:						397.88

06/08/2018 03:49 PM  
User: KARRIE  
DB: Beverly Hills

CHECK REGISTER FOR VILLAGE OF BEVERLY HILLS  
CHECK DATE FROM 05/30/2018 - 06/11/2018

Page: 1/1

Check Date	Bank	Check	Vendor	Vendor Name	Invoice Vendor	Amount
Bank IND INDEPENDENT BANK						
05/30/2018	IND	1043	51524	GTA AMUSEMENTS		673.00
06/08/2018	IND	1044	59763	SIGNS & MORE		162.00
06/08/2018	IND	1045	59181	GROVES BAND BOOSTERS		46.00
06/08/2018	IND	1046	51101	JANICE HAUSMAN		99.64
06/08/2018	IND	1047	59703	MATTHEW GOODRICH		103.91
06/08/2018	IND	1048	59569	BOY SCOUT TROOP 1024		118.00
06/08/2018	IND	1049	59764	CHILDREN'S HOPECHEST		114.00
06/08/2018	IND	1050	58981	JUVENILE DIABETES RESEA		93.00
06/08/2018	IND	1051	59182	KIRK IN THE HILLS		241.00
06/08/2018	IND	1052	59765	NORTHBROOK PRESBYTERIAN		71.00

IND TOTALS:

Total of 10 Checks:	1,721.55
Less 0 Void Checks:	0.00
Total of 10 Disbursements:	1,721.55

# MEMO

To: Honorable President Mooney; Members of Village Council  
Village Manager Chris Wilson

From: Ellen Marshall

Re: Subcommittee Assignments for Board/Commission Vacancies

Date: June 11, 2018

Effective June 30, 2018, several board and commission members' terms will be expiring. Pursuant to Council policy, a subcommittee has been formed for each Board/Commission to review the new applicants and those members who wish to be considered for reappointment. Each subcommittee will meet on Tuesday night prior to the regular Council meeting.

The following summarizes the vacancies and applicants for each. Next to the current member's name I have indicated their attendance record. As a reminder, the policy for determining eligibility for reappointment is:

- a) A 70% attendance requirement for scheduled meetings over the previous terms
- b) Length of service
- c) Special expertise required by this Board, which can either come from outside experience in the field or from years of experience actually working on the Board
- d) Recommendations from other Board members and Council members
- e) Opening up opportunities for new people to serve

## **Parks & Recreation Board**

Council Subcommittee Meeting **6:30 pm** in the Council Chamber

Chair – **Mueller**

Members - **Nunez and Oen**

Three vacancies

Janice Hausman was appointed July 2012. Attendance is 96%.

Bill Kondak was appointed July 2007. Attendance is 84%.

Jennifer Ruprich was appointed July 2012. Attendance is 82%

Two new applicants – Robert Blum and LaToya Stroker

Page Two  
Subcommittee Assignments  
June 11, 2018

**Planning Commission**

Council Subcommittee Meeting **6:45 pm** in the Council Chamber

Chair – **Peddie**

Members - **Delaney and Mooney**

Three vacancies

Andrew Drummond was appointed December 2014. Attendance is 94%.

George Ostrowski was appointed September 2003. Attendance is 91%.

Robert Ruprich was appointed December 2010. Attendance is 82%.

Five new applicants: Damon Hrydziusko, Ahmad Jawad, Cynthia Nagle, William Ortman, and LaToya Stroker

**Zoning Board**

Council Subcommittee Meeting **7:00 pm** in the Council Chamber

Chair – **Nunez**

Members - **Mueller and Oen**

Three full-member vacancies

Chris Crossen was appointed December 2014. Attendance is 89%.

Karen Mitchell was appointed February 2015. Attendance is 85%.

Mary Ann Verdi-Hus was appointed May 1993. Attendance is 78%.

Five new applicants: Robert Borgon, Damon Hrydziusko, Ahmad Jawad, Cynthia Nagle, and William Ortman

Two alternate member vacancies

David Crawford was appointed July 2017. Attendance is 100%.

Christina Gennari was appointed February 2018. Attendance is 100%.

## **M E M O**

To: Honorable President Mooney; Members of Village Council  
Village Manager, Chris Wilson

From: Ellen Marshall

Re: Cable Board Vacancy

Date: June 6, 2018

A vacancy exists on the Birmingham Area Cable Board with a term expiration date of June 30, 2020. The Cable Board meets at 7:45 a.m. on the third Wednesday of each month in the Village Council Chamber. They advise the Village Council as to all matters related to Cable Television. The Board monitors performance of the franchisee and compliance with the franchise agreement and acts as liaison between residents and the franchisee.

Applications will be accepted until the vacancy is filled.

VILLAGE OF BEVERLY HILLS, MICHIGAN

RESOLUTION

At a regular meeting of the Village Council, Oakland County, Michigan, held at the Village Office at 18500 W. Thirteen Mile Road, Beverly Hills, Michigan 48025, on June 19, 2018, at 7:30 p.m.

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

The following resolution was offered by \_\_\_\_\_ and seconded by \_\_\_\_\_.

WHEREAS, on the 1<sup>st</sup> day of May, 2018, a Charter Amendment was proposed by the Village Council; and

WHEREAS, in accordance with the statute in such case made and provided, such Resolution was published in the Observer-Eccentric, a newspaper circulated within the Village; and

WHEREAS, said Resolution has been duly laid on the table for at least thirty (30) days:

NOW, THEREFORE, BE IT RESOLVED as follows:

That the following Charter Amendment be voted upon by the qualified elector of the Village of Beverly Hills at the General Election to be held on Tuesday, November 6, 2018, to-wit:

**BALLOT PROPOSAL 1**

It is proposed that Section 9.1 of the Charter of the Village of Beverly Hills be amended to read as follows:

POWER TO TAX:

SECTION 9.1(B) The Village of Beverly Hills shall levy an additional 0.20 mill (20 cents [\$0.20] for each \$1,000 of taxable value) for a period of ten years, the years being 2019 to 2028, inclusive. Such new millage, which is estimated to raise \$115,779 the first year, shall be used exclusively to improve, enhance and preserve the parks and their facilities throughout the village.



Shall this amendment be adopted?

YES \_\_\_\_\_

NO \_\_\_\_\_

That prior to the submission of the vote of the electors of the Village, such Charter Amendment shall be presented to the Governor of this State.

That before its submission to the electors of the Village, the Clerk shall give such notice thereof as is required by law.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

Resolution declared adopted.

#### CERTIFICATION

I, Ellen E. Marshall, being the duly appointed and qualified Clerk of the Village of Beverly Hills, Oakland County, Michigan, do hereby certify and declare that the foregoing is a true and correct copy of a Resolution adopted by the Village Council of the Village of Beverly Hills at a regular meeting thereof held on June 19, 2018.

\_\_\_\_\_  
ELLEN E. MARSHALL, VILLAGE CLERK

**VILLAGE OF BEVERLY HILLS  
ORDINANCE NO. 362**

**AN ORDINANCE TO AMEND THE VILLAGE ZONING ORDINANCE, CHAPTER 22,  
SECTION 22.08.150 FENCE, WALL, AND PRIVACY SCREEN REGULATIONS FOR  
THE VILLAGE OF BEVERLY HILLS.**

The Village of Beverly Hills Ordains:

Section 1.01. That Village of Beverly Hills Zoning Ordinance, Chapter 22, Section 22.08.150 Fence, Wall, and Privacy Screen Regulations for the Village of Beverly Hills is hereby amended to read as follows:

**22.08.150 FENCE, WALL, AND PRIVACY SCREEN REGULATIONS.**

Purpose and intent: It is hereby determined that regulation of the location, size, placement and certain features of fences, walls, and privacy screens is necessary to enable property owners to provide physical boundaries and privacy on private property without difficulty and confusion, to promote traffic safety, and safeguard public health and welfare.

Fences, walls, and privacy screens are permitted subject to the following:

**A. General Requirements:**

1. Permit. No fence, wall or privacy screen shall be erected, replaced or altered by more than 25% of the vertical area of any side until a permit has been issued. An application for a permit shall be filed with the Building Official, accompanied by a fee as set forth in the Village's permit fee schedule and with sufficient information to determine that the proposed structure meets the requirements of this ordinance, including drawings or sketches showing at least the following:

a. Location of the fence, wall or privacy screen in relation to lot lines, principal building, other structures, driveways, sidewalks, bikeways, roadways, rights-of-way and easements within 25 feet of the proposed location.

b. Dimensions and design or style of the fence, wall, or privacy screen including any variations by location.

c. In the event that lot lines for the subject property cannot be located to the satisfaction of the Building Official, the Building Official may require the applicant to establish lot lines on the property located by a licensed surveyor.

d. If a permit is issued it shall contain language indicating the village permit does not relieve the applicant of compliance with the Homeowners Association regulations or deed restrictions if applicable.

2. Materials. Fences, walls and privacy screens shall be constructed of high quality, durable materials including brick, natural stone, vinyl with matte finish, treated wood or metal

(such as wrought iron or painted aluminum). The use of razor wire, barbed wire, protruding spikes, nails, or any sharp point that could pose a hazard to person or animal, or elements that carry electricity are not permitted. Chain link, wire mesh, and similar materials are only permitted for fences in rear yards, but are not permitted to have wood, plastic, or other material inserts. Fences, walls, and privacy screens must be substantially similar in material, color, and style.

3. Location. Any fence, wall, or privacy screen shall be located entirely inside and shall not project beyond the perimeter of the private property of the person constructing it. A fence, wall, or privacy screen may not be attached to, or touch, a fence, wall, or privacy screen located on another lot without the written consent of both owners. In every case, fences, walls, and privacy screens must be designed and constructed as a stand-alone structure. Any existing perimeter fencing, wall, or privacy screen must be removed prior to installation of new fencing, wall, or privacy screens at that lot line. In the event the existing fence, wall, or privacy screen is on the neighboring property, a four (4) inch gap between the established grade and bottom of the fence or privacy screen is required to allow the maintenance of grasses and/or weeds between the structures.

4. Height. The vertical dimension of any fence, wall, gate or column shall be measured from the lowest finished grade on both sides of any such fence, wall, gate or column to any point on top of the fence, wall, gate or column, including any ornamental features.

5. Orientation of Finished Appearance. When one side of the fence or wall has a more finished appearance than the other, the side with the more finished appearance shall face the exterior of the lot.

6. Obstruction. No fence, wall, or privacy screen shall be erected where it would unreasonably obstruct the continued use of, or safe access to any abutting property. Fences, walls or privacy screens located adjacent to a driveway or a street corner shall be designed not to obscure the vision of drivers properly using the street.

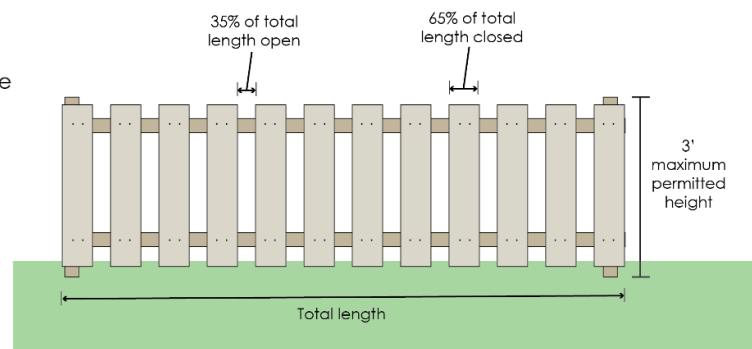
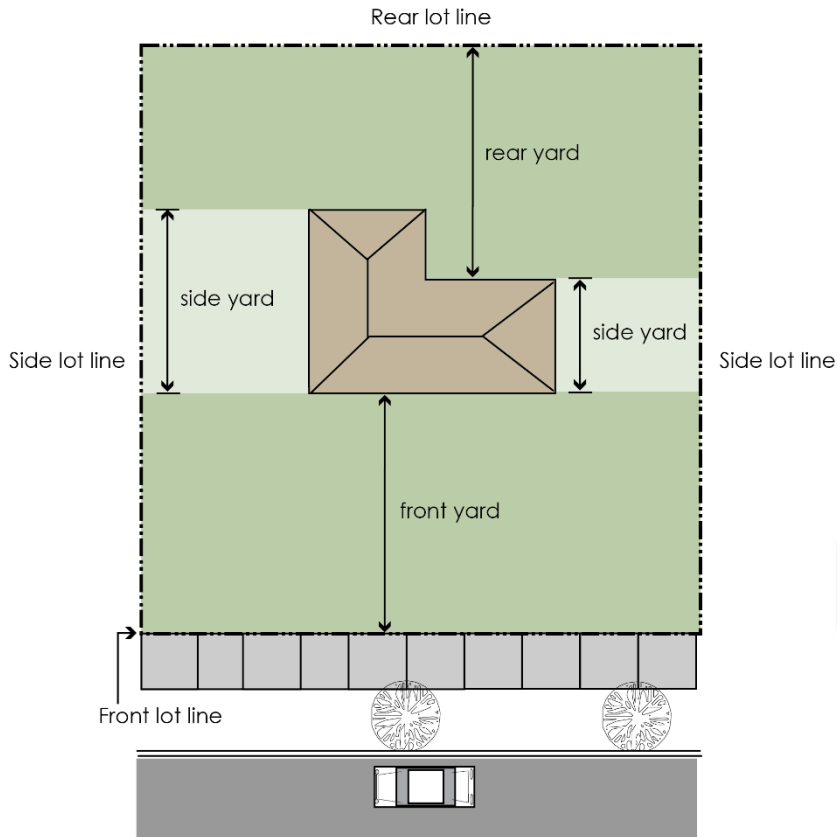
7. Maintenance. Fences, walls and privacy screens shall be constructed in accordance with the adopted Michigan Building Code/Michigan Residential Code and shall be maintained in good condition. Surfaces shall be painted, stained, or constructed of decay resistant materials to protect and preserve the safety and appearance of the structure. If a fence, wall, or privacy screen is found to be in need of repair by the Building Official, the Building Official shall issue orders to the owner to complete the repair. Failure to comply with written notice from the Building Official ordering completion of the repairs shall constitute a violation of this ordinance. If more than 25% of the area of any side of a fence, wall or privacy screen requires reconstruction in any 12 month period, the entire fence, wall or privacy screen shall be brought into compliance with this ordinance.

8. Definitions. For the purposes of this section, the definition of yard locations is as follows:

- a. Front Yard: The full width of the lot enclosing the area bounded by the front lot line, the side lot lines, and the front building line.

b. Rear Yard: The full width of the lot enclosing the area bounded by the rear lot line, the side lot lines, and the rear building line.

c. Side Yard: The area on both sides of the principal structure on a lot which is bounded by the side lot lines, the rear building line, and the front building line.

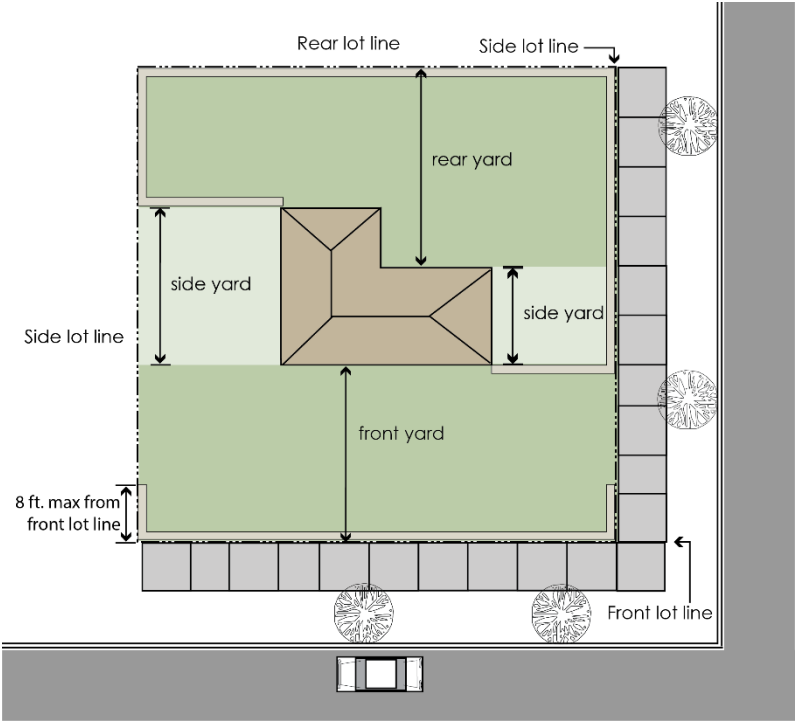


## B. Requirements in Single Family Residential Districts:

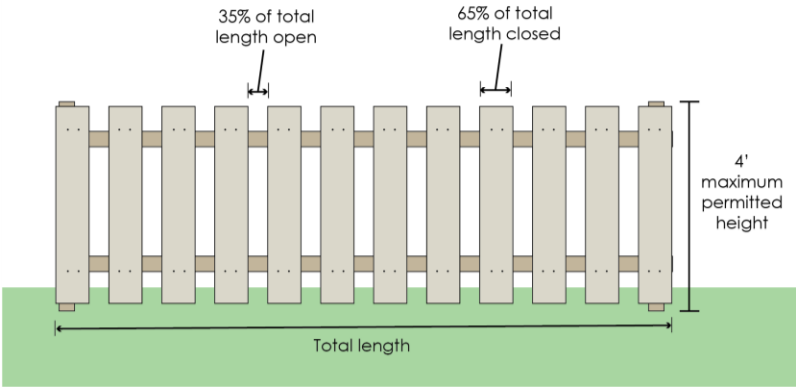
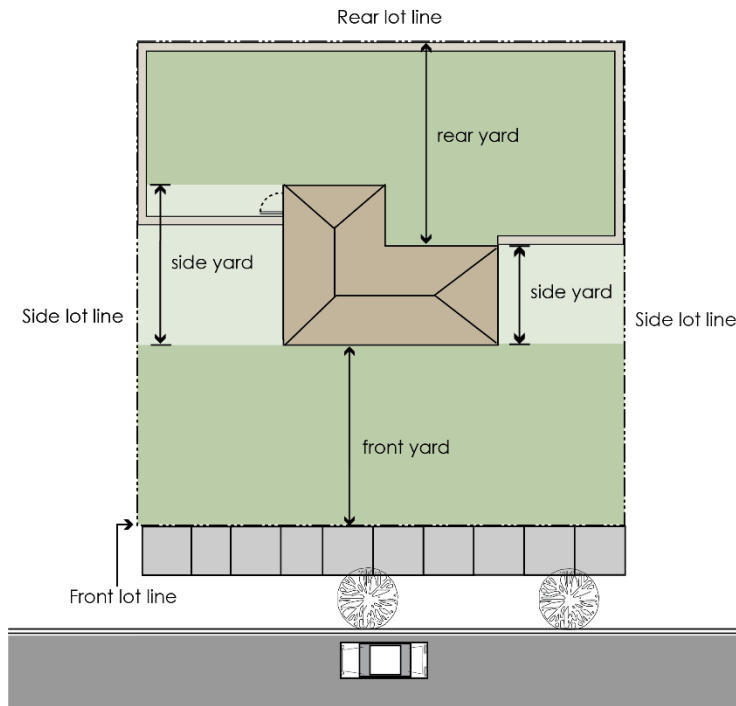
1. Fences: Fences with a vertical surface area that is at least 35% open to air and light are permitted subject to the following:

a. Front Yard: A fence in the front yard shall not exceed three (3) feet in height above grade and shall not extend back toward the front of the principal building more than eight feet, except as provided for in {b} below.

b. Side Yard: A fence in a side yard that abuts a road or street shall not exceed four (4) feet in height above grade. Fences are not permitted in side yards that do not abut roads or streets except as provided for in {c} below.



c. Rear Yard: A fence in a rear yard shall not exceed four (4) feet in height above grade and shall not extend toward the front of the lot farther than the rear of the house, except a fence may extend into the side yard only to enclose the side door entrance.



2. Fences: Fences up to six (6) feet in height and/or up to 100% solid vertical surface area are permitted subject to Administrative or Planning Commission approval as follows.

a. Approval Standards:

Applicant must demonstrate that at least one of the following conditions is met for Administrative approval. Administration has the discretion to require review by the Planning Commission when there is a question of interpretation for consistency with the intent of this ordinance.

- Spacing between residences is less than that required by Section 22.08.090, 22.08.130 or 22.24 of the Zoning Ordinance, whichever is applicable.
- The subject site is adjacent to a non-single family residential land use or Zone District.
- The subject site cannot support vegetative screening in lieu of the proposed fencing. The applicant shall provide supporting documentation of this from a licensed landscape architect or registered arborist.
- At least one residential parcel within 200' of the subject site on that side of the street in that block or at least one abutting residential parcel contains permitted fencing of similar height and/or opacity. To document this, the applicant shall prepare a neighborhood lot study that includes a map of the study area and photograph(s) of existing fencing. An existing privacy screen as allowed in Section 3 Privacy Screens shall not be used as consideration for compliance with this standard.

In the event applicant does not meet any above criteria, applicant must demonstrate that at least one of the following conditions is met for Planning Commission approval. The property owner or occupant of any parcel(s) abutting the subject site shall be given fifteen (15) day notification of the date and time of the meeting at which the request shall be reviewed.

- The subject site and/or an abutting parcel has an unconventional lot, yard and/or dwelling orientation (i.e., side yard adjacent to rear yard, pie-shaped lot adjacent to rectangular lot, or those with multiple parcels contiguous to a single lot line).
- Installation of such fencing would mitigate an essential safety and/or privacy concern.

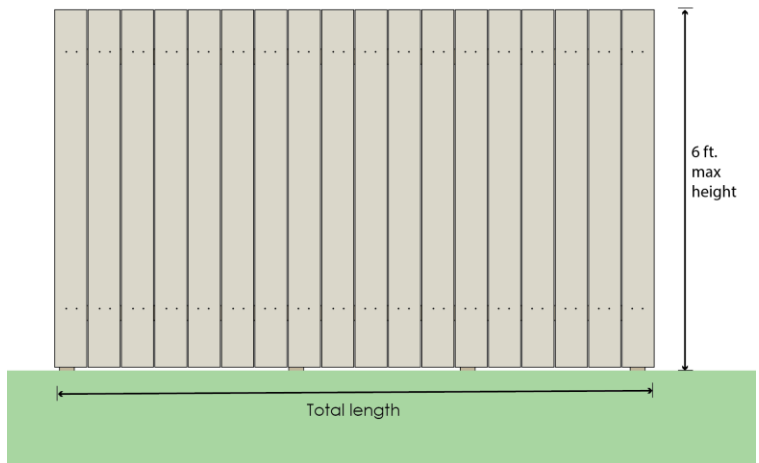
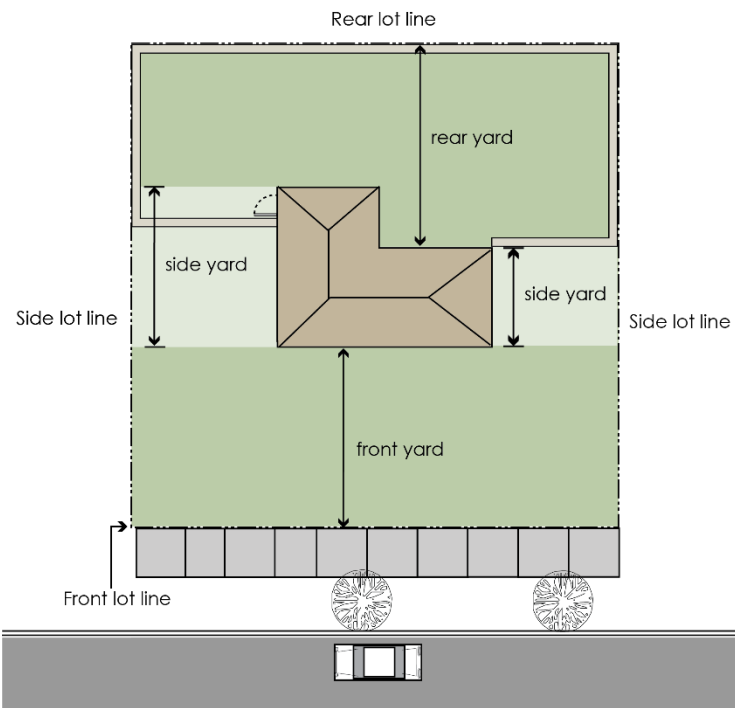
In addition to condition(s) above, applicant must demonstrate that all of the following conditions are met:

- The size, height and location of the fence does not endanger the public safety.
- The size, location, height, design, and materials of the fence are aesthetically in harmony with the property on which it is located.
- The proposed removal of vegetation and trees and disturbance to natural terrain has been minimized.
- The size, height, design, and location of the fence does not create a traffic or pedestrian hazard.

b. Front Yard: A fence higher than 3 feet above grade and/or less than 35% open to air/light is not permitted in the front yard.

c. Side Yard: A fence higher than 4 feet above grade in a side yard that abuts a road or street shall comply with accessory building setback requirements as described in Section 22.08.070. Fences are not permitted in side yards that do not abut roads or streets except as provided for in {d} below.

d. Rear Yard: A fence in a rear yard shall not extend toward the front of the lot farther than the rear of the house, except a fence may extend into the side yard only to enclose the side door entrance.

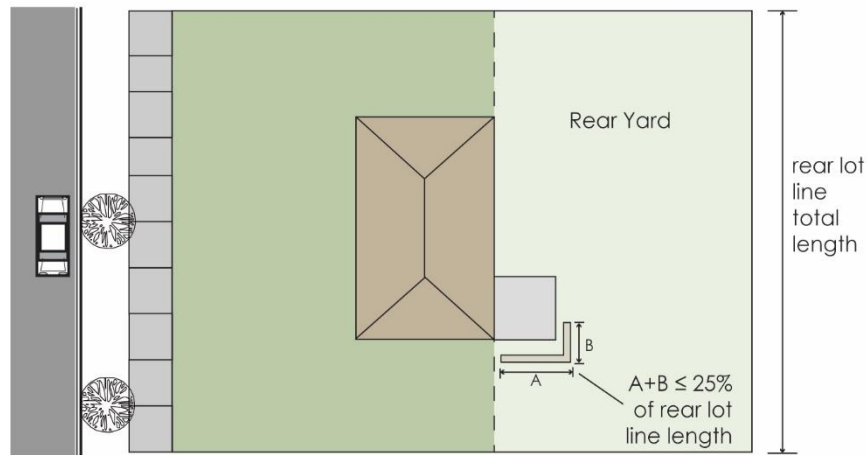


e. Support Posts: Vertical support posts may extend up to six inches above the allowable fence height.

3. Privacy Screens: Privacy screens that do not exceed six feet in height above grade are permitted as follows:

a. Properties in all single family residential zone districts may erect a privacy screen in the rear or side yard to enclose an area on up to three sides, with a maximum total length that does not exceed 25% of the rear lot line length.

b. Properties where the rear yard abuts Southfield Road, Greenfield Road, or Thirteen Mile Road may erect a privacy screen along the perimeter of the rear yard that abuts these roads and may extend the privacy screen into the side yard only to enclose a side door entrance.



4. Walls: Walls may be used instead of a fence, provided the total height above grade does not exceed three (3) feet.

#### C. Amortization of Noncompliant Fences.

1. Any existing fences that are greater than 4 feet above grade and/or do not meet requirements for openness to air and light which have not received a permit or variance from the Zoning Board of Appeals shall be removed or brought into compliance with ordinance requirements by the \_\_\_\_day of \_\_\_\_\_ 2019.

D. Fences, walls, or privacy screens are required in non single family residential zones for the enclosing of areas of outside storage of goods, material or equipment and shall not be less than six feet and not greater than seven feet in height above grade.

E. Fences that enclose public or institutional playgrounds shall not exceed seven feet in height above grade, and shall not obstruct vision to an extent greater than 25% of their total areas. Any fences or similar structures that enclose all or part of a public or institutional playground, athletic field, or similar use greater than seven feet in height above grade shall require Planning Commission approval.

F. Construction Fences. Refer to paragraph b (3) from Section 22.08.280 Regulation of Nuisance Activities.

Section 2.01. SEVERABILITY. If any section, clause or provision of this Ordinance shall be declared to be inconsistent with the Constitution and laws of the State of Michigan and voided by any court of competent jurisdiction, said section, clause or provision declared to be unconstitutional and void shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force.

Section 3.01. SAVING CLAUSE. All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law when they were commenced.



Section 4.01. REPEALER. Any Ordinance conflicting with this Ordinance be and the same is hereby repealed.

Section 5.01. EFFECTIVE DATE. A public hearing having been held by the Planning Board on October 25, 2017, and the Village Council on June 5, 2018, the provision of this Ordinance shall become effective 20 days following its publication in the Birmingham Eagle, a newspaper circulated within said Village.

Made and passed by the Village Council of the Village of Beverly Hills this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
JOHN MOONEY, Village President

\_\_\_\_\_  
ELLEN E. MARSHALL, Village Clerk

I, Ellen E. Marshall, being the duly appointed and qualified Clerk of the Village of Beverly Hills, Oakland County, Michigan, do hereby certify and declare that the foregoing is a true and correct copy of an Ordinance adopted by the Village Council of the Village of Beverly Hills at a regular meeting thereof held on the \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
ELLEN E. MARSHALL, Village Clerk



# Backyard Chickens

Sub-committee:

- Planning Commission: Charles Copeland, Antonia Grinnan
- Administration: Erin Saur
- Council: Phil Mueller

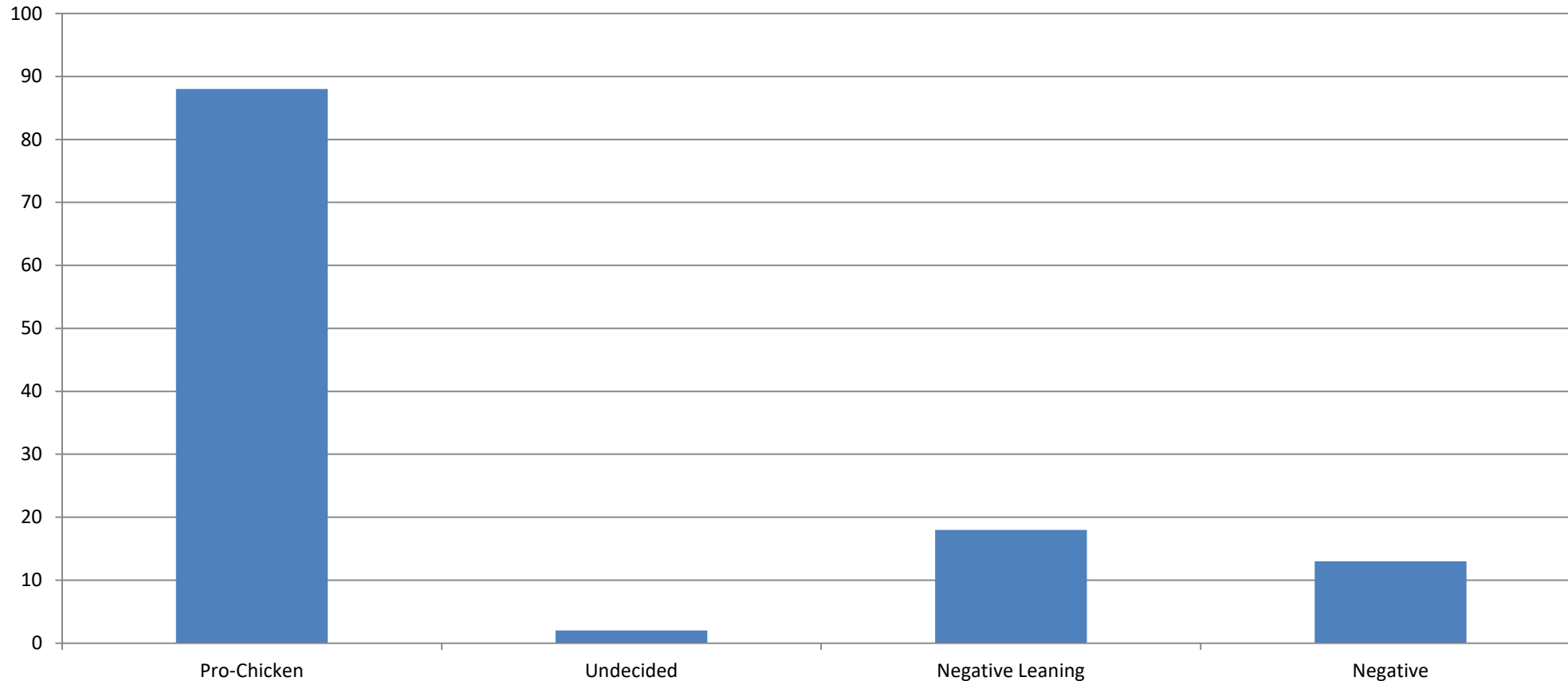
# Why is this being considered?

- Request to Council to consider ordinance revision to allow for backyard chickens (Feb 14, 2017)
- Follow up request to Council with signed resident petition (May 2, 2017) – 98 Beverly Hills resident signatures (**Appendix A**)
- Sub-committee initiated at Joint Planning Commission/Council meeting (Feb 14, 2018)

# Community Support

- Poll posted on Facebook Group; Beverly Hills Town Hall – March 21, 2018 (449 members)
- Results (120 responses)
  - I'm all for allowing chickens in the village, but have no plans to keep my own – 71 (58%)
  - I have a negative feeling about allowing chickens in the Village but am willing to learn more – 18 (15%)
  - I love the idea of having chickens allowed in Beverly hills and can't wait to keep them myself – 17 (14%)
  - I am completely against the thought of having chickens in Beverly Hills – 13 (11%)
  - I currently don't know enough to make a decision either way – 2 (2%)

These categories can be described as pro-chicken (1 and 2), undecided (3), negative-leaning (4) and negative (5)



**See Appendix B for verbatim comments from individual respondents**

# The interest in backyard chickens

Residents of Beverly Hills who support allowing chickens in the Village do so because:

- They value having a home grown source of high quality eggs in which they can control the diet of the animal that produces their food.
  - Keeping hens would allow residents to control the level of nutrition their hens consume. Some may choose regular commercial feed, non-gmo, organic, or soy free, being able to have this control would open up a freedom to chicken keepers to control their own diet in a way that is very hard in our current situation
  - Ensure that eggs consumed are hormone and antibiotic free as well as free of pesticide and fertilizer residue
  - Backyard or free range hens produce eggs higher in omega-3 fatty acids

# The interest in backyard chickens

- They want to reduce the volume of waste that leaves their property
  - Hens can eat almost any kitchen food scrap and love to pick through yard weeds and clippings. Municipalities nationwide have started to encourage backyard hens for just this reason.
  - With an active flock of a few hens a household can easily reduce food and yard waste put to the curb to ZERO.
- They eat undesirable bugs and even mice.
  - Chickens are not herbivores they love a meaty snack. Ticks, grubs, ants, Japanese beetles, caterpillars and especially a careless mouse. One chicken typically debugs 120 sq ft in a week.
- Chickens are hard workers in the garden and yard. They happily till and fertilize as they clear weeds and eat bugs. Because of this they play an integral role in reducing the use of salt fertilizers and toxic chemicals in yard maintenance.

# The interest in backyard chickens

- Residents want their children to understand where their food comes from on a new level and learn a deep respect for animals and their husbandry. Many residents feel that our society has become too removed from their food source. Allowing chickens is a simple step that can make a huge difference in understanding that the food we eat also lives a life. Many residents want to be able to personally ensure that the life that animal lives is a good one.
- Chickens are relaxing and fun.
  - They are smart and have personalities which makes them fun to watch and interact with
  - They keep you active year round encouraging time outside
  - They come in different shapes, sizes and featherings and lay an array of egg colors



# Community Opposition

- The subcommittee contacted residents who have expressed opposition to backyard chickens in the Village of Beverly Hills
- In summary, their concerns are:
  - Noise
  - Smell
  - Predator/vermin
  - Appearance of chicken coop
  - Disease

# Noise

- Only roosters crow loudly, not hens
- Hens do announce the arrival of a freshly hatched egg. This sound is short-lived, never occurs at night, lasts only a few minutes and takes place once every 24 to 36 hours.

Noise Origin	Average Decibel Level
Normal Conversation	60dB
<b>Hens (2 ft from hen)</b>	<b>70dB</b>
Vacuum	80dB
Dog Barking	70-100dB
City Traffic	80dB
Lawnmower	90dB
Motorcycle	95dB

- The inverse distance law predicts that at ten times the distance (20ft), the sound pressure would drop a tenth, equivalent to a decibel drop of 20dB. That means that for a chicken making a 70dB sound in it's outdoor enclosure, their neighbor will experience it as 50dB's- roughly equivalent to a quiet conversation at home.
- *Noise is the only nuisance complaint reported by several municipalities, due to the owner (illegally) keeping a rooster. Removal of the rooster eliminated the nuisance.*

# Smell

- Chickens themselves do not smell- only their feces have the potential to stink
- Four small hens weigh less than 20 pounds collectively, and generate less waste than one average dog
- Chicken manure is a highly valued fertilizer that can be used in the garden - once added to the compost or tilled into the soil, the odor-causing compounds are no longer able to cause objectionable odors
- In a commercial setting, hundreds, if not thousands, of chickens are often kept in crowded conditions with poor ventilation or regular cleaning. As a result, ammonia can build up and these facilities can stink.
- Bedding recommendation for chicken coops is a deep litter method of bedding, or sand – either greatly reduce the potential for odor
- *There have been no reported smell related nuisance complaints among any of the US municipalities contacted by the subcommittee*

# Predator/Vermin

- Chickens will kill and eat mice, voles, and rats
- Uncovered trash = rats.
- Pet food outside = rats.
- Fruit dropping on the ground from fruit trees = rats
- Untended compost heaps = rats.
- Piles of lumber on the ground = rats.
- Bird feeders = rats.
- Untended veggie gardens = rats.
- Dog poo = rats.
- Chicken coops without rat wall protection and poor food maintenance
- Where there are humans, there will be rats
- There are no known studies that have been conducted to determine predator attraction/nuisance related to keeping backyard chickens
- *There have been no reported predator/vermin nuisance complaints among any of the US municipalities contacted by the sub-committee*

# Coop/Appearance

- State of Michigan's Generally Accepted Agriculture and Management Practices for the Care of Farm Animals indicate that 6 square feet of space per chicken constitutes humane stocking density

## Available Coops - Retail



6 x 4 x 6.5



9 x 7 x 6.5



13 x 7.5 x 6.5



8.5 x 5 x 6

# Neighborhood Coop - existing



There have been no reported "visual/sight" nuisance complaints among any of the US municipalities contacted by the sub-committee

# Disease

- Chickens are known to carry Salmonella
- Cases of Salmonella have increased as a direct result of the growth of backyard chickens
- 2017 Michigan cases:
  - June – 7
  - July – 18
  - August – 29
  - October – 35
- In 2017 there were illness linked to backyard chickens in 1,120 people across 48 states. In MI there were 35 cases, nearly half involved children. “This was the largest number of illnesses linked to contact with backyard poultry to date.”
- In interviews, 70% of ill people reported contact with live poultry in the week before illness started
- Salmonella can only be contracted by direct contact and poor hygiene
  - Not unlike the normal care and hygiene recommended for processed poultry
- The risk is only associated with owners of backyard chickens who practice poor hygiene practices; and cannot be “spread” by anything other than direct contact and oral exposure
- “Washing your hands thoroughly before and after handling chicks and other poultry protects both you and your family from the risk of Salmonella and also helps keep the birds healthy,” said Michigan Department of Health and Human Services Chief Medical Executive Dr. Eden Wells (press release March 6, 2018).
- **Don’t put stuff in your mouth that could be unclean**



# Appendix A

Petition

have chickens in Beverly Hills!!  
(sign if u agree)

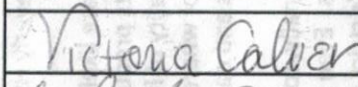
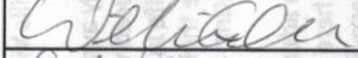
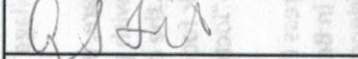

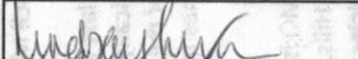
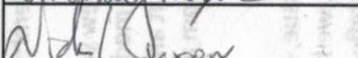
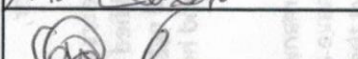
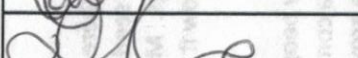




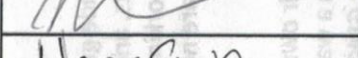
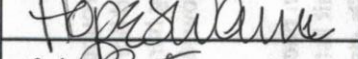
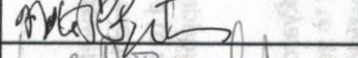
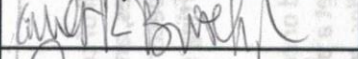
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Savannah Drain  
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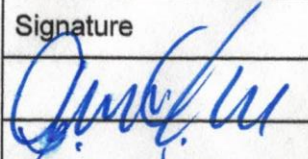
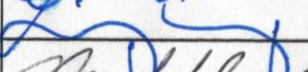
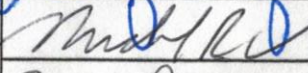
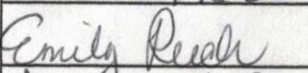
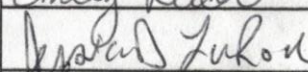
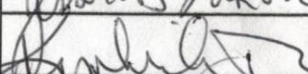
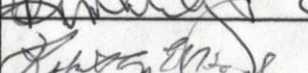
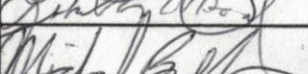
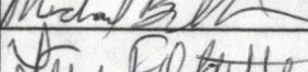
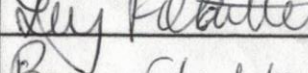
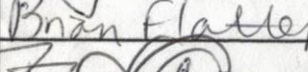

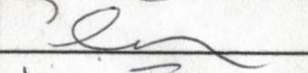
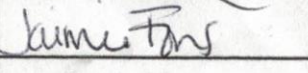
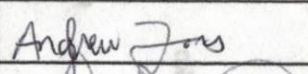
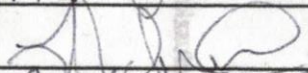



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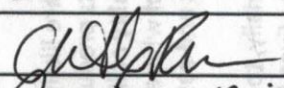
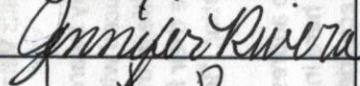

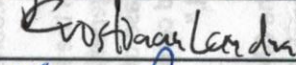
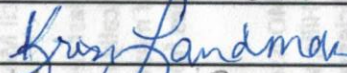

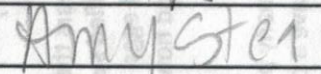
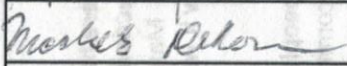
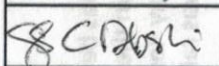
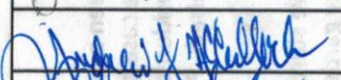
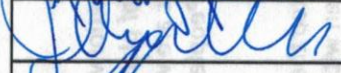


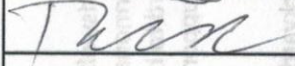


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Backyard

Sign your name

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[illegible]



# Appendix B

Resident Verbatim Comments

# Resident Comments

1.  
They eat food scraps, eat ticks and slugs (I have a huge amount of deer that go through my area and anything that keeps the tick population down in my book is great), provide high quality eggs, are quiet if you don't have a rooster, provide natural fertiliser for your lawn and garden. I am all for growing your own food and knowing where it came from. I am a vegan and don't eat eggs but if I did I would definitely want to raise my own chickens for the eggs and have no problem with neighbors doing so

2.  
Hi Charlie,  
My husband and I like to buy free range and organic eggs, etc. I'm vegetarian. Very interested in having a couple chickens.  
Thanks for doing this!

3.  
Hi Charlie. Thank you for reaching out to me. I am currently a resident of Royal Oak, but my husband and I have considered moving to Beverly Hills as we transition out of our starter home. I have had three chickens (hens) in my backyard since 2008, and would never move somewhere where they aren't welcome, so I am very invested in what is happening in your city right now.  
As I'm sure you are aware, the lots in Royal Oak are generally much smaller than in Beverly Hills, however, many of my neighbors who don't immediately adjoin my property don't even realize I have chickens. They will squawk from time to time, but it's not as loud as a dog bark, and not as frequent. They lay fresh eggs that are much healthier than grocery store eggs, because they eat grass and weeds and insects, which add nutrients. Their waste doesn't smell the way a dog's would (it's actually barely detectable) and can be used for nutrient rich compost. Aside from all of that, my girls are just as sweet as a dog or cat. Will come when called. And bring the same comfort at the end of a long day. I never had chickens growing up. It is something that just kind of happened. But they still make me smile, and I can't imagine life without them!  
Let me know what other questions you might have, or if there is anything else I can do to help.  
Courtney

# Resident Comments

4.

Hi, Charles.

My mom (she does not live near here) has chickens, so I'm just used to seeing them and enjoying the fresh eggs. I do not, however, have any first hand experience for raising them nor the up keep.

Thank you,

Lisa Short

5.

My brother in law and sister in law have nearly 20 chickens (not in Beverly Hills of course). They have fresh eggs every morning from chickens that are allowed to roam freely. So healthy! Enough to feed the whole family and then some. We stay in their house and you wouldn't know the chickens are there unless you go out to see them-perfectly quiet.

6.

Hi Charlie! I don't have any first hand experience, but due to the large areas of land that are common in the area I think that with strict guidelines (including how much space you have) that people should be allowed to keep chickens if they want. And I would love to take my kids to see them & buy their eggs!

7.

I don't have any experience keeping chickens but I don't oppose others from doing so....simple as that

# Resident Comments

8.

Hi, Charles!

Simply put, I'm all for Urban Farming. I think supporting small farmers that are humanely and healthfully raising food is SO important. Especially in what is happening with our world's food and humans' health. Hope that helps!

9.

Hi Charles- Thanks for reaching out. I support the proposal for a number of reasons. 1) homeowners should be able to use their properties as they like as long as it does not cause a nuisance or hazard to their neighbors. I don't like dogs, but I know it's unreasonable to expect my neighbors to not have them. 2). Although I don't think I could manage a small flock on top of my current responsibilities, I appreciate and respect people that want to take more control over their food supply. We are far to disconnected from our food supply and I think it would be great if the Village would support residents that are trying to make these small changes. 3). Chickens are good for kids and we are a family centric community. Caring for chickens could teach responsibility, sustainability, and compassion.

10.

It seems like the residents that oppose the proposal are just afraid of what they don't know. Some will be open minded enough to learn more and some will oppose change no matter what.

Thanks for your work on this issue.

11.

I don't understand why anyone would be against it. I've had friends who had them. Much better eggs than stuff at store. They eat food scraps. Think it's a great idea.

# Resident Comments

12

It's not that I am pro chicken, it's that I am anti regulation. This is no where near as big a deal as everyone is making it. There are far more important matters for me to focus my energy on. Thanks.

13

Have you ever eaten a chicken egg fresh from the chicken? Delicious. They are delightful animals too.

14

My mom and stepdad kept chickens for several years when they lived on 10 acres in Laingsburg, Michigan. I lived with them for about a year during that time. I'm absolutely pro chicken! They are very clean animals, as I'm sure you know. If the chickens are kept correctly, there is no bad odor at all. An, of course, fresh eggs can't be beat. One of our peeps took a liking to our two new barn kittens when we brought them home. It quickly began to think it was one of the kittens. And it ended up living with the kittens rather than the rest of the chickens as they grew older. So it really became our pet chicken. She would roost on top of my car in the garage at night and then get up in the morning and roam with the cats. Feel free to ask any specific questions you have about my experience.

# Resident Comments

15.

Hi, I'm pro chicken b/c I want to be able to purchase fresh eggs from my neighbors as opposed to getting them from some "local" farmer I don't know. I'm also hoping I won't have to pay \$8 a dozen if more people are allowed to have them on their property.

16.

Hello! I think that chickens, with proper guidelines/restrictions/stipulations, can be a great addition! We are fortunate to live in a city with typical yards being large enough to accommodate the space needed to house chickens/their dwellings. They are docile, and from what I've seen and read, the hens do not make much noise at all. Proper guidelines would be needed (maybe how much space is needed per hen, hens only, proper Maintenance, housing requirements for chickens, registering if you have one, max limit of hens per household regardless of space, etc.), and I myself could see our household participating in the future. Anything that helps us get back in touch with nature and good old fashioned work outside is good in my book. Please let me know if you have further questions!

17.

(comments paraphrased from phone conversation)

I am pro chicken because I think that people should use their property as they see fit. (anti regulation). Also would like fresh eggs and chickens for pest control.

# Resident Comments

18.

I am in full support of allowing homeowners in Beverly Hills to have chickens. I believe many of us have very large lots and it wouldn't affect the neighbors terribly. I know many people who would love to have fresh eggs. I personally do not plan on having chickens, but would love to buy eggs from my neighbors.

19.

This is a quick email in support of residential chickens in the Village of Beverly Hills. I believe that with proper regulations they can be a fantastic addition to the Village.

20.

I believe we live in a nice community in which the homeowners would take good care of the chickens. With all the craziness that is in our food system I understand the desire to raise chickens and ensure they are well cared for, feed quality food resulting in better eggs, etc. It isn't something everyone would do but I believe those that would choose to own chickens would be respectful and follow the guidelines.

# Resident Comments

21.

Good Afternoon.

I have attended the Beverly Hills council meetings and the issue with the chickens keeps coming up. I have wanted to learn more, so I began asking colleagues about this, all over the country. Aside from it being an amazing way to feed your family organically, which should be enough reason, I get that all everyone is concerned about is the smell, the mess, the noise. From my friends who have actually have chickens, they all say that people are overreacting. Those that own them, know that it's not an issue. Those that had chickens but have gotten rid of them, do so for reasons, having nothing to do with above. Most of the time, it's getting someone over there to pick up the eggs when they are out of town. Beverly Hills is so community oriented, that would never happen.

When my friend had them, I loved getting rid of food scraps. Wow, do chickens love watermelon rinds!! That normally would take up a ton of space in my garbage can, another added bonus.

They do not smell. If their coop is taken care of, they won't smell. And believe me, these people that are wanting chickens, probably take better care of their animals than their human family members, so you have nothing to worry about there.

I think it would be so fun and if people are fighting against this, they need to reevaluate their lives and think about what's really important in this world and not be such grumpy neighbors. Just my two cents.

Thank you for reading this.



# Resident Comments

## **On the fence**

1.  
Hi Charlie. I'm in the NE corner of BH (14 & Pierce) and, having grown up in a very rural area surrounded by both commercial and local farmers, am concerned about the smell. I wouldn't want my neighborhood to have them but perhaps the larger lots it wouldn't be so concerning. I'm also open to learning more about any larger benefits to raising chickens (IE pest control or advancements in smell containment).  
Thx for reaching out!!

## **Opposed**

1.  
I have friends who lived next door to a house in Troy with chickens and when they tried to sell their house it killed their resale value and made it very difficult to sell. They had to reduce their price multiple times. Potential buyers listed the chickens as the number one reason they were not interested.

*(asked respondent for more info regarding circumstances and lot sizes)*

They had a good relationship with their neighbors and shared eggs with them for years. Then things got ugly when the real estate agent approached them about the chickens, then the city got involved which caused them to have to remove the chicken coop. So now they are no longer friends....but they were finally able to sell their house.

The area of Troy her house was has mixed lot sizes. Their house was on about a half an acre and the neighbor had a larger lot than that is easily over an acre.

# Resident Comments

2.  
Hi Charlie. Thanks for reaching out. I have concerns about chickens because I'm worried they will attract (more) mice and rats to the area.

3.  
Hi Charlie,  
Thanks for your message. I am concerned about allowing chickens in Beverly Hills because I am concerned about the noise of the chickens as well as concerned that the owners will not clean up after them. I think there will be a influx of rodents.

4.  
I am against backyard chickens for a number of reasons. The reason I am most against it is because no building codes are enforced in my neighborhood. I don't feel that any codes to clean the coops would be enforced. If you drive down my street right now, in Beverly Hills, you will see tapped cars and boats that haven't moved in years. You will see yellow lawns full of dandelions. If you drive by in July, you will see 12" lawns. Scrappers take our metal garbage. Neighbors burn their yard waste instead of bagging it.  
I do not believe the Village can take on any more responsibilities regarding enforcement. Any more questions?  
I suppose I could be the neighbor who always calls the police and code enforcement, but I still live here.  
The Village cannot even enforce what is already on the books, disgraced that this is even a topic

# Appendix C

Municipality Ordinances

## Backyard Chickens - Oakland County Municipalities

	Permitted Zoning Districts Minimum Lot Size	Maximum Number	Location Restrictions	Setback From Lot Line	Setback From Other Buildings	Enclosure Requirements	Roosters	Slaughtering	Sales	Permits	Other
<b>Auburn Hills 2012</b>	R1-A through R-4; one family residential	6 hens	Rear yard	10ft from any rear or side lot line	40 ft	Coop & connected fenced run; not to exceed 36 Sq', elevated minimum of 18" off ground, not more than 5' in height. Constructed and maintained so as to prevent rats, mice, or other rodents or vermin from being harbored.	Prohibited			Annual permit required	Sanitary, waste disposal, and nuisance conditions specified (noise, odor, blight)
<b>Berkeley 2017</b>	R-1A, R-1B, R-1C, or R-1D	3 hens	Rear yard	Meet accessory structure requirements	30ft from adjacent buildings	A coop or pen shall not exceed six feet in height and 80 square feet in floor area; The use of corrugated metal/fiberglass, sheet metal, plastic tarps, scrap lumber or similar materials is prohibited; and A coop or pen must be completely enclosed with a top or cover. A coop or pen shall be constructed and maintained with a rat wall or similar block foundation to prevent rats, mice, and other rodents or burrowing animals from harboring beneath or entering the coop or pen.	Prohibited	Prohibited	Prohibited	Annual permit required	On trial basis - only one permit has been issued

Clawson 2011				500 ft		500 ft from any public way, church or school building					Sanitary and waste disposal conditions specified
Farmington Hills					175 ft						175 ft requirement may file an appeal to the ZBA based on hardship to meet the requirement
Ferndale 2012	R-1 & R-2 residential, single family detached structure	3 hens	Back yard only, within established set backs	10 ft	10 ft	Enclosed or fully fenced. Constructed and maintained so as to prevent reats, mice, or other rodents or vermin from being harbord underneath or within the walls.	Prohibited	Prohibited	Personal use only	Annual permit required; inspection 30 days after permit issued.	
Hazel Park		Reasonable number as determined by the city manager							No sales, barter or gifts of fowl permitted	Permit required at the discretion of the city manager.	Sanitary conditions specified

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<b>Lathrup Village</b>	R-1, R-3 Residential; single family detached. Private restrictions include but are not limited to, deed restrictions, neighborhood association by-laws, and covenant deeds.	3 Hens	Backyard only	10 ft	30 ft	Fully enclosed structure or a fenced enclosure. Chicken "coop" will be considered an accessory structure and must meet all requirements of Lathrup Village Zoning Ordinance section 3.7, except that the structure need not be on a concrete foundation slab. Prior to construction an approved accessory structure permit must be on file with the building and code enforcement department. maximum of six feet in height and shall not exceed a total of 80 square feet. The coop and pen shall have a rat wall or similar block foundation to prevent burrowing animals from gaining access.	Prohibited	Personal use only, no sales	Annual, site-specific permit required; inspection within 30 days of permit date
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Madison Heights	Single family residence or educational facility	3 hens	Adequate shelter, care and control required.	Prohibited	Prohibited	No sales permitted	Annual License, leg band required per hen provided by city	Sanitary, rodent control, nuisance, cruelty, neglect and any other requirements pertaining to the adequate care and control of domestic animals in the city apply.
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Pontiac

Royal Oak				Prohibited	Prohibited			Sanitary, nuisance, cruelty, neglect and any other requirements pertaining to the adequate care and control of domestic animals in the city apply.
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Southfield	R-A, R-1, R-2, R-3, R-4, R E; 5 ft single family dwelling	Rear yard only	No closer than 50' from owner's dwelling	175 ft	Fencing devices reasonably designed or adapted to effectively exclude such animal or fowl from the area within five (5) feet (1.525 meters) of the property line of the owner of the animal or fowl.	No animals which are or shall be in any way noisy, obnoxious, unwholesome, destructive, dangerous, or offensive shall be kept, harbored or housed in any section of the city.
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# Memorandum

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**To:** Honorable President Mooney; Village Council

**CC:**

**Date:** 6/15/2018

**Re:** Joint Senior Services Committee

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The City of Birmingham Administration has spearheaded a proposal to reconvene the Joint Senior Services Committee between the Village, Birmingham, Bingham Farms, Franklin, Southfield Township and Birmingham Schools. The Committee previously met in 2012 and 2013 and made a formal presentation to all the local governing bodies that consisted of a two-phase approach to addressing senior services. As these needs are still a priority it is desired to have the municipal governments participate directly in a committee to review these two phases and development an acting plan going forward.

The attached resolution would create an Ad Hoc committee that would meet until March 30, 2019 and would consist of one member from each Governing Body, one resident member from each community and an ex-officio member of each administration. I have reviewed the attached resolution and believe it to be appropriate and in the best interest of the Village.

**RESOLUTION CREATING AN AD HOC JOINT SENIOR SERVICES COMMITTEE TO CONDUCT A LONG TERM STUDY AND EVALUATION OF THE NECESSARY FUNDING AND GOVERNANCE MODEL TO EFFECTIVELY PROVIDE ADEQUATE SENIOR SERVICES TO PARTICIPATING COMMUNITY RESIDENTS.**

Whereas, the senior population aged 65 and older in Birmingham, Beverly Hills, Bingham Farms and Franklin is projected to be the largest growing population segment over the next several decades and these communities wish to prepare for the service needs of this growing demographic, and

Whereas, the communities of Birmingham, Beverly Hills, Bingham Farms, Franklin and Southfield Township along with the Birmingham Public Schools (herein referred to as Governing Body) had previously established a Joint Senior Services Committee in 2012 to present recommendations for improved senior services, and

Whereas, the Joint Senior Services committee presented their final recommendations to the municipalities in 2013, which was comprised of a two phased approach to address near term (Phase 1) and longer term (Phase 2) initiatives, and

Whereas, Phase 1 involved increased services and hours based on increased funding requests to the member communities, and

Whereas, Phase 2 involved a longer term focus centered on a dedicated funding source to address further increasing service demands and facility needs, and

Whereas, additional study and analysis is necessary to advance recommendations for Phase 2 as the current senior services funding and governance model in these communities may be insufficient to meet the increasing demand for senior services, and

Whereas, the governing bodies of the Birmingham Public Schools, City of Birmingham, Village of Beverly Hills, Village of Bingham Farms, Village of Franklin and Southfield Township wish to explore ways to meet the increasing demand for senior services.

**NOW THEREFORE BE IT RESOLVED** that an Ad Hoc Joint Senior Services Committee is hereby established to develop and recommend a long term plan for addressing the increasing demand for senior services in accordance with the following:

1. The Committee will be Ad Hoc. The term of the Committee shall continue until March 30, 2019 and the Committee will cease functioning unless otherwise directed by their respective Governing Body at that time.
2. The Governing Body hereby appoints representatives to the Ad Hoc Joint Senior Services Committee to be comprised of the following members.
  - a) One elected official from each respective Governing Body.
  - b) One resident member from each respective municipality appointed by each municipality.
  - c) One ex-officio member from each school and municipal administration.

3. All meetings of the Committee shall be open to the public. Agenda and minutes for all meetings shall be prepared.
4. The scope of the Committee shall be to develop a long term plan on how to best proceed in addressing the increasing demand for senior services in accordance with the following:
  - a. Review the Joint Senior Services Committee Final Recommendation to the Municipalities Report from June 2013.
  - b. Evaluate current service demands and projected trends for senior demographics and future service demands.
  - c. Analyze current funding sources and operational structure of the current contracted senior service model.
  - d. Compare and contrast current senior services funding and governance models in the participating communities to other area communities and best practices.
  - e. Review and evaluate cost and budget implications of any proposed recommendations and include strategic funding alternatives.
  - f. Compile the Committee's findings and recommendations into a report to be presented at the end of the Committee's term.
5. The Committee is not authorized to expend funds or enter into agreements. All recommendations made by the Committee shall be in the form of a report to the Governing Body.

**BE IT FURTHER RESOLVED,** the \_\_\_\_\_ hereby appoints  
\_\_\_\_\_ as an elected official to the Ad Hoc Committee,  
\_\_\_\_\_ as the resident member of the committee, and  
\_\_\_\_\_ as an ex-officio administration official to the committee.

**Birmingham, Beverly Hills, Bingham Farms, Franklin, Southfield Township**

# **Joint Senior Services Committee**

## **Final Recommendation to the Municipalities**



**June 2013**

## Findings, Assumptions and Policy Recommendations

The JSSC has completed its investigation and now reports its findings, assumptions and policy recommendations. JSSC was directed to:

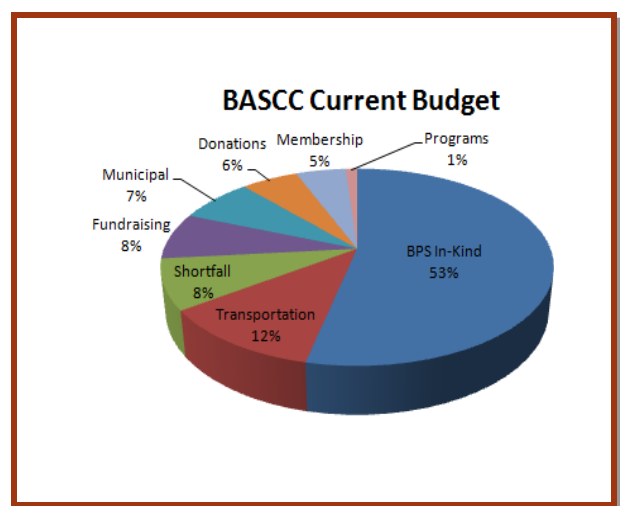
- Study what other area communities are doing with regard to funding and managing senior programs and services.
- Gather public input to create a consensus around what senior programs and services our seniors need and are willing to fund.
- Prepare policy recommendations regarding a combination of programs, services, potential revenue sources and governance models.

Study of the funding and the management of senior programs and services in neighboring communities was addressed in the JSSC Mid-term report (Exhibit 1). Observations of how surrounding communities provide senior services have provided insight about the ways we might move forward in developing a model for our communities.

The senior centers of Bloomfield Senior Services (BSS), Oakland Township, Rochester and Rochester Hills Older Persons Commission (OPC), Royal Oak Senior Center and the Troy Community Center have addressed the growing needs of their seniors. For example, OPC and BSS provide information and referral programs, exercise equipment, lap and/or warm pools for exercise, adult day care services, meals on wheels, transportation and extended hours. Troy and Royal Oak also provide some of these services. A complete list of these services can be found in the Midterm Report Area Senior Centers Matrix. (Exhibit 2)

With regard to funding, OPC and BSS sought a .25 millage for operations and a bond issue to build a senior center and they received overwhelming support from their communities. To govern their senior center, OPC operates under an interlocal agreement which could be a governing guide for our communities. Troy and Royal Oak senior centers, on the other hand, are funded from the general fund, and both are managed by the Parks and Recreation Department.

While other nearby communities generally fund senior services through the local government general fund or a millage, the cost of providing senior services through the Birmingham Area Seniors Coordinating Council (BASCC) has been born largely by the Birmingham Public School (BPS) district through in-kind support estimated at \$300,000 (imputed rent on the Midvale facility) and other direct funding amounting to \$36,000. Municipal funding, on the



other hand, accounts for only 7% of BASCC total funding. Additional sources of funding for the senior center are transportation grants, fundraising, operating grants, membership dues, programs and donations. (Exhibit 3)

From a financial and facility perspective, BASCC faces an uncertain future. In recent years, BASCC has had no alternative but to use endowment funds to balance its already inadequate annual operating budget. Over the last ten years, this endowment drawdown has totaled over \$400,000. This is not sustainable in the long term; expenses will continue to rise and additional programming is required to meet the needs of our seniors.

BASCC's long-term use of the outdated Midvale facility is also in question. Midvale is shared with the BPS's Early Childhood Center, an activity that generates revenue and may well be expanded. BPS has embarked on a system-wide strategic planning process and is also conducting a facilities review. The goal is to complete these studies in the Fall of 2013. Whether that is achieved and what conclusion is reached regarding the future use of Midvale are unknown. What we can say, however, is that Dr. Nerad has assured the JSSC that any transition involving Midvale will be handled in such a way that ensures that BASCC will continue to have a home. Therefore, it is reasonable to assume that BASCC will continue to operate at Midvale for at least a few more years.

**What are the needs of seniors in the communities of Birmingham, Beverly Hills, Bingham Farms and Franklin and how should we fund them?**

Now that the JSSC understands what other communities are doing to meet the needs of seniors, we must answer the following question: "What are the needs of seniors in our four communities and how should we fund them?" In order to answer this question, BASCC and the JSSC sought the consultant services of Mitchell Research and Communications, Inc. and the Detroit Executive Service Corps (DESC).

### **Mitchell Benchmark Survey**

According to the Mitchell Benchmark Survey, a general population telephone survey, JSSC learned the following:

- Sixty-nine percent think a senior center is important.
- Fifty percent have a favorable impression of BASCC with only four percent having an unfavorable impression. The rest cannot say or are unaware of BASCC. Only forty percent know where BASCC is located.
- If BASCC provided day care, it would be a welcomed service according to sixty-six percent of those surveyed.
- Sixty-five percent support low cost exercise and fitness programs to keep seniors healthier longer

- Fifty-one percent support increased hours.
- Sixty-four percent support the continued growth of senior programs to meet growing senior needs.
- Sixty-three percent support a millage for expanding programs and services. They want to assure that we keep the programs and services we currently offer.

### DESC Focus Group Results

DESC Focus Group Results, on the other hand, were qualitative and representative of the general “feelings” of users of BASCC, non-users and caregivers. (Exhibit 4) The following observations were identified through the focus group sessions:

- People tend to view a senior center as an activity center providing a broad range of things to do, including intellectual stimulation, physical activities, games, trips and social interaction.
- Accessibility, transportation and mobility are important, i.e., a senior center should be accessible and the Midvale location meets that criterion.
- Many, however, feel the current facility is outdated. It does not provide gym equipment, or a swimming/therapy pool.

After studying other senior centers in the area and collecting data, the current services provided by BASCC are viewed as marginally meeting the needs of our area seniors. The BASCC mission is to “identify and meet the needs of older adults”. Therefore, the JSSC has prepared a short-term (i.e. Phase I plan) and a long-range vision (i.e. Phase II) and related proforma budget that will more adequately serve our seniors.

### Recommendations

In the short term, JSSC recommends that BASCC’s operation at Midvale be expanded to increase hours and services by 45%, while only increasing budget expenditures by 24%. Increasing morning and evening hours Monday through Friday and adding Saturday morning hours will also increase senior participation. JSSC also recommends exercise equipment such as weight machines, exercise bikes, tread mills and elliptical equipment. Adding exercise equipment would be a one-time expenditure of \$46,000 paid out of the BASCC endowment fund. This will accommodate senior exercise needs, enhance fitness, and increase senior participation.



The additional annual cost of this short-term plan is estimated at \$200,000 which includes estimates of \$144,500 for additional staff, \$52,000 for budget shortfall, and \$3,500 for insurance. To cover the expanded programs, municipal contributions from our four communities could be raised either by increased contributions from their general fund or by a millage placed on the ballot of their next general election.

Longer term, it is clear that a major facility upgrade is necessary. When the status of Midvale is resolved, the plan is to either rebuild Midvale (if BPS decides to leave), build an entirely new facility, or upgrade an existing facility. This will accommodate additional services and programs such as adult day care, physical therapy, additional exercise equipment, a heated lap/therapy pool and related classes. Both a facility bond issue and an operational millage would be required to fund this major upgrade.

## Conclusion

Serving our seniors can no longer be considered an “added education” service provided largely by BPS. This is a municipal responsibility. The benefits to our communities of being senior friendly are well documented and undisputed.

**Michigan allows up to 1 mill for voter approved Senior Millage. The following communities have taken advantage of this in Oakland County:**

- Bloomfield Township
- Madison Heights
- Oakland Township
- Pontiac
- Rochester
- Rochester Hills

The JSSC has studied the demographics of our four communities. The percentage of homes with children under 18 is, on average, 30% and the number of households with resident seniors averages 39%. Projections show the percentage of seniors will grow faster than any other age segment. Taxpayers in the Birmingham Public School District pay just under 17 mills in local school taxes plus an additional State school tax of 6 mills, of which some is returned to the school district. In contrast, there is no dedicated senior millage. By State law, if approved by the voters, municipalities may assess up to 1 mill for senior services. (Act 39 of 1976 – Senior Funding and Millage)

The JSSC, based on the combined efforts of representatives from the governing bodies, as well as, BASCC and BPS, is recommending:

- The Municipalities support the Phase I plan, and reach agreement as to how it is to be funded by June 1, 2014.
- A small group of JSSC members be appointed as an official communication channel with BPS. This group would also keep the communities updated as decisions regarding Midvale unfold.



## Exhibits

1. JSSC Mid-term Report
2. Comparison of Senior Services by Community
3. JSSC Recommendation-Senior Services Funding / Overview
4. DESC Focus Group Summary

**Birmingham, Beverly Hills, Bingham Farms, Franklin, Southfield Township**

# **Joint Senior Services Committee**

## **Mid-term Report to the Municipalities**

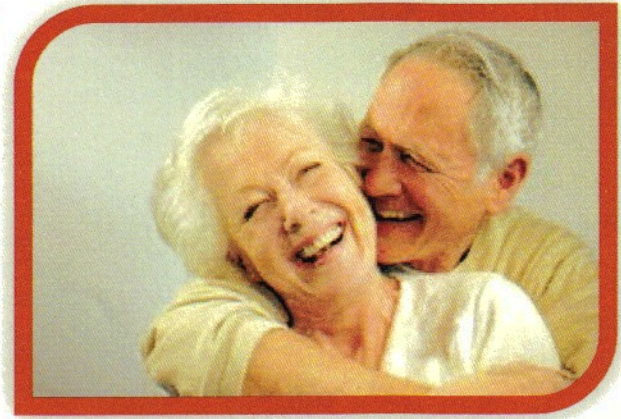


**February 2013**



## Executive Summary

Each of the community leaders that form the Joint Senior Services Committee (JSSC) started this assignment with different perspectives on the seniors in our community and their needs. We all have a much deeper understanding today. As we continue on our journey of discovery, this is some of what we have learned so far:



- There are many more seniors in our local area than we thought – on a percentage basis, by next year, more than in Florida.
- We have good senior services in our community, including vital services like transportation, meals and outreach that impact thousands of seniors and their family caregivers. On the other hand, by comparison with other peer communities, our senior facilities are just adequate.
- The organization that provides these services, Birmingham Area Seniors Coordinating Council (BASCC), receives only around 11% of their funds from their supporting municipalities – much lower than surrounding senior centers.
- This has gone unnoticed because the local schools have donated a building and some staff salary to fill the void. This historical arrangement with the schools is unique based on what we have seen.
- Even with this major annual donation, BASCC has begun to dip into endowment principal to balance their books. This is not a sustainable practice.
- Two trends seem clear going forward:
  - The senior population is growing – the only growth segment in our local community. More population = greater needs = more services.
  - Changes in state public school funding threaten the continued gift from the local schools. Exactly when is not clear.
- So BASCC is at a cross road: how to provide services to a growing population when funding is tight and likely to get tighter.

**Many would be surprised to know that by 2014 the BASCC communities will have a higher percentage of adults over 60, than does Florida.**

We know from looking at other communities that there are viable funding models and governance models that could work in a multi-municipality environment like ours, even where each municipality places a different priority on senior services.

Our plan now is to gather input from the community members on what they consider vital senior services, and what they would be willing to pay for such services. All this will be packaged in the form of final recommendations. Your JSSC representative will keep you informed of our progress and timeline.

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\* Numbers in parenthesis, throughout this report, refer to supporting materials



## Establishment of the Joint Senior Services Committee

The Joint Senior Services Committee (JSSC) was established in June of 2012 to address areas of need for our rising senior demographic, including the appropriate funding and governance models necessary to support these needs. The seven participating organizations of the JSSC appointed a total of 19 community leaders to serve on the committee. The membership covers all the municipalities included wholly within the boundaries of the Birmingham Public School district, including: City of Birmingham, Village of Beverly Hills, Village of Bingham Farms, Village of Franklin, and Southfield Township, as well as the existing senior services provider, Birmingham Area Seniors Coordinating Council (BASCC) and the Birmingham Public School District. (1)



This committee will provide policy recommendations to the governing bodies for providing activities and services to individuals 55 years of age and older. “Activities and services” means identifiable actions directed toward the improvement of the social, health, housing, educational, emotional, nutritional, recreational, and legal or mobility status of older persons. (2)

The original JSSC formation memorandum (Robert J. Bruner, Birmingham City Manager), a sample municipal resolution for JSSC participation, and the complete JSSC membership roster are included in the supporting materials at the end of this report. (3)

## Duties of the Committee

### The duty of the Joint Senior Services Committee is four-fold:

1. Study what other area communities are doing in regard to funding and managing senior programs and services.
2. Gather public input to create a consensus around what senior programs and services our seniors need, want and are willing to fund.
3. Prepare policy recommendations regarding a combination of programs, services, revenue sources and governance models.
4. Solicit public input on these policy recommendations before reporting back to each governing body.



## Committee Activities to Date

The activities of the committee to date include:

1. Completed site visits to four senior centers in Oakland County: Bloomfield Township Senior Services, Rochester Older Persons Center, Royal Oak Senior Center and the Troy Community Center
2. Created a matrix of the four senior centers comparing the governance, facility programs, services and demographics to BASCC.
3. Attended presentations in August by Jim McGuire from Area Agency on Aging, 1-B on "Preparing for the Age Wave" and, Tom Jankowski from the Wayne State Gerontology Institute on "Why you should support Senior Services".
4. Retained the Detroit Executive Service Corps to facilitate seven focus groups: four user groups of BASCC members, two non-user groups and one caregiver group. Each community representative recruited participants from a list established by BASCC. The focus groups were completed in February 2013.

## BASCC – Past and Present

The Birmingham Area Seniors Coordinating Council (BASCC) was established in 1977 when individuals from the community and the Birmingham Public School district Lifelong Learning Initiative proposed to the City of Birmingham the establishment of an area wide senior citizen program. By 1978, an ambitious new group from the area had established goals and objectives and adopted the name: Birmingham Area Seniors Coordinating Council and Center (BASCC.) (4)



BASCC has relocated several times throughout the years but the mission is the same as it was in 1978. The mission of BASCC is to identify and meet the needs of older adults and persons with disabilities by soliciting and coordinating community resources to provide educational, recreational and social programs, supportive outreach services and volunteer opportunities.

Over 35 years later, BASCC is a thriving non-profit organization serving 1,100 members residing in the Birmingham Public Schools service area. Communities served by BASCC include the City of Birmingham, and the Villages of Beverly Hills, Bingham Farms, and Franklin. Members enjoy the welcoming Midvale Center, located in a neighborhood setting, with easy parking and affordable programs that enhance seniors socially, physically, and intellectually. Senior Programs offered include health, fitness and sports, creative arts, computer classes, cards and games, as well as, local and regional travel opportunities.



**Outreach services** that allow older adults to live independently include information and referral services, transportation, tax assistance, counseling, support groups, nutrition support and more. A recipient of the Outreach services does not have to be a member of BASCC. In 2011, the BASCC outreach department touched the lives of more than 20,000 people in the area including seniors, their caregivers and family members.

The Outreach Services and Senior Programs provided by BASCC are beneficial to the aging population and their families. The goal of the Outreach Department is to assist and guide seniors, caregivers and their families with unbiased guidance in sorting through the many services available to them. Specific programs to educate the seniors in mental and physical acuity, nutrition, safety, socio-economic and general well-being are offered throughout the year. Over 19,000 people benefited from the many programs and events at the center in 2011. (5)

**In 2011, the BASCC outreach department touched the lives of more than 20,000 people in the area -- including seniors, their caregivers and family members.**

The number one concern of seniors getting older is transportation. Since 1990 BASCC has provided transportation to seniors age 55+ and disabled adults. In the last 10 years 32,000 passengers have benefitted from this service which provides transportation for medical, dental, personal appointments, shopping or activities at BASCC. The request for this service will only continue to grow as the population continues to age.

The center is open Monday through Friday, 9 am to 4 pm, with evening hours for specific classes and clubs. The facility is comprised of five classrooms, a gym, lobby and five offices for its eight part or full time staff members. Several of the classrooms are used for specific programs such as the computer lab where members can check their e-mail or take one-on-one computer lessons. Other classrooms are designated for art classes and a library.

As a non-profit organization, BASCC's funding is provided by various grants, donations, fundraisers, membership dues, municipal support and investment income. The Birmingham Public School district provides in-kind support which includes use of half of the Midvale Center and a portion of the Executive Director's salary. The Birmingham Public School Districts continued support of the Lifelong Learning initiative from 1978 has allowed BASCC to grow from one room at Derby Middle School to 14,500 sq. ft. at the Midvale Center.

The organization has a Board of Directors overseeing its financial and operational activities. The current twenty member BASCC Board of Directors includes representatives from the City of Birmingham, the Villages of Beverly Hills, Bingham Farms, Franklin and the Birmingham Public Schools. Board members have varied backgrounds in finance, education, law and public relations.



There are other local area organizations that provide similar programs as BASCC, such as the Community House, BPS Community Education, Baldwin Library, the BBAC, YMCA, local social clubs and the faith-based community. Each organization serves a niche in the community, but unlike other organizations, BASCC has the sole responsibility to serve the 50+ population along with their caregivers and families. BASCC offers supportive outreach services and programs which provide the important social interaction for seniors' emotional and physical health that allows them to continue living independently within the community. BASCC member, Lois Rowe, stated recently that, "BASCC is better than any organization or church that I've ever belonged to."



### Importance of Seniors in Our Community

Seniors are the foundation for our families, social institutions and communities. They provide important participation in our councils, service organizations, committees and churches. Supporting the programs and services available to seniors is becoming more of a priority for every community.

The current wave of retirees is transforming the way communities look from the way they grow, to the details of infrastructure decisions like curb height and street sign font and size. A survey conducted by AARP indicates that 84% of baby boomers *plan* on staying in their current homes – but in reality, a smaller percentage, around 70%, are able to do so. With that in mind, the goal of local communities is to help aging residents lead fulfilling lives while remaining engaged and active, during their senior years. This has been termed “aging in place”. (6)

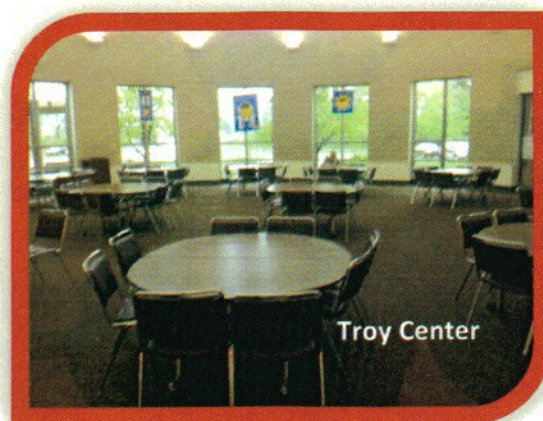
Seniors are a vital part of our local economy. Just in Oakland County, seniors contributed \$5.1 billion into the local economy. For each 100 retirees that move to or stay in the region it's estimated they will spend over \$4 million in retail and consumer services. They will spend an additional \$1.4 million on healthcare. An active senior center brands an area as a preferred retirement location and assists in retaining and attracting retirees and the economic resources that they contribute. (7)

**For each 100 retirees that move to or stay in the region it's estimated that over \$4 million will be spent on services and in retail and an additional \$1.4 million will be spent on healthcare. (7)**

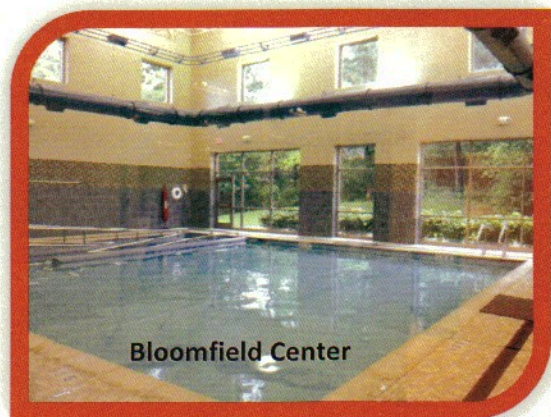


## Senior Services in Oakland County

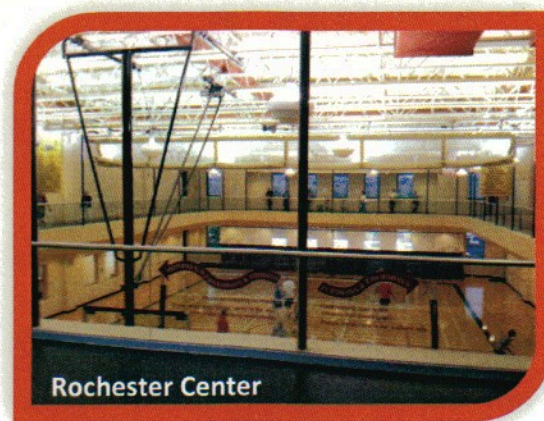
In Oakland County there are 42 senior centers that provide programs, outreach services and transportation to seniors. Each of these centers offers a variety of programs and services based on their facility, funding and the needs of the community. The JSSC members had the opportunity to tour four senior facilities Bloomfield Township Senior Services, Rochester Older Persons Commission (OPC), Troy Community Center and Royal Oak Senior Center and compare their programs and services. (8)



Bloomfield Township Senior Services and the Rochester (OPC) facilities were built in the early 2000's with extensive health and wellness facilities to serve the growing and diverse 50+ demographic. These facilities are supported by a .25 millage, program fees, fundraising and transportation grants. They provide adult day care services and extended hours to meet the needs of older adults who work or have care-giving responsibilities during the day which can limit their participation. Rochester OPC is open six days a week for a total of 82 hours and Bloomfield Township Senior Services is open six days weekly for a total of 75 hours. In comparison to the two centers BASCC is open 5 days a week for a total of 35 hours.



The Royal Oak Senior Center is similar to BASCC in their program offerings and age of their facility. They're funded by Community Development Block Grant funds, transportation grants, fees and donations. The Troy Community Center is a multi-age center with 127,000 sq. ft. that has specific programs for their 50+ residents including a therapy and lap pool. The center is funded through the municipal general fund, program fees, minor grants and donations.





## Future Challenges

These senior centers and the rest in Oakland County are serving an important need which will grow rapidly as the “Silver Tsunami” demographic shift accelerates. In 2010 the percentage of residents age 50 and over ranged between 35% in Birmingham and 65% in Bingham Farms. (9) By 2019, one in four residents of the BASCC area will be age 60 or older. BASCC is not currently capable of meeting the anticipated growth associated with these changing demographics. (7)

**By 2019, one in four residents of the BASCC area will be age 60 or older. BASCC is not currently capable of meeting the anticipated growth. (7)**

BASCC faces an uncertain economic future. For more than 10 years the organization has used principal from its endowment fund to balance the annual operating budget. This is not sustainable long-term. While other nearby communities generally fund senior services through the local government, the cost of providing senior services through BASCC has been born largely by the Birmingham Public School (BPS) district. Although the City of Birmingham and Bingham Farms still provides some BASCC funding (\$44,100 and \$1,500 respectively), financial pressures have forced them to cut their support for seniors. Municipal funding now accounts for only 11% of BASCC’s total funding. BPS funding accounts for approximately one-third of BASCC’s total funding through direct and in-kind support.

BASCC appreciates the support from BPS. But it is unusual in comparison with surrounding communities. If school funding were to change, a reduction of BPS direct or in-kind support estimated to be \$300,000 would result in BASCC facing a facility, programming and financial crisis. On the other hand, changes to school funding could be a catalyst that leads to a change in BASCC funding, creating a more permanent source of revenue predicated on an “up-front” funding for senior services vs. the unusual BPS funding formula that is used today.

The communities represented on the JSSC have to make choices between a proactive approach that creates age-friendly communities or other priorities. The present approach is largely a result of historical decisions rather than proactive planning. Securing the long-term health and prosperity of the senior community may require a funding solution that is more aligned with traditional norms in local government funding.

## Next Steps

The committee will now turn its attention to analyzing the results of the community focus groups to gain a deeper understanding of the needs of seniors in our community.(10) Combined with the information in this report, the input from the community focus groups will allow us to answer the questions outlined below, which will serve as the basis for our preliminary recommendations.

1. How should BASCC be configured going forward, to meet the needs of the community?
  - a. Service Area and Clients
  - b. Programs and Services Offered
  - c. Facilities
  - d. Administration/Staffing
  - e. Community Partnerships
2. How much will it cost to meet these needs?
3. How should BASCC be funded going forward, i.e. what combination of revenue sources?
4. What should the BASCC governance model be going forward?
5. What will be required of each municipality? Will tiered levels of participation be appropriate to meet the unique needs of each municipality?

These preliminary policy recommendations will then be shared with the community through a series of community forums. This will allow the JSSC to confirm and further refine our recommendations before final presentation to each of the participating municipalities.

Your municipal representative on the JSSC will keep you informed of our progress and timeline for submitting final recommendations.



## JSSC Recommendation - Senior Services Funding

CURRENT		Phase 1		Phase 2	
No Change of Services or Hours Dependent on BPS Funding		Increased Services and Hours Add Exercise Equipment - Dependent on Municipal Contribution and/or Millage		Bond issue to fund new or upgraded facility Replace Municipal & BPS Funding via Millage	
11,500 sq. ft. with 4 hrs. "Shared Gym use" daily Hours Open: <b>35 hours a week</b>		Same Sq. Ft. Increased Hours Open: <b>51 hours a week</b>		Newer Facility (50% more space) Increased Hours Open: <b>69 hours a week</b>	
<b>REVENUE:</b>		<b>REVENUE</b>		<b>REVENUE</b>	
Municipal Contribution	46,000	Municipal Contribution (+200,000)	246,000	Millage Income	501,000
Transportation (Smart)	73,000	Transportation (Smart)	73,000	Transportation (Smart)	73,000
Fundraising	48,000	Fundraising	48,000	Fundraising	48,000
Donations	35,000	Donations	35,000	Donations	35,000
Membership	31,000	Membership	31,000	Membership from Non-Millage Communities	14,000
Programs & General Activities	7,000	Programs & General Activities	7,000	Programs/Gen. Activities/Adult Day Care	146,000
BPS In-Kind Contribution	336,000	BPS In-Kind Contribution	336,000	Federal Grants	50,000
<b>Shortfall</b>	<b>52,000</b>	=====	=====	=====	=====
<b>Total Revenue</b>	<b>628,000</b>	<b>Total Revenue</b>	<b>776,000</b>	<b>Total Revenue</b>	<b>867,000</b>
<b>EXPENSES: Current</b>		<b>EXPENSES:</b>		<b>EXPENSES:</b>	
*Staff Salary, FICA	209,000	Staff Salary +Added Staff (below)	353,500	Staff Salary + \$36k BPS ED Salary	396,500
Facility Overhead	54,000	Facility Overhead	54,000	Facility Cost & Overhead	260,000
Fundraising/Marketing Expense	19,500	Fundraising/Marketing Expense	19,500	Fundraising/Marketing Expense	19,500
Transportation Expense	16,500	Transportation Expense	16,500	Transportation Expense	16,500
General Administrative Exp.	16,000	General Administrative Exp.	16,000	General Administrative Exp.	16,000
Insurance - Liab. & work comp	7,000	Insurance - Liab. & work comp	10,500	Insurance - Liab. & work comp	10,500
Grant Writing	6,000	Grant Writing	6,000	Grant Writing	12,000
BPS, In-kind Rent	300,000	BPS, In-kind Rent	300,000	Rent (see facility overhead increase)	0
				Adult Day Care Staff	125,000
				Office Systems & Support	11,000
<b>Total Expenses</b>	<b>628,000</b>	<b>Total Expenses</b>	<b>776,000</b>	<b>Total Expenses</b>	<b>867,000</b>

# **JSSC Recommendation for Senior Services Funding**

## **Budget Overview**

### **Current Budget**

- No change of service or hours / 9 am-4 pm / Monday through Friday
- Dependent on BPS Funding
- 11,500 sq. ft. with 4 hours of "Shared gym use" daily

### **Revenue**

**BPS In-kind contribution** – The value of BPS salary payments and in-kind contribution for rent. \$336,000

### **Expenses**

**Staff Salary** – This amount includes two full-time and six part-time staff plus the BPS contribution. \$209,000

**BPS In-kind rent** – A fair market value donation by the Birmingham Public School district for use by BASCC for Senior programs and services. \$300,000

### **Phase 1 – The purpose of the increased services and hours is to capture the Emerging Senior.**

- Increased services and evening and weekend hours
- Added exercise equipment
- Dependent on Municipal contribution and /or millage

### **Revenue Needs**

**Municipal contribution** – present \$46,000 in municipal grants from Birmingham and Bingham Farms plus an additional \$200,000 contribution from the four communities of Birmingham, Beverly Hills, Bingham Farms and Franklin. \$246,000

### **Expenses**

Current Staff Salary of \$209,000 plus additional staff of 5 part-time and 2 full-time staff members are \$144,500. Total staff Salary \$353,500



## Phase 2

- Bond issue to fund a new or upgraded facility
- Replace Municipal and BPS funding with a Millage
- 50% more space
- Open 69 hours a week

### Revenue

**Millage Income** – A senior millage from the four communities will replace the Municipal Contribution revenue line item. \$501,000

**Membership** – Senior not included in the millage contribution will pay an annual membership fee. \$14,000

**Program/General Activities and Adult Day Care** – The additional square footage will allow for added classes which will increase the program income. Adult Day Care revenue for eight seniors to receive care Monday through Friday, 9 am – 4 pm. \$146,000

**Federal Grants** – Adult Day Care and nutrition programs will allow for application of Federal and State grants to subsidize these programs. \$50,000

### Expenses

**Staff Salary** – Additional salary as a result of independence from BPS District. \$396,500

**Facility Cost and Overhead** – Rent, maintenance, supplies and grounds upkeep for new building. \$260,000

**Grant Writing** – additional cost associated with the increase in programs. \$12,000

**Adult Day Care Staff** – One full-time staff member and four part-time staff to oversee Adult Day Care program. \$125,000 (Self-sustaining program)

**Office Systems Support** – Contracted services as a result of separation from the BPS District. \$11,000

### One Time Expenses

- Additional Exercise Equipment - \$120,000
- Physical Therapy Equipment - \$12,000



## **Birmingham Area Seniors Coordinating Council Joint Senior Services Committee**

### **Focus Group Results**

#### **Summary and Other Observations**

In summary, the Detroit Executive Service Corps has identified several key themes/issues based on the input received during the focus group sessions in direct response to the questions asked as well as other opinions expressed during associated discussions:

- People tend to view a senior center as a activities center providing a broad range of things to do including, but not limited to:
  - Intellectual stimulation
  - Physical activities
  - Games
  - Trips
  - Social interaction (a place to get out of the house and see other people).
- Those using the senior center tend to use it for a very specific purpose (tennis, bridge, lectures, etc.), but do not necessarily use it for multiple purposes. They also feel the services they do use are being provided very well.
- People want a resource center (web based and at a center) for information and referrals including, but not limited to:
  - Central website for offerings of interest in the area
  - Senior services that are available throughout the area
  - Changes in the law regarding health, taxes, estate planning
  - Issues impacting seniors
  - Exercise that maintains and improves function and mobility.
- There is a perception that the senior center is underutilized in the sense that a large percentage of the senior population (much less the communities in general) is unaware of the center's existence and the range of services it provides. The corollary to this is the fear that if more people start using the center it will not have the capacity to handle them and the center will lose its "ambiance". People did feel the center should do a better job of marketing itself, although they did not offer many suggestions as to how this should be done.
- Accessibility, transportation and mobility: Comment suggested in all ages groups said a center should be accessible. The Midvale location was appreciated for that reason. Transportation availability in a variety of forms was mentioned several times.
- Marketing and Publicity: As mentioned above, all focus groups, despite information in municipal and school publications, indicated little or no awareness of what BASCC does or who it serves.



## **Birmingham Area Seniors Coordinating Council Joint Senior Services Committee**

### **Focus Group Results**

#### **Summary and Other Observations**

- Observations were mixed as to the current facility. Many feel it is outdated, the entrance is dark and uninviting and it does not have the capacity for many types of activities (particularly related to gym equipment, a swimming pool and as a place to just sit around and socialize or hold discussions after movies or lectures). Some commented that it “looked like an old grade school”. Others liked the facility and wouldn’t change much other than the entrance.
- A senior center needs to be welcoming to seniors of all ages. The senior center will need to broaden its appeal to all seniors (through programming, facilities and hours) who are active and intelligent. Current actual usage is perceived to be by “older” seniors. The perception people have of the center is extremely important.
- Seniors tend to resent the term “senior”. While they want to be identifiable and have services designated specifically for their use, they do not feel they identify themselves as “senior”. There is always someone older who fits that terminology. Several debates occurred regarding the use of the term in all ages and groups. The “seniors” almost universally recognized that they were intelligent, active and vibrant and, while they had needs or wants, the implication of being opposite of intelligent, active and vibrant was an anathema.
  - In one group a discussion also took place regarding the use of “BASCC” and whether it was appropriately descriptive and meaningful.
- Many groups mentioned partnerships and collaborations with schools, universities, the Y, health clubs, Birmingham Bloomfield Art Council, Baldwin Public Library, hospitals and churches as important to a senior center. Several people indicated concern about duplicated services.
- Most groups, other than the caretakers did not mention the need for services for those with disabilities (other than mobility issues). The discussion in the caretaker focus group indicated that needs for caretaker as well as for the person with disabilities is not being adequately served in the Birmingham school area. The focus groups provided no information on the amount of need in this area.
- In discussion related to the role of a senior center in the community several issues were identified:
  - Should a facility be a senior center or a community center? Do seniors need/want a separate facility (Bloomfield Township/Rochester) or a community center that has a senior focus within (Troy)?\
  - Should a senior center provide all the various “services” required by seniors, just act as a referral service so people can get those services from other



## **Birmingham Area Seniors Coordinating Council Joint Senior Services Committee**

### **Focus Group Results**

#### **Summary and Other Observations**

community resources (businesses, religious institutions, government agencies, etc.) or some combination of the two? What criteria would be used to determine which services to supply versus which to “outsource”?

- Should the municipal governments support a senior center, and if so, monetarily, by encouraging usage, by referring questions received by the municipalities regarding seniors to a senior center?
- Is a senior center a key element to making a municipality a “good place to live” and therefore a selling point for future growth?
- There were many opinions regarding the willingness of people to pay for a millage to support and new or expanded senior services. Much depended on what was meant by senior services, publicity and marketing, and the strategy of implementation of a millage.
- One of our observations was that during the two hours of the focus groups, some people's perceptions for the importance of senior services changed positively.

#### **One final reminder**

Focus group data is **qualitative** and is representative of general “feelings” of the participants. Focus group results may be skewed by the selection of the participants and other factors such as group dynamics. Care should be taken in projecting results across a total population, some of whom may not have been represented by the participants or who were represented, but whose voice may have been not heard as loudly as others.

*Focus group participants across all groups were “active” seniors with lots of interests and varied activities (BASCC and otherwise) in which they participated. All seemed well educated and participated actively and cogently in the focus groups. We have some concerns regarding their being a truly representative sample of the senior population of the four municipalities, specifically those who are inactive, possibly less intelligent and possibly less affluent. Additional research may be warranted to determine if a significant percentage of the senior population meets these criteria and were not represented in these focus groups, and if so, should their opinions be obtained*



### Comparison of Senior Services by Community

	<u>BASCC</u>	<u>Bloomfield Twshp</u>	<u>Rochester OPC</u>	<u>Royal Oak</u>	<u>Troy</u>
Fiscal Year Reported (Ending)	06/30/12	03/31/12	12/31/11	06/30/11	06/30/11
	BASCC document	Jenkins Magnus	Plante Moran	Rehmann	Rehmann
<b>Balance Sheet</b>					
Assets		2,261,000	16,728,000	818,000	
Liabilities		43,000	404,000	69,000	
Net Assets		2,217,000	16,324,000	749,000	
Unrestricted Assets		2,217,000	1,585,000	782,000	
As Pct of annual operating budget			36%		
<b>Income Statement (Change in Net Assets)</b>					
Revenue					
Federal Sources	97,000	92,000	395,000	-	
State Sources			21,000	159,000	
Local Municipalities	46,000	826,000	1,552,000	-	
Local K-12 Schools			-	-	
Charges for Services	35,000	445,000	1,349,000	216,000	
Interest	-	-	8,000	2,000	
Donations	60,000	-	742,000	48,000	
Endowment Fund	51,000	-	-	-	-
Other	1,000	18,000	68,000	-	
Total Revenue	290,000	1,381,000	4,135,000	425,000	-
Local Municipal Millage?	no	yes	yes		
Mils and Duration		25 yrs, \$26m, .38 (see note)	0.25 mils for x yrs		
Expense					
Salaries and Fringes	172,000	615,000	2,109,000	-	
Supplies	45,000	-	165,000	-	
Professional Services	37,000	-	477,000	-	
Maintenance, Insurance, Other	24,000	6,000	1,045,000	-	
Other	12,000	709,000	50,000	501,000	
Total Expense	290,000	1,330,000	3,846,000	501,000	-
Change in General Fund	-	51,000	289,000	(76,000)	-

## Comparison of Senior Services by Community

Total GF expend. of participating municipalities		68,400		84,309,000	97,269,000
Population Served					
Municipalities (Pct)	Birmingham (	Bloomfield Township	Rochester Hills (65)	Royal Oak	Troy
	Beverly Hills (		Oakland Twshp (21)		
	Bingham (		Rochester (14)		
	Franklin (				
Total Population					80,980
Senior Population (over 65)					
Senior Population (over 60)			X		
Senior Population (over 55)	6,907				
Governance Structure					
Entity Type	separate 501(c)3	township department	inter-local agency	city department	city department
Board Size			8 member		
Board Type			Inter Local Agreement		
Board Reporting			to each municipality		
Staff					
Paid Full-Time (FTE)				2.0	
Paid Part-Time (FTE)					
Paid Total (FTE)					
Volunteers					
Director	Renee Cortright			Paige	Carla (PT)
Facility	shared school building	dedicated center	dedicated center	dedicated center	Troy Community Ctr
Year Built	built in 60's	built in 2009 (\$5.5m)	built in 2003	built in 1989	built in 2000
Dedicated space in square feet	14,000	24,000	90,000	21,000	127,000
Shared with non-seniors?	shared gym	no mixed use	no mixed use	no mixed use	senior only areas
Weekend hours?	no weekends	yes, weekends	yes, weekends	no weekends	yes, but no sr. programs
Ratios					
\$ expended per total population	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!	-
\$ expended per senior population					
\$ millage per total population					
etc.					
etc.					



## Comparison of Senior Services by Community

Services Scope					
Information and Referral Services	yes	yes	yes	yes	some
Adult Day Services	no	yes	yes	no	no
Home Delivered Meals	yes	yes	yes	yes	yes
Dining Room (Meals on Wheels)	no	no	yes	no	yes
On-site Café / Dining Room	no	no	yes	yes	no
Transportation	yes (2 buses)	yes (3 buses)	yes (13 buses)	yes (5 buses)	yes (4 buses)
Library	no	no	yes	no	no
Auditorium	no	no	yes	no	yes
Wellness Center	no	no	yes, via Crittendon	no	no
Gym	yes, shared use	no	yes	in another facility	yes, shared use
Lap Pool	no	no	yes	no	yes
Therapy Pool	no	yes	yes	no	yes
Locker Rooms	no	yes	yes	no	yes
Exercise Equipment	no	yes	yes	in another facility	yes
Walking Track	no	yes	yes	no	no

BASCC Service Area

Community Name	Age group	Census 2010	F-cast 2015	F-cast 2020	F-cast 2025	F-cast 2030	F-cast 2035	F-cast 2040	Change	% Change
Beverly Hills village	Total Pop	10267	10214	10231	10272	10288	10308	10338	71	0.7%
	60_64	691	815	884	850	817	725	642	-49	-7.1%
	65_74	767	867	1022	1155	1171	1122	1024	257	33.5%
	75+	1015	874	856	919	1005	1110	1215	200	19.7%
Bingham Farms village	Total Pop	1111	1170	1165	1137	1130	1123	1136	25	2.3%
	60_64	118	131	112	99	92	73	62	-56	-47.5%
	65_74	166	196	213	163	171	166	154	-12	-7.2%
	75+	268	275	274	289	295	308	313	45	16.8%
Birmingham city	Total Pop	20103	20398	20539	21022	21285	21540	21800	1697	8.4%
	60_64	1261	1438	1658	1593	1488	1342	1210	-51	-4.0%
	65_74	1443	1735	2041	2294	2322	2133	1908	465	32.2%
	75+	1320	1256	1348	1597	1929	2259	2497	1177	89.2%
Franklin village	Total Pop	3150	3244	3209	3207	3255	3316	3406	256	8.1%
	60_64	199	230	243	254	211	191	180	-19	-9.5%
	65_74	280	353	414	459	451	419	366	86	30.7%
	75+	230	233	246	274	332	423	456	226	98.3%

# Memorandum

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**To:** Honorable President Mooney; Village Council  
**CC:** Tom Ryan, Village Attorney; Sheila McCarthy, Finance Director; Peggy Linkswiler, Treasurer  
**From:** Chris D. Wilson, Village Manager  
**Date:** 06/15/2018  
**Re:** FY 2017-18 Budget Amendments

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Attached are proposed FY 2017-18 Village of Beverly Hills Budget Amendments.

There are amendments relating to the General Fund to adjust various accounts to anticipated year end levels, Major Fund to record additional revenue received and reallocate the budget between accounts, Public Safety fund to adjust accounts to anticipated year end levels and reallocate the budget between accounts, Capital Fund to record fire truck modifications previously approved by Council and Water Fund to adjust the administration fee to agree to Fund 101.

These proposed FY 2017-18 Budget Amendments have been reviewed by Village Administration and are recommended for approval.

**Recommended Resolution**

Be it resolved that the Village of Beverly Hills Council authorizes Village Administration to transfer or adjust monies reserved in the General, Major Roads, Public Safety, Capital fund and Water Fund as reflected in the June 15, 2018 memorandum from Manager Chris Wilson.

**Budget Amendments Recommended to be Approved at June 19, 2018 Council Meeting  
FY 2018**

[illegible]



**VILLAGE MANAGER'S REPORT**  
**CHRIS D. WILSON**  
**JUNE 15, 2018**

**Former Church Property** – The Village has been in contact with the individual who has purchased the large parcel on the south side of 13 Mile west of Evergreen, the former Albanian Church. The preliminary indications are that the new owner wishes to pursue a residential development of multiple houses. Based upon the current zoning it would be possible to get 4-5 homes on this property. The owner has not submitted a site plan to date, but we anticipate something coming forward later this year. I will keep you updated.

**Projects Status Updates** – The Village has multiple projects underway at this time, all of which should be concluding soon. As a status update:

- **Roads Analysis** – HRC has completed the physical inspection of the roadways in the Village and is preparing the ratings analysis and cost projections. I expect this project to be completed by late June or early July. A presentation will be given to Council upon completion.
- **Southfield Corridor Analysis** – CORE Properties is in the final stages of their report on the Southfield Rd. Overlay District. I expect their report to be available by the end of the month.
- **Compensation and Classification study** – Municipal Consulting Services has completed their review of our wages, classifications and job descriptions and has received the final comparable from surrounding similar communities. A final report and presentation to the Personnel Committee and Council should be ready by early to mid July.
- **Greenwich Village Traffic Study** – Based upon the comments from residents on Greenwich Village the Village was able to commission a traffic counts analysis from TIA for Evergreen and 14 Mile as well as Old Stage, Carriage Ln, Old Post and Wellesley. The traffic counts were taken on Wednesday, June 13<sup>th</sup> to try and capture normal school traffic. As this was the last week of school there was some concern that the traffic levels were not indicative of typical school traffic. If the numbers do not show sufficient peak hour traffic counts then we can retake these counts in September. Village Administration is analyzing some potential signage and regulations that would limit turns off of Evergreen and 14 Mile to these local streets during particular times of the day. We have utilized similar regulations on Stafford to successfully limit cut through traffic.

**Office Closed** – Village Offices will be closed on Wednesday, July 4<sup>th</sup> in observance of Independence Day. Trash collection will not be interrupted this week.



**Village of Beverly Hills  
Regular Council Meeting  
Tuesday, June 19, 2018**

**Municipal Building  
18500 W. Thirteen Mile Rd.  
7:30 p.m.**

**INFORMATION ITEMS**

- a. Public Safety Department Activity Report for the period May 31 – June 14, 2018.
- b. Monthly Messenger from Oakland County Commissioner Bill Dwyer dated June 2018.
- c. SEMCOG Local Agency Programs - Federal Eligibility Guidelines Draft dated May 17, 2018.
- d. Southfield Township Board of Trustees agenda for June 12, 2018 and minutes from May 8, 2018.
- e. Minutes of a regular Planning Commission meeting held May 23, 2018 (unapproved).

# **Beverly Hills Public Safety Activity Report**

**May 31<sup>st</sup> – June 14<sup>th</sup> 2018**

- The Public Safety Department is currently looking for applicants for Public Safety Officer. Please visit our website, [www.beverlyhillspolice.com](http://www.beverlyhillspolice.com) to see if you qualify.
- Officers are continuing to train our new recruits. If you see an officer you don't recognize, don't hesitate to introduce yourself.
- Reminder to lock your vehicle. Leave outside lights on at night and close your garage door.
- Reminder to residents to refrain from placing checks in their outgoing mailboxes. It is always better to drop off at the post office or in a post office box. Current trends are to steal a victim's check, change the information including amount, and conduct an electronic deposit to the suspect's account, which results in a monetary loss to the victim, along with compromising their identity.
- Should any checks be compromised, cancel the account, consider a credit freeze on all three reports (in lieu of a fraud alert), and go to our website to download our ID Theft PDF, which is found at the top right corner of our homepage. Our website is [www.beverlyhillspolice.com](http://www.beverlyhillspolice.com). Or come into the police department for help.
- Public Safety responded to a house fire on Verona Circle. A dehumidifier in the basement caught fire and filled the basement with smoke. As the resident started to smell smoke on the first floor, she called 911. Officers arrived and put out the fire which was contained to the basement area. No injuries.
- Public Safety responded to another fire behind the station, where the DTE lines broke when a tree hit the line. The Public Safety building, Southfield Twp. Office and Village Office were out of electricity. Also out of electricity were the houses behind the Public Safety building. A fire started within minutes in the back yards of the residents behind the Public Safety office. Officers put the fire out with minimal damage to property. No injuries, just brush and trees burned. DTE was called to the scene.
- During these windy seasons please do not go looking for power lines that are down. If they are live they will kill you if you make contact. Further those lines electrify everything they touch including fences and cars. So, please be careful when you see a down wire and stay back at least 20 feet. A live wire can be very dangerous and it is not for entertainment.

## **PUBLIC SAFETY OPERATIONS**

- 277 Calls for Service.
- 9 Arrests.
- 152 Tickets issued.
- Motor Carrier Enforcement.
- 11 Walk in PBTs.
- 15 Prescription pill drop offs.

- Vacation checks.
- 7 Prisoner transports to and from the Birmingham Police Department.
- Walk in Gun Permits issued.
- 5 Medicals on 13 Mile Rd.
- 6 Alarms on 13 Mile Rd.
- Motorist Assist on 13 Mile Rd.
- 3 Citizen Assists on 13 Mile Rd.
- 3 Traffic Accidents on Southfield Rd.
- 6 Traffic Accidents on 13 Mile Rd.
- Alarm on 14 Mile Rd.
- 2 Medicals on Southfield Rd.
- Traffic Accident on Lahser.
- Traffic Accident on Greenfield.
- Parking complaint on 13 Mile Rd.
- Suspicious Vehicle complaint on 13 Mile Rd.
- Suspicious Persons complaint on 14 Mile Rd.
- 3 Suspicious Persons complaints on 13 Mile Rd.
- Suspicious Circumstance complaint on 13 Mile Rd.
- Medical on Beverly.
- Alarm on Southfield Rd.
- Medical on 14 Mile Rd.
- Traffic Accident on Evergreen.
- Road Hazard on Evergreen.
- Reckless Driving complaint on Evergreen.
- Medical on Riverside.
- Odor Investigation on Devonshire.
- Medical on Saxon.
- Traffic complaint on Verona.
- Medical on Wellesley.
- Officers arrested an individual on 13 Mile Rd. who had a Beverly Hills warrant. The individual was wanted by multiple jurisdictions. The arrest took place without incident.
- Animal complaint on Beverly Rd.
- Suspicious Persons complaint on 14 Mile Rd.
- Fraud complaint on Orchard Way.
- Down Wire complaint on Lahser.
- Alarm on Walmer.
- Suspicious Persons complaint on Old Stage.
- Hang Up 911 on Marguerite.
- Lift Assist on Camelot.
- Suspicious Persons complaint on E. Lincolnshire.
- Suspicious Persons complaint on Riverside.
- Officers stopped a vehicle on Lahser for a traffic violation. The driver was operating while intoxicated. The driver was arrested without incident.

- Suspicious Persons complaint on Birwood.
- Alarm on Birwood.
- Alarm on Reedmere.
- Medical on Nixon.
- Medical on Madoline.
- Traffic complaint on Dundee Ct.
- Assist Royal Oak Police with Larceny from Auto. Three individuals were investigated without incident.
- Down Wire complaint on Elizabeth.
- Medical on Kinross.
- Medical on Beechwood.
- Assist Road Commission for Oakland County on Southfield Rd.
- Alarm on Bellvine Trail.
- Suspicious Vehicle on Eastlady.
- 2 Suspicious Persons complaints on Eastlady.
- Parking complaint on Sheridan.
- Traffic complaint on Southfield.
- Malicious Mischief complaint on Pierce.
- Abandon Auto complaint on 13 Mile Rd.
- Fraud complaint on Bellvine Trail.
- Fraud complaint on Beverly Rd.
- Citizen Assist on Kinross.
- Assist Southfield Police with a disorderly person on 13 Mile Rd.
- Suspicious Persons complaint on Meadow.
- Animal complaint on Charrington Ct.
- Assist Berkley Police with an assault on Greenfield.
- Suspicious Persons complaint on Pierce.
- Suspicious Persons complaint on Reedmere.
- Retail Fraud complaint on Southfield Rd.
- Retail Fraud complaint on 13 Mile Rd. The responsible person was arrested without incident.
- Two Suspicious Persons complaints on Huntley Square N.
- Medical on Wentworth.
- Officers stopped a vehicle for a traffic violation on Greenfield. The driver was operating on a suspended license. The driver was arrested without incident.
- Domestic Dispute on Locherbie.
- Suspicious Persons complaint on Faircrest.
- Noise complaint on Arlington.
- Vehicle Lockout on Village Dr.
- Animal complaint on Village Dr.
- Parking complaint on Kennoway Court.
- Officers stopped a vehicle on 13 Mile for a traffic violation. The driver was operating on a suspended license. The driver was arrested without incident.
- Reckless Driving complaint on Lahser.

- Road Hazard complaint on Buckingham.
- Juvenile complaint on Lahser.
- Assist Birmingham Police locating the driver responsible for a hit and run traffic accident.
- Medical on Dover Ct.
- Officers stopped a vehicle on 13 Mile for a traffic violation. The driver was operating while intoxicated. The driver was arrested without incident.
- Officers stopped a vehicle for a traffic violation on Hampstead. The driver was operating on a suspended license. The driver was wanted by Ferndale Police. The driver was arrested without incident.
- Fraud complaint on Birwood.
- Animal complaint on Crossbow.
- Solicitor complaint on Beverly.
- Larceny complaint on Southfield Rd.
- Suspicious Vehicle complaint on Nottingham.
- Parking complaint on Georgetown.
- Medical on Riverside.
- Customer Trouble complaint on Southfield Rd.
- Traffic complaint on Birwood.
- Parking complaint on Carlelder.
- Alarm on Hampton.
- Medical on Beverly.
- Open House Party on 13 Mile Rd.
- Assist Southfield Police/Fire with an accident on 13 Mile Rd.
- Citizen Assist on Plantation.
- Alarm on Smallwood.
- Down Wire complaint on Kinross.
- Suspicious Circumstance complaint on Old Cannon.
- Welfare Check on Long Bow Ct.
- Disturbance on Southfield Rd.
- Suspicious Vehicle complaint on Robinhood.
- An individual was turned over to Beverly Hills Police by a bail bondsman. The subject was wanted on a Beverly Hills warrant. The arrest took place without incident.
- Welfare Check on Riverside.
- Alarm on Sunset.
- Two Welfare Check complaints on Lahser.
- Suspicious Circumstance complaint on Vernon.
- Suspicious Persons complaint on Village Pines.
- Suspicious Persons complaint on Lahser.
- House Fire on Verona.
- Neighbor Trouble on 14 Mile Rd.
- Fraud complaint on Wellesley.
- Medical on Eastlady.



- Traffic Accident on Riverbank.
- Alarm on Norchester.
- Welfare Check on 13 Mile Rd.
- Fraud complaint on Lahser.
- Medical complaint on Wentworth.
- Suspicious Persons complaint on Marguerite.
- Suspicious Circumstance complaint on Ronsdale Ct.
- Smoke Investigation on Nixon.
- Down Wires and Brush Fire on Chelton.
- Harassing Phone Calls on Eastlady.
- Traffic complaint on Riverside.
- Juvenile complaint on 13 Mile.
- Alarm on Birwood.
- Officers stopped a vehicle for a traffic violation on 13 Mile. Officers arrested a passenger that had a warrant. The arrest was completed without incident.

#### **FIRE AND EMS BUREAU**

- 39 Fire/EMS calls reviewed.
- Road Patrol Coverage.
- Conference Call with Fire/Rescue 1.
- Upload May 2018 NFIRS Data to FEMA.
- Complete and Submit final Change Order for Mini-Pumper.
- Residential Knox Box Installation.
- Attend Training Coordinators Planning Session – SOAAFA.
- Review contractor's aerial overlay for 20855 Thirteen Mile.
- Planning and review meeting for 2<sup>nd</sup> Alarm Response.
- Present EMS Continuing Education.
- Attend Michigan Fire Fighter's Training Council meeting.
- \$4900 grant awarded for Rapid Intervention Team training.
- Lahser - Follow up fire inspection.
- Initial Fire Investigation on Verona.
- Blood Born Pathogen training.

#### **INVESTIGATION BUREAU**

- CFS Closed and Reviewed - 273
- Reviewed 36 case reports for a disposition.
- Followed up and reviewed cases, of which 22 were closed.
- 14 Cases were assigned.

- 12 Reports written on current cases.
- 16 Current active investigations.
- Detective Baller attended senior walk through at Groves.
- Attended senior all night party for Groves.
- Security and safety talk with kids at Queen of Martyrs.
- Assisted Groves with lock down drill.
- Detective Baller and Sgt Kowalik attended safety talk at We-Care child care at Groves.
- CSC investigation in progress and two Care House interviews conducted.
- Interviews conducted for an identity theft investigation, which resulted in a false police report case.
- Returns obtained for search warrants for several identity theft cases.
- Multiple case dispositions obtained and reports updated.
- Ongoing larceny investigation at Bed Bath Beyond.
- Obtained 3 count warrant for a habitual retail fraud suspect.
- Recovered stolen items from Market Fresh as a result of an investigation.
- Reckless driving investigation resulting in an injury of a Groves student.
- Attended ticket conference.
- Detective Bureau responded to and stood by on a wires down call in Ladder 34.
- Detective Bureau responded to a house fire with station personnel and assisted in suppression.
- Assisted with road patrol and desk coverage.
- Detective Bureau assisted patrol on a report of a vehicle fire.
- Follow up conducted and in progress on a PPO subject.

**Monthly Messenger from Commissioner Bill Dwyer**  
*Serving the Cities of Farmington, Farmington Hills, the  
Township of Southfield, and the Villages of Beverly Hills,  
Bingham Farms, Franklin*



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**Community:**

June is recognized as National Safety Month in Oakland County and the Oakland County Board of Commissioners will hold their annual gun safety press conference on June 19, 2018 at 1:30 p.m. to raise awareness about the important role of responsible gun ownership in preventing gun violence and suicides and to publicize the Board's annual gun safety lock giveaway.

With the recent spate of school shootings nationwide, the Board is partnering with the Oakland County Sheriff's Office, the Oakland County Health Division and Oakland Schools to focus its efforts on school safety this year. For information and resources on school safety please visit <https://www.oakgov.com/boc/Programs/Pages/School-Safety.aspx>.

The gun lock giveaway is a program that promotes safe gun ownership by distributing free gun locks to the public via local police departments. The Board of Commissioners has partnered with the Oakland County Sheriff's Office and the National Shooting Sports Foundation (NSSF) on this important public safety initiative for the past five years. NSSF supplies the locks at no cost to taxpayers. More than 30 local law enforcement agencies will be represented at the press conference and will participate in distributing the gun safety devices.

As a veteran of law enforcement for over 49 years and currently serving as Police Chief for the Warren community, I have seen the horror and impact of gun violence. I strongly believe in gun locks, as gun safety locks can save lives. Unsecured weapons in our homes far too often become the tools of horrific accidents or fall into the hands of dangerous criminals.

Beginning on June 1, members of the public can go to participating local law enforcement agencies to obtain a free gun lock while supplies last. For more information about the press conference or giveaway, please call the Board of Commissioners office at 248-858-0100 or visit [www.oakgov.com/boc](http://www.oakgov.com/boc).

## **Local Agency Programs Section Federal Eligibility Guidelines**

**DRAFT Revised: May 17, 2018**

**Examples of project elements that are eligible for federal standard transportation program (STP) funding, as well as state transportation funds are listed below.**

If the RTF or MPO does not allow these items to be funded, then the work associated with these elements is not eligible for fund participation in that project, even though such elements are otherwise eligible. (i.e. Design or construction engineering services.)

Please note that specific elements that are in an approved scope or part of a conditional commitment of a specific funding source, may be eligible, or ineligible due to that commitment, or approved scope of work. (i.e. TAP funds may pay for streetscapes, or streetlighting, if listed in the scope, that would otherwise be ineligible.)

### **Roadway and bridge elements**

- a. Removal of existing elements such as pavement and shoulders including base and subbase, guardrail, signs, signals, curb and gutter, and other elements associated with, or necessitated by a road or bridge project.
- b. Replacement of the above road and bridge elements, designed to meet current guidelines and requirements.

### **Sidewalks**

- a. Eligible:
  - 1. Existing sidewalk or new sidewalk.
  - 2. Filling in short gaps in the existing sidewalk system.
  - 3. For bridge projects, new sidewalk is allowed if part of an agency's master plan.
- b. Ineligible:
  - 1. Sidewalks replaced due to water service lead, or sanitary, storm service lead work.

### **Bicycle Paths, Non-Motorized Paths, Paved Shoulders**

- a. Eligible:
  - 1. New facility, designed in accordance with current AASHTO and MDOT standards, and if off-road, it must be a part of an overall regional, county or city master plan.
  - 2. Existing facilities, to repair or upgrade to current standards as needed.

### **Parking**

a. Eligible:

1. On-Street Parallel Parking:

- Parking on street that has the potential to create additional thru lanes or turn lane by restriping the pavement.

b. Ineligible

1. Parking that is “bulbed-out” unless it meets the all the following conditions:

- Adequate off-street is not available and businesses will be negatively impacted by the removal of parking from the street (e.g. no parking available behind the business).
- The traffic lanes can adequately accommodate the current and future (15 years for 3R, or 20 years for 4R) traffic demand.
- Parking lanes meet AASHTO design criteria for lane width.
- When the city provides written confirmation, signed by a Professional Engineer, that above criteria are met to MDOT LAP, and pending approval, such parking areas will be allowed to be eligible for federal funds.

2. On-Street Angle or Perpendicular Parking:

- Existing or proposed angle or diagonal parking on-street, unless the local agency has submitted a Diagonal Parking Engineering Study that has been approved by MDOT LAP. (See link: [http://www.michigan.gov/documents/MDOT\\_Diag\\_77932\\_7.pdf](http://www.michigan.gov/documents/MDOT_Diag_77932_7.pdf) for details of the review process required.)

3. Off-Street Parking.

**Storm Sewer and Drainage systems**

a. Eligible:

1. Only elements necessary to provide drainage of the roadway and the road right of way.
2. Oversizing or overdesigning the drainage system to accommodate existing off-right of way drainage, future need, or to meet permit requirements, may be allowed on an individual case basis. In some cases, federal fund participation may be prorated determined by the difference in cost between the required size and proposed size.

**Utility Relocation**

a. Eligible:

1. Adjustment or relocation of existing public utilities (watermain, sanitary sewer, lighting, etc) located in existing public right of way or permanent public easements, necessitated by the construction project.
2. Adjustment or relocation of private utilities (gas mains, electric, communication cable, etc.) that are in the utility company's own private easement, when necessitated by the construction project.

b. Ineligible:

1. Adjustment or relocation of private utilities in a public easement or right of way.



2. Watermain services and sanitary or storm sewer laterals.

### **Landscaping and Beautification**

a. **Eligible:**

1. Elements associated with typical surface restoration, including topsoil, seed, fertilizer, mulch, and sod, including watering sod during the period of the construction contract.
2. Clearing or removal of existing trees and shrubs regardless of size and type.
3. Replacement of removed trees that are 6 inches in diameter or greater.
4. Wetland mitigation landscaping.
5. Existing permanent individual streetscape and landscape items impacted by the project.

b. **Ineligible:**

1. Irrigation systems. (Private systems within acquired grading permits are eligible.)
2. New streetscape, landscape items.

### **Streetlights and Pedestrian Lighting**

a. **Eligible:**

1. Relocation or adjustment, an existing street lighting system necessitated by the project.
2. New lighting system, if approved by the RTF or MPO, and the local agency documents a safety need.
3. Replacement of existing lighting on bridge funded projects.
4. Roundabout lighting.

b. **Ineligible:**

1. Ornamental lights and/or poles are ineligible, unless required by SHPO (State Historical Preservation Office) permit.

### **Signs, Signals, and Pavement Markings**

a. **Eligible:**

1. Signals, signs and pavement markings in accordance with the current Michigan Manual of Uniform Traffic Control Devices (MMUTCD), AASHTO, and MDOT design guidance.

b. **Ineligible:**

1. Decorative mast arms or signal poles or specialty painting.

### **Bridge and Culvert Structures**

a. **Eligible:**

1. Bridge removal, replacement, rehabilitation, or preventive maintenance.
2. Approaches to logical touchdown points.
3. Standard nameplate as described in MDOT Standard Plans.
4. Boardwalks and similar structures.

- b. Ineligible:
  - 1. Special nameplates and decorative railings.

**AGENDA**  
**SOUTHFIELD TOWNSHIP BOARD**  
**OF TRUSTEES MEETING**  
**TOWNSHIP HALL**  
**TUESDAY, JUNE 12, 2018**  
**AT 7:30 P.M.**

1. Call to Order –Schmitt
2. Roll Call- Tischler
3. Administrative Reports
  - (A) Supervisor’s Report
  - (B) Clerk’s Report
  - (C) Treasurer’s Report
4. Public Comments on Items Not Contained on Published Agenda- Schmitt
5. Approval of Agenda- Schmitt
6. Discussion and Possible Approval of May 8, 2018 Regular Board Meeting Minutes- Schmitt
7. Resolution Honoring Robert Walsh- Schmitt
8. Presentation of Audit, Receive and File- Schmitt
9. Discussion and Possible Approval of Setting Public Hearing Date for Police And Fire Special Assessment Districts- Schmitt
10. Discussion and Possible Approval of MTA Dues- Tischler
11. Discussion and Possible Approval of Resolution Setting 2019 Board of Trustees Meeting Dates- Schmitt
12. Discussion and Possible Approval of May Expenditures- Nelson
13. Comments from the Audience- Schmitt
14. Comments from the Board- Schmitt

This notice is posted in compliance with PA 267 of 1976 as amended (Open Meetings Act), MCL 41.72a (2) (3) and the Americans With Disabilities Act (ADA).

The Southfield Township Board will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting or public hearing upon 5 days notice to the Southfield Township Board.

Individuals with disabilities requiring auxiliary aids or services should contact the Southfield Township Board by writing or calling Sharon Tischler, Clerk, 18550 W. 13 Mile Rd., Southfield Township, MI 48025-5262, (248) 540-3420.

**MINUTES OF THE SOUTHFIELD TOWNSHIP BOARD OF TRUSTEES  
MEETING HELD ON MAY 8, 2018**

Supervisor Schmitt called the meeting to order at 7:30 p.m. at the Township Hall.

**ROLL CALL:**

Present: Supervisor Schmitt, Clerk Tischler, Treasurer Mooney and Trustees Cook, Nelson, O'Reilly and Scarcello

Absent: None

Others Present: Sandra LaJoie, Deputy Clerk

**Supervisor's Report**

Schmitt noted Abyssinia Church lawsuit was dismissed on April 20, 2018.

Schmitt stated it is Clerks' Week and recognized Clerk Tischler.

Schmitt mentioned the Township lawn is free of dandelions.

**Clerk's Report**

Tischler noted 756 dog licenses have been purchased compared to 764 last year and 37 cat licenses have been issued compared to 53 last year.

Tischler mentioned sixteen merchants of nineteen have submitted their merchant license information.

Tischler stated an open house for precinct workers is scheduled for Friday May 18<sup>th</sup>, Monday May 21<sup>st</sup>, and Tuesday May 22<sup>nd</sup>. Precinct Workers will have the opportunity to see the equipment as delivered and be able to set it up for election day operation.

Tischler commented at this point only twenty-three residents have responded that they are interested in continuing as workers. An add seeking precinct workers has been placed in each of the Villages newsletters and weekly e-mail contact with residents. Applications and information has been taken to NEXT. Contact will also be made with the DAR group that meets in the Township Hall as well as the bridge group that uses the meeting room.

Tischler advised that a Voter Registration Day is planned for Groves High School on May 22<sup>nd</sup>, and Seaholm on May 23<sup>rd</sup>, all of the communities that have students attending these schools



along with the County Clerk will be there to register students who will be old enough to vote in the upcoming elections.

### **Treasurer's Report**

Mooney noted settlement with the County has been completed and we have received the revolving funds for delinquent taxes from the County. Preliminary work has begun for the 2018 tax season.

Mooney mentioned our current folding/stuffing machine has served us well for the past 12 years but needs to be replaced. The budget contains \$6,000.00 for a new machine.

Mooney sought quotes from four different vendors. One vendor never replied, one vendor only provides folding machines that do not stuff. Of the two vendors who provided quotes, the decision is to purchase from Neopost. The new folding machine is the current version of the one purchased 12 years ago. Neopost is also a State Participating Vendor. The actual cost of the machine is \$8,000.00 but because of their vendor status the purchase price is \$5,978.00, this will be a savings of over \$2,000.00.

Mooney commented maintenance for the first year is free. Neopost offers a maintenance agreement for subsequent years at a cost of \$1,176.00 per year. Mooney is not recommending a maintenance agreement beyond the first year.

### **PUBLIC COMMENTS ON ITEMS NOT CONTAINED ON THE PUBLISHED AGENDA:**

No one wished to be heard.

### **APPROVAL OF AGENDA:**

**Motion** by Nelson, supported by Scarcello, the agenda be approved as presented.

**Motion** carried unanimously.

### **APPROVAL OF MARCH 13, 2018 REGULAR MEETING MINUTES:**

Cook noted on page 3, 4 and page 5 correct "WHERE AS" TO "WHEREAS" and On page 3 correct "RESOLIVED" to "RESOLVED".

**Motion** by O'Reilly, supported by Cook, the March 13, 2018 minutes be approved as amended.

**Motion** carried unanimously.

**APPROVAL OF APRIL 8, 2018 REGULAR MEETING MINUTES:**

Schmitt noted on page 3 under “Discussion and Possible Approval of Franchise Agreement with AT & T” first line after “has” change “unknown” to “known” and after “a” on the same line delete “a cable agreement, but”. Schmitt added delete the “last sentence of the first paragraph”. The third line after “ratified” change period to a comma and add “by Board Resolution”.

Schmitt added on page 4, under “Discussion and Possible Approval of Resolution to Appoint Representative and Alternate to the Southeastern Oakland County Water Authority Board” second paragraph after “asked” strike if there was anyone to “if any Trustee is”. Third paragraph first line after “Representative” delete period. After “term” add “No Trustee volunteered.”

Nelson commented on page 3 remove the spaces between “~~AT & T~~.” “AT&T”

**Motion** by Cook, supported by O’Reilly the April 8, 2018 minutes be approved as amended.

**Motion** carried unanimously.

**DISCUSSION AND SECOND READING OF AMENDMENTS TO SIGN ORDINANCE NO. 209-:**

Schmitt stated this is the Second Reading and reviewed the amended sections 151.120 through 151.137.

Cook reviewed the Ordinance prior to the meeting and suggested three additional changes;

The Board discussed the changes and after general discussion, it was the consensus of the Board, to have Cook make the agreed changes and provide the Board with a clean draft at the June meeting.

**Resolved** by Cook, supported by O’Reilly, to approve the Sign Ordinance draft that reads 3/6/2018 (revised after first reading for 4/24/2018) with three changes that were discussed 5/8/2018. In addition, the adoption of Appendix C to the Ordinance as distributed 5/8/2018. Cook will provide the Board with a clean copy of the Ordinance at the June Board of Trustees meeting.

**ROLL CALL:**

Ayes:	Tischler, Mooney, Cook, Nelson, O’Reilly, Scarcello, Schmitt
Nays:	None
Absent:	None

**DISCUSSION AND POSSIBLE APPROVAL OF APRIL EXPENDITURES:**

**Motion** by Nelson, supported by Scarcello, to approve the April expenditures as follows:

101 General Fund	\$	54,528.55
703 Tax Fund	\$	<u>0</u>
Total	\$	54,528.55

**Motion** carried unanimously.

**COMMENTS FROM THE AUDIENCE:**

No one wished to be heard.

**COMMENTS FROM THE BOARD:**

Schmitt welcomed Scarcello back.

Scarcello commented it is nice to be back.

Scarcello asked Tischler how many precinct workers are needed to work an Election.

Tischler responded at a minimum forty, four in each precinct

Schmitt thanked Cook for all of her hard work on the Sign Ordinance.

Nelson inquired about the status of the bill regarding property taxes for disabled veterans.

Mooney replied she does not have an update at this time.

O'Reilly and Mooney wished the Clerk a Happy Clerk's Week and everyone a Happy Mother's Day and a Happy Memorial Day.

Meeting adjourned 8:13 p.m.

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Phillip Schmitt, Supervisor

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Sharon Tischler, Clerk

These minutes are not official. The Board of Trustees has not formally approved them.

## **REGULAR PLANNING COMMISSION MEETING MINUTES – MAY 23, 2018 – PAGE 1**

Present: Chairperson Ostrowski; Vice-Chairperson Westerlund; Members: Borowski, Copeland, Drummond, Grinnan, Ruprich, Stempien, and Wilensky

Absent: None

Also Present: Planning and Zoning Administrator, Saur  
Planning Consultant, Borden  
Council Liaison, Abboud  
Council Member, Mueller

Chairperson Ostrowski called the regular Planning Commission meeting to order at 7:30 p.m. in the Village of Beverly Hills municipal building at 18500 W. Thirteen Mile Road.

### **AMENDMENTS TO AGENDA/APPROVE AGENDA**

Motion by Westerlund, second by Borowski, to approve the agenda as published.

Motion passed.

### **REVIEW AND CONSIDER APPROVAL OF REGULAR PLANNING COMMISSION MINUTES OF MEETING HELD APRIL 25, 2018**

Motion by Westerlund, second by Borowski, to approve the minutes of the regular Planning Commission meeting held April 25, 2018.

Motion passed.

Wilensky arrived at 7:32 p.m.

### **PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

Kay Michael, Kirkshire, spoke representing the Concerned Owners of Kirkshire. They are concerned about new development, existing drainage problems, and maintaining the aesthetic of the neighborhood. She referenced the Vision and Goals for the Village of Beverly Hills in the Master Plan and what that looks like for the future of her neighborhood.

### **SUBCOMMITTEE UPDATES**

At the Village of Beverly Hills Council meeting held February 20, 2018, the Council voted on directives for the Planning Commission to establish subcommittees on several topics and report back to the Council at designated future meeting dates on their findings.

#### **A. Backyard chickens**

Mueller reviewed the history of considering allowing chickens in Beverly Hills, including a grass roots movement by residents, results via a Facebook group poll, and a petition with signatures from 98 residents in support of allowing backyard chickens. Residents of Beverly Hills who support allowing chickens in the Village cite value of having a home grown source of high quality eggs and note that chickens eat undesirable bugs and even mice. Mueller would like to present this issue to Council with the support of the Planning Commission.

Mame VonBargen, Kirkshire, expressed her concern about enforcement of any ordinance that would be passed.

Amy Argyris, Fairfax Ave; Jennifer Carney, Marguerite; and Rachael Hrydziusko, Evergreen all spoke in support of allowing chickens.

The Commission discussed their concerns and concerns raised by residents related to enforcement, smell, public health risks, predators, vermin, chicken coop regulation, and noise pollution. Commissioners stressed proper, ongoing enforcement would be essential to mitigate potential issues and a suggestion was made to consider allowance on a trial basis similar to Berkley. Commissioners concurred that there was sufficient information to present the summarized findings to Council for further review.

### **B. Lot coverage**

Westerlund reported in the R3 and R2A Zone Districts the existing building envelope on the minimum lot of 4,000 and 6,000 sq ft respectively results in 22% lot coverage so a 30% restriction would not further restrict the building size allowed. He noted restrictions on total useable floor area may be beneficial to limit building size in those areas. Inclusion of detached accessory buildings and impervious surfaces, such as driveways, walkways, patios, etc. can also be a part of proposed restrictions.

Stempien agreed that impervious surfaces can cause issues for drainage. However, the concerns about impervious surfaces are also drainage and storm water management issues.

Cynthia Nagle, Kirkshire, reiterated her feelings about infrastructure issues including drainage plans required of new builds and drainage options for existing properties.

Mame VonBargen, Kirkshire, expressed her concern about compliance and how continued enforcement would be planned for and provided.

Borden explained that plans are reviewed by the building inspector. Site specific recourse and drainage could be dovetailed, however storm water and drainage concerns are the responsibility of the Village Engineer and HRC. Ultimately, updating Village engineering standards may be more beneficial than updates to the Zoning Ordinance.

The subcommittee agreed to review the directives set forth by the Village Council at their April 17, 2018 meeting.

### **C. Zoning compliance permits**

Based on the outline and feedback as presented at the April Planning Commission meeting, Borowski and Ruprich will meet with Administration to draft their report to submit to Council.

### **D. Recreational marijuana**

Copeland and Wilensky reported they are postponing significant review until the state-wide vote in November 2018, which could legalize the recreational use and possession of marijuana for persons 21 years of age or older and enact a tax on marijuana sales.



**REVIEW AND CONSIDER RECOMMENDATION TO COUNCIL ON PROPOSED UPDATES TO THE FENCE ORDINANCE**

Planning Commission is in receipt of draft language updating the fence ordinance to permit fencing up to six (6) feet in height and/or opaque style if they meet standards enumerated in section B, 2. for either Administrative or Planning Commission approval. Additionally, Attorney Ryan drafted a clause requiring existing fences that do not meet ordinance standards due to height or opacity be brought into compliance. Council has scheduled a public hearing and first reading of draft language at their meeting of Tuesday, June 5, 2018.

The Commission discussed the need for a professional evaluation of plant life sustainability and agreed it needs be verified and documented by either a certified arborist or licensed landscape architect.

Extensive conversation was had related to the notification of neighbors when a permit is submitted for the installation of a six foot fence. It was agreed that if a fence permit was submitted and required to come before the Planning Commission for review, the abutting neighbors would be notified via mail.

Administration reviewed the ways by which the ownership of a fence can be established when pre-existing fences are located along property lines. It was reported that a physical fence inventory for height and opacity has begun in the Village east of Southfield.

An email from Michael Scullen, Lauderdale, speaking in favor of six foot fences was submitted to the Commission.

Motion by Drummond, second by Borowski, that the Planning Commission recommend Village Council approve the proposed updates to the fence ordinance including the following changes: A2 change the word “sharpened” to “sharp”, B2a amending bullet 3 to read “licensed landscape architect and certified arborist.”, B2a paragraph two adding “The property owner or occupant of any parcel(s) abutting the subject site shall be given fifteen (15) day notification of the date and time of the meeting at which the request shall be reviewed.”, and E adding “Any fences or similar structures that enclose all or part of a public or institutional playground, athletic field, or similar use greater than seven feet in height above grade shall require Planning Commission approval.”

Roll Call Vote:

Grinnan	yes
Ostrowski	yes
Ruprich	yes
Stempien	yes
Westerlund	yes
Wilensky	yes
Borowski	yes
Copeland	no
Drummond	yes

Motion passed (8-1)

**PUBLIC COMMENTS**

Andrew Wood, Waltham Drive, voiced his opinion that many people support keeping of chickens but that does not mean they will all choose to own them.

Mame VonBargen, Kirkshire, expressed her gratitude for the Commission and their work as volunteers.

**LIAISON COMMENTS**

Abboud reported updates related to SEMCOG, SOCMA, and MML. He invited everyone to come to the Memorial Day Parade and Carnival.

**ADMINISTRATION COMMENTS**

Saur reported that the Commission Bylaws will be presented to Council for review at their June 5<sup>th</sup> meeting. BP has submitted their site plan for review by Council at their June 5<sup>th</sup> meeting.

**COMMISSIONERS COMMENTS**

Copeland thanked the residents for coming to meetings and speaking.

Wilensky reported the grass at Market Fresh needed to be cut.

Grinnan reported an abandoned school bus on private property.

Drummond informed the residents that there is currently no tree ordinance for private trees but one has been put forth to Council.

Motion by Borowski, second by Ruprich, to adjourn the meeting at 9:57 p.m.

Motion passed.

**George Ostrowski**  
**Planning Commission**  
**Chairperson**

**Ellen E. Marshall**  
**Village Clerk**

**Elizabeth M. Lyons**  
**Recording Secretary**

THESE MINUTES ARE NOT OFFICIAL. THEY HAVE NOT BEEN APPROVED BY THE PLANNING COMMISSION.