

Present: President Craig; President Pro-Tem Lison; Members: Buterbaugh, Kennedy, Stearn and Walsh

Absent: Downey

Also Present: Village Manager, Hanlin
Public Services Director, Spallasso
Village Clerk, Marshall
Assistant to the Manager, Pasieka
Finance Director, Wiszowaty
Village Attorney, Ryan

President Craig called the meeting to order at 7:45 p.m. in the Village municipal building at 18500 W. Thirteen Mile Road.

APPROVE MINUTES

MOTION by Kennedy, supported by Walsh, that the minutes of a regular Council meeting held on Monday, October 18, 1999 be approved as submitted.

Motion passes unanimously.

PUBLIC COMMENTS ON ITEMS NOT ON THE PUBLISHED AGENDA

Larry Smith of 31878 Nixon stated that he and the president of the Beverly Woods homeowners association were present at a Council meeting in June with a concern about the safety of children crossing Norchester to the north side of Beverly Road to reach Beverly School. The sidewalk on the south side of Beverly Road does not extend all the way to Beverly School, and there is a school crossing guard on the north side of Beverly Road. Smith said that neighbors are inquiring about the status of the Village providing a temporary crossing guard at Norchester and Beverly Roads until the sidewalk is extended from Allerton to Beverly School.

Craig recalled that a representative of the Beverly Woods homeowners group was present at the September 7, 1999 Council meeting when this topic was discussed. It was indicated at the time that the sidewalk on the south side of Beverly Road will be completed to extend from Beverly Woods Subdivision to Beverly School. The Birmingham School District proposes to reconfigure the parking lot at Beverly School which will delay the sidewalk installation until next spring. When the parking lot work is completed, the sidewalk on the south side of Beverly Road will be connected from the existing sidewalk along Beverly Park and Allerton to the new parking lot.

Smith stated that there is still an issue of providing a temporary crossing guard at Beverly and Norchester until the sidewalk can be constructed. The concerns include traffic at that three-way intersection and the children walking past Beverly Park. He feels that the park is intimidating at that time in the morning.

Craig stated that the sidewalk will be constructed in the spring. In the meantime, the only route is for school children to walk down Beverly to Norchester and cross the street at the park entrance. They then cross to Beverly School with the help of an existing crossing guard. Public Safety Department personnel have monitored the Beverly/Norchester intersection and have observed only two children crossing in that area. The children crossed without incident, and motorists stopped at the stop sign. Craig informed Smith that signs were installed on Beverly Road in advance of the intersection to notify motorists of the stop sign and crossing so they can slow down. Council feels it has taken appropriate action by increasing the signage until the sidewalk can be completed in the spring.

Craig remarked that a crossing guard will not address Smith's concern about children walking past Beverly Park. Crossing guards help children cross heavily trafficked roads. The children in Beverly Woods will still be walking past the park when the sidewalk is completed along the south side of Beverly extending to the school.

Smith contends that the crossing guard in front of Beverly School will have a better view of the children walking past the park when the sidewalk is extended to the school. He believes that there are probably 40 children living in the subdivision. The cost of hiring a crossing guard has been estimated at \$3,000 a year.

Spallasso commented that he is awaiting information from Beverly School Principal Richard Cope regarding the number of children that come to Beverly School from Beverly Woods subdivision. He will contact Mr. Cope again.

It was suggested that people in the neighborhood whose children walk to Beverly School could submit a petition to the Village if they are not satisfied with the measures that Council has taken to address this issue. This would bring the matter before Council again.

Craig concluded that a representative of Beverly Woods subdivision came to Council with a concern. Council investigated the situation and made a commitment to extend the sidewalk on the south side of Beverly Road to Beverly School in the spring. The intersection of Beverly/Norchester was monitored and increased signage was installed.

Smith will talk to the homeowners association president about circulating a petition requesting temporary relief until the sidewalk is installed. He expressed appreciation to Council for working with area residents on extending the sidewalk to Beverly School.

CONSIDER RECOMMENDATION TO FILL VACANCY ON RETIREMENT BOARD

Craig excused himself from discussion of this agenda item as he has done in the past.

Lison displayed a plaque that will be presented to Robert Benton from the Village of Beverly Hills in grateful appreciation of his community service for 38 years as a member of the Public Safety Retirement Board of Trustees. Mr. Benton is not present, but Council will see that he receives this plaque. An appointment to fill the vacancy created by Benton's resignation from the Pension Board will be considered by Council. Lison asked Ryan to review the process for this appointment.

Ryan stated that the Municipal Code provides for the appointment of five people to the Village of Beverly Hills Public Safety Retirement Board. Two positions are filled by public safety officers elected by the Beverly Hills Public Safety Department. The current president of Council serves on the Board. A position is filled by a Council person selected by the Council, which is currently Ms. Kennedy. The Village President appoints a resident with the concurrence of Village Council. Ryan noted that Bob Benton served in this citizen position for 38 years.

Ryan reviewed that Craig declined to serve as a liaison to the Retirement Board due to a potential conflict of interest. He is employed at Comerica Bank, which owns Munder Capital Management, the administrator of the Public Retirement System. Council passed a motion in April to excuse Council President Craig from serving on the Retirement Board and to allow the President Pro-Tem to act in all capacities related to that position.

President Pro-Tem Lison has proposed the appointment of Village resident John C. Grant to the Retirement Board. That appointment is effective if the majority of the Village Council agree with the appointment of that individual.

**Resolution to fill a vacancy on the
Village of Beverly Hills Public Safety Retirement Board of Trustees**

RESOLVED by Lison, supported by Kennedy, that the President Pro-Tem of Council recommends and the Village Council concurs with the appointment of John C. Grant of 22201 Village Pines to the Village of Beverly Hills Public Safety Retirement Board of Trustees for the remainder of a term to expire on June 30, 2000.

Council members commented favorably on the qualifications of the individual proposed for this position.

Roll Call Vote:
Kennedy - yes
Lison - yes
Stearn - yes
Walsh - yes
Buterbaugh - yes

Resolution passes.

Craig re-entered the council chambers.

RESOLUTION EXTENDING 120 DAY REVIEW PERIOD WITH MEDIA ONE FOR 30 DAYS

Buterbaugh read a letter dated October 27, 1999 to the Council President from Cablecasting Board Administrator Kathryn Hagaman. The letter summarizes recent events relative to the cable franchise and to what is expected of Council this evening.

“On July 16th MediaOne requested approval for a transfer of franchise from MediaOne to AT&T. Your municipality requested that the Cablecasting Board review the request and provide a recommendation.

That review has been completed and, at the October Cablecasting Board meeting last week, the Board recommended approval of the transfer request with substantial conditions. Those conditions are detailed in the October 14th memorandum from Don Gillis, the Board’s attorney. Mr. Gillis also provided the Board with a proposed Resolution approving the transfer.

MediaOne, however, requested the ability to review Mr. Gillis’ proposed Resolution with AT&T. The Board addressed concerns relative to the pending expiration of the 120 day review period. MediaOne indicated that it would be receptive to an extension of the 120 day review period. The Board then passed a motion indicating that the Board would approve the extension if AT&T requested it. Attached is a letter from MediaOne formally requesting said extension.”

Buterbaugh stated that a 30 day extension would allow the Village until December 13 to act on the request for transfer from MediaOne to AT&T.

RESOLVED by Buterbaugh, supported by Walsh, that the Village of Beverly Hills agrees to a 30 day extension to the 120 day period for acting upon the application for consent to the transfer of control of its cable operator from MediaOne to AT&T for the purpose of further review by AT&T if such extension is requested by AT&T.

Deborah Lowmaster of 16201 Amherst, Beverly Hills Cablecasting Board member, thanked Council for her recent appointment to the Board. She recommends that Council adopt the resolution to extend the 120 day period, which will protect the right of the Village to approve the transfer with conditions.

Brian Janks of 18281 Riverside Drive, member of the Cablecasting Board, stated that this may be a temporary transfer from MediaOne to AT&T. As part of the negotiations for purchase of MediaOne, AT&T may transfer a portion of its subscribers in the metropolitan Detroit area to Comcast by the end of next year.

Janks related that representatives from MediaOne indicated at the October Cablecasting Board meeting that many of the provisions in the resolution approving the transfer with conditions would affect AT&T. It was suggested that AT&T would need to review the issues and have an opportunity to present questions or concerns to the Board before the proposed resolution is approved by the member communities. Since none of us have heard anything back from AT&T, the chances are that the resolution is acceptable as it stands.

Roll Call Vote:
Resolution passes unanimously.

APPROVE FURNACE REPLACEMENT FOR PUBLIC SERVICES BUILDING

Walsh stated that a fall furnace inspection exposed a cracked exchanger in one of the three heaters in the public services building. Replacement is necessary because the unit is 29 years old and there are no available parts. Three bids were received with a low bid of \$1,282 and a high bid of \$1,725.

RESOLVED by Walsh, supported by Kennedy, to approve the purchase of one Modine PD-125 unit heater from Royal Oak Heating & Cooling, Inc. in the amount of \$1,282.00.

The Village has had good experience with this company. Royal Oak Heating & Cooling has been maintaining the units in the public services building and has a good reputation in the area.

Council members questioned whether the furnace being purchased is efficient and the best investment for the building. Spallasso explained that the building is in poor condition, and a long range plan for the facility will be discussed at the next Council budget session. The proposed heater is adequate under the circumstances.

Roll Call Vote:
Resolution passes unanimously.

ACCEPT PROPOSAL FOR CDBG HOME CHORE/HOME REPAIR AND APPROVE AGREEMENT WITH BASCC TO ADMINISTER 1999/2000 FUNDS

Hanlin stated that the Oakland County Community Development Block Grant program office administers the U.S. Department of Housing and Urban Development funds. There are federal guidelines this year that require the Village to seek proposals on all services related to the use of CDBG funds. Beverly Hills has been allocating this grant money towards the Home Chore Program which the Birmingham Area Seniors Coordinating Council (BASCC) has administered for the Village.

The Village advertised a request for proposal from eligible agencies to contract with Beverly Hills to administer 1999-2000 CDBG money. The only response was received from BASCC.

RESOLVED by Stearn, supported by Kennedy, to accept the proposal from the Birmingham Area Senior Coordinating Council (BASCC) to administer the home chore/home repair services for the Village of Beverly Hills for the 1999-2000 year.

It is further resolved to approve the Agreement between the Birmingham Area Seniors Coordinating Council (BASCC) and the Village of Beverly Hills for the administration of the Home Chore/Home Repair program for program year 1999-2000. The contract is effective as of July 1, 1999 and ends on April 30, 2000.

Village of Beverly Hills CDBG Contract Amount:

Home Chore	\$5,948.00	Administrative Amount	\$1,011.16
Dispatch Wages	\$2,665.00	Administrative Amount	\$0.00
Home Repair	\$1,115.00	Administrative Amount	\$189.55

Deborah Lowmaster of 16210 Amherst asked questions about the home chore/home repair program which were addressed by Council. She questioned whether the Village could obtain more grant money for this program.

Hanlin stated that the Village receives approximately \$19,000 from the federal government through the Community Development Block Grant program. The Village is limited in how it can spend block grant money due to the fact that there are no areas of Beverly Hills that qualify as low to moderate income census tracts. There are income limitations on the use of the home chore/home repair program by senior citizens.

Bill Pfeifer of 160 Charrington Court asserted that the grant money is put to good use by BASCC through the home chore/home repair program.

Roll Call Vote:
Resolution passes unanimously.

DISCUSSION OF REVISED FIVE YEAR CAPITAL PLAN DOCUMENT

Buterbaugh stated that he and Wiszowaty have revised the five year capital plan document to combine the projected five year capital needs of the Village with the five year financial forecast including the dedicated millage projects for the forecast period. The report includes the most recent project schedule from Hubbell, Roth & Clark for sewer rehabilitation projects.

Buterbaugh reviewed the document with the use of an overhead projector. Page 1 shows the millage shortfalls in the Current and Added Road Millages for the five years of the forecast. This could be subsidized for the first three years by transfers from the General Fund if it continues to be as healthy as it has been in the past. Additional funding will be necessary in FY 2003-2004. An additional 0.5 mills levied as soon as possible would prevent a shortfall in the road millage for the five year period.

Page 2a shows the forecast for the 2-mill dedicated millage. Figures have been updated with the Hubbell, Roth & Clark revised project schedule of August 30, 1999. The report indicates no problems with the 2 mill "pay as you go" plan during the forecast period.

Page 2b exhibits the infrastructure summary for the forecast period. It indicates a shortfall beginning in FY 2003-2004 which equates to 0.5 mills if the millage is collected as soon as possible.

Page 3 details the other Village Capital Projects not included in the first two pages. The capital improvement plan was presented in detail at the last meeting after many months of collaborative effort involving the Finance Committee, Council, and administration. It is a comprehensive five year plan for what is needed to maintain the Village. There is a total of \$2.2 million in unfunded projects for the period of the forecast.

Page 4 is a summary of infrastructure figures and capital improvement projects that reveals a cumulative shortfall of \$2.6 million during the forecast period. This equates to a 1.50 mills average shortfall for the forecast period if the Village starts collecting it as soon as possible.

Buterbaugh recommends a permanent 1.50 mill increase in the Charter Operating Millage effective as soon as possible, to be dedicated to the infrastructure and capital projects for the first five years. A 1.5 mill increase will enable the Village to continue to fund infrastructure and capital projects on a “pay as you go” basis.

Craig summarized the presentation. The first page suggests that the Village may be able to operate as it has for another three years with transfers from the General Fund fund balance. The next analysis indicates that the dedicated millage for the sewer repairs over the five year forecast period is properly funded currently with expenses and revenues. The financial forecast reveals a \$2.2 million shortfall to undertake projects outlined in a comprehensive plan outlining what is needed to maintain the Village in the next five years. The capital project plan developed by administration, Finance Committee, and Council includes replacement of water mains, maintenance of ditches, and reserve for the next fire truck purchase. Craig emphasized that the five year plan contains projects needed to maintain the services the Village provides today without adding roads and sidewalks or improving the park.

Craig thanked Buterbaugh for reworking and clarifying the capital plan document with respect to dedicated millage projects. This five year forecast coordinates the five-year capital project plan, the sewer repair plan, and the need for a millage cap increase.

Dorothy Pfeifer of 160 Charrington Court asked what portion of the 2 mill dedicated millage is spent on roads. The dedicated millage was sold to the people on the basis that road repairs were to come from that 2 mills. It was confirmed that the ballot language indicated roads and sewers.

Craig explained that this year the Village spent about 3 mills between the bridge replacement and sewer rehabilitation projects. The money came from the 2-mill dedicated millage and a transfer of 1 mill from the General Fund. It is projected that the Village will spend 2 mills every year on sewer rehabilitation and 1 mill on road improvements. He concurred that Council will not be able to continue transferring 1 mill from the general operating fund to the road fund without an increase in the millage cap.

Pfeifer questioned the level of the general fund balance, noting that the recent audit report indicates that there is a very substantial fund balance.

Craig stated that the five year financial projections assume that the Village does not appropriate from or increase the fund balance. However, that will be subject to each year’s budget. If the fund balance continues to grow as a result of revenue sharing, the full millage is not levied. The idea is to maintain the fund balance at its current level. Not only does it support unexpected expenses, but the Village may have to borrow from the fund balance for three or four months until revenue is collected due to timing differences in infrastructure projects.

Craig summarized that Council needs to come to a consensus on the figures in the five year forecast and on the shortfalls that have been identified. A study session will be held following tonight's Council meeting to discuss the possibility of asking the voters to approve a millage increase for some or all of the items discussed.

It was the sense of the Council that a millage cap increase will be needed to maintain existing services at the current level and address important infrastructure and capital needs that have been identified. It was noted that the five year capital plan is available for public review at the Village offices.

Questions from Norm Downey of 23042 Nottingham Drive were answered by Council. He was assured that the five year plan does not delay the Acacia Interceptor Relief Sewer project.

RESOLUTION SUPPORTING THE COMBINED SEWER OVERFLOW AND CONTROL PARTNERSHIP ACT OF 1999

Walsh commented that Senator Spencer Abraham is co-sponsor of a bill in the U.S. Senate which will facilitate and accelerate implementation of Combined Sewer Overflow (CSO) controls. He read from Senator Abraham's letter to the Council:

"This legislation has three principal provisions. First, it authorizes federal matching funds for CSO projects nationwide. Second, the bill allows for more realistic compliance schedules. Finally, it requires that all CSO-related permits are consistent with the EPA's National CSO Control Policy, thus eliminating much of the ambiguity that exists today in CSO compliance.

This legislation will create a nationwide partnership between the federal government and local governments to help communities fund CSO controls, thus enabling communities to better handle the increasing levels of sewage discharges. I would appreciate your review of the attached legislative summary and consideration of offering a resolution of support from your community."

Walsh stated that this bill could provide grant assistance to the 14 member communities in the George W. Kuhn Drainage District for a \$144 million capital improvement project for control of combined sewer overflow discharges to the Red Run Drain. The Village's share is \$700,000 over 20 years.

RESOLVED by Walsh, supported by Kennedy, to adopt the following Resolution.

**RESOLUTION
COMBINED SEWER OVERFLOW CONTROL AND PARTNERSHIP ACT OF 1999**

WHEREAS, Congress is currently considering whether to enact the "Combined Sewer Overflow Control and Partnership Act of 1999" (H.R. 828/S.914), and

WHEREAS, this bill, if enacted, would provide for federal grant assistance for 55% of the capital costs of CSO control projects, and

WHEREAS, the bill would also require all future CSO control programs as set forth in NPDES permits to be consistent with EPA's April 11, 1994 National CSO Control Policy, and

WHEREAS, the bill provides for the review of each state's water quality standards and designated uses with appropriate adjustments to reflect impacts associated with combined sewer overflows, and

WHEREAS, the 14 member communities of the George W. Kuhn Drain Drainage District are required to proceed with design and construction of a \$144 million capital improvement project to achieve adequate control of combined sewer overflow discharges to the Red Run Drain.

NOW, THEREFORE BE IT RESOLVED, that the Village of Beverly Hills expresses its support for the Combined Sewer Overflow and Control Partnership Act of 1999 and urges the United States Congress to enact this bill prior to the end of the current 106th Congressional session,

BE IT FURTHER RESOLVED that the Village Clerk forward a copy of this Resolution to Congressman Joseph Knollenberg, Representative Patricia Ann Godchaux, U.S. Senator Carl Levin, U.S. Senator Spencer Abraham and each of the other Twelve Town Municipalities.

Roll Call Vote:

Resolution passes unanimously.

APPROVE FINAL PAYMENT TO INSITUFORM FOR CONTRACT #S-98-6

The last payment is due to Insituform Technologies for relining sewers as part of the critical structural repair phase of the sewer rehabilitation plan. The contractor is requesting that the Village keep the contract open by withholding \$500, which would make it possible for repairs at the current contract price.

RESOLVED by Walsh, supported by Buterbaugh, to authorize final payment for contract #S-98-6 to Insituform Technologies USA, Inc. in the amount of \$55,311.00 minus \$500 retained, for a total to be released of \$54,811.90.

Roll Call Vote:

Resolution passes unanimously.

PRELIMINARY ENGINEERING STUDY FROM HRC REGARDING ACACIA INTERCEPTOR

Hubbell, Roth & Clark has submitted a Scope of Work and an estimated cost to prepare a preliminary design for the Acacia Park Interceptor Relief Project. The preliminary design will evaluate different routes and methods of construction for the interceptor relief and the financial and local impacts that the routes may have on the Village. The design will evaluate how phasing of the

project could be accomplished based on available financing. Council will review the findings and make a decision on the route for the Acacia Interceptor Relief project.

RESOLVED by Walsh, supported by Kennedy, to authorize the expense of \$26,690 to Hubbell, Roth & Clark, Inc. for the purpose of preparing the preliminary design of the Acacia Park Interceptor Relief Project.

Roll Call Vote:
Resolution passes unanimously.

STATUS REPORT AND POSSIBLE REQUEST FOR AUTHORIZATION TO GO OUT FOR BIDS ON AMHERST/SHERIDAN

The design of the Amherst/Sheridan Relief Sewer Project has been completed, and the Village is ready to proceed with preparing plans and contract documents for the purpose of going out for bids for construction in the spring. Spallasso requested changes to the original project that will relieve sewer backups on Sheridan, Lauderdale, Reedmere and Wetherby. Those changes in the preliminary plan from the 1996 Sewer System Study are outlined in a letter from Hubbell, Roth & Clark dated October 26, 1999, and will cost an additional \$411,000.

The project will be scheduled to be completed in late summer which will coincide with the completion of the North Arm of the 12 Towns project. Spallasso displayed a map showing the area that will be affected by this project.

RESOLVED by Walsh, supported by Kennedy, to authorize Village administration to go out for bids on the Amherst/Sheridan Relief Sewer Project according to the revised Hubbell, Roth & Clark letter of October 26, 1999.

Motion passes unanimously.

In answer to an inquiry, Spallasso stated that the existing overflow connection between the Acacia District and the 12 Town District will be reduced in size but remain active. If there is a surcharge on the Acacia side, part of the flow will be allowed into the 12 Towns district. When the Acacia Relief sewer is completed, that interconnection may be eliminated.

Lawrence Needham of 15588 Kirkshire asked questions about the project that were addressed by Spallasso. A result of the proposed project will be to alleviate basement flooding in the area.

Dorothy Pfeifer of 160 Charrington Court questioned how the 12 Towns Drain and this relief sewer tie into one another. Spallasso explained that the bigger pipes that will result from the Amherst/Sheridan relief sewer will provide added capacity and faster flow into the new outlet provided by the completion of the North Arm project which is scheduled to be completed in September, 2000.

Deborah Lowmaster thanked Council for proceeding with this project that will alleviate flooding in her area. Spallasso addressed questions about the disruption that will be caused by construction of this relief sewer.

Roll Call Vote:
Resolution passes unanimously.

APPROVAL OF BILLS

MOTION by Stearn, supported by Lison, that the bills recapped as of November 1, 1999 be approved for payment in the following amounts:

\$192,954.64	General Fund
56.60	Major Road Fund
289,648.35	Local Road Fund
73.16	Dedicated Millage
225,922.07	Water/Sewer Operation Fund
1,519.97	Trust & Agency Fund

A question from Sharon Tischler of 21415 Virmar Court was addressed by Council.

Motion passes unanimously.

LIAISON'S REPORTS

Stearn thanked everyone who helped with the Halloween Hoot especially Pat Greening, Don Greening and Janet Mooney.

Kennedy stated that the Planning Board met last Wednesday to continue its review of minor text amendments to Village ordinances. Kennedy will provide administration with a list of Planning Board priority items that will be forwarded to the planning consultant for cost estimates.

Craig stated that he has discussed how to address future Southfield Road corridor improvements with Hanlin. This will be an upcoming agenda item. It is anticipated that Southfield Road will be made into a boulevard as part of a County paving project in five or six years. Discussion of the future of the Southfield Road corridor should include the need for a traffic study, gateway signs, and raising money for constructing, planting and maintaining a boulevard. Craig thinks it is appropriate to begin discussion of this topic at the Council level and refer it to the Planning Board to develop a five year plan and timetable.

Walsh reported on a SEMCOG General Assembly meeting he attended in Dearborn. A Water Quality Management Plan for Southeast Michigan was adopted. Walsh stated that the goal of the Clean Water Act passed by Congress a number of years ago was to render all surface water fishable and swimmable. SEMCOG is providing this document as a guideline to communities in the area.

State representative Patricia Godchaux was presented with an award for her work on the Land Control Act that has gone through the legislature. Walsh provided Hanlin with a large map that

details all seven counties and municipalities and exhibits households and population trends. He furnished Spallasso with information on the Water Quality Management Plan.

Buterbaugh thanked Cablecasting Board members Brian Janks and Deborah Lowmaster for taking the time to attend tonight's meeting.

MANAGER'S REPORT

Hanlin gave an update on the Halo building on Southfield Road. She contacted Rewold, general contractors, and was informed that property owner Linden Nelson continues to negotiate financial arrangements with Bed Bath & Beyond. The site plan is approved. A demolition permit has been pulled and is valid for six months. Hanlin will check the progress on this building on a weekly basis.

Hanlin stated that Plante & Moran is prepared to come before Council with a full report on its computer study on December 6.

COUNCIL COMMENTS

Walsh asked Hanlin about a memo dated October 28, 1999 regarding General Liability Insurance renewal. Last year the Village entered into a two year policy with the Michigan Municipal League's Liability and Property Pool. The two year policy guaranteed the rates but no additional exposure. This year's premium reflects a 10% increase from last year's premium. Both administration and Council expected a two year contract at the same rate. A letter from the MML outlines the reasons for this increase. Hanlin explained why the increases are justified.

Buterbaugh reminded residents, particularly senior citizens, to think about getting flu shots and pneumonia shots. Flu shots are available at the Oakland County Health Department at Catalpa and Greenfield Roads for a minimal cost. Buterbaugh also urged people to check their furnaces this fall to prevent carbon monoxide poisoning. He advocates the purchase of carbon monoxide alarms.

Kennedy commented that she spends a lot of time in Beverly Park, and she feels a sense of security in the park. There are a lot of children playing in the park with and without their parents. Kennedy does not want people to receive the impression from comments made earlier in the evening that there are any problems with our parks. There are always normal precautions that should be taken with young children.

Kennedy thanked Pat and Don Greening and all the people who helped with the Halloween Hoot.

Craig will provide resident Dorothy Pfeifer with additional information requested relative to administrative expenses in the last two years. He will distribute copies to Council.

MOTION by Buterbaugh, supported by Kennedy, to recess at 10:20 pm.

Motion passes unanimously.

The meeting reconvened at 10:36 p.m. for the purpose of holding a study session to discuss ballot language.

Craig stated that a resolution should be passed by Council no later than the first meeting in December in order to place a Charter amendment on the March 2000 ballot. He expects Council to reach a consensus tonight on a ballot question that will be a topic of discussion at the next Council meeting. Council may decide to go to the voters for a millage increase to help pay for some of the future capital needs that were outlined and agreed upon tonight.

After lengthy discussion, Council agreed on a ballot proposition for the March election requesting an increase in the millage cap of 2 mills. Ryan was directed to draft ballot language to increase the Charter millage cap from 11 mills to 13 mills.

Council will meet at 7:15 p.m. prior to the next regular Council meeting to discuss any concerns about the proposed ballot language. Approval of the ballot language will be an agenda item at the November 15 Council meeting. After a resolution is passed, it must sit on the table for 30 days before it can be sent to the Attorney General's office for approval. The ballot language must then receive the approval of Governor Engler.

MOTION by Kennedy, supported by Lison, that the meeting be adjourned at 11:32 pm.

Motion passes unanimously.

Andrew Craig
Council President

Ellen E. Marshall
Village Clerk