

REGULAR COUNCIL MEETING MINUTES - DECEMBER 20, 1999 - PAGE 1

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

Absent: None

Also Present: Village Manager, Hanlin  
Village Clerk, Marshall  
Director of Public Safety, Woodard  
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, December 6, 1999, be approved as submitted.

Motion passes unanimously.

**APPROVE SCHEDULE OF REGULAR VILLAGE COUNCIL MEETINGS FOR 2000 AS PRINTED IN THE VILLAGE CALENDAR**

MOTION by Buterbaugh, supported by Kennedy, that the Village of Beverly Hills Council approves the schedule of meetings for the Village of Beverly Hills Council on the first and third Monday of every month in 2000 at 7:45 p.m. with the following exceptions: Tuesday, January 18; Tuesday, February 22; and Tuesday, September 5.

Motion passes unanimously.

**APPROVE THE PURCHASE OF 12 SCBA MASKS FOR THE DEPARTMENT OF PUBLIC SAFETY**

RESOLVED by Lison, supported by Downey:

Whereas, the Department of Public Safety 1999/2000 capital budget calls for an expenditure of funds for the purchase of new firefighting mask face pieces; and

Whereas, the Department of Public Safety requested price quotes from three vendors for the delivery of 12 firefighting face pieces with nose cup and breathing tube;

Therefore, be it resolved, that the Council for the Village of Beverly Hills authorize the Public Safety Department to purchase 12 new Self Contained Breathing Apparatus (SCBA) Ultra Elite face pieces from the low bidding vendor, Apollo Fire Equipment Company of Romeo, Michigan, with funds designated in Account #101-900-980, Capital Purchases: PS Equipment.

Public Safety Director Woodard explained the status of existing equipment and the need for the new individual face pieces for the breathing apparatus worn by officers during firefighting.

Roll Call Vote:

Resolution passes unanimously.

**RESOLUTION REGARDING BALLOT LANGUAGE FOR MARCH 13, 2000 ELECTION**

Craig stated that the motion in Lansing that would have enabled the Village Election to be combined with the Township Primary Election on February 22, 2000 was not acted on before the Legislature's winter recess. The Village Election will be held on March 13, 2000.

**RESOLUTION**

At a regular meeting of the Village Council, Oakland County, Michigan, held at the Village Office at 18500 W. Thirteen Mile Road, in the Village of Beverly Hills, on Monday, December 20, 1999, at 7:45 p.m.

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

ABSENT: None

The following Resolution was offered by Buterbaugh and supported by Walsh.

WHEREAS, on November 15, 1999, the following 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 30 days;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

That the following Charter Amendment be voted upon by the qualified electors of the Village of Beverly Hills at the regular Village election to be held on Monday, March 13, 2000, to-wit:

POWER TO TAX:

Shall the second sentence of Section 9.1 of the Charter of the Village of Beverly Hills be amended to increase the tax millage authorized therein from 11.00 to 13.00 mills times the taxable value of all real and personal property?

YES

NO

That prior to its submission to a 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.

Council discussed efforts that will be made to educate the public on the issues encompassing the March ballot proposition. Stearn suggested that Council hold "town hall" meetings at various locations in the Village to talk with community groups and organizations about the issues. It was also suggested that a special council meeting could be held to answer questions from the public on the ballot question.

Kennedy indicated that the Greenfield-Beverly Homeowners Association will discuss the proposed millage cap increase at its meeting scheduled for Tuesday, February 1 at 7:30 p.m. in the Village municipal building. She invited Council members to the meeting and welcomed all interested residents.

Craig stated that an information package is being prepared by administration and will be distributed to all Council members in early January. A letter will be mailed to all homeowner association presidents, former Council members, current board members, and presidents of community organizations, providing them with information about the proposed millage cap increase. Council will be offering its assistance to these groups at their meetings between now and the Election.

Kennedy asked that printed information on the ballot issue be reviewed by all Council members prior to distribution. Council members may want to offer input or approve the material.

Buterbaugh suggested starting the last couple of Council meetings before the election early to give the public an opportunity to ask questions on the ballot issue. Walsh proposed holding the last two Council meetings before the election at Berkshire and at Greenfield Schools with an invitation to area residents to attend a presentation and question/answer period on the proposed millage cap increase.

Roll Call Vote:  
Resolution passes unanimously.

#### **APPROVAL OF BILLS**

MOTION by Stearn, supported by Kennedy, that the bills for a period from 12/7/99 through 12/20/99 be approved for payment in the following amounts:

\$226,737.11 General Fund  
27,600.14 Major Road Fund

6,117.01	Local Road Fund
4,046.53	Dedicated Millage
85,768.05	Water/Sewer Operation Fund
<u>10,169.36</u>	Trust & Agency Fund
<u>\$360,438.20</u>	Total

Questions from Council members on the bills were addressed by administration.

Motion passes unanimously.

### **LIAISON'S REPORTS**

Kennedy commented on items of interest in the Planning/Oakland brochure for Fall 1999 related to walkable communities and downtown development. She informed those present that the Birmingham Coalition in conjunction with Brother Rice School and the Birmingham Public Schools will sponsor a program on the topic of parenting for safe, healthy, and successful kids. The event is scheduled for Thursday, January 13 at the Birmingham Unitarian Church from 8:15-11:30 p.m.

Lison stated that the new phone system has been successfully installed at the Public Safety Department building. He noted that union contracts with the public safety officers, command officers, and dispatchers will expire December 31, 1999, and contract negotiations have begun.

Buterbaugh reported that the Cablecasting Board met last week and reviewed the draft Cable Ordinance and Franchise Agreement. It is anticipated that the board will recommend approval of a new franchise agreement to the consortium communities at its January or February meeting.

### **MANAGER'S REPORT**

Craig asked the Village Manager and Public Safety Director to comment on the Village's Y2K preparedness.

With respect to the general Village operations, Hanlin stated that letters have been sent to all vendors asking for their response and assurance that their organizations are Y2K compliant. A contingency plan has been prepared with the input of every staff member. Hanlin related that the staff conducted a Y2K practice day where various situations were simulated. She is confident that the Village office is prepared. An auxiliary phone system was recently installed in the public safety building for emergency use by the Village office in the event of a long-term power outage. The public safety building is supported by an emergency power generator.

Director Woodard assured Council that the public safety department is in good shape with respect to Y2K issues that are approaching with the new year. The new phone system is in place. The current E9-1-1 system has been deemed to be compliant, with a new system scheduled for installation in mid-January. The department does not expect any radio or vehicle malfunctions either with its police or fire fleet. The building is supported by a natural gas powered generator. Cellular phones

will be used as a backup to the regular system. Reassurance has been received from the major utility companies that they are going to move into the New Year without major difficulty.

The department suggests that those residents who wish to prepare do so in a manner that they would for a three or four day storm or power outage including food and water supplies, flashlight batteries, and portable radio. People are requested not to pick up their phone at a minute past midnight to test it. Ameritech has indicated that there is a possibility that the phones will not work if everyone does this. He asked people not to call the dispatch center with "test" 9-1-1 calls. The department policy is to send a patrol car to every 9-1-1 call location. This would require unnecessary follow up.

Woodard asked people to keep in mind that there are interruptions in service every day with respect to traffic lights, ATM machines being out of cash, and power outages. If any of those things occur in conjunction with the New Year, attempt to obtain clarification on the exact nature of the problem. The public safety department will be here to help inform Village residents.

Hanlin reported that she spoke with the contractor for the building on Southfield Road owned by Linden Nelson. She was informed that the deal is still pending with Bed Bath & Beyond and should be decided soon. It appears that there is a financial disagreement among the parties.

Craig commented on public safety issues that should be addressed at the site. If the owner is not going to occupy or demolish the building, it should be secured. He indicated his dissatisfaction with the state of disrepair of this building and would applaud an effort to expedite its renovation.

### **PUBLIC COMMENTS**

Norm Downey of 23042 Nottingham applauded everyone on Council for their vigor in pursuing voter approval of a 2-mill increase in the millage cap. He urged Council to involve the Finance Committee in this effort.

Downey complimented the Village on the prompt repair of two water main breaks in the Village last Monday. He commended Council on doing a good job and wished them a happy holiday.

Hanlin elaborated on the water main breaks that occurred last week. Buterbaugh emphasized the need to replace aging water mains in the Village. He noted that a portion of the millage cap increase, if approved by the voters, will be allocated towards a program to replace deteriorating water mains.

### **COUNCIL COMMENTS**

Downey referred to the discussion at the last meeting relative to the Manager's evaluation and goals for the next year. Council members were invited to submit their input on these goals before the next Personnel Committee meeting. He thinks additional goals may be appropriate. Downey has drafted a number of potential goals associated with individual departments that reflect a continuous improvement in the operation of the Village.

Walsh stated that Robert Servis, a resident who served on the Village Council in the 1980's, passed away on December 15. Walsh extended condolences to his wife Jean and their family.

Buterbaugh commented sadly on the passing of a former Village resident, Gerry Joynt, whose life touched many people in the community.

Kennedy commented on recent legislation involving the issue of residency requirements for municipal employees. There have been more and more bills initiated in Lansing that serve to take power away from local communities. She will not support any legislation that will erode local home rule.

Kennedy commented on the First Night celebration on New Year's Eve in the City of Birmingham, which she endorsed as an event for the entire family.

Craig stated that all residents should have received a Village calendar in the mail in the past week. He urged people to read the useful information contained in the calendar.

Council members wished everyone a happy holiday!

RESOLVED by Lison, supported by Walsh, that Council go into closed session to discuss collective bargaining.

Roll Call Vote:  
Resolution passes unanimously.

Council went into closed session at 8:37 p.m. The meeting reconvened at 9:24 p.m.

MOTION by Lison, supported by Stearn, to adjourn the meeting at 9:25 p.m.

Motion passes unanimously.

**Andrew Craig**  
**Council President**

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