

Present: President Pro-Tem Kennedy; Members: Downey, Munguia, Pfeifer, Stearn and Walsh

Absent: Craig

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

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

APPROVE MINUTES OF A JOINT COUNCIL AND PARKS AND RECREATION BOARD MEETING HELD ON THURSDAY, JUNE 15, 2000

Pfeifer asked if administration has prepared an opinion on whether the gate and parking lot proposals from the Parks and Recreation Board should be referred to the Planning Board for review. Hanlin responded that this item is being researched, and Council will have an opinion from administration prior to the next meeting.

Stearn stated that there were 256 applications submitted to the State for the Clean Michigan Initiative grant. Beverly Hills was one of the 180 applications that were accepted for consideration. The State typically funds 50-60 grant proposals, which means that the Village has a one-third chance of receiving grant money for park improvements. Stearn thanked Stan Pasieka for his work in preparing the Village's grant application.

MOTION by Pfeifer, supported by Munguia, that the minutes of a joint Council and Parks and Recreation Board meeting held on June 15, 2000 be approved as submitted.

Motion passes unanimously.

APPROVE MINUTES OF A REGULAR COUNCIL MEETING HELD ON MONDAY, JUNE 19, 2000

The following corrections were made. On page 9, third paragraph from the bottom, correct word "sound" to read "sign". On the top of page 11, the vote should read (5 -1). On page 15, last paragraph, line three, correct spelling of word "conducting".

MOTION by Pfeifer, supported by Stearn, that the minutes of a regular Council meeting held on Monday, June 19, 2000 be approved as amended.

Motion passes unanimously.

PUBLIC COMMENTS ON ITEMS NOT ON THE PUBLISHED AGENDA

Norman Rubin of 31020 Rivers Edge Court referred to the discussion that took place at the last Council meeting regarding a third cell tower erected on Groves High School property. He thinks it

was good that Beverly Hills wrote a letter to the Birmingham School District requesting compliance with the Village's cell tower ordinance. Rubin mentioned that there are now four cellular operators in this area, which makes it possible that there will be another cell tower erected at Groves. He expects that there will be additional carriers in the future.

Rubin thinks that the Village should be more active in its relationship with the Birmingham School District. He recommends that the Village send the School District a copy of any ordinance adopted by Beverly Hills that might affect the District. He thinks that the Village should monitor meetings of the Birmingham School Board. In addition, Rubin suggests that the Village contact the carrier about erecting a structure without consideration of the Beverly Hills cell tower regulations.

Spallasso responded that Omnipoint is the company that erected the third cell tower at Groves High School. The School District was sent a copy of the Village Ordinance regulating cell towers but has not yet responded.

Sharon Tischler of 21415 Virmar Court understands that building on school property does not fall within the jurisdiction of the Village. She thinks that there is an obligation on the part of the Birmingham School District to conform to some of the regulations that the rest of the community follows.

Tischler referred to a conversation at the June 19, 2000 Council meeting about whether it was appropriate to approve Infrastructure Committee meeting minutes at a Council meeting. She referred to a section of Roberts Rules of Order that states, "the minutes of each meeting are normally read and approved at the beginning of the next meeting". The interpretation is that the minutes that come from a meeting get approved the next time that body meets. Tischler stated that Infrastructure Committee meeting minutes should be approved at an Infrastructure Committee meeting that is scheduled and posted.

APPOINT OFFICIAL REPRESENTATIVE AND ALTERNATE TO MICHIGAN MUNICIPAL LEAGUE ANNUAL BUSINESS MEETING

The annual meeting of the members of the Michigan Municipal League will be held on Mackinac Island on September 28-30, 2000. After a brief discussion, it was suggested that this agenda item be deferred for two weeks to allow members of Council an opportunity to check their schedules and administration to investigate room availability on Mackinac Island.

MOTION by Stearn, supported by Pfeifer, to table the appointment of an official representative and alternate to the Michigan Municipal League Annual Business Meeting.

Motion passes unanimously.

CONSIDER COMMITTEE RECOMMENDATION FOR APPOINTMENT TO THE CABLECASTING BOARD

Pfeifer reported that a committee of Downey, Kennedy and herself met at 7:15 p.m. this evening to evaluate three potential candidates for the position of Cablecasting Board member to represent the Village of Beverly Hills. The committee unanimously voted to nominate Raymond Lacroix to fill the vacancy created by the resignation of Brian Janks from the Cablecasting Board.

MOTION by Pfeifer, supported by Stearn, to appoint Raymond Lacroix to the Cablecasting Board for a term to expire on June 30, 2003.

Motion passes unanimously.

CONSIDER COMMITTEE RECOMMENDATION FOR APPOINTMENT TO THE ZONING BOARD OF APPEALS

Munguia reported that a committee of Pfeifer, Stearn, and himself met at 7:30 p.m. this evening to review applications for the position of Zoning Board of Appeals member to fill the position vacated by Lisa Dery. It was the consensus of the committee to recommend the appointment of Larry Needham to this position.

MOTION by Munguia, supported by Downey, to appoint Lawrence Needham to fill the vacancy on the Zoning Board of Appeals for a term to expire on June 30, 2003.

Motion passes unanimously.

CONTINUOUS IMPROVEMENT - ELECTRONIC COMMUNICATION POLICY

Downey referred to a Small Cities Publishing newsletter distributed to Council members earlier in the year that addressed the issue of e-mail and voice mail with respect to municipal governments. The article was about communicating with the public and appropriate internal communication to insure that all communications of the administration meet the letter of the law and the goals of the Council. Downey recalled that five of the goals set by this Council during its goal-setting session were communications related. He is proposing that Council facilitate a discussion of how electronic communications affect the way the Village does business and communicates to the people.

Kennedy commented that other communities must be faced with the same situation. She questioned whether legislation is being drafted with respect to e-mail and voice mail procedures.

Ryan responded that this is an evolving area. Many of these issues are addressed in personnel manuals where employees have electronic capabilities. He could provide the Council with sample policies and guidelines for its review.

Council discussed the need for a better understanding of electronic communications and compliance with the law. Hanlin will research this topic and locate model policies from other communities for Council's consideration.

REFER RESEARCHING THE USE OF INVESTMENT ADVISORS TO THE FINANCE COMMITTEE

The use of an investment advisor for investing municipal funds was a topic of discussion at the June 19, 2000 Council meeting. There was interest from Council members in referring the issue of municipal investments to the Village Finance Committee. No action was taken at that meeting.

Kennedy proposes that Council refer the Village's investment policy to the Finance Committee for review. She believes that the Village should investigate safe opportunities for investing municipal funds and maximizing its return on investments in light of new laws governing municipal

investments.

The Village has an investment policy that was updated to conform with state law in 1998. It was clarified that Kennedy is interested in how the investment policy is being interpreted and implemented by administration. She would like the Finance Committee to look at the Village's municipal investments based on the new laws and to recommend the best practices.

Kennedy stated that the Finance Committee has asked if it could look at the Village's overall investment plan. They have not received clear instructions from the Council to do so.

Council discussed whether to refer the topic of municipal investments to the Finance Committee. There were members who were opposed to employing an investment advisor to manage Village funds considering the small size of the community and the restrictions on investments imposed by state statutes.

MOTION by Pfeifer, supported by Stearn, that Council refer the issue of municipal investment to the Finance Committee for review and recommendation at its August 15, 2000 meeting and forward the document entitled "Public Act 20, 1997 Revisions Workshop" to the committee members.

Hanlin will provide the Finance Committee with a breakdown of how the Village is currently investing its funds.

Norman Rubin of 31020 Rivers Edge Court reminded Council of one of the basic rules of finance. Everyone wants the maximum return for their investment; however, anything above the return on Treasury Securities is a premium for risk.

Roll Call Vote:

Downey	- yes
Kennedy	- yes
Munguia	- no
Pfeifer	- yes
Stearn	- yes
Walsh	- no

Motion passes (4 - 2).

APPROVAL OF BILLS

MOTION by Pfeifer, supported by Downey, that the bills from a period of 6/20/00 through 6/30/00 be approved for payment in the following amounts:

\$154,414.97	General Fund
3,477.91	Major Road Fund
9,992.41	Local Road Fund
10,094.42	Dedicated Millage

2,654.63	Water/Sewer Operation Fund
697.06	Water/Sewer Improvement Fund
<u>160.00</u>	Trust & Agency Fund

\$181,491.40 Total

Questions from Council members and the public were addressed by administration.

Motion passes unanimously.

LIAISON'S REPORT

Pfeifer referred to a memo from Cable Administrator Hagaman dated June 13, 2000. MediaOne will be turning the mobile van over to the Cablecasting Board as specified in the franchise renewal agreement. Birmingham and Beverly Hills representatives were unable to meet with Hagaman the week of the June 26 to discuss the storage and insurance for the van. That meeting will be rescheduled.

Pfeifer informed the Board that the last node within Beverly Hills has been certified by MediaOne, which enables the entire Village to receive high speed Internet service.

Stearn reported on a successful concert in the park last Sunday. The next concert will be held on Sunday, July 23 at 4:00 p.m.

Munguia congratulated and welcomed Larry Needham to the Zoning Board of Appeals. Munguia announced that he is still looking for additions to the Village history collection.

Walsh stated that SEMCOG held its annual convention on June 22 at which time it approved the 2025 plan for Southeast Michigan.

The Planning Board met last Wednesday and continued its review of a pathway plan for the Village. A public hearing is scheduled for July 12 at 7:30 p.m. on the proposal from Kensington Academy for an addition and renovations to the school located at 32605 Bellvine Trail.

Walsh reported that the Infrastructure Committee met on Monday, June 26. There was discussion of the Hubbell, Roth & Clark study outlining three alternate routes for the Acacia Interceptor Relief Sewer. The Infrastructure Committee has scheduled a tentative meeting date of August 14 at 5:30 with representatives from HRC to review the proposed routes.

It was suggested that the entire Council meet in a working session with Hubbell, Roth & Clark to discuss the alternate routes for the Acacia Drain.

Walsh related that the Infrastructure Committee discussed the proposal to place Acacia Relief Sewer lines under the road in conjunction with the 14 Mile Road reconstruction project scheduled for next year. This will avert the need to dig up the road again in a few years when the Acacia project is undertaken in that area. The estimated cost of laying sewer pipe under 14 Mile Road for the Acacia Interceptor Relief sewer at the same time that the Road Commission improves 14 Mile Road is

\$354,000.

The Infrastructure Committee was in agreement to recommend that Council set aside \$354,000 from the Water and Sewer Improvement Fund for this project to be repaid from the dedicated millage in about seven years. Repayment will not be sought from the dedicated millage in the fall because doing so would delay the Acacia Relief Sewer project timetable by about six months. This issue will be before Council for approval at an upcoming meeting.

MANAGER'S REPORT

Hanlin stated that Bed Bath & Beyond has contacted the Village and is seeking a temporary Certificate of Occupancy for July 10 in order to start stocking the store. All of the major inspections were passed, and Bed Bath & Beyond hopes to open on July 20.

Spallasso reported that the Amherst-Sheridan Relief Sewer project is proceeding with no problems. He reminded parents of small children to keep their children away from the trench and the large equipment.

Kennedy asked Hanlin to comment on the June 29 meeting on the Village web site and a June 30 meeting last week regarding the Oakland County Main Street program.

Hanlin stated that Oakland County has received federal money that will allow communities to engage in the Main Street National Trust for Historic Preservation. This program will provide planners and make resources available to help selected towns revitalize and promote their downtowns. Hanlin believes that the program's emphasis will be on the traditional downtowns for the first round of funding. However, Beverly Hills will be able to take advantage of seminars and assistance offered as a result of the County's Main Street program.

Bob Belaustegui gave a presentation of the Village web page on June 29. Hanlin remarked that it is impressive. It is anticipated that the Beverly Hills web page will be up and running within a month.

Munguia referred to a recent article in the Eccentric newspaper about the theft of restrictor plates attached to the underside of sewer covers. The restrictor plates slow down the flow of water into the combined sewer and help keep basements from flooding. The missing restrictor plates will be replaced by the Village at a cost of approximately \$2,400.

Tischler asked Spallasso if the Road Commission for Oakland County still anticipates a July 10 start date for the Southfield Road paving project and where they will start the work.

Spallasso responded that the project will start at Mt. Vernon and work towards the Village limits. He does not think that the County will meet its published start date. Spallasso explained that it was projected to coordinate the improvements on 14 Mile Road, 13 Mile Road, and Southfield Road. The 13 Mile Road project was delayed because 14 Mile has not reopened with one lane in each direction. Spallasso will contact the Road Commission for an update.

COUNCIL COMMENTS

Council members welcomed and congratulated newly appointed board members Ray Lacroix and

Larry Needham.

Members of Council who previewed the web site were very impressed. Council enthusiastically commended Bob Belaustegui for doing a great job on the Beverly Hills web site. Stearn proposed that Belaustegui deserves a special award for taking on the monumental task of creating a web site for the Village. He thinks that there should be special recognition for those individuals who go above and beyond the call of duty.

Downey commented that the Village is always in need of candidates to fill board and committee positions that become vacant. He encouraged residents to make application and noted that applications will be available online as a feature of the new Village web site.

Downey reminded administration that there has been some discussion about Council receiving a quarterly report on infrastructure projects.

Pfeifer commented that the contractor is doing a very good job on the Amherst-Sheridan Relief Sewer. The work crew is being considerate to the area residents.

Kennedy agrees that the Village should have awards for exceptional contributions to the community. She thinks that the efforts of Bob Belaustegui on the Village web site and the work done by Don Greening in Beverly Park deserve special recognition. Kennedy recommends that administration look into what Council can do to publicly thank those individuals for their outstanding work in the community.

Council members wished everyone a happy and safe Fourth of July.

MOTION by Pfeifer, supported by Walsh, to adjourn the meeting at 9:11 p.m.
Motion passes unanimously.

Elaine Kennedy
President Pro-Tem

Ellen E. Marshall
Village Clerk