

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

Absent: None

Also Present: Village Manager, Murphy
Public Services Director, Spallasso
Assistant to the Manager, Pasioka
Village Clerk, Marshall
Finance Director, Wiszowaty
Village Attorney, Ryan
Director of Public Safety, Woodard

President Stearn called the meeting to order at 7:30 p.m. in the Village municipal building at 18500 W. Thirteen Mile Road.

MOTION by Pfeifer, seconded by Walsh, to amend the agenda to add item #20, “Closed Session to discuss Birmingham School District litigation”.

Motion passes unanimously.

Craig recognized four scouts from Troop 1024 in the audience. They were present working on their citizen in the community badges. The scouts stepped up to the lectern and introduced themselves.

APPROVE MINUTES OF A JOINT COUNCIL AND PLANNING BOARD MEETING HELD ON OCTOBER 4, 2001

On page six, fifth paragraph from the bottom of the page, last line, correct ‘a’ to read ‘an’. In the next paragraph, the second sentence should read, “Council will inform the Planning Board of budgeted items this year.”

MOTION by Downey, seconded by Domzal, that the minutes of a joint Council and Planning Board meeting held on October 4, 2001 be approved as amended.

Motion passes unanimously.

APPROVE MINUTES OF A REGULAR COUNCIL MEETING HELD ON OCTOBER 15, 2001

On page six, under “Consider Award of Contract...”, add the following after the resolution: “Walsh questioned whether the low bidder’s offer from Morton Salt is still valid after the 30 day time frame that expired on 10-05-01. Spallasso was to resolve the question.”

MOTION by Walsh, seconded by Craig, that the minutes of a regular Council meeting held on October 15, 2001 be approved as amended.

Motion passes unanimously.

PUBLIC COMMENTS

W.A. Zimmerman of 22191 Camelot Court voiced questions and concerns about the cable franchisee Comcast with respect to their compliance with the Beverly Hills Cable Ordinance. Zimmerman was asked to contact Village Manager Murphy, who will meet with him to discuss these issues.

HALLOWEEN HOOT UPDATE

Patricia Greening of 19289 Riverside Drive related that the Halloween Hoot held on Sunday, October 28 in Beverly Park was a great success again this year and was attended by a record number of people. Volunteers who arrived throughout the day to unload and gut pumpkins, help children carve pumpkins, and assist with the evening activities included scouts from Troop 1024, students from Groves High School, and neighbors in the area.

Groves students set up scary displays for the children in the center of the park. Chuck Comeau took children on hay rides along the Hoot trail. Representatives from 15 neighborhood homeowner associations set up outstanding kiosks throughout the trail and gave out candy to the kids. Lions Club members helped with parking.

Greening thanked all those who helped during the event and those who contributed funds for the Hoot. Maryann McBroom, the Village of Beverly Hills, the Village Woman's Club, and the Lion's Club contributed this year. Greening submitted an account of expenses to Council. She asked Council members to consider allocating \$2,500 for next year's Halloween Hoot.

Craig commented that this year's Halloween Hoot brought the largest crowd the Village has ever had for this event. Greening was commended for doing a great job of organizing the event.

PRESENTATION OF JUNE 30, 2001 AUDIT BY PLANTE & MORAN

Joe Heffernan and Blake Roe from Plante & Moran presented the audit report for the year ending June 30, 2001. Council members are in receipt of the general purpose financial statements of the Village and the auditor's letter of comments and recommendations. A summary of the financial statements in graph form were distributed to Council.

Heffernan explained that the financial statements are an accumulation of the Beverly Hills finance department's accounting records. The audit tests the Village's internal controls for receiving and disbursing cash and other financial related internal controls to make sure that there are no significant deficiencies. The audit also looks at a sample of the underlying transactions and supporting data to make sure that the accounting records do a good job of representing the Village's financial position. The auditors found both components to be above average for the size of the organization and gave an unqualified opinion of the general purpose financial statements.

Roe displayed graphs to present a three-year overview of General Fund revenue and expenditure trends, the fund balance, and Water and Sewer Fund Operations. Revenues increased only slightly this year, a little over one percent. Expenditures that could be controlled by the Village decreased by about one percent. The Village was able to add about \$350,000 to

its fund balance this year. This fund balance will serve the Village well going forward in the next couple of years during the economic downturn. Roe noted that there is more money being spent on non-discretionary costs such as salaries and benefits and permanent recurring costs and less money being spent on discretionary spending such as capital outlay.

A graph was displayed that shows the healthy shape of the working capital of the water and sewer fund operations. Roe reviewed a chart indicating that \$10 million passed through the Village in revenue in the current year. He indicated that the Village's finance department staff does a good job in terms of accounting for a large amount of money.

Heffernan reviewed the comment letter from Plante & Moran. State shared revenue, which is the second largest revenue source for the Village, will be reduced this year for a couple of reasons. Beverly Hills' slight decrease in population given the statewide increase of 6.9% will result in decreased State shared revenues to the Village. The State expects to receive about 2.3% less sales tax, but it is conceivable that reductions to the statutory portion of State shared revenue will exceed 2.3% in order to help balance the State's general fund budget. Further calculations may be available in a week or two.

Heffernan commented that the Village's fund balance may be needed to balance its current year budget if State shared revenues are cut significantly. Heffernan recommends that the Village monitor the State's budget situation, and amend its budget mid-year if necessary.

Gas & Weight Tax revenue is also expected to decrease not only because of the economy, but due to people traveling less after the September 11 attacks. Less money can be expected for maintenance of roads.

A financial reporting change will be initiated for the year beginning July 1, 2002 as required by the Governmental Accounting Standards Board (GASB). Heffernan proposes to issue the formal financial statements as of June 30, 2002 under the old method, while preparing a pro forma statement to show the Village what the report will look like under the new standard. This will allow the Village nine months to work through any problems that occur.

Heffernan explained that the Village will still be measuring fund balance. The GASB realized that the fund balance is an important measure of short term financial health and that it is helpful from an accountability standpoint to keep track of each fund separately. There will be a second set of numbers presented in the annual financial statement that will look at the Village as a whole on a full accrual basis. The new reporting model will start to measure items like sick and vacation pay. Roads will appear on the books as an asset, and the use of those roads will appear on the Village's income statement and start having depreciation. The income statement will present the services that the Village is delivering to residents as a net program cost. It will start with the expense of the program, subtract external sources coming in to pay for that program, leaving the net cost to the Village taxpayer for each program. The new method will be a useful way of looking at the Village's financial statement and the result of operations.

Plante & Moran will be offering the Village a free seminar in the spring or early summer of next year to become familiar with the GASB Statement Number 34 reporting model at least a year before it is initiated in the final financial statements.

Heffernan briefly outlined changes in state filing deadlines for municipalities and changes made to the State Budget Act to simplify the budget process. The comment letter lists the actual percentage increases in property taxes as published by the State Tax Commission from 1995-2001.

Last year the auditors suggested that outstanding building bonds be reviewed and escheated where applicable. During the current audit, significantly fewer outstanding bonds over three years old were noted. The Village is encouraged to monitor its outstanding bonds.

Heffernan remarked that a new law has been passed by the State that allows communities to set aside money to fund its retiree health care obligation and to invest that money in accordance with the Public Employees Retirement Investment Act. The Village started putting money aside several years ago to fund retiree health care. Council may want to look into taking advantage of the potential for higher returns on retiree health care investments. Heffernan outlined requirements of the Pension Act. Stearn suggested that administration look into investing Village retiree health care funds according to the new State law.

Questions and comments from Council on the audit report were addressed by Heffernan. Council thanked Heffernan and Roe for their presentation of the audit report and commended Finance Director Wiszowaty for an excellent job of maintaining the Village's financial records.

PUBLIC HEARING ON PROPOSED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2002/2003

Before Council for consideration is a proposal for use of Community Development Block Grant funds for fiscal year 2002/2003. U. S. Department of Housing and Urban Development grant funds are allocated to municipalities each year and are administrated by the Oakland County Community Development Block Grant (CDBG) program office. Funds are made available to the Village for various programs directed at low and moderate income areas in the community. The funding proposal is as follows:

Birmingham Area Senior Coordinating Council and Center

Minor Home Repair	\$2,000.00
Home Chores Services	5,948.00
Transportation Dispatcher	2,616.50
Equipment for Center	<u>3,738.70</u>

\$14,303.20

Haven

Shelter, Counseling, Advocacy, Intervention and Education Services	1,000.00
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Village of Beverly Hills

Planning consultant Services	
Southfield Rd. corridor study	3,825.80

TOTAL	<u>\$19,129.00</u>
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Theresa Monsour, Coordinator for the Birmingham Area Seniors Coordinating Council (BASCC), expressed appreciation for the years of support that the Village has given to the organization for its general budget and to assist in providing programs and services for local seniors. BASCC has been operating for 23 years with its chief purpose being to identify older adult needs in the communities that it services and to work to develop resources to meet those needs. Monsour asked Council to consider the proposal submitted by BASCC for fiscal year 2002/2003.

As Council liaison to the BASCC board, Pfeifer added information on the increase in the number of benefactors of various services officered by the organization. She commended BASCC on doing a marvelous job of administering these services for the Village.

Sha Buikema, Vice-President and chief operating officer for HAVEN (Help Against Violent Encounters Now), stated that their main location and shelter are located in Pontiac. Satellite offices are located in Farmington, Southfield, and Rochester. She thanked Council for its past years of support for HAVEN. The organization received \$1,000 from Beverly Hills last year and is requesting \$1,100 from CDBG funds for the 2002/2003 year to provide needed counseling services, emergency shelter, and advocacy for victims of domestic violence, sexual assault and child abuse. Buikema talked about the need for additional funding so that families do not have to be turned away. Last year, 25 individuals from families in the Village of Beverly Hills sought assistance from HAVEN.

In answer to an inquiry, Village Clerk Marshall stated that the Village is limited to allocating 50% of CDBG funding towards public services. Allocating an additional \$100 to HAVEN would require redirecting that amount from the BASCC Home Chore Services or Transportation Dispatcher designation.

Domzal commented that the Village is looking into the development of a community foundation. It would be appropriate to use this type of foundation as a funding source on an ongoing basis for non-profit organizations rendering services within the community. It is his long term goal to have more funds available to groups such as HAVEN and BASCC. Pfeifer encouraged residents to offer private donations to HAVEN.

Stearn opened the public hearing at 8:43 p.m. on proposed use of CDBG funds for fiscal year 2002/2003. No one wished to be heard; therefore, the public hearing was closed at 8:44 p.m.

Lawson outlined the Storm Water Permit requirements and presented an overview of the Subwatershed Management Plan, including areas of concern that need to be addressed to protect and enhance water quality and goals of the Main 1-2 Subwatershed communities. The last and all encompassing goal is to preserve and enhance the quality of the Great Lakes.

Lawson stated that, after working closely with neighboring communities, the Village is required by the permit to look into its boundaries and determine what it can do within the community to protect, preserve, and enhance water quality. She affirmed that the Village is a step ahead in that it is already doing many activities, which include improving water quality through retention basins, public education, and working with the Southeastern Oakland County Resource Recovery Authority (SOCRRA). The Village's SWPPI is due to the MDEQ in the beginning of December. Lawson indicated that it is an enforceable document. The MDEQ does have enforcement capabilities if the Village does not comply with this initiative.

Lawson listed actions that the Village is currently undertaking. Beverly Hills has a strong public education contingent including educational brochures, a community newsletter, and web site. Beverly Hills has a large turnout of volunteers at the River Day event held annually at the Douglas-Evans nature preserve coordinated through SOCRRA. River signs have been erected in conjunction with the Oakland County Drain Office on all roads at river crossings.

Other actions include ongoing sanitary sewer maintenance, active participation in the Evergreen Farmington Sewage Disposal System Task Force, an illicit discharge elimination program, and the downspout disconnection program. Beverly Hills is involved in street sweeping and catch basin cleaning, storm drain cleaning, and infrastructure maintenance. The Village provides a log jam removal service to residents through the Village's Department of Public Works. It works closely with SOCRRA in its household hazardous waste drop off program as well as supporting any and all SOCRRA activities.

Planned and potential future actions that are part of the SWPPI include mailings to riparian landowners regarding their responsibilities, Old Pond bridge rebuild, dredge Old Pond, and repair/rebuild the DPW salt storage building. The Village will look into improving the culvert at Riverview Drive with respect to sediment buildup, work with the County on stream bank stabilization, and review Village ordinances to assure that Beverly Hills is doing its best legally to protect water and river quality within the Rouge district.

Lawson remarked that there may be future actions that are not listed in this SWPPI. The Village has left its options open for future activities. Many of these activities have the possibility of being funded through a Clean Michigan Initiative (CMI) grant. Lawson requested that Council adopt a resolution endorsing the Village of Beverly Hills Stormwater Pollution Prevention Initiative dated November 2001.

Questions and comments on the plan were addressed by Lawson, Synk and Spallasso. The cost of the unfunded items required to implement the plan was discussed. It was indicated that most of the items listed in the SWPPI are already funded or part of ongoing operations. Synk pointed out that the plan must be updated in two years and resubmitted to the MDEQ. The Village can be thinking of those things that it might want to add to this plan during the next two years.

RESOLVED by Walsh, seconded by Pfeifer, to authorize the Department of Public Services Director to sign and submit to the Michigan Department of Environmental Quality the Village of Beverly Hills Storm Water Pollution Prevention Initiative dated November 2001 for their review and approval.

Roll Call Vote:

Resolution passes unanimously.

ACCEPT ALAN COBLEIGH'S RESIGNATION AND MAKE FIRST ANNOUNCEMENT OF VACANCY ON THE PARKS & RECREATION BOARD

Domzal informed Council that Alan Cobleigh has tendered his resignation as member of the Parks and Recreation Board due to health problems. The Village owes a debt of gratitude to Cobleigh for his long and distinguished record of service to his country and his community. He is a WWII Navy Submarine Service veteran. Cobleigh has been an active member of the Beverly Hills Lions Club and the first Deputy District Governor from the Beverly Hills Club. He is an active member of the Huntley Homeowners Association. Cobleigh has been a Parks and Recreation Board member since 1994. His participation will be missed.

MOTION by Domzal, seconded by Craig, to accept with regret the resignation of Alan Cobleigh from the Parks and Recreation Board and to thank him for his years of service.

Motion passes unanimously.

Domzal made the first announcement of a vacancy on the Parks and Recreation Board. Interested residents are encouraged to obtain an application for this position at the Village offices or at the Village web site.

SECOND ANNOUNCEMENT OF FOUR VACANCIES ON PATHWAYS ADVISORY COMMITTEE

The Village Council adopted a Pathways Plan at its October 1, 2001 meeting. In consideration of how to implement the plan, Council formed a seven member Pathways Advisory Committee with the responsibility to prioritize the pathways identified in the plan, estimate the cost of constructing the pathways, and evaluate funding alternatives. Doyle Downey has been appointed as chairperson and Council representative to the committee. Ana Dan was appointed by the Finance Committee, and Michele Tillman will represent the Planning Board.

Council is seeking four residents to participate in this group. The committee will have approximately one meeting per month for six months. Downey made the second announcement of four vacancies on the Pathways Advisory Committee. The deadline for accepting applications will be this Friday, November 9, 2001 at 5:00 p.m. A committee of Downey as chair, Munguia and Stearn will meet at 7:00 p.m. on Monday, November 19, 2001 to review applications and recommend appointments for these positions to the Village Council.

CONSIDER AWARD OF CONTRACT FOR ROAD SALT FOR 2001/2001 SEASON

Walsh reviewed that Council approved a low bid in the amount of \$29.51 **per ton** from Morton Salt at its October 15, 2001 Council meeting. Unfortunately, the 30 day time frame for the bid expired on October 5, and Morton was not interested in accepting the Village's contract for salt for the 2001/02 season. Walsh commented on the scarcity of salt throughout the State this season. The Village has obtained a bid from Detroit Salt Company for \$48.34 per ton.

RESOLVED by Walsh, seconded by Pfeifer, to accept the bid from Detroit Salt Company of \$48.34 per ton delivered to the Village DPW yard for the Village's 2001/02 seasonal needs.

It was questioned whether salt could be obtained through the Oakland County or State of Michigan bid process. Murphy responded that the State of Michigan requires that municipalities sign up in May to participate in its bid process. Both the State and Oakland County could not extend their bid to other communities.

Craig commented that going out for bids in early May with the State may not be a good idea because salt prices are higher at that time. Sale prices are high this year because one of the major vendors has pulled out of the Michigan market leaving only two sources for salt this year. The only company mining salt locally is Detroit Salt Company. In addition, the extensive snow last year depleted stock piles at the end of the season. There is more demand and less supply.

Roll Call Vote:
Resolution passes unanimously.

CONSIDER APPROVAL OF CRITICAL BRIDGE CONTRACT BETWEEN THE VILLAGE AND THE MICHIGAN DEPARTMENT OF TRANSPORTATION

Before Council for review and approval is a contract between the Village and the Michigan Department of Transportation for the rehabilitation of the Evergreen Road bridge. The \$496,000 project will be 95% funded through Federal and State dollars, with the Village picking up 5% of the total construction cost or \$24,800. In addition, the engineering costs are the responsibility of the local agency. The Village has \$100,000 set aside in the current Major Road Fund budget for this project.

Public Services Director Spallasso and Village Attorney Ryan recommend approval of this contract.

RESOLVED by Walsh, seconded by Pfeifer, that the Village Council of Beverly Hills approve Contract No. 01-5497 with the Michigan Department of Transportation for the rehabilitation of structure B02 of 63-20-13 and authorize the Council President Todd Stearn and Street Administrator Renzo Spallasso to sign it.

Council questions on the contract and the project were addressed by Spallasso. He indicated that the rehabilitation can be accomplished with minimal interference to traffic. The project will be let in early December, and work could begin in January or February.

Stearn gave credit to Spallasso for obtaining \$471,000 of Federal and State funds to repair this bridge. It was noted that this will be the fourth bridge that has received funding since the Village applied for funding of five bridges in 1980 under the Critical Bridge Program.

Roll Call Vote:
Resolution passes unanimously.

DISCUSSION REGARDING THE NEED FOR THE VILLAGE ATTORNEY TO BE PRESENT AT COUNCIL MEETINGS

Stearn passed the gavel to President Pro-Tem Pfeifer for this agenda item.

Stearn asked Council to consider the possibility of having the Village Attorney attend every other Council meeting as a cost cutting measure. Ryan is currently attending one meeting a month with a substitute attorney attending the other meeting.

Members of Council commented on whether legal representation should be available at each Council meeting. It was suggested that further discussion of this topic be held at an upcoming Council study session.

MOTION by Craig, supported by Downey, to table discussion on the need for the Village Attorney to be present at Council meetings until the next Council study session.

Ayes – Craig, Domzal, Downey, Munguia, Pfeifer and Walsh
Nays - Stearn
Motion passes (6 – 1).

The gavel was returned to Stearn.

APPROVE BILLS

MOTION by Pfeifer, supported by Walsh, that the bills from a period of 10/16/01 through 11/05/01 be approved for payment in the following amounts:

\$562,964.78	General Fund
31,608.67	Major Road Fund
29,492.28	Local Road Fund
16,374.80	Capital Projects Fund
10,090.60	Dedicated Millage
234.91	Planning & Engineering Fund
33,871.40	Water/Sewer Operation Fund
11,419.46	Water/Sewer Improvement Fund
<u>5,406.17</u>	Trust & Agency Fund
<u>\$801,463.07</u>	Total

Questions on the bills were addressed by administration.

Motion passes unanimously

LIAISON'S REPORTS

Craig commented that the Personnel Committee provided Murphy with feedback on his goals for this fiscal year. Murphy has submitted a memo outlining his goals and objectives. A copy will be provided to all Council members for their feedback prior to the next Personnel Committee meeting at which time the manager's goals for the balance of this year will be formalized. Craig suggested that the Personnel Committee meet at 7:00 p.m. prior to one of the next two Council meetings.

Domzal reminded Council of a joint meeting with the Finance Committee scheduled for Tuesday, November 13 at 7:00 p.m. The purpose of the meeting will be to discuss budget policies that will be carried forward into the budget process.

Downey reported that the Planning Board at its October 24 meeting reviewed a request for lot split on Beverly Road and tabled the matter in order to receive a complete application. The Planning Board held a public discussion at that meeting with residents in the area of Evergreen Road between Riverside and Beverly Roads in order to receive their input regarding a pathway along that portion of Evergreen Road. Downey related that the residents present were opposed to a pathway in that area. The Planning Board will be considering alternate strategies for a pathway along Evergreen Road and will report their findings to Council in December.

Downey mentioned that the Planning Board will be making recommendations to Council on Village entrance signs soon. The 14 Mile Road Corridor Study is complete and will be an upcoming Council agenda item.

Pfeifer commented that the Cable Board now has full representation from Beverly Hills with the recent appointment of Jim Delaney. Pfeifer is serving as Council liaison with four voting members from Beverly Hills on that body. She reported that the Cable Board is in the process of re-equipping the mobile production van. Subscribers will be notified of a new channel line-up in their cable bills. The next Cable Board meeting will be held on Wednesday, November 21 at 7:45 a.m. at the Village municipal building.

Pfeifer reported on the services that many of the Village's senior residents are receiving with the help of the Birmingham Area Seniors Coordinating Council (BASCC). She noted that BASCC is more than a social organization; it is concerned with the well being of seniors in the area.

Walsh reported that the Southeastern Michigan Council of Governments (SEMCOG) General Assembly met to discuss a regional transit plan that encompasses seven counties of southeastern Michigan. The plan consists of busses along 12 different corridors, including Telegraph and Woodward, to connect the seven counties. The cost of the project is estimated at \$2 billion and the annual maintenance fee will be approximately \$200 million. SEMCOG passed a resolution to move forward. The major obstacle will be trying to fund this mass transit proposal.

MANAGER'S REPORT

Murphy reported that Ameritech will be installing new underground fiber optic cable along Thirteen Mile Road from the west Village limits to Lahser. The work will be done by directional drilling.

The wet weather has slowed the asphalt paving project on Thirteen Mile Road. The paving should be done within the next two weeks weather permitting. The Village's other major road paving work on Pierce, Beverly and Riverside will be completed by the end of this week. Local road projects have been rescheduled for Spring of 2002.

Senate Bill #3, which is Senator Johnson's bill allowing for Royal Oak's unilateral withdrawal from SOCRRA, has been sent to the House Committee on Local Government and Urban Policy. The bill has appeared on the committee's agenda for its first public hearing. A second hearing is likely in the near future, and the bill may end up on the House floor. Murphy will keep Council informed.

PUBLIC COMMENTS

Sharon Tischler of 21415 Virmar Court questioned the status of the actuarial review of valuation assumptions of the Beverly Hills Public Safety Officers' Retirement System, which was authorized by Council. Murphy responded that the Village should be receiving a report from the actuarial firm by the end of November.

COUNCIL COMMENTS

Earlier in the meeting Domzal offered to make a personal donation to HAVEN in the amount of \$100 to make up the difference in the amount of CDBG funds requested by that organization this year and the allocation designated by the Village.

Craig commented that he will donate his annual Council salary of \$250 this year to HAVEN in the name of a good friend of his who passed away 11 months ago. Craig commented enthusiastically on the Halloween Hoot.

Domzal proposed that Council discuss environmental liability insurance at a future meeting. He asked Murphy to provide him with some information on this.

Domzal thanked resident David Jensen for his time and contributions to the Village including his work on park improvements, Village entryway signs, and the Pathways Plan. He is one of many volunteers in the community who make this Village such a great place in which to live.

Domzal referred to a letter in Council's packet from Tom Markus, Birmingham City Manager, regarding the timing of the Acacia Relief project. Markus raises issues relative to coordination of construction activities between neighboring communities that merit Council discussion.

Domzal mentioned that he provided Council members with a memo on recent observations he has made regarding major roads in the Village. Domzal offered to host the next Council study session in the conference area of his Farmington Hills office. He is glad to hear that Brian Murphy and his wife Elisha will be relocating to the Village of Beverly Hills.

Downey thanked Alan Cobleigh for his seven years on the Parks and Recreation Board and wishes him the best. Cobleigh is well known for his contributions to the Lions Club and other Village organizations.

Downey commented that he has become more involved in the Birmingham Community Coalition and will keep Council informed on future activities.

In response to an inquiry, Spallasso reported that the updated aerial map of the Village is being prepared for display on the Council chambers wall.

Pfeifer reminded residents to get their flu shots this season. She related information on where and when flu shots will be given.

Walsh stated that it was mentioned during discussion of the Pathways Plan that a rights-of-way study is available. He asked that copies of this material be distributed. This study will be useful to both Council and the Pathways Advisory Committee.

Walsh observed that Fourteen Mile Road between Evergreen and Lincoln Hills Court was paved on Saturday and is now a nice, smooth surface.

Walsh stated that two Eccentric newspaper articles published since the adoption of the Pathways Plan on October 1 give the total construction cost for the four miles of sidewalks as \$600,000. This number is incorrect. Walsh made reference to an engineering study done by the Village in 1997 for sidewalk construction on Fourteen Mile Road from Lahser east to Evergreen Road and south along Evergreen Road to Beverly. The cost estimate for that sidewalk construction was \$500,000. Walsh estimates the cost of the proposed sidewalk outlined in the Pathways Plan to be approximately \$2 million.

Munguia thanked Alan Cobleigh for his many years of service to the Village and wished him well. Munguia encouraged the continued patriotism of Village residents.

Craig reminded residents that cub scouts distributed plastic bags to residences in the Village on Saturday as part of a food drive. The boy scouts will be picking up the bags with donations of canned food next Saturday.

Stearn thanked the boy scouts for attending tonight's meeting. He commended everyone who worked on the Halloween Hoot, a great community event.

Stearn thanked Spallasso for urging the Oakland County Road Commission to remove the brick wall on Thirteen Mile at Lahser. Spallasso indicated that a new retaining wall will be erected. Stearn asked administration to encourage SOCWA to beautify the water tower area.

RESOLUTION by Pfeifer, supported by Walsh, to go into closed session to discuss the Birmingham School District litigation.

Roll Call Vote:

Resolution passes unanimously.

Council went into closed session at 10:38 p.m. The meeting reconvened in open session at 10:55 p.m.

MOTION by Pfeifer, seconded by Downey, that the meeting be adjourned at 10:58 p.m.

Motion passes unanimously

Todd Stearn
Council President

Ellen E. Marshall
Village Clerk