

Present: Council President Downey; President Pro-Tem Domzal; Members: Mooney, Pfeifer, Schmitt, Stearn and Woodrow

Absent: None

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

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

ADDITIONS TO AGENDA/APPROVE AGENDA

The agenda was approved as published.

PUBLIC COMMENTS

Downey recognized boy scouts from Pack 1029, Dens 10 and 12 in the audience working on their citizenship in the community badge. The scouts came forward and stated their name, the community in which they live, and the school they attend.

Gregory Bator of 31139 Belmont thanked candidates, residents, and business owners for displaying political signs during the election season so that people know who is running for various offices. The process is important, and every person's vote is important. Bator stated that he is working for the "James O'Reilly for Circuit Court" committee, and they pledge that the signs will be removed as soon as the election is over.

CONSENT AGENDA

Motion by Pfeifer, seconded by Stearn, to approve the Consent Agenda as follows:

- a. Review and consider approval of minutes of a special Council meeting held on September 23, 2002.
- b. Review and consider approval of minutes of a regular Council meeting held on October 7, 2002.
- c. Review and consider approval of minutes of a joint meeting between Council and the Planning Board held on October 9, 2002.
- d. Review and file bills recapped as of Monday, October 21, 2002.

Motion passed (7 – 0).

BUSINESS AGENDA

PRESENTATION OF JUNE 30, 2002 AUDIT BY PLANTE & MORAN

Joe Heffernan and Stacey Reeves from Plante & Moran presented the audit report for the year ending June 30, 2002. Council members have received a copy 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 will be reviewed this evening.

Heffernan stated that the financial statements represent the accounting records that Finance Director Wiszowaty and staff accumulate throughout the year. The audit examines 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 confirm that the accounting records are fairly stated. The accounting records were audited, and no significant deficiencies were found in the internal controls. Heffernan stated that the auditors are able to give an unqualified opinion of the general purpose financial statements.

Reeves reviewed a graph package summarizing the financial statements. Graphs were displayed that present a three-year overview of General Fund revenue and expenditure trends, the fund balance, and Water and Sewer Fund Operations.

Property tax revenue increased slightly in 2002 primarily due to an increase in the taxable value. Interest income dropped significantly as a result of current economic conditions. General Fund expenditures excluding transfers increased by approximately \$150,000 overall or three percent. The largest area of increase is in the area of Capital & Transfers, which is primarily due to transfers out of the General Fund to other funds including Major Streets and Water and Sewer Funds. The Fund Balance is healthy while showing an anticipated decrease. Reeves noted that the adopted budget called for a larger usage of the fund balance than occurred.

A graph of Water and Sewer Fund Operations indicates that revenues are slightly over expenditures. There was a decrease in working capital this year. A large water main replacement project was undertaken, which used some of the Village's retained earnings from prior years. The final page indicates revenue statistics by various funds. Questions on the financial statements from Council and residents were addressed by Heffernan.

Heffernan reviewed the letter of comments and recommendations.

State Revenue Sharing - Council is aware that the slowdown in the State's economy is directly affecting the General Fund through a decrease in state shared revenue, the second largest revenue source of the Village. Due to a slower than anticipated growth in State sales tax collection and because of the State's budget problems, revenue sharing payments for the fiscal years ending September 30, 2002 and 2003 are less than originally projected.

GASB 34 - A financial statement reporting change will be initiated for the year beginning July 1, 2002 as required by the Governmental Accounting Standards Board (GASB). Plante & Moran staff met with the Finance Director to begin reviewing the changes. Between now and next year, Plante & Moran will assist the Village with preparing a mock up of how the statement would have looked as of June 30, 2002 under the new standard. This will allow the Village to work through any problems.

The purpose of the new reporting model is to provide a new perspective on a community's financial position. Where the old model measures how much a community has available to spend, the new model is intended to measure whether taxpayers have paid the full cost of services received. A significant change in the model will be full accrual financial statements for the governmental activities as a whole (which will be in addition to rather than replacement of the individual fund statements on the current modified accrual accounting basis). The most

difficult area is expected to be the recording of roads and other infrastructure, which have never been counted in the past as well as accumulating depreciation on all capital assets.

Heffernan addressed a question about the impact of the new reporting standard on the budget considering the non-cash accruals in the financial statements. He indicated that the new form will have almost no impact on budgeting. The financial statements will continue to account for each fund as a separate unit, which is the appropriate way to show accountability for revenue received. However, in front of the modified accrual financial statements will be a full accrual balance sheet and a full accrual statement of activity. That is where the depreciation of all governmental activities of the Village will be shown.

Heffernan commented on the Village's preparation for the change in accounting model in terms of accounting work and fixed assets. He thinks that the Village is where it needs to be at this time, noting that a follow-up meeting has been scheduled with Plante & Moran in about a month. Murphy added that a draft of the Village's comprehensive financial policies will come before Council soon for review. There is a section on capital asset policy, which addresses how long the Village plans to depreciate those assets.

Telecommunications Developments - The Governor signed a three bill package on March 14, 2002 creating a new telecommunications rights-of-way oversight authority that will likely have exclusive power to assess fees on telecommunications providers using municipal rights-of-way. This creates a Michigan Broadband Authority which is intended to level the playing field for different Internet providers. He reviewed the key provisions of the new legislation, noting that local units that comply with the requirements of the new legislation will receive a distribution of the annual maintenance fee from the Authority based on population and miles of roads. Communities can opt in or out of the arrangement. In order to participate in the revenue from the telecommunications rights-of-way oversight authority, communities' ordinances will have to be passed or modified to replace any existing right-of-way fee structure and other requirements of the new legislation.

Murphy stated that the last day for the Village to opt into this arrangement is December 31, 2003. The first disbursement from the Authority will occur in May of 2003. Village Attorney Ryan will have material prepared for Council consideration after the first of the year but well before the first disbursement occurs.

Debt Refinancing – The Village may want to ask its bond financial advisor to evaluate whether savings would result from refinancing any of its existing debt issues with lower cost debt.

Budget Variances – Several large variances between amounts budgeted and final actual expenditures in the Major and Local Street Funds occurred in the current year as a result of accounting allocations. Council should amend the budget at the end of the year to make sure that it documents that the Village Council is in agreement with that spending. In addition, there are a couple of small special revenue funds that historically have not been budgeted. According to the Michigan Budget Act, the Sick Pay Severance and Vacation Reserve Fund should be budgeted in the future to maintain compliance with State budget regulations.

Project Reporting – Plante & Moran suggests that it may be appropriate for the Village to prepare and maintain individual project cost reports that would track the total budget vs. actual cost of a

long-term project from the date and amount of original contract through final completion. An annual or quarterly report on each of the Village's major projects will assure Council that the projects are within budget and are meeting significant milestones. Heffernan will provide the Village with sample reports from other communities.

Website Development – Communities are looking at ways to do more business with their residents or with businesses through their websites. There are increasing requests for this service, which can create some efficiencies. The municipality has to make sure it is done in a secure manner.

Questions and comments from Council and residents on the audit report were addressed by Heffernan and Murphy. Council thanked Heffernan and Reeves for their presentation of the audit report and commended administration and staff on another fine job of maintaining the Village's financial records.

REVIEW AND CONSIDER BIRMINGHAM YOUTH ASSISTANCE COMMITTEE'S ANNUAL FUNDING REQUEST

Council is in receipt of a request from the Birmingham Youth Assistance Committee (BYAC) for a contribution from the Village of Beverly Hills for fiscal year 2002/2003. There is \$5,327 allocated in this year's budget for this organization.

Jim Van Dyke, treasurer of BYAC, was present with youth and family caseworker Vlad Vandalov to talk about the program. Birmingham Youth Assistance is an extraordinary partnership of local communities including Beverly Hills and the Birmingham Public School system, volunteers, and the Family Division of the Oakland County Probate and Circuit Courts. The mission of BYAC is to prevent and reduce child abuse, child neglect and juvenile delinquency. It is a court-based delinquency prevention program that provides an exceptional combination of free counseling and prevention activities. This is done in large part through a program to divert children who have had brushes with the law away from the court system and to the case worker, who provides counseling to save that person from interfacing with the court system and to help them on a better path.

Van Dyke outlined a number of prevention programs and events sponsored by Youth Assistance. He indicated that, from a case service point of view, approximately 19 percent of the people using this service are from Beverly Hills. Raw numbers on all programs can be furnished at the request of Council.

Vandalov talked about the relationship that BYAC has between many players and stakeholders in the community, school system, municipalities, court system, and local volunteers. He discussed his role in the prevention program.

Motion by Schmitt, seconded by Stearn.

Resolved that the Village of Beverly Hills approve the expenditure of \$5,327 to the Birmingham Youth Assistance Committee for fiscal year 2002/2003.

Roll Call Vote:

Resolution passed (7 – 0).

REVIEW AND CONSIDER APPLICATION FOR SMART FISCAL YEAR 2003 MUNICIPAL AND COMMUNITY CREDIT AGREEMENTS

Before Council for consideration is the contract from the Suburban Mobility Authority for Regional Transportation (SMART) for financial assistance to support public transportation programs in Beverly Hills. This contract is for Fiscal Year 2003 (July 1, 2002 through June 30, 2003).

The amount of funding available to the Village from the SMART program is approximately \$22,000 allocated under two separate programs, the Municipal Credit Program in the amount of \$9,833 and the Community Credit Program in the amount of \$12,642. Part of the reason for the increase in the allocation from SMART is related to the 0.66 millage tax that was approved in August of 2002 in Wayne, Oakland, and Macomb counties.

Council will consider action authorizing the Village to enter into a contract with SMART to accept the funds and allocate them in accordance with the terms of the contract. The funds are proposed to be allocated to the Birmingham Area Seniors Coordinating Council (BASCC) to be used for transportation related services.

As a result of the increase in SMART funds to BASCC, Village administration recommends eliminating BASCC's transportation allocation from the upcoming Community Development Block Grant (CDBG) application for program year 2003/04. The total contribution to BASCC will be the same in the coming year as it is in the current year. This will be discussed as part of the CDBG allocation of funds.

Motion by Domzal, seconded by Mooney.

Resolved to authorize the Village Manager to enter into a Municipal Credit and Community Credit Contract for fiscal Year 2003 between the Suburban Mobility Authority for Regional Transportation (SMART) and the Village of Beverly Hills under which contract the Village would accept \$9,833 in Municipal Credits and \$12,642 in Community Credits to be allocated as set forth in the contract.

Roll Call Vote:

Motion passed (7 – 0).

SET PUBLIC HEARING DATE OF NOVEMBER 4, 2002 FOR CDBG PROPOSAL

Domzal announced that a public hearing will be held at the next regularly scheduled Beverly Hills Council meeting of Monday, November 4, 2002 on the proposed use of Community Development Block Grant funds for fiscal year 2003/2004.

REVIEW AND CONSIDER COUNCIL MEETING DATES FOR 2003

Before Council for consideration is a proposed schedule of regular Council meeting dates for 2003 as well as dates for joint meetings with Village boards. The approved Council meeting dates will be published in the 2003 Village calendar.

It is proposed that all regular Council meetings be held on Monday evenings at 7:30 p.m. with two exceptions. The second meeting in January will be held on Tuesday, January 21 in recognition of Martin Luther King Day on January 20. In recognition of President's Day, the February 17 meeting will be changed to Tuesday, February 18.

Stearn asked for Council support to move the October 6 meeting date to Tuesday, October 7 in observance of the Jewish high holiday Yom Kippur. Schmitt proposed changing the July 7 date to July 8 to allow Council to better prepare for its meeting following the 4th of July weekend.

Another topic of discussion was the format for joint meetings with the Planning Board and Parks and Recreation Board. Council members are interested in discussing policy issues with these Boards rather than spending joint meeting time participating in discussion of items on the board's business agenda. Joint meetings are traditionally scheduled on a regular meeting date of the board. It was the sense of Council to continue to meet on the joint meeting dates proposed. After considerable discussion, it was suggested that administration work with board chairpersons on an agenda that would allow for a joint meeting with Council before or after consideration of the board's business agenda items.

Motion by Stearn, seconded by Schmitt, to move the October 6, 2003 Council meeting date to Tuesday, October 7, 2003.

Pfeifer remarked that the other meeting dates being changed are in recognition of national holidays. She does not support the motion on the basis that Yom Kippur is not a national holiday. Pfeifer thinks that it would be consistent to have the regular Council meeting date moved to Tuesdays for the reason that so many holidays are celebrated on Mondays.

Roll Call Vote:

Downey	- yes
Mooney	- yes
Pfeifer	- no
Schmitt	- yes
Stearn	- yes
Woodrow	- yes
Domzal	- yes

Motion passed (6 – 1).

Motion by Schmitt, seconded by Domzal, to move the July 7, 2002 Council meeting date to Tuesday, July 8, 2003.

Roll Call Vote:

Mooney	- no
Pfeifer	- no
Schmitt	- yes
Stearn	- yes
Woodrow	- yes
Domzal	- yes
Downey	- yes

Motion passed (5 – 2).

Motion by Pfeifer, seconded by Stearn, to approve the following Council meeting dates for 2003 as amended. The time of the joint meetings between Council and Boards will be indicated on the calendar as a 7:30 p.m. business meeting for the Boards and an 8:30 p.m. joint meeting with Council if this format is acceptable to the Board chairpersons.

2003 REGULAR COUNCIL MEETING DATES

January 6 Tuesday , January 21	Tuesday , July 8 July 21
February 3 Tuesday , February 18	August 4 August 18
March 3 March 17	Tuesday , September 2 September 15
April 7 April 21	Tuesday , October 7 October 20
May 5 May 19	November 3 November 17
June 2 June 16	December 1 December 15

All regular Council meetings are held on Monday evenings at 7:30 p.m. unless otherwise noted.

2003 JOINT COUNCIL MEETING DATES

Thursday, September 18 at 7:30 p.m. with Parks and Recreation Board
Wednesday, October 8 at 7:30 p.m. with Planning Board

Comments and questions on this agenda item were heard from Sharon Tischler of 21415 Virmar Court and Paul Kleppert of 20855 W. 14 Mile Road.

The majority of Council members favored scheduling the joint meetings to begin at 7:30 p.m. Pfeifer indicated that she will accept an amendment to her motion to this effect. Stearn also accepted the friendly amendment to remove the reference noting the 8:30 p.m. time for joint meetings.

Vote on amended motion:

Ayes - Domzal, Downey, Mooney, Schmitt, Stearn and Woodrow

Nays - Pfeifer

Motion passed (6 – 1).

REVIEW AND CONSIDER RECOMMENDATIONS REGARDING PATHWAY PLAN

Domzal recapped action taken as a result of discussion on the Pathway Plan at the October 7, 2002 Council meeting. A resolution was passed to amend the Pathway Plan to add the Evergreen Road segment from 14 Mile Road to Ronsdale and to add a segment on 14 Mile Road from Evergreen west to Old Post Road. Council also directed the Village Manager and Village attorney to prepare a resolution that would provide ballot language for the March 2003 General Election authorizing a five-year dedicated millage of .33 mills for the construction of new pathways. Proposed ballot language has been provided for Council consideration this evening.

Village administration has prepared information and its recommendations on three pathway issues. The first matter is language that will appear on the ballot. Administration has provided a review of proposed costs for the Pathways Plan as well as revenue and expense estimates including an analysis of estimated revenue to be generated from the Village's taxable value over the next five years using different millage rates.

Domzal reviewed that there was discussion at the last Council meeting as to whether .33 mills would fully implement the Plan as approved. Since that time, administration has analyzed revenue that is likely to be generated from .33 mills, .35 mills, .37 mills, and .39 mills. The suggestion has been made by Murphy and Spallasso that there is a higher level of expectation that the revenue associated with .37 mills would place the Village in a position to implement the Pathway Plan as proposed. There are some assumptions associated with the projection that .37 mills over five years would complete the project.

Another issue being considered is the repair of sidewalks. There is currently Village policy requiring residents to repair their own sidewalks. If those repairs are not made, the Village has the authority to do the repairs and assess the property owner. Changes in the repair policy have been discussed. Domzal cited recent changes in State law as well as the courts' interpretation of the law, which seems to impose potential liability in the event of "slip and fall" accidents on the Village as opposed to the residents. Given the fact that the Village has an increased potential liability, the question is whether the Village should assume those liabilities.

Domzal reviewed that a motion was made by Council at its last meeting to request that the Village Attorney and Village Manager provide language with a separate millage of .1 mills to undertake sidewalk repairs. That motion failed.

The question before Council is whether the Village should undertake the repair program for a period of time or indefinitely or whether residents should continue to be responsible for repairs, including the residents who live adjacent to proposed new pathways.

The third issue is snow removal. The policy of the Village as reflected in its ordinances is that residents are responsible for removing snow from sidewalk abutting their property. Administration has suggested alternatives to that policy. One alternative is for the Village to undertake snow removal. Another alternative is to designate the paths as being seasonal. The pathways would be usable under this designation to the extent that they are not covered with snow and ice. There would be no obligation on the residents to clear the sidewalks. Domzal remarked that a third alternative would be that residents assume all responsibility.

Domzal suggested that it is important that Council take action tonight on ballot language. There has been material prepared on the repair policy and snow removal policies. Council will have to

resolve these issues prior to a vote on the millage, but decisions do not have to be finalized by Council tonight.

Council discussed the proposed ballot language authorizing the Village to levy .37 mills for five years for new sidewalk construction on major roads.

Stearn cited the dedicated millage amount of .33 mills voted on at the last meeting and indicated that he cannot support .37 mills. He would prefer to challenge administration to work within a budget that would stretch available resources. If the .33 mills is not enough to complete the Plan after five years, the Council sitting at that time can ask the voters for additional money.

Several members of Council voiced support of a ballot question to levy .37 mills on the basis that it appears to be a number that would complete the Pathways Plan and avoid the necessity of going back to the voters. It was suggested that the difference between .37 mills and .33 mills is not significant. Safety was emphasized and the importance of moving forward to provide safe pathways in the community.

Murphy stated that, if Council takes action to approve ballot language this evening, administration will present a resolution for Council approval at the next meeting stating the proposed ballot language. That resolution will require five affirmative votes of Council in order for the ballot proposal to proceed in the process of obtaining approval from the Governor and Attorney General.

Harold Milinsky of 32467 Evergreen Road disagreed with the cost figures presented and does not think that .37 mills will complete the project. He voiced concern with increased taxes and utility costs that make it difficult for senior citizens to remain in Beverly Hills. Milinsky suggested that the Village Attorney investigate past Council action designating a portion of Evergreen Road as a natural beauty road to determine what improvements can be made on that road.

Bob Walsh of 20655 Smallwood Court commented that there has been no presentation this evening with respect to project cost and what various millage rates would generate in terms of dollars. He maintains that .37 mills will be deficient in generating enough funds to complete the Pathways Plan based on estimates presented.

Murphy stated that it was determined that the Village's Taxable Value will likely increase from \$490,000,000 in FY 2003/2004 to approximately \$551,000,000 in the last year of the five year proposal in FY 2007/2008. On that basis, 0.33 mills over five years would bring in \$857,988; 0.37 mills brings in \$961,987. Using the median Taxable Value for FY 2002/2003, which is \$102,840, the cost to the median home with .33 mills would be \$34 in the first year and \$180 over five years. The cost of .37 mills to the average homeowner would be \$38 in the first year and \$202 over five years.

Murphy referred to a survey conducted of costs paid by surrounding communities for installation of sidewalk per lineal foot, which range between \$18 and \$25 per lineal foot. Using the average of \$22 per lineal foot for the open and flatter sections of sidewalk and the cost for an elevated pathway at the same price that we used previously (of \$180 per lineal foot), the entire project comes in on average at approximately \$960,000, assuming 20% for engineering and contingencies.

John Mooney of 19111 Devonshire indicated his support of sidewalks on major roads in the Village. He believes that his position that this is a safety issue is one that is shared by many members of the community. There is an increased level of traffic and a need for sidewalks on major roads to provide pedestrian access to various destinations in the area. Mooney suggests that it is Council's duty to build these sidewalks for people who walk in our neighborhoods. He congratulated Council and administration on the hard work it has done on the Pathways Plan and urged residents who are in favor of sidewalks on major roads to bring people together to vote on the millage proposal in March.

Jack Harmon of 32320 Bellvine Trail spoke as a member of the Parks and Recreation Board and Village resident who drives on Evergreen Road every day. He commented on the dangerous conditions on Evergreen Road for people who walk, bike, or jog along the road. He was relieved to see the Evergreen Road portion added back into the Pathways Plan. The question tonight is whether this new pathway construction should be put to a vote of the Village residents. He thinks it is Council's responsibility to allow the voters make their decision.

Paul Kleppert of 20855 W. 14 Mile Road commented on the reliable accuracy of the cost estimates provided for sidewalk construction and the need for these sidewalks due to increased traffic and activity on major roads in the Village. He urged Council to get started on sidewalk construction.

Soter Art Liberty of 20850 W. 13 Mile Road asked questions regarding the proposed millage. He was informed that the proposed .37 mills would be allocated only for construction of new sidewalks. No portion of the millage money would be allocated for maintenance of new or existing sidewalks or for snow removal on sidewalks. Administration has provided cost figures and recommendations on those issues. Sidewalk repair and snow removal policies will probably be taken up at the next meeting. Council will clarify those issues for the voters before they go to the polls in March.

Motion by Domzal, seconded by Schmitt.

Resolved that the Council approve the following ballot language to be submitted to the voters of the Village of Beverly Hills:

BALLOT QUESTION

1. Shall Section 9.1 of the Charter of the Village of Beverly Hills be amended to read as follows:

POWER TO TAX:

Section 9.1(B) Shall the Village of Beverly Hills be authorized to levy an additional 0.37 mills (.37 cents for each \$1,000 of taxable value) for a period of five (5) years, the years 2003 to 2007 inclusive? Such millage shall be used exclusively to finance new sidewalks and pathways on major thoroughfares within the Village of Beverly Hills.

Council discussed the motion. Stearn had questions regarding the proposed cost of the Pathways Plan as reflected in the material provided by administration. He expressed concern with attaching the lowest engineering contingency to the highest cost estimate.

Murphy explained the basis for his cost analysis. There is a potential that funding for the project could be tight. He and Spallasso feel comfortable that the project could be completed for approximately \$960,000 based on certain assumptions.

Schmitt thinks that everyone at this table would like to see the pathway issue put to the voters. He noted that the difference between .37 mills and .33 mills comes to \$4 a year for the average homeowner, or \$20 for five years.

Domzal concurs that the high cost estimate may be understated in the report. However, the average assumptions are in line and the revenue does match. The cost figures demonstrate a level of analysis he is comfortable with in terms of going to the voters in March.

Paul Kleppert commented on the reliability of the cost figures.

Pfeifer referred to the cost data noting that the Evergreen Road portion of the pathway plan will cost half of the cost of the entire project.

Roll Call Vote:

Pfeifer	- no
Schmitt	- yes
Stearn	- no
Woodrow	- yes
Domzal	- yes
Downey	- yes
Mooney	- yes

Motion passed (5 – 2).

Domzal suggested that Council allocate time for discussion of sidewalk repair and snow removal policies at the next Council meeting. A resolution to adopt the ballot language will also be an agenda item for the November 4 meeting.

REVIEW AND CONSIDER PLANNING CONSULTANT’S PROPOSAL REGARDING SITE DEVELOPMENT HANDBOOK

The Planning Board strongly recommended at its joint meeting with Council on October 9, 2002 that the Site Development Handbook standards be adopted into the Zoning Ordinance. There was a concern that, without such an ordinance, a developer could redevelop property in the Village in a manner that is in compliance with existing codes but that does not meet the standards and guidelines for commercial buildings in the Village.

Birchler Arroyo has quoted a price not to exceed \$4,410.00 to incorporate appropriate sections of the Site Development Handbook into ordinance form.

Motion by Schmitt, seconded by Mooney.

Resolved to approve the proposal from Birchler Arroyo Associates to incorporate the Site Development Handbook standards into the Zoning Ordinance for an amount not to exceed \$4,410.00 for all phases. The cost of the project is paid from Account #101-371-810 (Planning Consultant).

Domzal expressed the view that this ordinance is needed to promote good planning for redevelopment of property in the Village. Questions on the proposed work plan were addressed by Murphy.

Motion passed (7 – 0).

REVIEW AND CONSIDER PROPOSALS FOR NEW SERVICE CONNECTIONS AT BEVERLY PARK PAVILION

Two quotes were obtained to reroute the electrical and telephone service lines from the north side of Beverly Road at Norchester directly to the pavilion and eliminate the existing connections going to the pole next to the new pillar at the main entrance of the parking lot. The existing pole will be removed and the streetlight will be relocated to the pole on the north side.

Woodrow stated that, considering his attempt to attain additional quotes, he will recommend acceptance of the low bid of Harlan Electric Company in the amount of \$5,605.00 for this work.

Motion by Woodrow, seconded by Pfeifer.

Resolved that the Village Council accept and approve the quote of Harlan Electric Company in the amount of \$5,605.00 to provide the services described in their proposal dated October 16, 2002. This expense will be charged to account #401.905.985.00.

Murphy clarified that the work is being charged to the dedicated park millage account.

Roll Call Vote:

Motion passed (7 – 0).

PUBLIC COMMENTS

Shelly Taub was present in the capacity of Oakland County Commissioner and former chairperson of the Public Services Committee. In 1998, that committee put into effect the Environmental Infrastructure Fund, a \$25 million allotment to Oakland County communities with municipal allocation based on population. The total amount available to Beverly Hills was \$242,603.95. There is a five year draw on this fund. Taub was present to inform Council of the opportunity to draw all the money due to the Village by the end of the year.

Spallasso remarked that he has been in contact with the Financial Division of the County regarding its late payment of the 2002 reimbursement that he applied for on behalf of the Village in May. He was promised that the check is on its way.

REPORTS – COUNCIL

Woodrow reminded everyone that the Halloween Hoot is coming up on Sunday, October 27 in Beverly Park. People are needed to help with the topping and gutting of pumpkins between 10 a.m. and 12 p.m. that day. Woodrow encouraged residents to attend this fun event and have a good time.

Pfeifer reported that the Cable Board will meet on Wednesday, October 23. She announced that the following regularly scheduled meeting of the Cable Board will be held on Wednesday, November 20 at 7:30 in the evening in the Beverly Hills Council chambers in an effort to better accommodate the public. Pfeifer encouraged public input at this meeting.

Pfeifer mentioned that a number of cable television subscribers are receiving poor reception on Channel 2, which is ESPN. This can be addressed by calling Comcast and requesting a service call to tighten the new fittings. She relayed that ESPN can also be viewed on Channel 21 temporarily.

Cable customers who do not have a cable box and cannot take advantage of the free movie coupons offered by Comcast as part of a settlement with the Cable Board can receive a \$10 credit on their cable bill. Customers can call Mike DiMaria at #734-420-4751 and ask for this credit.

Pfeifer passed along the sad news that the wife of a BASCC Board member, Velma Ruhly, passed away at the end of the week. She was a long-time principal of Midvale School and a member of the Birmingham Board of Education.

Pfeifer commented on the funding provided to the Birmingham Area Seniors Coordinating Council (BASCC) by the Village through SMART funds and Community Development Block Grant funds. This will be a topic of discussion at the next Council meeting, at which time a public hearing is scheduled for discussion of the proposed use of CDBG funds.

Pfeifer informed Council that federal regulations dictate that her vote on CDBG funds is inappropriate due to her position as a BASCC Board member. While she may discuss this subject, Pfeifer is not allowed to vote on the allocation of CDBG funds at the next meeting.

Pfeifer mentioned that the Road Commission for Oakland County report for the third quarter of 2002 indicates that Michigan ranks 50th in the nation with respect to the level of state funding provided for roads.

Stearn commended Bob Wiszowaty for a fine job of maintaining the Village's financial statements and on a fine audit report. Stearn stated that he complimented Spallasso this evening by expressing confidence that he would find a way to complete the sidewalk project if challenged to accomplish this with .33 mills for five years.

Schmitt stated that it was his pleasure along with other members of Council to prepare breakfast for the public safety officers prior to the open house on October 14. Schmitt reported that he attended the Birmingham Youth Assistance Annual meeting, which lived up to his expectations. Schmitt will see everyone Sunday at the Halloween Hoot.

Mooney related that the public safety open house was well attended by many members of the community. She commented on the interesting and informative presentations on display for the public.

Domzal thanked Director Woodard for giving him a tour of the public safety building and encouraged others to view the state-of-the-art facility. Domzal observed that the Road Commission for Oakland County has done a good job of renovating its facility at the corner of 13 Mile and Lahser Roads.

Downey thanked Bob Belaustegui for his work on the Village web site and thanked Stan Pasieka and Ellen Marshall for updating the content.

Downey commends Village administration on the fine audit report. He will follow up with administration on the status of the auditor's recommendations. Downey thanked Council members who attended the pancake breakfast at the public safety building.

MANAGER

Murphy reported that the 14 Mile Road project is nearing completion and should finish up around the target date of November 15. Spallasso added that the contractor anticipates doing the restoration this year.

Motion by Mooney, seconded by Schmitt, to adjourn the meeting at 10:40 p.m.

Motion passed (7 – 0).

Doyle Downey
Council President

Ellen E. Marshall
Village Clerk

Susan Bernard
Recording Secretary