

Present: Council President Domzal; President Pro-Tem Woodrow; Members: Downey, Koss, McCleary, Pfeifer and Taylor.

Absent: None

Also Present: Village Manager, Spallasso
Assistant to the Manager, Pasioka
Director of Public Safety, Woodard
Village Attorney, Ryan
Building Official, Byrwa

President Domzal called the meeting to order at 7:30 p.m. in the Village of Beverly Hills municipal building at 18500 W. Thirteen Mile Road. The Pledge of Allegiance was recited by those in attendance.

ADDITIONS TO AGENDA/APPROVE AGENDA

Motion by Pfeifer, second by Taylor, to approve the agenda as published.

Motion passed (7 – 0).

CONSENT AGENDA

Motion by McCleary, second by Pfeifer, to approve the consent agenda as follows:

- a. Review and consider minutes of a special Council meeting held on April 25, 2005.
- b. Review and consider minutes of a regular Council meeting held on May 3, 2005.
- c. Review and file bills recapped as of Monday, May 16, 2005.

Roll Call Vote:

Motion passed (7 – 0).

BUSINESS AGENDA

REVIEW AND CONSIDER REQUESTS FROM THE BEVERLY HILLS LIONS CLUB AND VILLAGE WOMAN'S CLUB OF BEVERLY HILLS FOR USE OF VILLAGE STREETS AND BEVERLY PARK ON MAY 30, 2005 FOR ANNUAL MEMORIAL DAY FUN RUN, PARADE AND CARNIVAL, PETTING FARM AND PONY RIDES, AND WAIVER OF RESTRICTION ON SALES

Te Andrew of 18521 Hillcrest, Village Woman's Club Carnival Chairperson this year, requested Council's support for the 22nd Annual Memorial Day community events. She outlined the schedule for the Fun Run/Walk, Parade, and Carnival in Beverly Park. Andrew highlighted the activities, which will include rides and games, entertainment, bands, and food. The theme of this year's parade will be "A Walk for a Veteran". Council members were asked to participate in the Parade.

Motion by McCleary, second by Downey, to support the Lions Club of Beverly Hills request to use Village streets for its Memorial Day Fun Run/Walk and to support the Village Woman's Club with the Memorial Day Parade and Carnival and provide financial

assistance in an amount not to exceed \$1,500 from Account 101-747-894, Community Action: Special Events.

McCleary stated that the Lions Club and Village Woman's Club have submitted Certificates of Insurance to the Village.

Council members commented that the Memorial Day events are a highlight of the community and encouraged everyone to come out and enjoy the festivities.

Bunker Kelly of 21526 Corsaut Lane asked whether this is a Village event or a Woman's Club event and questioned the financial support contributed by the Village. Spallasso responded that the Parade and Carnival is sponsored by the Village Woman's Club, but it is a major community event for Beverly Hills residents. It is appropriate for the Village to provide assistance for this event as has been done for a number of years.

Roll Call Vote:
Motion carried (7 – 0).

UPDATE ON STATUS OF ACACIA PARK COMBINED SEWER IMPROVEMENT – HUBBELL, ROTH & CLARK

Domzal stated that one of the big items in the Village long-term budget is the money expended on the Acacia Park Combined Sewer Improvement Project. A presentation will be made this evening by representatives of Hubbell, Roth & Clark to review where the Village stands with this program and what is anticipated in terms of its completion. The Village voters approved a 2 mil dedicated bond issue in 1997 to accomplish Village sewer system improvements.

Manager Spallasso introduced Wally Alix, principle with consulting engineering firm Hubbell, Roth & Clark, and associate Dan Mitchell. Mitchell presented a brief history of the project, a review of the current status, and discussion of future items to complete the project.

Mitchell provided background information on the Acacia Park Drain Relief project beginning with heavy rainstorms in 1995 that caused basement flooding and sewer backups in the combined sewer areas of the Village. The Village authorized HRC to conduct a study that was completed in 1996, which evaluated regional, interceptor, and local sewer lines in the area and determined the capacity and structural integrity of the pipes.

It was determined that the Acacia Park Interceptor had capacity to transport less than a one-year storm event (one inch of rain that occurs in one hour). It is a combined sewer that takes both storm water and sanitary sewage to the retention treatment basin located in the Douglas-Evans nature preserve. The study concluded that a parallel relief sewer should be constructed to provide relief to the Acacia Park Interceptor.

HRC was authorized to prepare an Acacia Relief Route Study in 2000, which provided a more comprehensive design study of the sewer location and offered three alternatives. Mitchell referred to a map to point out the selected relief route, which does not parallel in total the existing Acacia Park Sewer. Beverly Hills and the City of Birmingham entered into an agreement in 2001 to

administer, design and build the Acacia Park Relief Sewer and established Alternate 1 as the route for relief sewers. The apportionment of the cost of the project is 70.21% to be paid by Beverly Hills and 29.97% by the City of Birmingham.

Mitchell displayed a map showing the Acacia Park Drainage District and the multiple phases of the relief sewer construction project designed as a pay-as-you-go program. In 2002, a portion of the relief line within the 14 Mile Road area was installed as part of the 14 Mile Road reconstruction project performed by the Road Commission for Oakland County. After that, the project moved to Phase A-1, the sewer line along Warwick. This was done in conjunction with Phase A-2, the line along Southfield Road that was recently completed. Currently, construction is being done on Phase A-3 in the City of Birmingham and is scheduled to be completed in August. Phase B will follow along Kinross and north on Bates and is planned for construction in the summer of 2006 through the summer of 2007.

Beverly Hills and Birmingham request regular updates of the Acacia Relief Sewer schedule and budget status. Mitchell displayed a Cost and Schedule Summary. He noted that the project involved two communities and a number of phases, yet it stayed on schedule and within budget to date.

The Village is in receipt of a letter from HRC dated May 12, 2005 submitting the design and implementation schedule for the Kinross/Bates Arm of the Acacia Park Drain Relief Sewer. The Kinross/Bates Arm will provide the final connection between the relief sewers constructed on 14 Mile Road in 2001 and those constructed in 2004 on Southfield Road. The letter mentions the need for prioritization of local sewer improvements to get the flow into the main interceptor. Final costs for local sewer improvements have not been determined as of yet. Evaluation of the sewer system with the interceptor improvements in place must be performed in order to determine the necessary improvements to the local system.

A Projected Funding Balance Sheet was reviewed by Mitchell. He noted that a deficit is shown in fiscal year 2004/05 and 2005/06 with the intent to use the Water and Sewer Fund to supplement the project during those years to be paid back later as dedicated millage funding becomes available. Mitchell mentioned that the Village has completed critical structural repairs, the Amherst/Sheridan Relief, a catch basin restriction program, the Greenfield Relief Sewer, and various phases of the Acacia Park Drain. The local sewer improvements will be the remaining project to accomplish within Beverly Hills following preparation of an evaluation and prioritization study.

Questions and comments from Council were addressed by Mitchell and Alix. Downey shared information from a report he prepared using data and cost figures collected since 1997.

Koss asked about the upcoming sewer construction on Kinross. Mitchell responded that 48" lines will be installed along Kinross. Most of the road through those sections will be reconstructed. Spallasso assured residents that access to homes will be maintained at all times.

Domzal thanked HRC for the comprehensive presentation. HRC has had a long standing relationship with the Village, and they have taken a certain proprietary interest in the project. Alix stated that this is one of the most successful multi-jurisdictional, multi-phased projects that HRC

has ever undertaken. The residents have been cooperative throughout the course of the program. It is a tribute to Council that it has stood behind this project over the years for the benefit of citizens in the community.

Domzal commented that the projected funding sheet of the report shows the remaining revenue matching the \$2.6 million expenditure for the local sewer improvement phase.

Alix responded that HRC included a figure for local relief that equaled the remaining balance of the \$11.6 million bond issue. The total cost of local sewer improvements is not known. There will be a prioritization study to determine the extent of work needed on local sewer lines and which lines are in most need of replacement. The selected route of the relief sewer line along Bates has probably minimized some of the relief needed on that side of town.

Spallasso remarked that Council will have input on local sewer improvements. After the Kinross/Bates phase is completed, a study will be undertaken to evaluate the need for improvements to local lines. If the improvements are not as extensive as originally anticipated, the balance of the dedicated millage money will go towards priority road improvements.

Mark Melendy of 16905 Kinross asked about the timing of the next phase. Alix responded that construction is scheduled to begin in 2006, but the project has not been designed. He estimated how the construction would proceed.

Spallasso concluded that HRC has presented an update on the Acacia Park Relief Drain Project. Council authorization is needed to proceed with designing the next phase in accordance with the 1996 sewer system plan that the Village has committed to complete.

Sharon Tischler of 21415 Virmar Court was pleased to see that the funding status is within the original parameters of the project. She questioned whether there will be funds available for road work.

Spallasso stated that the General Fund has been contributing one mill as reduced by Headlee to the Road Fund every year since the dedicated millage was approved. A determination will be made on whether there is money available for roads after the local sewers are evaluated.

James Greenstone of 17315 Kinross suggested that Council allocate any available funding associated with this project to plant trees along the streets where sewer construction has taken place.

Questions from Bunker Kelly of 21526 Corsaut regarding the construction timeline for the remaining streets affected by sewer construction were addressed by Spallasso.

Jill Sickles of 17171 Kinross expressed concern that adequate barriers be installed during sewer construction on Kinross to provide safety for area residents. Spallasso stated that the Village will distribute notices to all abutting property owners prior to construction and remind them to keep small children away from the construction area. Safety issues will be addressed.

Motion by Downey, second by Pfeifer to accept and file the May 17, 2005 report from Hubbell, Roth & Clark on the status of the Acacia Park Relief Drain.

Motion by Koss, second by Pfeifer, to amend the motion to authorize Village administration to proceed with the design phase of the Kinross/Bates Arm of the of the Acacia Park Drain Relief Sewer pursuant to the figures in the May 17, 2005 report from Hubbell, Roth & Clark.

Vote on Amendment:

Domzal	- yes
Downey	- no
Koss	- yes
McCleary	- no
Pfeifer	- yes
Taylor	- no
Woodrow	- no

Amendment fails (4 – 3).

Vote on Motion:

Motion passed (7 – 0).

Domzal stated that the motion to accept and file does, in essence, authorize administration to proceed with the design of the next phase. Council will be reviewing the numbers on a periodic basis.

FIRST ANNOUNCEMENT OF VACANCY ON THE CABLE BOARD

Council will be reappointing Board members whose terms expire on June 30, 2005. Those individuals have been contacted to determine their interest in being considered for reappointment. Cable Board member James Delaney has indicated that he will not be returning to the Birmingham Area Cable Board.

Pfeifer made the first announcement of a vacancy on the Cable Board as of July 1, 2005. Applications are available at the Village office and on the Village web site.

It was noted that Jim Delaney is an upstanding member of the community who served on Council in the mid-1980s. Council thanked Mr. Delaney for his recent service to the Village on the Cable Board.

REVIEW AND CONSIDER RESOLUTION ADOPTING THE OAKLAND COUNTY HAZARD MITIGATION PLAN

The Office of Emergency Response and Preparedness for Oakland County has prepared a comprehensive Hazard Mitigation Plan (HMP). The agency received input for the development of the plan from local jurisdictions including the Village of Beverly Hills. The plan identifies goals and objectives based upon a hazard analysis, action steps to achieve the goals and objectives, and each community's identified mitigation strategies. The Oakland County Board of Commissioners

adopted the County HMP on February 17, 2005 and forwarded the approved document to the Federal Emergency Management Agency (FEMA) for approval.

During the study process, hazards specific to the Village of Beverly Hills were identified as tornadoes, winter storms, floods, and other natural, technological and human hazards. Past and current mitigation strategies are undertaken by Village staff to deal with these issues.

Motion by Koss, second by Pfeifer, that the Beverly Hills Council approve a resolution to formally adopt the Oakland County Hazard Mitigation Plan.

Village of Beverly Hills
Resolution
Adoption of the Oakland County Hazard Mitigation Plan

WHEREAS, the mission of the Village of Beverly Hills includes the charge to protect the health, safety, and general welfare of the people of Beverly Hills; and

WHEREAS, the Village of Beverly Hills, Michigan is subject to flooding, tornadoes, winter storms, and other natural, technological, and human hazards; and

WHEREAS, the Oakland County Local Emergency Planning Committee, comprised of representatives from the County, municipalities, and stakeholder organizations, has prepared a recommended Hazard Mitigation Plan that reviews the options to protect people and reduce damage from these hazards; and

WHEREAS, the Village of Beverly Hills has participated in the planning process for development of this Plan, providing information specific to local hazard priorities, encouraging public participation, identifying desired hazard mitigation strategies, and reviewing the draft Plan; and

WHEREAS, on February 17, 2005, the Oakland County Board of Commissioners passed a resolution adopting the OAKLAND COUNTY HAZARD MITIGATION PLAN (the “Plan”) as an official document of the County and establishing a County Hazard Mitigation Coordinating Committee, pursuant to the Disaster Mitigation Act of 2000 (PL-106-390) and associated regulations (44 CFR 210.6); and

WHEREAS, the Plan has been widely circulated for review by the County’s residents, municipal officials, and state, federal and local review agencies and has been revised to reflect their concerns; and

NOW THEREFORE BE IT RESOLVED by the Village of Beverly Hills Council that:

1. The Oakland County Hazard Mitigation Plan is hereby adopted as an official plan of the Village of Beverly Hills.
2. The Village Manager is charged with supervising the implementation of the Plan’s recommendations, as they pertain to the Village of Beverly Hills and within the funding limitations as provided by the Village of Beverly Hills Council or other sources.

Motion passed (7 – 0).

Director of Public Safety Woodard stated that there will be a summary report of the Hazard Mitigation Plan posted on the Oakland County web site.

PRESENTATION BY KARL WOODARD REGARDING JOINT DISPATCH SERVICES AND REVIEW AND CONSIDER AUTHORIZING VILLAGE ADMINISTRATION TO PREPARE AN AGREEMENT FOR JOINT DISPATCH SERVICES WITH THE CITY OF BIRMINGHAM

Pfeifer reviewed that representatives from the Beverly Hills Council and the Birmingham City Commission along with Village and City administrators met earlier this year to explore options for consolidation of services between the two municipalities. One of the areas considered was the possibility of combining dispatch services. Direction was given to Director Woodard and the Birmingham Chief of Police to investigate the potential for combining these services.

Pfeifer emphasized that the resolution before Council for consideration is to authorize Village administration to prepare a detailed plan and agreement between Beverly Hills and Birmingham for the delivery of joint dispatch services for review, consideration, and approval of the Village Council. She turned the floor over to Director Woodard to present an overview of the dispatch consolidation issues.

Director Woodard proceeded with a power point presentation outlining the concept of a consolidated dispatch between the Beverly Hills Public Safety Department and the Birmingham Police Department. He explained that the acronym PSAP refers to Public Safety Answering Point, which is a point where calls and radio traffic for police, fire, and EMS incidents are received and dispatched.

Woodard reviewed that Council supported discussion of an Oakland County consolidated dispatch concept about two years ago. The Department brought a summary of that discussion to Council in November of 2003 and advised them that there appeared to be an approximate \$50,000 savings associated with the County consolidation. There were issues with prisoner custody at that time. Council decided to forego further interest in the County-wide discussion. The County consolidated dispatch concept is no longer an active effort by Oakland County agencies.

Woodard informed Council that the City of Birmingham Commission approved a resolution on April 25 to authorize its administration to prepare a detailed plan and agreement between Birmingham and Beverly Hills for the delivery of joint dispatch services for review and consideration.

Woodard outlined the duties and tasks of the Beverly Hills dispatchers and described how it is proposed to cover those functions in the event that the two PSAPs are combined. He addressed how telephone and radio traffic would be handled and outlined a proposal for partial public access to the public safety building lobby. There will be a ring down telephone line installed in the lobby going directly to the Birmingham dispatcher. An officer will be in the building at all times when a prisoner is present in lockup.

The consolidation would involve two current Beverly Hills dispatchers moving to the Birmingham PSAP and one dispatcher remaining as a Beverly Hills call taker. One full-time and one part-time position would be eliminated through layoff of personnel. Woodard noted that some of the transition issues would be subject to labor discussions.

Woodard addressed the cost of consolidation. The statistics with respect to E911 and 10-digit calls as well as case and arrest volumes indicate a 70-30 split between the agencies, with 70% of the volume from Birmingham. This percentage was used to determine the cost of the project. Birmingham PD projects spending \$565,000 for eight dispatch positions. Beverly Hills would be responsible for 30% of that figure or about \$169,000 to fund the consolidated dispatch. There would be some cost of living adjustments from year to year and an annual task/volume review. A comparison of the consolidation costs to the current Beverly Hills PSAP costs project an estimated savings of \$50,000, less a first-year start up cost of \$10,000.

The impact on the level of service was discussed. Birmingham and Beverly Hills dispatchers would need to learn the other community's geography. The Beverly Hills station lobby access would be limited after normal business hours. Beverly Hills supervisors/officers would not have face-to-face dispatcher contact.

Beverly Hills operations staffing would change from five officers and one dispatcher to five officers and zero dispatchers. All officer personnel are available for calls-for-service except when a prisoner is present when an officer must remain in the station until relieved. Woodard stated that MIOSHA standards require four people on a fire scene. With staffing at four officers due to vacation or sick leave, the response team would be limited to three PSO's if there were a prisoner in the building. A fourth person from an outside department could be sent to Beverly Hills through a mutual aid agreement to take over prisoner custody.

Woodard summarized that the advantages can be described as financial and functional due to less duplication of effort by fewer personnel. Disadvantages can be described as loss of local control and access and perceived reduction in service levels. From the officers standpoint, arriving at a fire scene initially with three people is a less safe situation in terms of rescue and internal fire fighting. Woodard stated that any estimated financial benefit must be balanced against the impact on delivered service to residents and the employees.

Questions from Council on a number of issues including how specific incidents would be handled, mutual aid agreement, staffing, prisoner volume, and video arraignment were addressed by Woodard. A major item of concern was providing four officers at a fire or rescue scene when there is a prisoner in the lockup. Future costs to the Village over the next five or ten years were also questioned.

Motion by Pfeifer, second by Downey, to adopt the following resolution:

RESOLUTION DIRECTING ADMINISTRATIVE STAFF OF BIRMINGHAM AND BEVERLY HILLS TO PREPARE AN AGREEMENT FOR JOINT DISPATCH SERVICES FOR THE CITY OF BIRMINGHAM AND THE VILLAGE OF BEVERLY HILLS

Whereas, the financial pressures on local government financing are forcing governments to examine how they deliver their services, and

Whereas, the City of Birmingham and the Village of Beverly Hills are currently engaged in a number of joint efforts to deliver municipal services including the Southeastern Oakland County Resource

Recovery Authority, which provides solid waste disposal services, the Southeastern Oakland County Water Authority, which provides water distribution services, the Joint Cablecasting Board, which monitors the cable company providing cable service to our communities, and Beverly Hills has contracted with Birmingham Baldwin Public Library Board for a number of years, and more recently the joint efforts to resolve sewer problems through the Acacia Park Drain District improvements, and

Whereas, the elected officials and staff of both jurisdictions have had a longstanding practice of working together to resolve mutual problems, and

Whereas, the two communities have more recently been exploring other opportunities for enhanced efficiencies in municipal service delivery, and

Whereas, the Birmingham Police and Fire Departments and the Beverly Hills Public Safety Department have conducted initial studies into a consolidated dispatch service, and

Whereas, the communities prepared a report which outlines the possibilities in consolidating the dispatch services for both communities, and

Whereas, two elected officials, administration, and public safety staff for each jurisdiction met and concluded that this matter should be brought to the governing bodies of Beverly Hills and Birmingham for review and direction, and

Whereas, both jurisdictions representatives indicated support for a consolidated dispatch assuming that the following various issues can be resolved:

1. Mutually satisfactory contract between the two communities can be achieved,
2. Labor issues and staffing issues can be satisfactorily resolved,
3. That short and long term cost savings can be achieved for both jurisdictions, and
4. That the service level will be maintained at the current or enhanced level, and

Whereas, both jurisdictions believe that the aforementioned issues can be satisfactorily resolved.

Now, Therefore Be It Resolved, that the Beverly Hills Village Manager and the Birmingham City Manager are hereby directed to prepare an agreement between the Village of Beverly Hills and the City of Birmingham for the delivery of joint dispatch services for review, consideration, and approval by the Beverly Hills Village Council and the Birmingham City Commission.

Theresa Hanson of 32730 Pierce, resident and nine-year Village employee in a dispatch position, stated that she understands that cities are facing tough financial times and that consolidation of services is a topic of discussion. While the proposal from Birmingham is projected to save the Village almost \$50,000 the first year, it is not clear whether there will be additional savings in the future. The Village will lose one full-time and two part-time employees. With the loss of its own dispatchers, Hanson maintains that Beverly Hills public safety services will decline.

Birmingham dispatchers do not have the same knowledge of the Village. Beverly Hills dispatchers not only answer calls for service, but they provide additional resources to the officers inside and on the road on a daily basis. Officers will have to come into the station to complete their reports, which will lead to fewer officers on the road to deter crime. Hanson stated that crimes are reported

at the front desk on numerous occasions. With the removal of dispatchers, people may be faced with a locked door.

An officer will be required to stay in the station when the jail is occupied. This will be a problem when the shift is not fully staffed due to an officer on leave or ill. If there is a fire when a prisoner is in custody, the station officer will have to remain in the building until another officer arrives. Hanson commented on the importance of responding quickly to a fire scene and the risks involved if there is a delay in getting that fourth person to a fire scene. The proposed plan would undermine the department's ability to control a fire and prevent injuries.

Hanson related that the City of Birmingham does not monitor Southfield radio traffic. What happens in Southfield greatly affects Beverly Hills, and there is a need to assist our officers with those calls when necessary. If this proposal is passed, there is little chance that Beverly Hills would be able to start up its own dispatch center again due to the cost of training, equipment and the radio frequency. Hanson contends that the level of service will be less than what the residents expect and currently receive if this consolidated dispatch proposal is approved. The high quality of public safety service is what draws people to the Village of Beverly Hills.

Pete Kelly of 31220 Sunset commented that he is a fire marshal and public safety supervisor in a nearby jurisdiction. He applauded the Director and the Council for attempting to find savings. Kelly voiced several concerns with the proposal including a possible decrease in the Village's ISO (insurance services office) fire rating. Communication accounts for 10% of the rating, and this proposal will adversely affect that rating. It is Kelly's opinion that coming to the station to attend to a prisoner does not constitute an emergency under the Oakland County police mutual aid agreement.

Kelly recalls that the Village initiated its 24-hour dispatcher program years ago as a cost effective means of putting another officer on the road by hiring a civilian dispatcher. This was before the MIOSHA requirement for four people on a fire scene. He views the consolidation proposal as a step backward. Having a road officer come for the fire truck and proceed to the scene because an officer cannot leave the building would be an unacceptable delay given the resources at hand.

Kelly related what he believed to be another negative aspect of the proposal. Beverly Hills officers would have to spend time at the Birmingham PD as part of their job. Also, it is proposed to have the Department lobby locked down at times and to provide a ring down phone. He maintains that there are reliability issues with ring down lines. Once Beverly Hills is no longer a PSAP, it no longer receives County PSAP funding. There would be a tremendous cost and logistical obstacles involved in reopening a Beverly Hills PSAP once the function is removed.

Kelly commented that a fully staffed shift consists of five officers. When an officer is off due to an injury or prolonged illness or if the department loses an employee, there would be prolonged periods when the shift is down to four people. Kelly hopes that Council will consider all these factors in making this decision.

Bob Walsh of 20655 Smallwood Court commented that he has heard solid points in opposition to a joint dispatch operation and not much positive about the proposal other than a savings of

\$40,000-\$50,000. He questioned the benefit to Beverly Hills and the future costs. Coordination and jurisdictional problems appear monumental. He does not support lessening the dispatch and police and fire service in the Village.

Rose McLennan of 19977 Sunnyslope questioned why the Village did not pursue consolidation with the Southfield Police Department dispatch for the reason that Southfield and Beverly Hills use the same court system. McLennan suggested that the Village retain its dispatchers and make up the \$50,000 savings by reducing employee benefits or by other budget cuts.

Sharon Tischler of 21415 Virmar Court stated that she expects basic services from a municipality, which include having police and fire personnel show up when they are needed. With respect to call back of officers for an emergency, Tischler noted that many Beverly Hills officers live quite a distance away from the Village. She noted that Beverly Hills is currently using the Centrex phone system. She questioned if that system will operate if the dispatch equipment is moved to Birmingham. Woodard stated that this would be a question for the phone experts.

Greg Mitchell of 18275 Kirkshire stated that he has lived in the Village for 18 years and wants his basic public safety services retained. It is not worth saving \$40,000 to reduce the safety and value of homes in the Village.

Mark Melendy of 16905 Kinross expressed the view that the minimal savings per resident is not worth a possible increase in the cost of fire insurance. He is concerned that the lack of coordination and communication could result in fire loss. Melendy urged Council not to continue with this proposal.

Pam Rijnovean of 32420 Evergreen stated that the Village is considering reductions in public safety services because this is the fifth year that the budget expenditures exceed revenues. She proposed reducing superfluous items in the budget that could make up the \$50,000 that would be saved by a joint dispatch with Birmingham. Rijnovean stated that public safety is the last thing that should be cut from the budget.

Jack Ryan of 20060 Village Drive stated that he is a former Birmingham resident and is philosophically opposed to doing much of anything with Birmingham. He believes that the disadvantages of the dispatch consolidation proposal outweigh the advantages.

Ann O'Connell of 17500 Kirkshire stated that the proposal does not make sense for the amount of money saved and the uncertainty of future savings. She expressed concern that the dispatch merger could result in three rather than four officers initially responding to a fire and not being able to enter the house to rescue an individual.

Bunker Kelly of Corsaut commented that there are many options for reducing the budget that should be considered. Public Safety issues are compromised by not making budget cuts.

Taylor commented that there are no cost savings that would justify loss of property or public welfare. Koss concurred that the Village should protect its dispatch and public safety service.

Downey stated that he would prefer to cut the budget in other ways before proceeding with the dispatch consolidation. He noted that the motion reads that an agreement for consolidated dispatch would be considered only if the service level is maintained at the current or enhanced level.

Pfeifer stated that Birmingham and Beverly Hills may not be able to come to an agreement on a contract, but she thinks that Council would be remiss if the opportunity is not explored. Beverly Hills will not enter into a contract that does not provide full information.

Woodrow commented that he has not made a decision on the joint dispatch proposal, but he thinks that it is an opportunity worth exploring.

Domzal commented on the continued decrease in state shared revenue and additional financial burdens being placed on municipalities. He believes that the estimated \$50,000 savings understates the benefits of the dispatch consolidation primarily because of escalating health care and pension costs. Consideration will be given to safety concerns and the long-term cost of moving the PSAP to Birmingham. Domzal thinks that Council owes it to Village residents to evaluate this proposal.

Roll Call Vote:

Koss	- no
McCleary	- no
Pfeifer	- yes
Taylor	- no
Woodrow	- yes
Domzal	- yes
Downey	- no

Motion fails (4 – 3).

A recess was called at 10:27. The meeting reconvened at 10:32 pm.

REVIEW AND CONSIDER RESOLUTIONS REGARDING ELECTIONS AND SPENDING LIMIT BALLOT LANGUAGE FOR SEPTEMBER 2005 ELECTION

Pfeifer stated that the first Charter Amendment ballot question has to do with the election and the second proposal deals with establishing a new spending authorization and public bid limit. Council has received a copy of the suggested wording for Charter Amendments as prepared by Village Attorney Ryan.

Council passed a resolution to hold its regular election in September of odd number years. It is proposed to offer the electorate the opportunity to change to November elections in even number years.

Motion by Pfeifer, second by Downey, to adopt the following resolution:

VILLAGE OF BEVERLY HILLS
RESOLUTION

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 Tuesday, September 13, 2005, to-wit:

1. Shall Section 3.3 and Section 3.5 of the Charter of the Village of Beverly Hills be amended to read as follows:

ELECTION DATES.

SECTION 3.3 A regular Village election shall be held on the regular Election Day in November every other year commencing in 2006.

ELECTIVE OFFICERS AND TERMS OF OFFICE.

SECTION 3.5 The elective officers of the Village shall be a Village Council of seven (7) members. One (1) of said Councilmembers shall in turn be elected by the Council as Village President. At each bi-annual Village election seven (7) Councilmembers shall be elected on a single ballot for a two (2) year term. Each elector shall be entitled to vote for not more than seven (7) candidates. All terms shall commence the next Tuesday following the scheduled election. This provision shall commence in November of 2006, except that to implement this provision, the three (3) Council candidates who receive the highest number of votes at the 2005 Village election held September 13, 2005, shall be elected to terms ending with the 2006 regular Village election.

2. That this Resolution be published in full in the Eccentric Newspaper.
3. That this Resolution be laid upon the table for thirty (30) days in accordance with the statute in such case made and provided.

In answer to an inquiry from Pfeifer, Ryan stated that the Village Council could change to four year Council terms at a later date by initiation and adoption of a Charter Amendment to that effect.

Ryan stated that there will be two separate proposals on the September 2005 ballot, Proposal A (amending Section 3.3 and 3.5 of the Charter) and Proposal B (amending Section 12.1 and 12.2 of the Charter).

Motion by Pfeifer, second by Woodrow, to adopt the following resolution:

VILLAGE OF BEVERLY HILLS
RESOLUTION

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 Tuesday, September 13, 2005, to-wit:

1. Shall Section 12.1 and 12.2 of the Charter of the Village of Beverly Hills be amended to read as follows:

PURCHASE AND SALE OF PROPERTY.

SECTION 12.1 The Council may authorize a purchasing officer to make purchases and sales in amounts not in excess of Two Thousand Five Hundred dollars (\$2,500.00) without prior approval of Council. In all sales and purchases in excess of Two Thousand Five Hundred dollars (\$2,500.00), the sale or purchase shall be first approved by the Council, and formal sealed bids shall be called for. (The balance of the section shall remain the same).

CONTRACTS.

SECTION 12.2 The authority to contract on behalf of the Village is vested in the Council and shall be exercised in accordance with the provisions of statute and this Charter, provided that purchases and sales may be made by a purchasing officer subject to the provisions of Section 12.1. No contract for employment or an agreement for the purchases of goods, wares or merchandise or services in the amount in excess of Two Thousand Five Hundred dollars (\$2,500.00) shall be made unless the officer responsible for maintaining the Village accounts shall first have certified that an appropriation has been made for payment thereof or that sufficient funds will be available if it be for a purpose to be financed by the issuance of bonds or special assessments or for some other purpose chargeable to a budget appropriation. (The balance of the section shall remain the same).

2. That this Resolution be published in full in the Eccentric Newspaper.
3. That this Resolution be laid upon the table for thirty (30) days in accordance with the statute in such case made and provided.

Public comments were taken on the resolutions. A question from Bob Walsh on the terms of office was clarified by Domzal.

Woodrow proposed a change to the second ballot question to provide consistent wording in sections 12.1 and 12.2. Council agreed to the change.

Pfeifer suggested that the amount in Section 12.1 and 12.2 be changed from \$2,500 to \$3,000. There was not a consensus of Council to make that change.

Downey stated that he supports the first ballot question concerning the election but will withhold his support for the second ballot question. He recalls comments from the public when there was a previous Charter amendment proposed on the ballot to change the \$1,000 limitation for Village expenditures without prior approval of Council. Beverly Hills is a conservative community and people want its government processes to be visible. Downey did not think that there was a reason to change this requirement.

In response to a question from Domzal, Ryan clarified that the Charter does not require professional services to be competitively bid.

Pfeifer stated that, as a home rule Village, the government of Beverly Hills is conducted through a Charter. She appealed to Council and the public to consider the local control that Beverly Hills will lose as a home rule Village if it gives up the ability to conduct its own September elections that would focus on local issues.

Township Clerk Sharon Tischler stated that State Representative Chris Ward introduced legislation that would move school elections and village elections from May to November.

Roll Call Vote on Resolution to place a Charter Amendment on the September ballot to amend Section 3.3 and 3.5 of the Charter:

Motion passed (7 – 0).

Roll Call Vote on Resolution to place a Charter Amendment on the September ballot to amend Section 12.1 and 12.2:

Pfeifer	- yes
Taylor	- no
Woodrow	- yes
Domzal	- yes
Downey	- no
Koss	- yes
McCleary	- yes

Motion passed (5 – 2).

PUBLIC COMMENTS

Kathleen Berwick of 31381 Kennoway Court stated that she attended the last Zoning Board of Appeals meeting when a case was heard involving a garage addition. She asked Council to consider changing Village zoning ordinance requirements relative to the ratio of garage space to first floor area. Berwick also proposed that Council initiate an architectural committee to oversee the design of additions in the Village. Berwick stated that she cannot always hear comments made by Council member Pfeifer, and asked if something could be done to improve the sound system in the Council chamber.

Sharon Tischler of 21415 Virmar Court referred to items in the minutes of the May 3 Council meeting. Tischler commented on the neighborhood watch program that was active in the Village a number of years ago. She found that program to be beneficial to the community as far as making residents aware of problems in their area.

REPORTS – VILLAGE MANAGER

Spallasso reported that residents in Section 1 who live on streets affected by the water main replacement project are now seeing restoration including driveway replacement.

The Village has engaged the assistance of resident Blake Pynnonen as part-time park attendant to assist in Beverly Park this summer. Construction has begun on the park pavilion renovation. Pavilion reservations have been cancelled through the middle of July.

The Beverly Hills Garden Club is holding its plant sale in Beverly Park on Saturday, May 21 from 10:00 a.m. to 1 p.m.

Stan Pasieka reported that the Beverly Park Clean Up held on Saturday, May 14 went well. Jack Harmon from the Parks and Recreation Board organized the volunteers. About 96 people attended and collected about 40 bags of yard waste and 10 bags of trash. The Lions Club supplied the group with refreshments. An eight man crew from Lawncrafters volunteered their services to take down 13 diseased Ash trees, spread mulch, and cut down an area of Buckthorn growth. Pasieka thanked Council members Taylor and Koss for attending.

COUNCIL

Pfeifer commented that BASCC's "No Show Glow" fund raiser was successful. The Cable Board will meet tomorrow morning, May 18 at 7:45 a.m.

Koss looks forward to seeing everyone at the Memorial Day Parade.

Downey stated that he recently attended a memorial service for long-time resident Walter Kouba, former Beverly Hills Road Commissioner and a charter member of the Beverly Hills Lions Club. Downey encouraged people to come out for the Lions Club Fun Run/Walk on May 30 prior to the Memorial Day Parade. Downey announced that a number of members in the community who are interested in canoes plan to meet on June 11.

Downey will prepare a summary of Acacia Drain spending for distribution to Council members. He asked if administration would review and verify his data.

Downey was not in attendance at the joint meeting of Council and Strategic Planning Committee. He understands that a subcommittee was formed to draft a proposal for a Village Finance Committee. He offered his support and input to the subcommittee.

Domzal announced that there will be a ribbon cutting rededication ceremony for the Training Center at Groves High School on Thursday, May 26 at 9:30 a.m. The Birmingham School District has asked for attendees from the Village Council.

A joint meeting of Council and the Strategic Planning Development Committee is scheduled for Thursday, June 23 from 7:00-10:00 p.m.

McCleary invited everyone to attend the Memorial Day Parade and Carnival.

Taylor thanked Downey for his offer to provide input to the subcommittee looking into the creation of a finance committee. Taylor was impressed with turnout at the Beverly Park Clean Up and commended the work done by Lawncrafters.

Motion by Taylor, second by Pfeifer, to adjourn the meeting at 11:30 p.m.

Motion passed.

Dave Domzal
Council President

Ellen E. Marshall
Village Clerk

Susan Bernard
Recording Secretary