

Present: President Woodrow; President Pro-Tem Koss; Members: Berndt, Oen, Peddie, Pfeifer and Stearn

Absent: None

Also Present: Manager, Wilson
Assistant Manager, Marshall
Director of Public Safety, Woodard
Village Attorney, Ryan

President Woodrow called the regular Council meeting to order at 7:35 p.m. He welcomed new Village Manager Chris Wilson. The Pledge of Allegiance was recited by those in attendance.

ADDITIONS TO AGENDA/APPROVE AGENDA

Motion by Oen, second by Koss, to approve the agenda as published.

Motion passed (7 – 0).

PUBLIC COMMENTS

None

CONSENT AGENDA

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

- a. Review/consider approval of minutes of a regular Council meeting held July 15, 2008.
- b. Review and file bills recapped as of Monday, July 21, 2008.
- c. Review and file bills recapped as of Monday, August 4, 2008.
- d. Review and consider 2009 Council meeting dates

Motion passed (7 – 0).

BUSINESS AGENDA

REVIEW AND CONSIDER AWARDING CONCRETE REPLACEMENT PROGRAM

The Village received five bids ranging from \$181,320 to \$205,335 for the repair of major and local concrete streets. The low bidder was Lacaria Concrete, a contractor that has done satisfactory work for the Village in the past. The Major Road account has a budget of \$55,350 for concrete replacement and the Local Road account has a budget of \$118,203 for a total of \$173,553. The project scope will be reduced to equal the dollars budgeted for this work.

Motion by Oen, second by Pfeifer, that the Village of Beverly Hills Council award the 2008/09 Concrete Repair Program to Lacaria Concrete with the project scope reduced to match budgeted funds. Funding for this work is available in the Major Road account #202-451-810.10 and the Local Road account #203-451-810.03.

In response to an inquiry, Manager Wilson stated that the schedule for road repairs will be forthcoming from Public Services Director Meszler to reflect the roads in most of need of repair with the funds available.

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

PUBLIC HEARING REGARDING REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PROGRAM YEAR 2008

Stearn reviewed that the Village receives Community Development Block Grant (CDBG) funding from the federal government each year to use for minor home repair services for low to moderate income senior citizens and other community uses that meet federal standards. The Village contracts with the Birmingham Area Seniors Coordinating Council (BASCC) to administer funds set aside for the minor home repair and yard services programs.

The Village Office received a funding request in April of this year from Springhill Housing Corporation for an independent living home located on Thirteen Mile Road that was in need of a new roof, windows and doors. The County informed Assistant Manager Marshall that the house would qualify for funding under a category called Public Facility through the Community Development Block Grant Program.

When the Village's program year 2008 application was submitted, there was \$5,790 allocated for Minor Home Repair, which has historically been handled through the BASCC organization. If these 2008 funds are reprogrammed to Public Facility, they will not be available for low income residents to use for minor home repairs. However, there is more than \$6,000 available in Minor Home Repair from previous program years that can be expended through the end of 2009. BASCC Coordinator Theresa Monsour concurs with reprogramming \$5,790 from Minor Home Repair to Public Facility.

The public hearing was declared open at 7:43 p.m. on reprogramming Community Development Block Grant funds for Program Year 2008. There were no comments from the public; therefore, the public hearing was closed at 7:43 p.m.

REVIEW AND CONSIDER REPROGRAMMING \$5,790 OF CDBG FUNDS FOR PROGRAM YEAR 2008 FROM MINOR HOME REPAIR TO PUBLIC FACILITY

Motion by Stearn, second by Oen, that the Beverly Hills Council reprogram \$5,790 from the Community Development Block Grant Program Year 2008 from Minor Home Repair to Public Facility.

Koss asked that she be recused from voting on this item for the reason that she sits on the Board of Directors for Community Housing Network, the managing corporation that oversees Springhill Housing Corporation. Koss was excused from voting on this matter by a unanimous vote of Council.

Oen commented that there is in excess of \$6,000 available for the Minor Home Repair program from previous program years that can be expended.

Roll Call Vote:
Motion passed (6 yes – 1 abstention).

REVIEW AND CONSIDER RESOLUTION APPOINTING DELEGATES TO THE MICHIGAN EMPLOYEES' RETIREMENT SYSTEM ANNUAL MEETING

Motion by Berndt, second by Stearn, that the Village of Beverly Hills Council appoint Ellen Marshall as the officer delegate and Dave Byrwa as the officer alternate representing Beverly Hills and Theresa Knoll as the employee delegate with Kathryn Rollins as the alternate employee delegate to attend the Annual Meeting of the Michigan Employees' Retirement System to be held September 30 through October 2, 2008 in Traverse City.

Roll Call Vote:

Motion passed (7 – 0).

REVIEW AND CONSIDER SUBCOMMITTEE'S RECOMMENDATION TO FILL A VACANCY ON FINANCE COMMITTEE

Stearn reported that a subcommittee of Council met earlier this evening to review an application to fill a vacancy on the Village Finance Committee. The committee voted unanimously to recommend the appointment of James Calder, prior Beverly Hills Village Manager, to the Finance Committee.

Motion by Stearn, second by Berndt, to appoint James Calder to the Village Finance Committee for a term to expire on June 30, 2011.

Pfeifer commented that she was pleased to have Mr. Calder apply for this position due to his financial and municipal background.

Motion passed (7 – 0).

REVIEW AND CONSIDER REQUEST FROM SIERRA CLUB TO USE VILLAGE STREETS FOR A BIKE RIDE AUGUST 9, 2008

The Village has been contacted by the Sierra Club Oakland County Chapter with a request to use Village streets on Saturday, August 9, 2008 to hold their Green Cruise Bicycle Rally. Their mission is to promote alternative forms of transportation such as walking, running, rollerblading and bicycling. This is their fourth Annual Green Cruise, which begins in Ferndale and travels through Pleasant Ridge, Oak Park, and Huntington Woods. This year the Sierra Club would like to add Beverly Hills, Birmingham and Southfield to their event.

The Sierra Club has submitted a certificate of insurance naming the Village of Beverly Hills as an additional insured under its certificate of liability for the ride. Council is in receipt of a map of the route showing that only Pierce Street will be used in Beverly Hills.

Motion by Peddie, second by Koss, that the Village Council approve the request from Sierra Club Oakland County Chapter to use Village streets for its Green Cruise Bicycle Rally to be held on Saturday, August 9, 2008.

Motion passed (7 – 0).

REVIEW AND CONSIDER APPLICATION FOR SMART FISCAL YEAR 2009 MUNICIPAL AND COMMUNITY CREDIT AGREEMENT

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 2009 (July 1, 2008 through June 30, 2009).

The amount of funding available to the Village from the SMART program is \$24,595 allocated under two separate programs, the Municipal Credit Program in the amount of \$9,833 and the Community Credit Program in the amount of \$14,762. 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.

The amount of funding available to Beverly Hills through the Municipal Credit Program is \$9,833, the same as last year. It is recommended that \$2,499 be designated to the BASCC transportation program and \$7,334 be allocated to the SMART Connector and Dial-A-Ride services (\$3,667 is mandatory for SMART Connector & Dial-A-Ride).

The amount of funding available to the Village through the Community Credit Program is \$14,762. It is recommended that this entire amount be allocated to BASCC for its transportation program. This brings the total allocation for BASCC up to \$17,261.00. BASCC uses this money for operation, maintenance and repair expenses as well as wages for its Senior Citizen Van Program. BASCC estimates that its annual costs for operating the Van Program are \$113,594, and their current records indicate that 35% of their van users are Beverly Hills residents.

Motion by Stearn, second by Oen, to authorize the Village Manager to enter into a Municipal Credit and Community Credit Contract for program year 2009 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 \$14,762 in Community Credits to be allocated as set forth in the contract. For the amount of funding that will be allocated to the Birmingham Area Seniors Coordinating Council, BASCC will provide the appropriate insurance coverage as required by SMART.

Pfeifer asked to recuse herself from voting on this motion for the reason that she serves on the Board of Directors for the Birmingham Area Seniors Coordinating Council. Pfeifer was excused from voting on the motion by a unanimous vote of Council.

Roll Call Vote:

Motion passed (6 yes – 1 abstention).

REVIEW AND CONSIDER REPLACEMENT NETWORK SERVER FOR DEPARTMENT OF PUBLIC SAFETY

The capital budget for fiscal year 2008/09 contains funds for the purchase of a replacement network server for the Department of Public Safety. The current hardware coordinating

applications on twelve PCs in the building was originally purchased in April of 2002. The original hard drive has reached its capacity (30 GB), and the power supply has been replaced three times in the last two years due to failures. The tape drive back up system utilized to maintain a weekly archive does not operate consistently. The specifications for a new server include four 750 GB hard drives and a high speed USB backup system to provide for a more reliable archival image.

Quotes were requested from three vendors on the specified network server with redundant hard drives and backup system. Two bids were received with the low bid from Enterprise Computer Solutions of Rochester Hills at a cost of \$3,032. Enterprise Computer Solutions retains the current computer support contract with the Village and Department of Public Safety. They provided the original server for the Department and three consecutive servers for the Village office.

Motion by Peddie, second by Pfeifer, that the Beverly Hills Village Council award the purchase of one replacement network server to Enterprise Computer Solutions of Rochester Hills in the amount of \$3,032. Funds are available for this purchase in Account #101-900-976 Capital Purchases: Equipment.

Questions from Council were addressed by Director Woodard.

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

REVIEW AND CONSIDER APPOINTMENT OF VILLAGE REPRESENTATIVE TO SOUTHEASTERN OAKLAND COUNTY RESOURCE RECOVERY AUTHORITY BOARD

The Southeastern Oakland County Resource Recovery Authority (SOCRRA) is a 12-member community consortium that provides for collection of solid waste, yard waste, and recyclables and for the proper disposal, processing and/or sale of the same for the purchase, maintenance and care of the collection and disposal facilities.

Motion by Oen, second by Koss, to appoint Chris Wilson as representative for the Village of Beverly Hills on the Board of Trustees of the Southeastern Oakland Resource Recovery Authority for the remainder of fiscal year July 1, 2008/2009.

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

REVIEW AND CONSIDER APPOINTMENT OF VILLAGE REPRESENTATIVE TO SOUTHEASTERN OAKLAND COUNTY WATER AUTHORITY BOARD

The Southeastern Oakland County Water Authority (SOCWA) provides Detroit water through its member distribution systems for 11 member communities.

Motion by Oen, second by Pfeifer, to appoint Chris Wilson as representative of the Village of Beverly Hills on the Board of Trustees of the Southeastern Oakland County Water Authority for the remainder of fiscal year July 1, 2008/2009.

Motion passed (7 – 0).

REVIEW AND CONSIDER RESOLUTION ADDING MORGAN STANLEY AS A MANAGER FOR THE TRANSAMERICA 457 PLAN

The Village office is in receipt of a signed request from ten Public Safety Officers to add Morgan Stanley to manage the Alternative 457 Plan with Transamerica, which is a deferred compensation plan. The officers have requested to stay with managers Scott T. Nehra and Donald J. Rentz, who recently left another company to work at Morgan Stanley.

Motion by Stearn, second by Oen, that the Village of Beverly Hills Council add Morgan Stanley as a manager for the Transamerica 457 Plan.

Questions from Council were addressed by Director Woodard.

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

PUBLIC COMMENTS

None

REPORTS – MANAGER

Manager Wilson reported that Thirteen Mile Road is now open to the public. He commented that he is taking the time to meet staff and department heads in order to come up to speed with the Village operation.

COUNCIL REPORTS

Oen reported that the Planning Board will meet next on Wednesday, August 27.

Stearn reviewed that, at its July 8 meeting, the Finance Committee recommended that Council place a number of items on its business agenda for discussion. Stearn asked that these items be included on the next Council meeting agenda.

Pfeifer announced that the BASCC organization will be selling bottled water in Birmingham on the day of the Woodward Dream Cruise as a fund raiser. The location will be in front of Greens Art Supply on Old Woodard.

Pfeifer invited Council members to read an article in the summer edition of SEMscope, the SEMCOG newsletter, entitled SEMCOG provides solutions to local governments' fiscal challenges.

Koss asked to place an item on an upcoming Council meeting agenda to discuss the Village's plan for informing residents about the Headlee Override ballot proposal on the November 4, 2008 general election ballot. Koss mentioned that there is information on the Charter Millage Restoration Proposal on the Village's web site (villagebeverlyhills.com).

Woodrow sadly informed Council and the public that long-time friend of the Village and former Southfield Township Trustee Whit Jones has passed away. On behalf of Council and Village residents, Woodrow expressed his condolences to the family and friends of Whit Jones.

Motion by Pfeifer, second by Berndt, to adjourn the meeting at 8:07 p.m.

Motion passed (7 – 0).

Hugh Woodrow
Council President

Ellen E. Marshall
Village Clerk

Susan Bernard
Recording Secretary