

Present: President Stearn; President Pro-Tem Koss; Members: Berndt, Briggs, Mooney and Peddie

Absent: Oen

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

President Stearn called the regular Council meeting to order at 7:32 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 Mooney, second by Peddie, to approve the agenda as published.

Motion passed (6 – 0).

PUBLIC COMMENTS

Edna Freier of 30400 Woodhaven related that she attended a special Council meeting in June at which time the Baldwin Library contract was discussed. A list was compiled and submitted at the end of the meeting with names of people interested in working on a campaign to save the library. Freier questioned the whereabouts of the list and whether there is a plan to organize efforts to retain library service.

Wilson responded that he is in receipt of the list and has added people who have contacted him about becoming involved with the library issue. A decision on the direction of a citizen campaign in support of the library will be forthcoming.

CONSENT AGENDA

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

- a. Review/consider approval of minutes of special Council meeting held June 15, 2009.
- b. Review/consider approval of minutes of regular Council meeting held June 16, 2009.
- c. Review and file bills recapped as of Monday, June 22, 2009.
- d. Review/consider resolution for West Nile Virus Fund expense reimbursement.

Motion passed (6 – 0).

BUSINESS AGENDA

REVIEW AND CONSIDER ANNUAL FUNDING REQUEST AND CONTRACT FROM BIRMINGHAM YOUTH ASSISTANCE FOR FY 2009/10

Birmingham Youth Assistance has contacted the Village with a funding request for \$5,434. Wilson stated that this amount was included in the FY 2009/10 budget approved by Council. BYA provides services and support to families and youth in the Village and the Birmingham School District focusing on preventing and reducing juvenile delinquency, child neglect and

abuse through citizen, school, court and municipal involvement. Birmingham Youth Assistance acts as a community service function to provide programs that Beverly Hills does not staff on its own.

Motion by Mooney, second by Koss, that the Council for the Village of Beverly Hills approve the funding request of Birmingham Youth Assistance in the amount of \$5,434 for the provision of youth and family services and direct Administration to sign the contract document providing for this continuing community service.

Jim VanDyke, Treasurer for Birmingham Youth Assistance, noted that this is the 40th year that Beverly Hills has partnered with BYA. That partnership is reflected through funding, cooperation and support from the Public Safety Department, volunteer citizens from the community, and schools located within Beverly Hills – all under the umbrella of Oakland County Youth Assistance and the Family Court Division of the Oakland County Circuit Court. VanDyke provided examples of programs provided by the organization. In calendar year 2008, there were 78 referrals to the BYA caseworker; 16 were children from Beverly Hills. Camp scholarships were provided to seven children who reside in the Village. A program honoring youth in the community awarded seven individuals from Beverly Hills.

VanDyke informed Council that Birmingham Youth Assistance recently moved from the Midvale Center to the Community Education Building at Seaholm High School. VanDyke said that, after serving as a volunteer with BYA for 26 years, he plans to step down and let another take his place. He thanked Council for its support over the years and recognized the Village's continued support during these difficult economic times.

Director Woodard commented that Birmingham Youth Assistance provides an excellent resource for the Public Safety Department in terms of delinquency prevention and providing an alternative to official court involvement for first offenders.

Kathleen Berwick of 31381 Kennoway Court commented that she appreciated the work of the Birmingham Youth Assistance organization but suggested that all seven of the communities in the Birmingham School District be asked to assist with funding the program.

Stearn referred to the budget proposal submitted by BYA indicating contributions from Birmingham, Franklin, and Bingham Farms. VanDyke added that there are 26 Youth Assistance organizations in Oakland County. Birmingham Youth Assistance is defined by the public school system, and all of the municipalities included within that district fund a Youth Assistance program connected with their community. BYA has been asked by Oakland County Youth Assistance not to request funds from a community that already supports a Youth Assistance program in its jurisdiction.

Koss thanked Birmingham Youth Assistance for its valuable service to the Village; she was pleased that Council was able to help this year.

Roll Call Vote:
Motion passed (6 – 0).

REVIEW AND CONSIDER RESOLUTION PROCLAIMING JULY AS NATIONAL RECREATION AND PARKS MONTH

Motion by Briggs, second by Mooney, to adopt the following resolution:

**Village of Beverly Hills Resolution
National Recreation and Parks Month**

Whereas, Parks, recreation activities, and leisure experiences provide opportunities for young people to live, grow, and develop into contributing members of society, and

Whereas, parks and recreation creates lifelines and continued life experiences for Older members of our community, and

Whereas, generating opportunities for people to come together and experience a sense of community through fun recreational pursuits, and

Whereas, park and recreation agencies provide outlets for physical activities, socializations, and stress reducing experiences, and

Whereas, parks, playgrounds, nature trails, open spaces, community and cultural centers, and historic sites make communities attractive and desirable places to live, work, play, and visit, in a manner that contributes to our ongoing economic vitality, and

Whereas, parks, Greenways, and open spaces provide a welcome respite from our fast paced, high-tech lifestyles while simultaneously protecting and preserving our natural environment and,

Whereas, parks and recreation agencies touch the lives of individuals, families, groups, and the entire community, which positively impacts upon the social, economic, health and environmental quality of our community,

Now, Therefore, Be It Resolved, that we proclaim July as Recreation and Parks Month, and encourage all citizens to celebrate healthy, active lifestyles by participating in their choice of recreation and park activities.

Motion passed (6 – 0).

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

Motion by Mooney, second by Berndt, that the Village of Beverly Hills Council appoint Ellen Marshall as the officer delegate and Bob Wiszowaty as the officer alternate representing Beverly Hills and Erin Saur as the employee delegate with Dan Gosselin as the alternate employee delegate to attend the Annual Meeting of the Michigan Employees' Retirement System to be held September 15-17, 2009 in Grand Rapids.

Roll Call Vote:

Motion passed (6 – 0).

REVIEW AND CONSIDER REAPPOINTING MICHELE TILLMAN TO THE ZONING BOARD OF APPEALS

Michele Tillman's term on the Zoning Board of Appeals expired on June 30, 2008. Her reappointment was inadvertently omitted from the group of individuals appointed to Village Boards and Committees. Tillman has indicated a willingness to continue serving on the Zoning Board and has an 89% attendance record during her term.

Motion by Mooney, second by Berndt, to appoint Michele Tillman to the Zoning Board of Appeals for a term to expire on June 30, 2011.

Motion passed (6 – 0).

FIRST ANNOUNCEMENT OF TWO ALTERNATE VACANCIES ON THE ZONING BOARD OF APPEALS

Wilson stated that there are two alternate positions available on the Zoning Board of Appeals due to the passage of Ordinance #332 effective July 1, 2009. This will constitute the first announcement of two vacancies on the Zoning Board of Appeals.

Stearn announced that residents who have an interest in serving on the Zoning Board of Appeals should submit their application by Wednesday, July 29 at 4:30 p.m. Applications are available at the Village Office and on the Village website: www.villagebeverlyhills.com. A subcommittee consisting of Ron Berndt, Walter Briggs and Rosanne Koss will meet on Tuesday, August 4, 2009 at 7:15 p.m. to review applications and make a recommendation to Council.

REVIEW AND CONSIDER COST PARTICIPATION AGREEMENT BETWEEN BEVERLY HILLS, THE ROAD COMMISSION FOR OAKLAND COUNTY AND THE COUNTY OF OAKLAND TO RESURFACE THE INTERSECTION AT LAHSER AND THIRTEEN MILE ROAD

Before Council for consideration is a cost participation agreement between the Village of Beverly Hills, the Road Commission for Oakland County, and the County of Oakland under a Tri-Party program for the resurfacing of the Lahser and 13 Mile Road intersection. The total cost of the improvement is \$55,000 and will be divided equally among the three parties. The Village's share (\$18,500) has been allocated from two different funds and has been spread out over two years for the reason that work was initiated prior to the 2009/10 fiscal year.

Wilson informed Council that, due to budget constraints, Oakland County will be ending the Tri-Party program once all money currently allocated has been expended.

Motion by Mooney, second by Briggs, that the Village of Beverly Hills Council approve the cost participation agreement for resurfacing the intersection of Lahser and 13 Mile Road at a cost of \$18,500 and authorize the Village Manager to sign the agreement.

Roll Call Vote:

Motion passed (6 – 0).

DISCUSSION ITEM – FUTURE GENERAL FUND REVENUES

Stearn asked that Council members schedule a study session to discuss future General Fund revenue increases. Council agreed to set a special meeting on Tuesday, August 11, 2009 at 6:00 p.m. in the Village municipal building.

PUBLIC COMMENTS

None

REPORTS – MANAGER

Council members have received a copy of a contract whereby Code Enforcement Officer Dan Gosselin would provide code enforcement services to the Village of Bingham Farms on a contractual basis. Dan Gosselin is agreeable to doing this for Bingham Farms on an as-needed basis. A copy of the contract has been submitted to the Village Attorney for his review. With Council's agreement, Wilson will bring this contract forward as a future agenda item.

Council is in receipt of a copy of the letter drafted by Tom Ryan and submitted on the Village's behalf to the Baldwin Library Board.

Wilson reported that he and Public Safety Director Woodard met last week with the Chief of the Southfield Fire Department and a representative from Southfield City Administration to gauge their interest in providing fire fighting services to the Village. They will review information provided by the Village and work on determining the feasibility and cost of a proposal. Both parties will meet again within 30 days.

In response to an inquiry, Wilson proposed that the Council negotiating committee meet again before the end of this month to review financial matters that he has been working on with Wiszowaty. Stearn suggested meeting on July 21 prior to the 7:30 p.m. Council meeting.

Wilson reported that the estimated quantities associated with the Joint Crack and Sealing Program recently approved by Council will be higher than anticipated due to road conditions. Administration may come back at the next Council meeting with a revised cost estimate on the project.

Koss inquired about the forms distributed to Council members for completion. Wilson related that the Village's auditing firm is requiring that elected officials who receive compensation be processed through the Village's payroll and that the Village report that compensation.

REPORTS – COUNCIL

Briggs reported that the Birmingham Area Cable Board approved a grant request for the 2009/10 fiscal year to cover the monthly cost of Internet access for the Public Safety Department building. In addition, the Cable Board has authorized the purchase of equipment needed to connect the consortium's PEG channels to the AT&T U-verse product.

At its last meeting, the Parks and Recreation Board decided to move forward and consult with former Council member Dave Domzal on investigating the creation of a community foundation to help support park expenses. The preliminary financial report on the Memorial Day event indicated a net earning of approximately \$7,000.

Mooney commented that it was sad that the Village of Beverly Hills was considering a contract with the City of Southfield to provide its fire fighting services. This happened because a small group of people called into question how this Village has been run and convinced citizens to vote against a millage proposal.

Berndt announced that the Zoning Board of Appeals will meet on Monday, July 13 at 7:30 p.m. to hear two cases.

Koss thanked the people who serve on Village boards and committees and expressed appreciation for their time and effort. She asked a question regarding the Public Safety Department activity statistics, which was answered by Director Woodard.

Stearn remarked that there is a need for a Council liaison to the Birmingham Area Seniors Coordinating Council. Mooney offered to represent Beverly Hills on the BASCC Board.

Stearn thanked the City of Birmingham for sponsoring the 4th of July fireworks celebration. It was a great event attended by many Beverly Hills residents. Stearn emphasized that the 4th of July is all about democracy and making honest representations without misleading the public so that intelligent decisions can be made.

Motion by Mooney, second by Peddie, to adjourn the meeting at 8:10 p.m.

Motion passed (6 – 0).

Todd Stearn
Council President

Ellen E. Marshall
Village Clerk

Susan Bernard
Recording Secretary