

**VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
MONDAY, NOVEMBER 13, 2017, 7 PM
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN 48025**

I. CALL TO ORDER

The meeting was called to order by President Pamela Hansen, at 7:00 PM at the Franklin Village Hall, Franklin, Michigan.

II. ROLL CALL

Present: Fred Gallasch, Brian Gordon Pamela Hansen, Judy Moenck, Mike Seltzer, Mira Stakhiv
Absent: Tom Morrow (excused)
Also Present: Jim Creech, Village Administrator
Chief Dan Roberts, Police Department
Eileen Pulker, Village Clerk
Lance Vainik, Village Treasurer
Ann Christ, Village Attorney

III. ADOPTION OF AGENDA

Motion by Seltzer, seconded by Moenck to adopt the agenda, as presented.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv
Absent: Morrow
Nays: None
Motion carried.

IV. MINUTES

A. Regular Meeting of October 9, 2017

Motion by Seltzer, seconded by Moenck to approve the Regular Meeting Minutes for October 9, 2017, as presented.

On page 5, under **C. Consider Appointment of Deputy Treasurer**, Gordon noted that in the third paragraph it appeared that the role of the Deputy Treasurer's role was limited to the investments activities. Gordon was concerned that if that was the case the Council should do that but if not it should be cleared up. Hansen suggested that in the first paragraph, the third sentence should read, "Since Deputy Treasurer Gallasch has opted out of this particular responsibility; she suggested that Council appoint Brian Gordon as the second Assistant Treasurer."

(7:04 PM Gordon left the dais.)

On page 3, under **B. Council Report**, Stakhiv detailed an issue that a Franklin resident was having with Comcast. She clarified that the issue involved switching only his telephone service from AT&T to Comcast.

Motion by Seltzer, seconded by Moenck to approve the Regular Meeting Minutes for October 9, 2017, as amended.

Ayes: Gallasch, Hansen, Moenck, Seltzer, Stakhiv

Absent: Gordon, Morrow
Nays: None
Motion carried.

V. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief, referred to his written report and noted that October was a good month in terms of crime as it was fairly quiet. He pointed out the numerous traffic accidents and traffic related arrests, some on Telegraph Road, including the injury accident just before this meeting and the fatal accident a couple of days ago at Lone Pine and Telegraph Road. He also reported that a new portable radar sign has been purchased using forfeiture funds and passed out some of the reports demonstrating the different programs the sign could generate with regards to traffic control. Roberts noted that the sign is wireless and will transmit the reports directly to the Police station. Bingham Farms and Franklin will be sharing the sign as it is portable and can be moved to different locations. Roberts added that with a lot of Franklin's roads being newly paved, speed is a concern and this sign will gather information regarding speed infractions; maintenance, movability, and installation of the device are easy.

(7:10 PM Gordon returned to the dais.)

Chief Roberts continued adding that regarding personnel, Officer Pence has been hired for a part time position. He is currently in the Village's Field Training Program and is a great addition to the Department. Roberts stated that Officer Goodroe remains out on Injury Leave and will know later in December when he will be returning to work. Since last month's meeting a Crosswalk Sign was put up at Franklin Road and 14 Mile Road that has already disappeared. More will be ordered as ones in front of the Franklin Grill and at Franklin Road and Scenic were also missing. As requested, he did some research on other types of signage and found them to be cost prohibitive.

Deanna Yow, Main Street Franklin Executive Director, referred to her submitted report to the Council, dated November 13, 2017. She highlighted the annual October Franklins Frenzy event, adding there had been an increase in volunteers and the number of businesses participating. She thanked the Police and Fire Departments, as well as the Franklin Library for their participation. Two Board Members were welcomed back, Maureen Movold and Lisa Dunn, the merchant liaison, which increased the board to eight (8) members. She announced that Main Street Franklin has now merged into one (1) 501(c) 3 organization. There are still some administrative things to be done, but legally they are now one (1) organization. Yow noted several updates including: Lisa McDonald from Fitness Driven has expanded and taken over the entire former Market Basket building, renovations are now being done and hopefully will be completed by February 2018; unfortunately, the former Les Gorbach/Holistic Healer space is available for lease; and the former Pilates space in the second floor of the Van Every building is still available. Yow thanked the FCA for their contribution for the purchase of pumpkins for the Franklins Frenzy pumpkin roll. Yow concluded stating that Sip, Shop & Stroll is scheduled for Thursday, December 7, 2017.

Tony Averbuch, Fire Chief, was not in attendance but submitted his monthly report to Council members. It was noted that as a member of the Federal Medical Response Team, he was in Puerto Rico helping with the recovery from a hurricane.

Lance Vainik, Treasurer, referred to his monthly report and noted that the amounts on the Bills List are consistent with normal monthly spending. Vainik stated that the expenditures are generally consistent with the FY 2017-18 Budget. The Bills List for this month includes a large entry to Cadillac Asphalt L.L.C. for the 2017-2018 Road Project Application #2. Vainik added that the list provided of account balances, at Level One Bank, is as of November 9, 2017. He concluded by stating that the Village has sufficient funds to meet its current and anticipated obligations.

VI. SUBMISSION OF CURRENT BILLS

Motion by Gordon, seconded by Seltzer to approve the Bill's List, as submitted.

Addressing Creech, Moenck suggested that the funds for the internet which will be reimbursed by the Cable Grant be indicated with an asterisk as the other reimbursable items are indicated.

TOTALS		
General Administration		\$ 14,759.29
Building		\$ 9,248.03
Insurance		\$ 51,982.83
Legal		\$ 667.00
Police		\$ 24,697.67
Pressure Sewer		\$ 248,293.95
General Debt Service		\$ 500.00
2017-2018 Road Project Bond Fund		\$ 100,392.79
2017-2018 Road Project Fund		\$ 2,066,323.52
Major Roads		\$ 10,442.97
Local Road		\$ 2,054.50
Rubbish		\$ 28,272.20
Trust & Agency		\$ 5,400.00
Tax Fund		\$ 4,521.55
Waste Water		\$ 316.95
ALL FUNDS		\$2,567,873.25

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

VII. PUBLIC REQUESTS AND COMMENTS

Hansen opened the meeting for public comments on non-agenda items, outlining the normal procedures.

Erum Mohiuddim, Principal of the Huda School, introduced herself and expressed her desire to build a relationship with the Village. She was eager to participate in and honored to be part of the many Village activities. She extended an invitation to the Villagers to visit and to use their parking lot and playground. Responding to Moenck's inquiry, she explained that the school was rented out on Saturdays and she only has control of it Mondays through Fridays. She, personally, has been trying to help that Saturday program and the group was willing to work things out. She encouraged the Council to contact her if there were any concerns. She stated there were 25 Franklin families currently enrolled in the school. Capacity for the school is 350 students. Traffic was one issue discussed. Council thanked her for coming to the meeting. Chief Roberts followed up by adding that the Huda School has been a great partner with the Police Department and the principal has immediately addresses any and all problems.

John Pope, Woodside Drive, stated that he had sent a letter to the Village about Cadillac Asphalt regarding a concern relative to the asphalt project and was curious as to how it would be addressed and what type of feedback he would receive. Stakhiv stated that it has been forwarded to the HRC representatives and they would be following up. Stakhiv added that she has spoken with them three (3) times about Woodside Drive. Creech acknowledged that he had received an email from HRC that evening which provided an update on the project, including concerns of some residents. Stakhiv and Gallasch will be calling for a meeting next week with HRC to address several issues on several streets, including Woodside. Mr. Pope was encouraged to stay in touch with the Council and to provide some feedback.

VIII. SPECIAL REPORTS

A. President's Report

Hansen extended an invitation to the Village residents to an Open House on December 5, 2017, 3-6 PM, at the Village Hall which would be hosted by the Village Staff and the Kreger Team. The Broughton House has been restored, including a new foundation and basement and both that building and that of the Kreger House would be open for tours. Information would also be included in Village emails. Pulker is heading up the planning for the event.

B. Council Report

Stakhiv announced that Mobile Watch and the Library will be co-hosting a program on Cyber Crime Prevention and Cyber Crime Awareness to be held at the Library on Thursday, November 16 at 7:00 PM. Franklin's Detective Bastianelli and Detective John Elges from the Oakland County Sheriff's Office, Cyber Crime division, would be the speakers/leaders at this very informative program.

Brian Gordon, Deputy Treasurer involved with investments, brought Council's attention to the sheet in their packets regarding the start of the investment program.

C. Administrator Report

Creech mentioned that the Michigan Department of Environmental Quality (MDEQ) is conducting a sampling of the ground water in the downtown area. They would be working through January collecting gasses and water samples. Creech clarified this process has been going on for years; it is a documentation to determine whether or not the ground water to the

wells in the area have any issues, which to date there have none. The State of Michigan pays for the testing.

Creech also provided a brief presentation on BS&A module, using his computer to show real time information up on the screen. He added that he now has immediate access to this financial information, whereas, in the past he has had to wait for the Finance Clerk to be in the office (two (2) days/week) to ask for information and reports. Creech noted that the program has better reporting functions which will enable him to provide reports in the proper format for the Council. Because BS&A started at the beginning of FY 2017/18 which started July 1, the auditor will be utilizing information from Quick Books. Stakhiv commented that she would like to see a current budget status on a monthly basis. She inquired as to who was trained in this program. Creech noted that Pulker has had some training in the Miscellaneous Receivables and Paulsen and he have learned the other applications.

Hansen invited comments and concerns about the program from Council members. Gallasch repeated his concerns about the cost and his continuously seeing a monthly bill. Creech noted that there was not a bill this month but there would be an annual cost from this point on. Moenck clarified that the Village and the Building Department would subscribe to four (4) modules: Village would use three (3) (Misc. Receivables General Ledger and Accounts Payable) and the Building Department, one (1). Hansen invited any Council member who would like a closer look at the software to see Creech. She stated that she did and it was well worth her time. Gordon emphasized that this program was compatible with the accounting for the Village and a municipal-type business which was different from a commercial business for which Quick Books was designed.

Creech reported that the end of Phase 1 of the Road Project was in sight but there were a few things which needed to be reevaluated next year. Stakhiv stressed that she wanted the restoration of the roads in Phase 1 to be completed this year, as much as possible. Gallasch suggested that next year the Village should approach the project differently as he was not satisfied with Cadillac Asphalt's work this year. Gallasch provided an example comparing the County's repaving of certain roads to that of Franklin's and remarked about the the lack of uniformity. He opined that it was not a quality job. Moenck asked what HRC thought of the quality since they are the overseers of the job. Gallasch stated that in his opinion, HRC was not doing the job they should be. Stakhiv expressed her opinions about the quality and her repeated communications with HRC. Discussion ensued about having a committee meeting with Creech and HRC next week to review Phase 1 and then schedule a Special Meeting with HRC and Council members present in the first 2 weeks of December.

Gallasch inquired about the mention of a cell tower in Creech's memo. Hansen provided some background on the subject stating that the Cemetery Association had approached the Village about a possible location in the cemetery for a tower which the Village would either purchase or lease. The Planning Commission has been doing due diligence on cell technology and would be coming back to the Council with a recommendation; if a structure was recommended, where would it be located. It was her opinion that any discussion with the Cemetery Association should be postponed until after the Planning Commission had completed its research. David Goldberg,

Planning Commission Chairman, who was present at this meeting, stated that it would be discussed in their December Planning Commission meeting.

IX. PUBLIC HEARING – Community Development Block Grant Funds Plan Year 2018

Hansen opened the Public Hearing for the Community Development Grant Block Funding for Plan Year 2018 at 8:08 PM.

No public comments were received; Hansen closed the Public Hearing at 8:10 PM.

#2017-86 Motion by Seltzer, seconded by Stakhiv to close the Public Hearing for the Community Development Block Grant (CDBG) Distribution for Program Year 2018 at 8:10 PM.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

X. NEW BUSINESS

A. Consider Community Development Block Grant Funds (CDBG) for the Program Year 2018.

Creech refreshed Council's recollection that last year the grant of CDBG funding went to NEXT, as outlined in his memo dated November 8, 2017. If the same rotation was followed as in previous years, this year the monies would go to Birmingham Youth Assistance, if Council chose to do so. There was a discussion about how many Villagers took advantage of the services provided by NEXT. Pulker pointed out that BYA serves students within the Birmingham School District, which included the Franklin youth. She was very specific as to the role the Franklin-Birmingham Farms Police Department and the Court system plays when dealing with troubled teens and the law and assured Council there were participants from Franklin, but that their identities are kept anonymous.

#2017-87 Motion by Seltzer, seconded by Stakhiv to approve the Community Development Block Grant (CDBG) Distribution for Program Year 2018 to the Birmingham Youth Assistance (BYA).

Noting that there were no representatives from either BYA or NEXT, Moenck questioned whether the organizations had been or should be notified that this issue was on the agenda. Stakhiv suggested that when there is a Public Hearing those organizations affected should be notified. Gallasch supported the idea of, at least, formally inviting those organizations which might be receiving a grant.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

Hansen suggested a note be sent to BYA informing them that the Village had approved the allocation of funds to the organization.

B. Consider Civic Event Permit Application for Birmingham Bloomfield Community Coalition (BBCC) to be held Saturday, May 19, 2018.

#2017-88 Motion by Moenck, seconded by Seltzer to approve the Civic Event Permit Application for Birmingham Bloomfield Community Coalition (BBCC) to be held Saturday, May 9, 2018.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

Gordon questioned if the application had been signed off by all necessary people: the Administrator had not. Gallasch was concerned that it indicated that volunteers would be responsible for traffic control but it appeared that Chief Roberts had suggested that those involved would have some training.

C. Consider Civic Event Permit Application for the Art Menorah Lighting conducted by Chabad of Bingham Farms on December 14, 2017, at 5:00 PM.

#2017-89 Motion by Seltzer, seconded by Gordon to approve the Civic Event Permit for the Art Menorah Lighting conducted by Chabad of Bingham Farms on December 14, 2017.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

Moenck questioned why there were no initials on the application. Creech stated that he thought that timing was a factor. She stated that this was not acceptable and added that the same time line should be applied across the board. The Village has deadlines, as do other businesses. Gordon opined that the application should be approved now and be routed among the signatories. However, in the future, the Village should be more diligent before bringing permits to the Council for a vote. Gallasch noted that this was a process issue. Hansen agreed.

D. Consider Exhibit XIII – Pictometry Licensed Products of the IT Services Agreement.

Creech explained that this agreement was an expansion of last year's IT agreement which allowed the Village to have some free services. Oakland County was requesting that the Village sign a new agreement delineating what those new services were.

#2017-90 Motion by Seltzer, seconded by Gordon to approve the IT Services Agreement with Pictometry Licensed Products.

Creech explained that the expansion was for more GIS Services. Christ has reviewed the document and stated that it was standard with the county. Creech noted that Pulker was recently trained on this, and will receive more instruction, but she has used a version of this format for many years for Zoning notifications and other public hearing notices.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

E. Consider Village Meeting Schedule for: Village Council, Waste Water Management Board, Historic District Commission, Planning Commission and Zoning/Sign Board of Appeals.

Pulker explained the reasoning for the changes of some meeting dates, due to various holidays.

#2017-91 Motion by Seltzer, seconded by Stakhiv to approve the Meeting Schedule for; Village Council, Waster Water Management Board, Historic District Commission, Planning Commission and Zoning/Sign Board of Appeals.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv

Absent: Morrow

Nays: None

Motion carried.

XI. PROCLAMATIONS/ORDINANCES/RESOLUTIONS

A. Consider an Ordinance to Repeal Sections 610.03 and 610.04 of Chapter 610, Alcoholic Liquor, of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, and Replace with New Section 610.03 to Modify and Update Regulations Relating to Purchase, Consumption, or Possession of Alcoholic Liquor by a Minor; Repeal Conflicting Ordinances; and to Prescribe a Penalty for Violations (first reading).

#2017-92 Motion by Gordon, seconded by Moenck to accept the first reading of the Ordinance to Repeal Sections 610.03 and 610.04 of Chapter 610, Alcoholic Liquor, of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, and Replace with New Section 610.03 to Modify and Update Regulations Relating to Purchase, Consumption, or Possession of Alcoholic Liquor by a Minor; Repeal Conflicting Ordinances; and to Prescribe a Penalty for Violations.

Christ explained the amendments to this Ordinance would conform to the state law.

Ayes: Gallasch, Gordon, Hansen, Moenck, Seltzer, Stakhiv
Absent: Morrow
Nays: None
Motion carried.

XII. ADJOURNMENT

Motion by Gordon, seconded by Seltzer to adjourn the meeting.

Ayes: Gallasch, Hansen, Moenck, Seltzer, Stakhiv
Absent: Morrow
Nays: None
Motion carried.

There being no further business, the meeting was adjourned at 8:31 P.M.

Respectfully submitted,

Gail Beke, Recording Secretary

Eileen H. Pulker, Clerk

Pamela Hansen, President