

**VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
MONDAY, APRIL 8, 2019, 7:00 PM
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN 48025**

I. CALL TO ORDER

The meeting was called to order by President Pam Hansen, at 7:11 PM at the Franklin Village Hall, Franklin, Michigan.

II. ROLL CALL

Present: Fred Gallasch, Pam Hansen, Bill Lamott, Ed Saenz, Mira Stakhiv
Absent: Brian Gordon, Mike Seltzer
Also Present: Jim Creech, Village Administrator
Eileen Pulker, Village Clerk
Chief Dan Roberts, Police Department
Chief Tony Averbuch, Fire Department
John Staran, Village Attorney
Krista McClure, Main Street Franklin Executive Director
Doreen Martin, Administrative Assistant and Deputy Clerk

III. ADOPTION OF AGENDA

Motion by Lamott, seconded by Stakhiv to adopt the agenda, as presented.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

IV. MINUTES

A. Special Meeting of March 11, 2019

Motion by Lamott, seconded by Stakhiv to approve the Special Meeting Minutes for March 11, 2019, as presented.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

B. Regular Meeting of March 11, 2019

Motion by Lamott, seconded by Saenz to approve the Regular Meeting Minutes of March 11, 2019.

Gallasch noted on page 2, line 11 in the Police Chief's report there was a typo; "statics" should be "*statistics*".

Motion by Lamott, seconded by Stakhiv to approve the Special Meeting Minutes for March 11, 2019, as amended.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv

Nays: None
Absent: Gordon, Seltzer
Motion carried.

V. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief, referred to his written report and added some information about the development of the proposed assisted living center in Bingham Farms at 14 Mile Rd. and Telegraph Road. At the request of the developers that project was “on hold” for the time being and he was not sure as to the reasons. If and when action is taken, it would have a big impact on the Police Department’s budget. Regarding crime, he had an addition to his report. Since this past weekend, Franklin has had its first residential burglary in a couple of years and the Department has contacted Mobile Watch members with a description of a potential suspect vehicle. It was a home on Briarcliff that was currently under construction and the residents were not living there. He provided some details of the scene, particularly the theft of medications. Roberts alerted Villagers to contact police if anyone sees a Black Chevy Pickup Truck with a dented in driver’s door which had been identified by a witness. Saenz inquired what tools were available to the Chief to disseminate information such as this. Roberts explained the process, including contacting other communities to see if they had had a similar crime. Bloomfield Twp. had a very similar robbery, in that the only thing taken was medication. If there had been multiple burglaries the information would have been put out in email blasts and text messages sent out; however, with only one incident the Mobile Watch in Franklin and Bingham Farms had been notified and area detectives had been informed.

Tony Averbuch, Fire Chief, referred to his written report and added that the new fire truck had not been completed. The final inspection has been slated for the end of this month and, hopefully, the delivery would be by the end of May. He had to correct his comment at a past Council meeting that the truck was to be on display in Indianapolis at the FDIC. This was not the case; it had been replaced by another truck. Hansen was curious as to where the new truck would be housed. He explained that the engine it would be replacing had been sold so there was plenty of room for the new one. Once the new truck arrived and the final outfitting done, the plan was to display it at Music on the Green on Wednesday Nights. The Fire Department, in order to keep up with the Police Department, now has its own Facebook page with one of the firefighters doing the postings.

Lance Vainik, Treasurer, was not in attendance, and had provided his written report. Creech made comments on the various reports. He stated there was a large entry for a semi-annual Road Bond payment to US Bank Trust N.A. and the expenditures are generally consistent with the FY2018-2019 Budget. The list of account balances in the Council packages is as of April 4, 2019, are held at Level One Bank. The balances held in interest bearing insured CDs held at Multi Bank Securities, Inc. was included in the consolidated report which he supplied separately. Hansen explained how the Village handled its investments.

VI. SUBMISSION OF CURRENT BILLS

The bills were discussed with Creech responding to questions about the Water Resources Commission for the water, sewer, and grinder pumps, MERS for the retirement program, Hubbell, Roth & Clark for the road work, and Road Commission for Oakland County for salt.

CATEGORY	AMOUNT
GENERAL	\$ 22,596.14
MAJOR RDS	\$ 13,906.78
LOCAL RDS	\$ 11,807.13
POLICE	\$ 54,472.13
GARBAGE	\$ 15,122.90
DEBT	\$ 635,150.00
BLDG DEPT	\$ 7,376.17
STREET PROJECT	\$ 42,730.73
PRESSURE SEWER	
WASTE WATER	\$ 167.72
TRUST & AGENCY	
TAX COLLECTION	\$ 185.30
TOTALS	\$ 803,515.00

Motion by Gallasch, seconded by Stakhiv to approve the Bill’s List, as submitted.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv

Nays: None

Absent: Gordon, Seltzer

Motion carried.

Krista McClure, Executive Director of Main Street Franklin, updated Council on recent activities, including submitting an application for small businesses interested in a “pop up” location in the downtown area. As of yet, there have not been any applications come through. MSF has been asked to collect letters from businesses supporting the proposed streetscape being developed. She has received two (2). MSF also provided a letter of support. She read the two (2) letters into the record: one from Déjà Vu, one from the Franklin Grill and the one from MSF, a copy of which she provided Council. There were other businesses which had verbally supported the project. Last Wednesday she and Elina Costello attended Tad Krear and his team’s presentation of the streetscape design.

VII. SPECIAL REPORTS

A. President’s Report

1. The Downtown Discussion/Franklin

Council had held a planning session earlier this week which was an opportunity to listen to the Commission leaders and Main Street and informally talk about what they saw as priorities coming up in the Village and where they felt the Village should spend its money to operate.

Before this meeting there was a workshop meeting on the budget. There still needed to be more discussions before next month's Public Hearing for community members to voice their thoughts and opinions on the Village operating budget. Council would finish up its discussions and deliberations next month with approval of next year's budget for FY 2019-2020 which begins in July, 2019. She appreciated the Planning Commission, Historic District Commission, and Main Street Franklin's participation in this process of sharing ideas and thinking about what the short and long term challenges were for the Village.

The Downtown Improvement Plan which would create a beautiful streetscape in conjunction with the road repairs was scheduled for this year. Very soon the project would start with lower Franklin Rd. between 12 ½ Mile Road and 13 Mile Road. Citizens in the affected area have been notified about this. There were still a number of tasks which needed to be done before there was a commitment to doing 13 Mile Road to 14 Mile Road. The meeting Wednesday night was to listen to citizens' comments about the two (2) proposed designs which Tad Krear, the consultant, and members of the Design Committee presented. Generally, the comments were favorable; however, there were still issues which needed to be worked through. She appreciated Main Street Franklin's involvement in the discussion.

Later in the meeting a resolution to form a Task Force would be considered; the function of which would be multi-faceted, such as: enforce the Village codes, improve the structures that would support the streetscape project, help support the business owners and property owners to maintain buildings, and consult with property owners who want to make improvements. By taking up a number of those items, the Task Force would allow the Village to continue making improvements and maintain a beautiful Village.

B. Council Report

1. Personnel Committee Report

Stakhiv introduced Doreen Martin, the new Administrative Assistant and Deputy Clerk. The committee received 14 resumes, interviewed 6 candidates, and chose Martin for the position. Stakhiv read off Martin's impressive accomplishments and welcomed her to the Village. Martin thanked the Council for the opportunity.

As a Council member, Stakhiv noted that there would be Road Work meeting with contractors, HRC, and the Road Work Committee (she and Gallasch), next week to get the ball rolling. If any residents have questions or dates which might interfere with the road work, please contact the Village Office so the committee could coordinate with the contractors. The work would be Franklin Road, south of 13 Mile Road to 12 ½ Mile.

Gallasch wished a "Happy 36th Anniversary" to his wife, Mary. Lamott wished his wife, Ann, a "Happy Birthday".

Lamott opined that he supported the Streetscape Design; however, at the meeting last week there was one controversial issue, that being the putting of sidewalks along the west side of Franklin Road close to the four (4) residences, rather than considering a couple of alternatives. After speaking with several Council members, he suggested passing a resolution which might direct the planners to consider other options to having pathways on both sides of Franklin Road. He felt

that a resolution would eliminate any controversy. Replying to Saenz inquiry, Lamott stated that he felt that the sidewalks should not to be placed between the vegetation and the homes on the west side of the street, but rather between the vegetation and the roadway. Stakhiv encouraged the planning of the whole project not to be stopped because of this controversy, which might be resolved by talking to the four (4) residents about viable options. Stakhiv also stressed the importance that the downtown businesses needed to buy into the maintenance of whatever landscape beautification was proposed for the front of their businesses. Gallasch voiced his opinion that the design appeared to be very complex and “busy” which would mean the Village would need to set aside a lot of money for maintenance.

Lamott proposed a resolution that stated that Council supported the Streetscape Design and the planning of it; however, he believed there were several options for pathways or walkways on the west side of Franklin Road other than the one (1) of the two (2) that was proposed at last Wednesday night’s meeting which has the walkway very close to the houses. Therefore, he thought Council should request the Planners not to consider that option.

Motion by Lamott seconded by Stakhiv to Support the Streetscape Design and the planning of it; using other options, keep the sidewalk closer to the road in front of the 4 houses on the West side of Franklin Road.

Saenz stated that he understood Lamott’s intention but he was of the opinion that at this point he would rather not prescribe outcomes, especially since the entire streetscape plan was merely advisory and would be coming back to Council for consideration.

Hansen focused on the purpose of this project and the underlining goals: pedestrian safety and access to the downtown and urged Council not jump in front of the planning progress. Businesses needed to be heard, as well as, the four (4) homeowners on Franklin Road. She expressed her vision for the area. Stakhiv expressed her opinion on the subject and stated she expected more meetings with the planner who would be open to different alternatives.

There was further discussion about the proposed motion. Stakhiv withdrew her second of the motion.

Hansen agreed with having additional meetings with Krear and the Design Committee and further suggested Council having a meeting for Krear who could layout the design and walk the Council through the committee’s thinking on this. The important element was communication.

VIII. PUBLIC REQUESTS AND COMMENTS

President Hansen explained the normal procedures for Public Requests and Comments. However, she suggested those in attendance who wished to address items already on the Agenda would have the opportunity to comment at that time.

Charlie Haviland, Tudor Lane, Main Street Franklin Board Member, expressed his support for the streetscape design. He volunteered to lend his help in raising awareness of the benefits of this project and getting residents and businesses involved. Communication was essential. He also

brought to the forefront that the voice of each resident and/or business would carry the same weight of consideration. His goal was for the community to make an informed decision.

C. Administrator Report

Creech reported that the state historic marker for the Village Green, the restoration of which was funded by the Franklin Historic Society, had arrived. The additional marker for the Broughton House, the verbiage of which still needed to be approved by the State Historic Preservation Department, would probably take another six (6) months for completion.

He had been in contact with the staff of State Senator Jeremy Moss regarding the condition of 13 Mile Road, as well as, Franklin Road south of the proposed roadwork, in hopes of lending a persuasive voice to the powers-to-be of the conditions. Stakhiv suggested and Gallasch concurred, that Brenda Lawrence should be contacted as she was the congress person for the City of Southfield and part of Franklin Road was in Southfield.

IX. NEW BUSINESS

A. Consider Civic Event Permit Application for the Birmingham Bloomfield Coalition and the Youth Action Board 5K, on May 11, 2019.

Motion by Gallasch, seconded by Stakhiv to approve the Civic Event Application for the Birmingham Bloomfield Coalition and the Youth Action Board 5K, on May 11, 2019.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

B. Consider Liquor Committee Recommendation for the Renewal of the Franklin Grill Liquor License, 32760 Franklin Road.

Motion by Stakhiv, seconded by Gallasch to approve the Liquor Committee Recommendation for the Renewal of the Franklin Grill Liquor License, 32760 Franklin Road.

Stakhiv did not have any problem with the application or approval of the license; however, she reiterated her same concern of last year as notated in the minutes of the April 9, 2018 Council meeting. She wanted all reports to the Council more than four (4) days before the Council meeting. According to the Ordinance, all reports about the liquor license renewal should be submitted to Council around the first (1st) week of February. That being said, she would like to see next year's report by February 10, 2020. She acknowledged that this year the process was started in January. Also, she felt there should be more than two (2) lines of information in the memo from the Building Inspector; maybe a checklist for interior, exterior. It's a process and she would like to see the documentation before she signed off on it and she would like to see it earlier.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv

Nays: None
Absent: Gordon, Seltzer
Motion carried.

C. Consider Scheduling a Budget Public Hearing on May 13, 2019 at 7:00 PM.

Motion by Gallasch, seconded by Saenz to schedule a Budget Public Hearing on May 13, 2019 at 7:00 PM, during the Regular Village Council meeting.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

X. RESOLUTIONS/ORDINANCES

A. Consider Resolution to form a Downtown Improvement Task Force.

Hansen noted that Council members received a revised document of the proposed Resolution which had been discussed at last month's meeting to establish an Advisory Downtown Improvement Task Force. The Task Force would be advisory only.

Stakhiv thought a representative from Main Street Franklin should be on the Task Force.

Before Hansen read the document into the record she stated some of the charges of the Task Force: review the Village Ordinances, recommend new Ordinances, take a look at the Village code enforcement in general, and other functions that were intended to support the downtown. This also included examining the different building codes for those structures within the downtown Historic District and those that were not adding that the scope of the Task Force would be advisory only.

In response to Gallasch's inquiry about the \$10,000, Hansen clarified that the figure amount included the salary of a hired project manager. Lamott wondered whether Hansen was interested on being a member of the task force, to which she replied in the affirmative. Saenz suggested including a representative from both the Planning Commission and Main Street Franklin. Gallasch pointed out and supported the need to review Ordinances, even those which did not pertain to the downtown.

Nena Downing, Bruce Lane, thought there should be a definition of what was considered "downtown" so it was delineated. Hansen agreed and noted that the "downtown" would be defined as "Franklin Road between Scenic Dr. and 14 Mile Road." It was also agreed this should be included in the Resolution. Other specific edits were suggested and Pulker agreed to edit the wording of the Resolution.

Stakhiv stated that the meetings would be posted in Pulker's email blast and open to all who were interested. Gallasch wanted to make sure Creech had this as a line item in the Budget.

Motion by Stakhiv, seconded by Saenz to approve the Resolution to form a Downtown Improvement Task Force, as amended and as follows:

RESOLUTION

The Establishment of an Advisory Downtown Improvement Task Force

Whereas, the Franklin Village Council desires to establish an advisory task force to explore ways and means to improve and revitalize the Village downtown (Franklin Road between Scenic Drive and 14 Mile Road) and to develop actionable recommendations to the Village Council.

Therefore, it is resolved that an advisory Downtown Improvement Task Force is created to develop a multi-faceted strategy with actionable recommendations to the Village Council for the improvement and revitalization of the Village's downtown.

It is further resolved that the Task Force shall be comprised of members from the Village Council, Lamott and Seltzer; Village President, Hansen; Village Administrator, Creech; representative(s) from Oakland County Planning, John Bry and/or Ron Campbell; representatives from Main Street Franklin and the Planning Commission; and others who have interest and expertise necessary to the success of the Task Force within the time and budget allocated for this endeavor. The Village Building Official and Village Attorney shall provide any necessary assistance and support.

It is further resolved that the Task Force's scope of work and deliverables shall include, but not be limited to:

1. Review and recommend modifications to ordinances, enforcement procedures, and building official functions and schedule to better and more effectively gain compliance with building codes and other Village ordinances and enhance the aesthetic appeal of the downtown.
2. Consider and recommend programs, grant opportunities, tax incentives, and other options and strategies to encourage and induce downtown property owners to improve and maintain their buildings and property.
3. Evaluate and make recommendations regarding economic strategies to support and facilitate downtown redevelopment.

It is further resolved that the Task Force is advisory only and will make recommendations to Village Council but shall not have power to make policy determinations.

It is further resolved that the Village Council shall establish a budget, not to exceed \$10,000, for the Task Force, which shall include sufficient funding for a task force manager.

It is further resolved that the Task Force shall endeavor to complete its work within 6 months.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv

Nays: None

Absent: Gordon, Seltzer

Motion carried.

B. Consider the Resolution for a Certified Local Government (CLG) Grant for the Gutters and Roofing Project for Village Hall.

Motion by Stakhiv, seconded by Lamott (Saenz) to approve the Resolution for a Certified Local Government (CLG) Grant for the Gutters and Roofing Project for Village Hall, as follows:

Creech explained this was similar to the grant received for the windows and would be a matching grant. Creech explained that this was to rehabilitate and repair, not replace the roof. Gallasch would like additional opinions and estimates to replace the entire roof.

**RESOLUTION FOR VILLAGE OF FRANKLIN:
FOR THE COPPER GUTTER AND DOWNSPOUT REPLACEMENT, ROOF REPAIR
AND REHABILITATION PROJECT GRANT**

That the Village of Franklin is authorized and directed to file an application for \$10,425.00 for the for Gutter Replacement and Roof Repair and Rehabilitation Project at Village Hall, Broughton House, 32325 Franklin Road, Franklin, Michigan and that upon approval of the final application by the Michigan State Housing Development Authority, the Administrator shall be authorized to sign the grant contract, any necessary amendments to the grant contract, other contract related documents, and the required covenant/easement. The Village of Franklin shall provide the matching funds in the amount of \$6,950.00, for a total project cost of \$17,375.00. The source of the matching funds shall be the General Fund fund balance. The CLG grant program is a grant reimbursement program and the Village of Franklin will be reimbursed following SHPO's review and approval of eligible expenses.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv

Nays: None

Absent: Gordon, Seltzer

Motion carried.

C. Consider an Ordinance to add Chapter 625, Marihuana, to part Six of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, to Prohibit and Prescribe Penalties for Possession, Consumption, Cultivation, Processing, Transport, Transfer or Sale of Marihuana and Marihuana Accessories that exceeds or Violates what the Michigan Regulation and Taxation of Marihuana Act Authorizes (first reading).

Staran gave a brief history which led up to this proposed Ordinance. He answered Gallasch's question that if the Village passed this Ordinance the Village would prosecute those violations under local ordinance. This would allow the Village to receive its share of fines and costs, which it wouldn't get if violators were prosecuted under state law.

Motion by Lamott, seconded by Gallasch to approve an Ordinance to add Chapter 625, Marihuana, to part Six of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, to Prohibit and Prescribe Penalties for Possession, Consumption, Cultivation, Processing, Transport, Transfer or Sale of Marihuana and Marihuana Accessories that exceeds or Violates what the Michigan Regulation and Taxation of Marihuana Act Authorizes (first reading).

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

David Goldberg, Willowgreen Ct., Chair of Planning Commission, updated Council on the sub-committee's recent activities related to the Cemetery Board's request of the Village to transfer some land to the cemetery. Weather permitting; stakes would be put in the ground indicating the proposed property which would be affected. Stakhiv suggested this information be put in Pulker's email blast.

XI. ADJOURNMENT

Motion by Stakhiv seconded by Lamott to adjourn the meeting.

Ayes: Gallasch, Hansen, Lamott, Saenz, Stakhiv
Nays: None
Absent: Gordon, Seltzer
Motion carried.

There being no further business, the meeting was adjourned at 8:37 PM.

Respectfully submitted,

Gail Beke, Recording Secretary

Eileen H. Pulker, Clerk

Pamela Hansen, President