

**VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
MONDAY, FEBRUARY 13, 2017, 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 7:00 PM at the Franklin Village Hall, Franklin, Michigan.

II. ROLL CALL

Present: Brian Gordon, Pam Hansen, Judy Moenck, Tom Morrow, Mira Stakhiv, Fred Gallasch (arrived at 7:02 PM).
Absent: Mike Seltzer
Also Present: Jim Creech, Village Administrator
Chief Dan Roberts, Police Department
Chief Tony Averbuch, Fire Department
Eileen Pulker, Village Clerk
Lance Vainik, Treasurer
John Staran, Village Attorney
Sarah Traxler, McKenna Associates, Planning Commission consultant

Motion by Gordon, seconded by Stakhiv to excuse Michael Seltzer from the meeting.

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

III. ADOPTION OF AGENDA

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

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

IV. MINUTES

A. Regular Meeting of January 9, 2017.

Motion by Stakhiv, seconded by Moenck to approve the Regular Meeting minutes for January 9, 2017, as presented.

Gordon led a discussion regarding Morrow's "Call to Action" which was not reflected in the minutes, noting that he felt it should have been written in greater detail. Morrow stated he was comfortable the way the minutes were written. Pulker was asked to check the recording to add comments as stated in the meeting.

(Gallasch arrived at 7:02 PM)

Hansen requested a Roll Call vote.

Roll Call vote:

Moenck aye

Morrow aye

Hansen aye

Gordon nay

Gallasch aye

Stakhiv aye

Motion passed

V. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief, referred to his written report and noted that January was a quiet month with most of the criminal activity being traffic related with suspended license arrests. Chief continued reporting that there have been changes in the front office at the Police Department. One of the current part time clerks has taken a full time position with the Detroit Police Department. The open position was posted on several sites and many inquiries and resumes were received. Four (4) people were interviewed and Stephanie Longworth, a resident of the Village whose husband is a Village firefighter, was offered the position. While interviewing for the Police clerk's position, the Department found someone who is good at social media (Facebook and Twitter) and would be valuable in that regard to the department. She was hired on a part time contract basis, working approximately 8-10 hours a week to get the programs up and running and then monitoring. Chief Roberts noted that he is finalizing the Department's crime statistics for 2016 adding that the only down side was a slight increase in residential burglaries from the year before which was due to the burglaries of vacant homes under construction where some appliances were taken. Other crime categories would be down from the prior year. The annual report would be available in the next several weeks. Morrow suggested the Department look into using Nextdoor.com. Roberts stated he wanted to limit the social media to non-political law enforcement activity. Hansen commented that there had been several complimentary comments about the Police Department and Fire Department on NextdoorFranklin. Moenck inquired about the work schedule of the two part time clerks. Roberts added that a third clerk comes in to help on the computer systems for warrants, validations, etc. which is state required, which only demands about 8 hours a month.

Tony Averbuch, Fire Chief, referred to his written report, and added a short narrative about a fire on Rosemond Lane. Relevant to this incident he asked those residents who have a gate on their property/home to purchase a Knox Box (security system) to be installed on the gate. In case of an emergency, the police and fire departments would have keys to access the gate. He explained how the system worked, applauded its effectiveness, and how residents could obtain the system online (www.knoxhomebox.com). The Fire Department would help find an optimum location for the box. He noted that this type of box may only hold one key, other boxes available will hold two keys, and might not work for those homes that have a deadbolt lock and a lock in the doorknob. Residents should call the Fire Department if they need any assistance and ask for

Chief Averbuch at (248-626-9862). He stressed that the Fire Department makes no money on the purchase from the Knox Box Company.

Main Street Franklin, Amanda Yow, MSF Secretary, spoke on behalf of her mother, Deanna Yow, Executive Director of MSF, who was ill. She sent her apologies that the MSF Report was not in the Council's Friday packet. Amanda referred to the written report and noted the re-election of Barry Silverstein, Chair, and Elina Costello, Director. Lakehouse Studios, a brand-building digital media and marketing business, with its headquarters in Brighton, has opened up in the Franklin Hotel on the first floor, across from Village Yoga. There would be a ribbon-cutting ceremony when the business is up and running. The owners of the Market Basket building have had no comments on the available space. The only vacant and immediately available space in the village center is a 2nd story office in the Franklin Hotel. However, the Slade House is on the market.

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 2016-17 Budget. He also reported that the bills list included two large entries to Hubbell, Roth & Clark for engineering services for both Major and Local Roads. Vainik added that a list provided of account balances is as of February 9, 2017. Vainik noted that the Village has sufficient funds to meet its current and anticipated obligations. Additionally, he stated that the MERS report from last year was very solid. He referred to the current bank balances and the CD rates from the group that services some of the funds for Bingham Farms, all of which had been given to the Village Council. He addressed his philosophy of investing of Village funds and suggested that he and Creech meet with the Finance Committee to discuss methodology. Gallasch encouraged such an action. Moenck inquired about the large overpayment on SAD (Special Assessment District). Creech provided some background facts and an explanation regarding Bingham Farms payment, which due to the Special Assessment District, is often figured earlier than Franklin's usual budget process, which results in an over estimated amount paid. Morrow asked that for the upcoming Budget discussions a detailed Police Funding with Bingham Farms be provided. Moenck questioned the hotel costs for an upcoming conference for the Clerk, which the Clerk replied was taking place in Mt. Pleasant. Stakhiv questioned the AT&T bill which seemed very high in comparison to that of the Police Department charges. Creech replied that he would look into it.

VI. SUBMISSION OF CURRENT BILLS

Motion by Morrow, seconded by Moenck, to approve the Bill's List, as submitted.

Gallasch inquired about the expenses for BS & A Software. Creech explained that they were for the upgrades to the Building Department. Hansen suggested that during his report Creech could update the Council on what he was doing with the BS & A Software, in terms of out flow of funds, installation, and support of the software. Gallasch noted that every month there has been a lot of money spent on this. Stakhiv noted the typo on the list of payees on the bills list.

Totals

General Administration \$ 31,305.81

Building	\$ 13,440.44
Insurance	\$ 45,123.43
Legal	\$ 793.50
Police	\$ 51,418.09
Pressure Sewer	\$0
General Debt Service	\$ 450.00
Major Roads	\$ 43,076.34
Local Roads	\$ 41,964.73
Rubbish	\$ 14,881.70
Trust & Agency	\$ 5,400.00
Tax Fund	\$ 5,751.51
Waste Water	\$ 226.19
All Funds	\$253,831.74

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

Absent: Seltzer

Nays: None

Motion carried.

VII. PUBLIC REQUESTS AND COMMENTS

Barry Silverstein, Cheviot Hills, stated that his trash had not been picked up today, and was advised to report it to the Village Office. His second comment was a query about what was an efficient process of closing a house for a several week period of time, particularly the well and septic systems. He was asking on MSF's behalf because they wanted to send out pertinent information to new homeowners in the Village. Gallasch suggested Oakland County would be a good resource since they have a water division and handle the wells. Moenck mentioned that the library had had an educational program on wells and septic systems. Hansen asked that the Village Staff research and put the information on the Village website and/or in Pulker's weekly email blast. Stakhiv suggested that he might want to contact NEXT since it deals with senior issues.

VIII. SPECIAL REPORTS

A. President's Report

Hansen commented on the large road project which would be commencing and would be active over the next couple of years. In the November Council meeting the forming of Ad Hoc committees was discussed and agreed upon to support the Village staff with issues or concerns the Villagers might have, such as the road project. A committee of Gallasch and Stakhiv would meet with Creech, get details from the engineers, as needed, plan the two public community meetings scheduled for the middle of March, communicate this information to the community, vet Villager concerns, and assist Creech with solving problems including dealing with issues in the road right of way. A Finance Committee has been formed and she requested that the committee and Vainik, our Treasurer, look closely at the Village's banking and investment practices and make recommendations to the Village Council. The Finance Committee consists of Morrow, Moenck, and Gallasch.

#2017-04 Motion by Gordon, seconded by Moenck to approve Fred Gallasch and Mira Stakhiv on the Ad Hoc Road Committee.

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

Absent: Seltzer

Nays: None

Motion carried.

B. Council Report

Gordon followed up on last month's discussion about the snowplowing, adding that from his personal observations, he thought a better job had been done in subsequent snowfalls. He spoke with the Police Chief about the December snowplowing who thought the plowing was consistent with what he would have expected with the amount of snow that we had received adding that the Department had the usual number of calls about it. Gordon also expressed his opinion that in light of the fact that the January minutes have been approved, even though the discussion about the snowplowing issue and related discussions were not written in greater detail, he expressed his wish to apologize to the community for his lack of action last month when the Administrator was accused of gross negligence and that this body was asked to terminate him in some fashion. He opined that this was a reckless statement by the Council and further stated that this should have been included in the minutes and hoped that this is would not be what will happen going forward. He noted that there was a Personnel Committee and a Village Council which would could deal with this issue. He further opined that it was not appropriate for that action to be called for in a Council report.

Morrow stated he respected Gordon's views but he stood by his comments. Gordon advised that all those comments can be seen in the video. Hansen stated that she had called Creech and apologized for her own inaction. She was embarrassed for the entire Council and would prefer not to conduct business in that manner. She insisted that they treat each other with respect. Stakhiv stated that she had also reached out to Creech.

C. Administrator Report

Creech stated that he has placed some information on the Village website about the road project but also read it to the Council. Regarding the two (2) informational meetings in March, Gallasch pointed out the Village should be prepared to address Villagers' expectations of the project, such as, drainage problems adding that for this reason communication with Villagers was paramount. There was a brief discussion about drainage. Gallasch inquired about and Creech gave an update on the possible joint project with the City of Southfield concerning Franklin Road. Responding to Moenck's inquiry about the March meetings, Creech stated that these meetings would be informal with the engineers mingling among the Villagers making comments, answering questions and concerns, and taking suggestions. Information would be online and/or could be picked up at the meetings. Creech said the outcome of these gatherings would be the assimilation of how much impact the construction would have on the roads and residents and what improvements would be made. Gordon clarified that these meetings would be more informational than technical engineering. Gallasch requested that the safety issue be discussed with regards to narrow, and/or, dead end roads and emergency vehicles.

Hansen re-iterated that the residents would be able to get the information on the website, in the newspaper, as well as, be notified by Pulker's email blast. Gallasch and Stakhiv would be responsible for the communications. She also requested to see an inventory of where there were drainage problems in the Village, regardless if they were the Village's problems or the homeowners' problems.

Creech provided an update on the B S & A installation in the Building Department. He explained the training method and stated he was very positive with the transition.

D. Cell Tower Report Update, Wallace Haley, Esq.

Hansen welcomed Attorney Wallace Haley and provided a brief background of the issue with tele-communications within the Village. Villagers had decided against the erection of a cell tower in 2000 but the environment has changed; the laws are different and the jurisdictions of the telecommunications companies have changed. Due to the inquires of several residents who have expressed concerns about the current wireless coverage within the Village, Council felt that the best approach to this topic would be to gain some information/knowledge on the subject. That being said Mr. Haley was invited to educate all of the residents and give an update on the subject of what's different from 10-15 years ago.

Haley gave a brief background of his 25 year involvement with carriers and cell tower owners. He included in his slide presentation historical facts about the advancements in technologies and within the industry, the new legislation, and future forecasts for wireless applications. Specifically, he explained the differences between and the pros and cons of installing MACRO cell towers and Distributed Antennae Systems (DAS) which would be pertinent to Franklin. Throughout the presentation Council had questions and different scenarios for Haley. Staran also provided additional legal information.

Steve Bancroft, Wellington Road, Executive Director of the Cemetery, was the resident who had raised the issue of cell phone coverage in the Village several years ago but had been more persistent when in 2015 legislation was passed regarding 911 Service changing to only cell phone technology. Currently, implementation of it has been stalled due to some of the providers. He commented that his provider, Verizon, had indicated to him that it would be interested in providing coverage to the entire Village of Franklin. Because the cemetery is on high ground the Cemetery Association Board would be willing to work with the Village on locating a cell tower there, if the Council chooses to pursue the matter.

Hansen suggested this item be put on a future agenda for more conversation. She thanked Haley for his time and all the information. Bancroft expressed his appreciation and thanked Council for giving serious consideration to this issue.

E. Historic District Study Committee Update

Gary Roberts, Wellington Rd., Historic District Commission (HDC) Chairman, provided Council with a brief background and purpose of the HDC, the diversity and strengths of its commissioners, its recent activities, what it does and what it doesn't do, and the process it follows to achieve its objectives. The main focus and issue of the group is to manage change in the

Historic District by administrating the Secretary of the Interior's 10 Standards for Rehabilitation within the District. He distributed the booklet, Village of Franklin Historic District Design Guidelines, which is available in the Village office. In his explanation he also included that the HDC does not attempt to be a curator of a static display, the way Greenfield Village is. The Commission is not interested in any interiors of the houses. The character of the Village itself is most important and the HDC is its steward. He mentioned Franklin has two (2) historic districts: National Historic District and Local Historic District, and explained their differences. Gallasch pointed out that there was one property which was not contiguous with the District but was considered part of the District.

Roberts noted that there was no limit as to how many houses could be declared historic, whether part of the District or not, if the Village wanted to do that. With this in mind, the HDC has identified a possible structure on Telegraph Road. According to the Ordinance a sub-committee has been formed consisting of himself (HDC), Gallasch (VC), Nena Downing (Franklin Historical Society), and Eileen Harryvan (District resident and HDC), and Amanda Davis (HDC Consultant) to gather information about the barn in the Franklin Farms neighborhood and would present it to the Council. Roberts continued stating that it has been more than 12 years since HDC has looked at the Historic District map as it relates to the Village Ordinances and our local district which gives the Village the impetus to protect it. Roberts added that he personally is an advocate for preservation and would like this committee to look at the entire Village and select all properties it thinks worthy of being in the District. The committee could approach landowners and with the owners' voluntary cooperation, to explore the possibility of being in the District and the amenity of receiving historic protection. He proposed that the committee put together educational information and approach some landowners with such an idea. He listed some examples, such as, the Kreger House which is not in the District and in his opinion should be in the District. He included one home which was in urgent need of care and the owner erroneously believed it to be protected because it was included in the National Historic District. (He explained the significance of being included in the National Historic District and the protection provided being within the local Historic District.) With this in mind, Roberts asked Council to amend its original motion made at the December 12, 2016 Council meeting which limits the authority of the Study Committee to only review the Franklin Farms barn and limits its ability to look at other structures which also might be in danger.

Instead of amending the motion, Morrow opined that Roberts' request be seen as a separate initiative and proposed that he should come back before Council with a full, officially vetted request in a report, including the goals and methodology. Moenck supported Morrow as she is not ready to amend the motion and would like to see a report. Gordon inquired if the committee had identified any other properties, to which Roberts replied that formally the committee has not as it does not have the power to do so. However, informally the committee has a list of about 30 properties that they consider significant and worth approach. Gordon suggested the submitted report should not only include a list of those properties but also the criteria the committee would use for considering the properties.

IX. NEW BUSINESS

A. Consider Site Plan Application for the Parking Lot Improvements at 32715-32744 Franklin Road.

Gary Roberts, architect, represented the owner of Franklin Village Plaza, LLC.

#2017-05 Motion by Morrow, seconded by Gallasch to approve the Site Plan Application for the Parking Lot Improvements at 32715-32744 Franklin Road condition upon the installation of a 5 foot wide filter strip at the low end of the site made up of State-native species.

Hansen remarked that the Village does not have a good record in maintaining natural structures, such as, rain gardens. She was not convinced that the 5 ft. strip of grass would succeed any more efficiently than the perforated leaching basin with a drainage grate to collect the water that the Village Engineer had recommended, adding she would like some sort of assurance, such as, a bond. However, she personally knew that the owner of the property wanted this issue resolved. She asked Roberts to comment on the efficiency of his solution, which he expounded upon. He added that he was sure the owner would give Council a letter which would let Council know that she understood the importance of this and she would maintain it the best she could. Answering Gordon's question, Roberts stated that once established it was supposed to be a maintenance free item.

Gallasch opined about the rain garden in front of the Jones Building and Moenck added the situation involving the garden in front of the Huda School. Hansen reminded Council that these were two different issues: the issue of sustaining that which the Village plants and having no mechanism to enforce the investment. There was a discussion on code enforcements. Expressing her trust in Roberts' solution and accepting that it was going to be as efficient and effective as a basin, Hansen was still concerned.

David Goldberg, Willowgreen Ct., a Planning Commissioner, stated that he personally was opposed to the fact that it approved and referred to the Council by the Planning Commission without being reviewed by the engineer. Based on his personal experience, he suggested that a maintenance agreement might be appropriate.

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

B. Consider Civic Event Application for Bring Your Own Dog (B.Y.O.D.) Event for Bloomfield Hills High School, on May 7, 2017, 11 AM to 3 PM.

Lexie Finkelstein, representing Bloomfield Hills Student Council, was present to answer any questions about the fundraiser the group would like to hold on behalf of the Michigan Humane Society. She summarized the details of the event which would be held on the Village Green and the Student Council's responsibilities.

#2017-06 Motion by Gallasch, seconded by Gordon to approve the Civic Event Application for Bring Your Own Dog (B.Y.O.D.) Event for Bloomfield Hills High School, on May 7, 2017, 11 AM to 3 PM.

Stakhiv mentioned that Franklin was in the Birmingham School District and questioned why the group came to Franklin to hold the event instead of at a park in Bloomfield Hills. Finkelstein stated that based on her happy experiences in Franklin, it was decided that one of the goals would be to bring the communities together in order to reach a larger audience for the benefit of the Humane Society. Stakhiv directed her second concern to Staran: a liability issue when dogs are involved. Usage of the Village green was another concern.

Ms. Finkelstein was advised which property she would be allowed to use, that the Village Council could grant approval for, and the property owned by the Franklin Community Association (FCA) would not be available for their use, due to the many baseball games that will be ongoing at the same time.

The subject of insurance was again raised and one of the students handed the Council copies of their signed permit application. Staran explained that if a non-Franklin group was running an event it was responsible for any liability insurance. Finkelstein explained that at the entry a waiver stating responsibility would be handed out to those dog owners who were participating.

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

Absent: Seltzer

Nays: None

Motion carried.

C. Consider Civic Permit Application for 5K Run, Walk, Dog Walk, Kids Dash, & Pancake Breakfast for the Franklin Historical Society on Saturday, June 10, 2017 from 7 AM to 12 Noon.

Gary Roberts represented the Historical Society and was present to answer any questions or address concerns.

#2017-07 Motion by Moenck , seconded by Gallasch to approve the Civic Event Application for 5K Run, Walk, Dog Walk, Kids Dash, & Pancake Breakfast for the Historical Society on Saturday, June 10, 2017 from 7 AM to 12 Noon.

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

Absent: Seltzer

Nays: None

Motion carried.

D. Consider Intergovernmental Agreement for Firearms and Use of Force Training Video Simulator (MILO) between City of Farmington Hills, Village of Franklin, and City of Farmington.

#2017-08 Motion by Morrow, seconded by Moenck to approve the Firearms and Use of Force Training Video Simulator (MILO) between City of Farmington Hills, Village of Franklin, and City of Farmington.

Police Chief Dan Roberts explained that the cost would be covered by forfeiture funds and would not affect the Police Budget. Roberts explained this was a very unique opportunity to be included in such a training group not normally afforded to the department. He noted that this is advanced video training where the officers are put into real life situations.

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

E. Consider Selection of Sealed Bids for the Purchase of the Used Police Car, 2013 Ford Taurus.

#2017-09 Motion by Moenck , seconded by Stakhiv to approve the purchase bid of \$5,758 received from Bayridge Motors, Inc. for the used police car, 2013 Ford Taurus

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

F. Consider Liquor Committee Recommendation for the Renewal of the Franklin Grill Liquor License.

Creech presented this item, stating that all provisions of the Ordinance had been met.

#2017-10 Motion by Morrow, seconded by Stakhiv to approve the Renewal of the Franklin Grill Liquor License contingent upon the obtainment of the annual fee.

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

G. Consider Appointment of Liaison to the Planning Commission.

#2017-11 Motion by Gordon, seconded by Moenck to approve the appointment of Mira Stakhiv as the Village Council Liaison to the Planning Commission.

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

H. Consider Budget Amendments, FY2016-2017.

Creech explained that some of the Police amendments related to the Drug Forfeiture expense for the training program which had just been discussed; clerical salaries were added for the start-up and maintenance of social media; and an increase in the repairs/maintenance due to a water issue. The remaining adjustments related to engineering for the Road Rehabilitation Program. Gordon clarified that the re-imburement of funds for the roads would be from the bond proceeds.

#2017-12 Motion by Gordon, supported by Morrow to approve the Budget Amendments, FY2016-2017, as follows:

GENERAL FUND

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's Fiscal Year 2016/2017 General Fund indicates accounts where a budget amendment is required. We resolve that the following budget amendment be made to the 2016-2017 General Fund Budget with funds coming from the appropriation of other funds.

Revenue

207-000-659 Drug Forfeiture Sales: Increase revenue account to a new total of \$4,487 (original \$0).

Expenditures

207-301-845 Police Drug Forfeiture Expenses: Increase expenditure account to a new total of \$4,487 (original \$0).

207-301-701 Police Overtime: Decrease expenditure account to a new total of \$26,000 (original \$34,000).

207-301-704 Police Clerical Salaries: Increase expenditure account to a new total of \$34,032 (original \$31,032).

207-265-930 Police Repairs/maintenance: Increase expenditure account to a new total of \$16,480 (original \$11,480).

MAJOR STREETS

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's Fiscal Year 2016/2017 Major Streets indicates accounts where a budget amendment is required. We resolve that the following budget amendment be made to the 2016-2017 Major Streets Budget with funds coming from the appropriation of other funds.

Revenue

202-000-390 Fund Balance: Decrease revenue account to a new total of \$330,000 (original \$360,000).

Expenditure

202-449-818 Engineering Services: Increase expenditure account to a new total of \$45,000 (original \$15,000).

LOCAL STREETS

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's Fiscal Year 2016/2017 Local Streets indicates accounts where a budget amendment is required. We resolve that the following budget amendment

be made to the 2016-2017 Local Streets Budget with funds coming from the appropriation of other funds.

Revenue

203-000-390 Fund Balance: Decrease revenue account to a new total of \$220,000 (original \$250,000).

Expenditure

203-451-818 Construction: Decrease expenditure account to a new total of \$3,000 (original \$143,000).

203-449-818 Engineering Services: Increase expenditure account to a new total of \$186,500 (original \$16,500).

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

Absent: Seltzer

Nays: None

Motion carried.

X. RESOLUTIONS/ORDINANCES

- A. Consider Ordinance to Amend Chapter 1240, General Provisions and Definitions; Chapter 1244, Board of Zoning Appeals, Chapter 1250, Single-Family Residential Districts; Chapter 1252, Single-Family Planned Residential Development Option; Chapter 1254, RO-1 Restricted Office District; Chapter 1258, P-1 Vehicular Parking District; Chapter 1262, Off Street Parking and Loading; and Chapter 1268, Supplementary Regulations; of Part 12 Planning and Zoning Code, of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, Repeal Conflicting Ordinances, and prescribe a Penalty for Violations (second reading).**

#2017-13 Motion by Gordon, seconded by Moenck to accept the Ordinance to Amend Chapter 1240, General Provisions and Definitions; Chapter 1244, Board of Zoning Appeals, Chapter 1250, Single-Family Residential Districts; Chapter 1252, Single-Family Planned Residential Development Option; Chapter 1254, RO-1 Restricted Office District; Chapter 1258, P-1 Vehicular Parking District; Chapter 1262, Off Street Parking and Loading; and Chapter 1268, Supplementary Regulations; of Part 12 Planning and Zoning Code, of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, Repeal Conflicting Ordinances, and prescribe a Penalty for Violations in its second reading.

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

Absent: Seltzer

Nays: None

Motion carried.

- B. Consider Resolution Declaring Official Intent to Reimburse Expenditures with Bond Proceeds.**

Creech explained that according to the Bond Counselor and recommended by him that this procedure clarifies the Village's intentions.

#2017-14 Motion by Morrow, seconded by Moenck to approve the Official Intent to Reimburse Expenditures with Bond Proceeds, as follows:

WHEREAS, the Village proposes to issue its tax-exempt bonds (the "Bonds") to finance street improvements in the Village as hereinafter defined (the "Project"); and

WHEREAS, it is anticipated that the Village will advance a portion of the costs of the Project prior to the issuance of the Bonds, such advance to be repaid from proceeds of the Bonds upon the issuance thereof; and

WHEREAS, Section 1.150-2 of the Treasury Regulations on Income Tax (the "Reimbursement Regulations") specifies conditions under which a reimbursement allocation may be treated as an expenditure of bond proceeds, and the Village intends by this resolution to qualify amounts advanced by the Village to the Project for reimbursement from proceeds of the Bonds in accordance with the requirements of the Reimbursement Regulations;

NOW THEREFORE, BE IT RESOLVED by the Village Council of the Village as follows:

- 1. The Project shall consist of the construction of improvements to Village streets, including but not limited to pulverizing, constructing, repairing and otherwise improving major and local road streets and rights of way and appurtenances and attachments thereto, and making related drainage and safety improvements.**
- 2. The maximum principal amount of the Bonds expected to be issued for the Project is \$15,000,000.**
- 3. The Village hereby declares its official intent to issue the Bonds to finance the costs of the Project and hereby declares that it reasonably expects to reimburse advance of the Village to the Project as anticipated by this resolution. The Village is not obligated to make any such advances.**
- 4. The Bonds shall be authorized in one or more series by proper proceedings subsequent to this resolution.**
- 5. All prior resolutions and parts of resolutions insofar as they may be in conflict with this resolution are hereby rescinded.**

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

Absent: Seltzer

Nays: None

Motion carried.

XI. ADJOURNMENT

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

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

Absent: Seltzer

Nays: None

Motion carried.

There being no further business, the meeting was adjourned at 9:52 P.M.

Respectfully submitted,

Gail Beke, Recording Secretary

Eileen H. Pulker, Clerk

Pamela Hansen, President