

**Village of Franklin
REGULAR COUNCIL MEETING
MONDAY, DECEMBER 14, 2020 7:00 P.M.
32325 Franklin Road, Franklin, Michigan 48025
The Village Council did not assemble to meet at a physical place;
the meeting was held electronically via “Zoom.us®”, in accordance with the
Michigan Open Meetings act, as amended by 2020 Pa 228**

I. CALL TO ORDER

The regular meeting was called to order by President Bill Lamott on Monday, December 14, 2020, at 7:00 PM, via ZOOM.

II. ROLL CALL

Present: Mike Seltzer, Scottsdale AZ; Pam Hansen, Franklin, MI; Mark Hanke, Franklin, MI; Brian Gordon, Franklin, MI; Ed Saenz, Franklin, MI; Kathy Erlich, Franklin, MI; Bill Lamott, Franklin, MI.

Absent: None

Also Present: Roger Fraser, Village Administrator; Eileen Pulker, Village Clerk; Heather Mydloski; John Staran; Village Attorney; Lance Vainik, Village Treasurer; Dan Roberts, Police Chief; Tony Averbuch, Fire Chief; David Goldberg, Planning Commission Chairman

III. ADOPTION OF AGENDA

Motion by Seltzer, seconded by Gordon to adopt agenda, as presented, and published.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

IV. MINUTES:

A. Regular Meeting of November 9, 2020

Motion by Gordon, seconded by Saenz to approve the Regular Meeting minutes of November 9, 2020.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

B. Special Meeting of November 16, 2020, Organization Meeting

Motion by Gordon, seconded by Saenz to approve the Special Meeting minutes of November 16, 2020, Organization Meeting.

Gordon corrected his appointed role to be a member of the Franklin-Bingham Farms Fire Department Commission and not a Liaison. He clarified that he was a voting member and not merely an observer, as a Liaison position would suggest.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

V. PUBLIC REQUESTS AND COMMENTS

Lamott opened the Public Requests and Comments at 7:04 PM.

David Levitt -25741 River Drive

- Stated his concern over his neighbor's landscape construction project that started one year ago, within a 100-year flood plain, that has created a negative impact on his property and the local water source. His neighbor's property is located at 25733 River Drive.
- Council discussed at length.
- After discussion, Council determined that the threshold issue was that it is in a flood plain. If the project is in a flood plain, the homeowner will need to comply with the Village Flood Plain Ordinance.
- Council directed Fraser to contact HRC for review, obtain a flood plain permit application and possibly issue a stop work order if deemed necessary by HRC.

Anne McNeill-26360 Vincennes

- Expressed her displeasure with the appointment of Hansen as she had lost the election.
- Saenz disagreed that something nefarious had been done by adding Hansen to the Council.
- Seltzer expounded on Hansen's experience and qualifications.
- Hansen stated that she was not voted out of office as she was not on the ballot.

Mike Seltzer-Village Trustee

- Spoke on behalf of Elyse Bertling who had submitted a report on her neighbor parking an unsightly vehicle in his driveway. Fraser responded that he will follow up.

Angelina Sulaka-26172 Meadow Drive

- Commended the Planning Commission for their, solution oriented, clear, and creative approach to presenting information and insight to the community.

Lamott closed the Public Requests and Comments at 7:53 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief

- Reviewed Submitted Report.
- Two (2) larcenies that have occurred at night. One a construction trailer and the other in downtown Franklin. He encouraged all residents to call the police department with any reports of suspicious activity immediately.

- He stated that Ofc. Goodroe was working with Jerry Johnson, DPW, in the process of removing and/or replacing traffic signs within the Village.
- He mentioned that his officers will have an opportunity, through Oakland County, to be vaccinated for COVID-19 as first responders. He will be the first to roll up his sleeve and receive the vaccine as soon as it becomes available.
- Hanke mentioned he had visited the department and asked Roberts if there was anything the Council could do for him. Roberts expressed his frustration with having been an FBI director with the authority to approve millions only to be a Chief in Franklin that cannot pay a tiny utility bill without the approval of Council. He asked for the Council to trust his authority and to allow him to pay re-occurring, budgeted bills.
- Roberts told Hanke he would like to see the bill payment process streamlined to maximize efficiency.
- Gordon agreed and asked that the Council work to address this frustration.
- Lamott asked Pulker to schedule a Finance committee meeting to discuss this as early as possible. Pulker agreed.
- Gordon asked that item C from IX-New Business be discussed at this time instead of later in the agenda as it was slated. As there were no objections, the item was moved. Lamott asked if there were any objections and there were none.

Tony Averbuch, Fire Chief

- Reviewed Submitted Report.
- Had to replace a software program that reports Fire Department activity, due to fact the company went out of business.
- Averbuch stated that the department had reviewed four (4) other providers but selected an excellent replacement called Emergency Reporting. It is more expensive, but they have monies in their budget to accommodate it. This provider will allow their EMS reports to be imported into their data base, reducing manual entry and would eliminate duplicity.
- 300 runs for the year is estimated.
- COVID-19 is on the uptick, but we are doing ok in Oakland County. He commended the community for their combined efforts to be safe.
- He cautioned some apparent side effects of the vaccine and highlighted the fact they are temporary. However, he urged the community to consider planning accordingly as side effects could manifest and alter their schedule. Averbuch will get the vaccine as soon as it will be available.

VII. SUBMISSION OF CURRENT BILLS

Lance Vainik, Village Treasurer

- Reviewed Submitted Report.

Totals: 12-14-2020	
CATEGORY	SUB TOTALS
General	\$ 77,268.40
Major Streets	\$ 1,881.25
Local Streets	\$ 10,826.07
Police	\$ 111,277.36
Garbage and Rubbish	\$ 15,240.65
Building Dept.	\$ 8,606.30
Street Project	\$ 647,500.67
Road Millage	\$ -
Pressure Sewer	\$ 2,020.50
Tax Collection	\$ 2,689.08
Waste Water	\$ 182.46
TOTALS	\$ 877,492.74

- Gordon asked about AKT bill.
- Fraser explained that he had had a conversation with AKT last summer and informed them that he may need to terminate their contract as he had not heard from them. Two (2) months later he had very comprehensive reports on his desk from them. He invited the Council to come to the Village Hall and look through them anytime.
- Gordon asked for an executive summary. Fraser agreed.
- Gordon asked about the AXON Enterprise bill. Roberts clarified that it was for the purchase of new, in car cameras and was taken out of forfeiture funds.
- Vainik praised Pulker for her excellent service and congratulated her on her upcoming retirement.
- Council discussed various ways to improve the report fields in the check report submitted each month to maximize efficiency. The item will be discussed at the next Finance Committee meeting.

Motion by Gordon, seconded by Seltzer to approve the Bills List.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

VIII. SPECIAL REPORTS

A. President's Report

Bill Lamott, Village Council President

- No report.

B. Council Report

Pam Hansen, Village Council Trustee

- Hansen encouraged the Council and the public to refer to the Village Newsletter and website to read her report on the Streetscape. She mentioned it was wrapping up for the year and would resume in the spring.

Mark Hanke, Village Council Trustee

- Hanke added that Fraser and Dinnan gave direction to the construction team to smooth all the transition points, not just where the snowplows went, to ensure our residents would have no complaints and have the best result possible until the work is completed in the spring.

Mike Seltzer, Village Council Trustee

- Seltzer asked if anonymous users on zoom were allowed.
 - Discussion ensued on the public stating their identity in order to be acknowledged.

Ed Saenz, Village Council Trustee

- Saenz mentioned the resident letters that were included in the Council Meeting Packet.
 - Jane Polan- She was asking about potential rezoning being considered and wanted to know if it will negatively affect the Franklin Community Association property.
 - Erlich, the Planning Commission Liaison, clarified that there was information in the Planning Commission meeting packet, on rezoning of the FCA property to becoming public and institutional. It was mistakenly sent to the Council. Pulker mentioned that

Polan had asked that the memos were to be given to the Council and that was why it was in their meeting packet.

- A public comment was requested. Gordon and Lamott discussed when public comments should be addressed in the course of the meeting. Ravynne Gilmore-Legislative Director for Kyra Bolden, Michigan House of Representatives spoke. She was asked to contact the Clerk in the future to be placed on the Agenda. She was given the opportunity to speak and decided to wait until she could be on a future agenda as public comments had been previously addressed and closed.
- Anonymous- Stated that a menorah is on the Franklin Public Library and believes it is not lawful. Saenz asked Staran if it was a liability.
 - Staran replied that it was not a liability issue.

C. Administrator Report

Roger Fraser, Village Administrator

- Fraser praised Pulker as she had pressed through a rough patch prior to his arrival to the Village with the previous administration and the previous Village Council. She has been forthright and a wonderful asset to working with the administrative team. The administrative team and their spouses worked together to clean up the Village Hall basement and clean up files, taking advantage of extra hands available to clean, organize files and discard junk.
- He mentioned that he is investigating a new, digital phone system that would be no additional cost but would prove to be a tremendous asset to our office administration efficient. He will update the Council on his findings.

D. Downtown Discussion/Franklin Road

- Combined with Main Street Director report and the prior comments made by Hansen.

E. Main Street Franklin Report

Jason Dickman, Main Street Director

- Oakland County has come out with new grants and he is working on them for all merchants and specifically the Franklin Grill. He has submitted all the reports as they are finalized.
- Fundraiser Sip and Stroll event with the merchants partnered with The Christ Child House. ASI provided additional lighting for the event. Everyone was pleased with the walkability from the new sidewalks. Had some potential new merchants attend.
- Thanked Lamott reaching out to Dickman directly and for his involvement in supporting our merchants.

F. Planning Commission Report

David Goldberg, Chairman of the Planning Commission

- Thanked Angie Sulaka for her kind words.
- Mentioned the Public Hearing on Zoning Ordinance amendments to prohibit short term rentals in all residential districts and to make them a special land use in the commercial district for their December 9, 2020 meeting. Voted to recommend approval of the ordinance revisions to Council.

G. Diversity Committee Report

Mark Hanke, Village Council Trustee

- Based on Hanke's Public interaction, he suggested the Council to consider new ways to improve the process of welcoming new residents to our community. He suggested a personal welcome. Gordon mentioned that some residents prefer privacy. Discussion followed.
- Erlich mentioned that she is on the Board of the FCA and stated that they send a packet to all new residents, and she was sure they would be open to improvement suggestions.
- Seltzer suggested the addition of a trifold pamphlet, that would showcase various organizations that could be spotlighted for new residents, he will share with the FCA.
- Lamott pointed out that the diversity aspect needed to be a focus to in the effort, as it was a necessity to fulfil the mission of the committee.
- Public Comment: Anne McNeill stated that she believed the parliamentary procedures were violated by the Council per Roberts Rule of Order. Gordon interjected with the point of order, as she had made a comment before. Lamott asked her to complete her comment and she complied.

VIII. NEW BUSINESS

A. Consider Appointment of Village Clerk

Roger Fraser, Village Administrator

- Refer to submitted report.
- Fraser worked with the Personnel Committee. He stated that although Mydloski was the sole applicant, she was in no way a default choice, but rather an excellent addition to the Administrative Team. He further mentioned that Doreen Martin, Building Clerk, was certified as a Municipal Clerk and would be able to assist Mydloski in the transition of Pulker's retirement.
- Fraser stated that he was delighted to recommend Mydloski be appointed as the new Village Clerk.
- Lamott stated that he felt Mydloski was the perfect choice for Clerk and he looked forward to working with her.

#2020-93 Motion by Gordon, seconded by Seltzer to approve Heather Mydloski to the position of Clerk for the Village of Franklin.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

B. Consider PA 152 Exemptions

Roger Fraser, Village Administrator

- Review submitted report
- It is perfunctory and required compliance with state law, and must be designated each year.
- He encouraged the council to adopt it.

#2020-94 Motion by Gordon, seconded by Seltzer to approve the PA 152 Exemptions, continuing the 10% charge to employees, as follows:

RESOLUTION – EXEMPTION

RESOLUTION TO ADOPT THE ANNUAL EXPEMPTION OPTION AS SET FORTH IN 2011 PUBLIC ACT 152, THE PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT.

WHEREAS, 2011 Public Act 152 (the "Act") was passed by the State Legislature and signed by the Governor on September 24, 2011;

WHEREAS, the Act contains three options for complying with the requirements of the Act;

WHEREAS, the three options are as follows;

1. Section 3 – "Hard Caps" Option – limits a public employer's total annual health care costs for employees based on coverage levels, as defined in the Act;
2. Section 4 – "80%/20% Option – limits a public employer's share of total annual health care costs to not more than 80%. This option requires an annual majority vote of the governing body;

3. Section 8 – “Exemption” Option – a local unit of government, as defined in the Act, may exempt itself from the requirements of the Act by an annual 2/3 vote of the governing body;

WHEREAS, the Village of Franklin has decided to adopt the annual Exemption option as its choice of compliance under the Act;

NOW, THEREFORE, BE IT RESOLVED the Village Council of the Village of Franklin elects to comply with the requirements of 2011 Public Act 152, the Publicly Funded Health Insurance Contribution Act, by Adopting the annual Exemption option for the medical benefit plan coverage year January 1, 2021 through December 31, 2021.

Upon a call of the roll, the vote was as follows:

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

C. Consider Purchase of new Police Vehicle.

#2020-95 Motion by Seltzer, seconded by Hanke to approve the Purchase of a 2021 Ford Police Inceptor Utility vehicle, for the use of a patrol vehicle, for the quoted price of \$32,394.00, and an additional underwriting fee of \$545.00, payable in three (3) annual installments, with the first installment to be \$11,641.09.

Roll Call Vote

Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE

Motion Carried.

D. Consider Proposed Business License fees.

#2020-96 Motion by Gordon, seconded by Saenz to approve the Proposed Business License Fee.

Discussion ensued on the process for the Business License Fee along with safety regulation and time management involved in the process.

Hanke suggested the fee be reduced to attract business to our downtown. Council discussed.

Roll Call Vote

Pam Hansen	AYE
Mark Hanke	NAY
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	NAY
Bill Lamott	NAY
Ed Saenz	AYE

Motion Carried 4-3.

E. Consider ASI Change Order #5.

#2020-97 Motion by Seltzer, seconded by Hanke to approve the ASI Change Order #5.

Fraser stated that there are two changes to the existing line items where costs are revised and a third item of the costs of investigation related to the storm waters system changes.

Roll Call Vote

Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE
Ed Saenz	AYE
Pam Hansen	AYE

Motion Carried.

F. Consider Proposed Code of Conduct.

Motion by Erlich, no second.

G. Consider Preparation of Minutes, Timing, and Content.

#2020-98 Motion by Gordon, seconded by Seltzer to approve to produce concise minutes within eight days as prescribed by law.

Hanke requested draft meeting minutes to be available within five (5) days after a meeting. Staran stated that the draft minutes are required eight (8) days and available to all per the Open Meetings Act.

Gordon and Staran agreed. Gordon stated that the last three (3) months of the minutes were concise and done to the Councils' specifications.

Staran stated that decisions made, and actions taken were mandatory with no requirements beyond that. He said minute content were up to the Councils' preference. He reminded them that the meetings were recorded.

Roll Call Vote

Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE
Ed Saenz	AYE

Pam Hansen **AYE**
Mark Hanke **AYE**

Motion Carried.

H. Consider Ice Rink Installation.

#2020-99 Motion by Seltzer, seconded by Hansen to approve Ice Rink Installation pending the approval of the Franklin Community Association.

Fraser and Hanke had walked the Village grounds in search of a prime location. Averbuch, and the Fire Department, agreed to fill it with water but cautioned that the firetruck needed to be close to the location to do so. It was determined that the area between the gazebo and the tennis courts was the best location.

Hanke mentioned that the ice rink would have a total estimated cost of \$4,000.00 and will have volunteer labor to construct and to maintain. Fraser stated the monies would be taken from the Fund Balance line item in the Administration Budget. He also stated that the ice rink would be covered by the Village's insurance.

Al Beke, President of the Franklin Community Association, raised some concerns as to whom would be liable if there were accidents? Who will be responsible for maintenance volunteers also for labor for set-up and tear-down of the ice rink? He asked that these items be submitted to him in writing as the FCA owns the property the ice rink would be located on and needs to review the plan first.

Saenz and Hansen added the sense of urgency to get an official approval to expedite as the season is not long for ice skating.

Roll Call Vote

Mike Seltzer **AYE**
Kathy Erlich **AYE**
Bill Lamott **AYE**
Ed Saenz **AYE**
Pam Hansen **AYE**
Mark Hanke **AYE**
Brian Gordon **AYE**

Motion Carried.

I. Consider a Subcommittee for Health, Safety and Quality of Life.

#2020-100 Motion by Hanke, seconded by Seltzer to approve to form the Subcommittee for Health, Safety and Quality of Life content.

Hanke expressed that as a new trustee he had looked at the existing committees and they are generally an inward focus and he desired to expand to more of an outward focus.

Saenz opened a discussion regarding the fact that health, safety, and the quality of life are essentially exactly what the council does. He questioned the need for it but was not opposed. Lamott wanted the objective. Hanke suggested a need to connect with our residents to identify their needs and was opened to feedback and welcomed volunteers. Lamott and Seltzer volunteered to help Hanke on the committee.

Roll Call Vote

Kathy Erlich **AYE**
Bill Lamott **AYE**
Ed Saenz **AYE**
Pam Hansen **AYE**
Mark Hanke **AYE**
Brian Gordon **AYE**

Mike Seltzer AYE

Motion Carried.

IX. UNFINISHED BUSINESS

A. Discussion: Public Water

Roger Fraser, Village Administrator

- Water Survey has gone out and he is looking forward to the input from the Council and the community volunteers. He is impressed with the feedback he has already received.

X. RESOLUTIONS/ORDINANCES

A. Consider a Resolution to Adopt Rules for Electronic Meetings (second reading)

VILLAGE OF FRANKLIN, MICHIGAN

#2020-101 Motion by Seltzer, seconded by Hanke to approve the revised Resolution to Adopt Rules for Electronic Meetings (second reading).

RESOLUTION TO ADOPT RULES FOR ELECTRONIC MEETINGS

WHEREAS, the Michigan Open Meetings Act, MCL 15.261 et seq. was recently amended by the adoption of Public Act 228 of 2020 to permit the remote attendance by members of a public body using telephonic or video conferencing means; and

WHEREAS, the Village Council desires to continue to meet and conduct the public business of the Village in a manner that permits both the general public and members of the Village Council and other Village boards and commissions subject to the Open Meetings Act to participate by electronic means.

THEREFORE, IT IS RESOLVED by the Franklin Village Council that the Rules of Conduct, as codified in Chapter 220 of the Codified Ordinances, are hereby amended to add the following provisions:

ELECTRONIC MEETINGS (REVISED)

Rule 31. ELECTRONIC MEETINGS AUTHORIZED

The Village Council may meet and conduct its meetings, in whole or in part, by electronic means using telephone conferencing or video conferencing technology without regard to physical place and physical presence requirements, in accordance with Section 3a of the Open Meetings Act, MCL 15.263a, as amended, through December 31, 2020.

Beginning January 1, 2021 through December 31, 2021, Village Council meetings may be held, in whole or in part, by electronic means using telephone conferencing or video conferencing technology due to circumstances requiring accommodation of any Village Councilmember absent because of military duty, a medical condition, or when a declared statewide or local state of emergency or state of disaster exists and the personal health or safety of members of the public or public body would be at risk if the meeting were held in person. As used in these Rules, the term “medical condition” means an illness, injury, disability, or other health-related condition, including the quarantine or isolation of a Village Councilmember to minimize the spread of a contagious disease.

Beginning January 1, 2022 members of the Village Council may participate by electronic means in Village Council meetings only to accommodate their absence due to military duty.

Rule 32. CONDUCT OF ELECTRONIC MEETINGS

An electronic meeting of the Village Council will be conducted in a manner that permits two-way communication so that members of the Council can hear and be heard by one another, and so that public participants can hear members of the Village Council and be heard by both the Council and

other public participants. The Village may use technology to facilitate typed public comments submitted by members of the public participating in the electronically-held meeting that shall be read to or shared with members of the Village Council and other participants.

As permitted by the Open Meetings Act, a physical place is not required for an electronically-held meeting. Members of the Village Council and members of the public participating electronically in a meeting that occurs in a physical place are considered present and in attendance at the meeting for all purposes. For a meeting at which Village Councilmembers are physically absent due to military duty or a medical condition and who are being accommodated by remote participation, all other Village Councilmembers must be physically present at the meeting to be able to participate.

In addition to any other notice required by the Open Meetings Act, advance notice of an electronically-held meeting shall be posted on a portion of the Village's website that is fully accessible to the public. The public notice must be included on either the home page or a separate webpage dedicated to public notices for non-regularly scheduled or electronically-held public meetings that is accessible through a prominent and conspicuous link on the Village's website home page that clearly describes its purpose for public notification of non-regularly scheduled or electronically-held public meetings. Any scheduled meeting of the Village Council may be held as an electronic meeting as permitted by the Open Meetings Act if a notice consistent with this Rule is posted at least 18 hours before the meeting begins. Any notice of the meeting of the Village Commission held electronically must clearly contain all of the following:

- (a) Why the Village Council is meeting electronically;
- (b) How members of the public may participate in the meeting electronically (if a telephone number, internet address or both are required to participate, that information must be provided in the notice);
- (c) How members of the public may contact members of the Village Council to provide input or ask questions on any business that will come before the Council at the meeting; and
- (d) How persons with disabilities may participate in the meeting.

If an agenda exists for an electronically held meeting of the Village Council, the Village shall, on a portion of its website that is fully accessible to the public make the agenda of the meeting available to the public at least 2 hours before the meeting begins. This publication of the meeting agenda does not prohibit subsequent amendment of the agenda at the meeting.

A member of the general public is not required to register or otherwise provide his or her name or other information or otherwise fulfill a condition precedent to attend an electronically-held meeting, other than mechanisms established and required by the Village necessary to permit the individual to participate in a public comment period of the meeting.

Members of the general public otherwise participating in an electronically-held meeting of the Village Council are excluded from participation in a closed session of the Village Council that is held electronically provided that the closed session is convened and held in compliance with the requirements of the Open Meetings Act applicable to closed sessions.

Rule 33. AGENDA FOR REGULAR BUSINESS MEETINGS; ELECTRONIC MEETINGS

The order of business for all meetings of the Village Council conducted electronically and held during through December 31, 2020, and held beginning January 1, 2021 through December 31, 2021 for Village Council meetings held, in whole or in part, by electronic means using telephone conferencing or video conferencing technology when a declared statewide or local state of emergency or state of disaster exists shall be as follows: Call to Order; Roll Call; Adoption of

Agenda; Approval of Minutes of previous meeting(s); Reports of Village Officers and agents; Submission of current bills; Public requests and comments; Unfinished business; New business; and Adjournment. The order of business outlined in this paragraph is not applicable when electronic means is used to accommodate the absence of individual Village Councilmembers due to military duty or a medical condition.

Rule 34. PUBLIC COMMENTS

During Village Council meetings conducted electronically, members of the public attending the meeting, once recognized by the chair, shall identify themselves for the record and indicate the municipality where they reside. Comments by the public will be limited to 2 minutes for each speaker unless the time is extended by the chair or by vote of the Council. Comments by the public during electronic meetings will be restricted to the public requests and comments portion of the meeting.

Rule 35. COUNCILMEMBER ATTENDANCE BY PHONE/VIDEO

A member of the Village Council who anticipates being absent from a meeting due to the circumstances set forth in the Open Meetings Act and these Rules may request accommodation of their absence to permit their remote participation in and voting on Commission business by two-way telephonic or video conferencing communication. A Village Councilmember who desires to attend a meeting by telephonic or video conferencing shall inform the Village Administrator, or the Village Administrator's designee, at least 24 hours before the meeting to permit any necessary technology to be put in place to accommodate participation of the absent member. Village Councilmembers attending a meeting by telephone or video conferencing may fully participate in the meeting, including voting and attendance in any closed session of the Village Council. A Councilmember participating by telephonic or video conferencing is not permitted to chair the meeting unless all Council members are participating by telephone or video conferencing.

Any member of the Village Council attending a meeting remotely must publicly announce at the outset of the meeting (which shall be included in meeting minutes) that the member is attending the meeting remotely. If the member is attending the meeting remotely for a purpose other than for military duty, the member's announcement must identify the member's physical location by stating the city, village or township and the state from which the member is attending the meeting remotely.

Rule 36. OTHER BOARDS AND COMMISSIONS

All other Village boards and commissions and the members thereof are governed by and shall conform to the provisions contained in these Rules setting forth the requirements and procedures by which absent members and the public may remotely participate in meetings electronically by telephone or video conferencing. In the event of any conflict between these rules and the bylaws or procedural rules of the other board or commission, this Rule is controlling authority.

Hansen asked if anything had changed from the first and second reading. Staran clarified that since the last reading two (2) changes were requested by the Council: Rule 34-regarding public comments, that the three (3) minutes comment begin restricted to two (2) minutes and that the public comments be made during the public comment portion of the meeting.

Gordon asked if the President had the ability to accommodate comments at other times. Staran clarified that the length of the comment could be extended by the Chair (President) or it can be done by the vote of the Council.

Roll Call Vote

Bill Lamott	NAY
Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE

Brian Gordon **AYE**
Mike Seltzer **AYE**
Kathy Erlich **NAY**

Motion Carried 5 – 2.

B. Consider Ordinance to Approve the Editing and Inclusion of Certain Ordinances and a Resolution as part of the Codified Ordinances (first reading).

#2020-102 Motion by Gordon, seconded by Seltzer to forgo the usual procedures and to waive the second reading, adopting the Ordinance to Approve the Editing and Inclusion of Certain Ordinances and a Resolution as part of the Codified Ordinances in its first reading as follows:

WHEREAS, American Legal Publishing has completed its annua updating of the Codified Ordinances of the Village; and

WHEREAS, various ordinances and resolutions of a general and permanent nature have been passed by Council since the date of the last updating of the Codified Ordinances (December 31, 2018) and have been included in the Codified Ordinances of the Village; NOW THEREFORE:

THE VILLAGE OF FRANKLIN ORDAINS:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances are herby approved as parts of the Codified Ordinance of the Village, so as to conform to the classification and numbering system of the Codified Ordinances:

Ord. or Res. No.	Date	C.O. Section
2019-01	01-14-2019	1474.01 to 1474.18, 1474.99, Ch. 1474 Appx.
2019-02	03-11-2019	695.03
2019-03	05-13-19	1042.13
2019-04	05-13-2019	625.01 to 625.09, 625.13
2019-05	06-10-19	1240.03, 1250.02 to 1250.04, 1268.13
2019-06	06-10-2019	411.01 to 411.03, 411.99
2019-07	08-12-2019	1048.01 to 1048.16

Section 2. This ordinance is hereby declared to have been adopted by the Village of Franklin Council at a regular meeting duly called and held on the 14th day of December, 2020 and ordered to be given effect upon passage and publication as mandated by Charter and Statute.

Roll Call Vote

Ed Saenz **AYE**
Pam Hansen **AYE**
Mark Hanke **AYE**
Brian Gordon **AYE**
Mike Seltzer **AYE**
Kathy Erlich **AYE**
Bill Lamott **AYE**

Motion Carried.

C. Consider Resolution for Fred Gallasch in Recognition of his many years of service

PROCLAMATION

H. Frederick Gallasch, PhD

In Appreciation of his Public Service to the Village of Franklin

WHEREAS **H. Frederick Gallasch** has served as Village President, for four (4) years, from September 2007 until September 2011; and,

WHEREAS **H. Frederick Gallasch** has served as a Village Council Trustee, for sixteen years (16) years, from March, 1997 until September, 2007 and November 2014 until November 2020, serving

as a member of the Road Construction Oversight, Finance, Legal, and Liquor Committees, and served as the Village Council Liaison to the Historic District Commission; and,

WHEREAS **H. Frederick Gallasch** has served on the Zoning Board of Appeals since July 2013 and served on the Historic District Study Committee since 2017; and,

WHEREAS **H. Frederick Gallasch** has belonged to Franklin's Mobile Watch for many years; and,

WHEREAS **H. Frederick Gallasch** belonged to the Kreger House team; and,

WHEREAS **H. Frederick Gallasch** has resided in the Village for more than twenty-five (25) years with his wife Mary Hepler.

NOW THEREFORE BE IT RESOLVED, on this 14th day of December 2020, that the Franklin Village Council hereby publicly recognizes, commends and thanks Village Council Trustee H. Frederick Gallasch for his service to the Village.

#2020-103 Motion by Seltzer, seconded by to approve the Resolution for Fred Gallasch in Recognition of his many years of service.

Roll Call Vote

Pam Hansen	AYE
Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE
Ed Saenz	AYE

Motion Carried.

D. Consider Resolution for Eileen Pulker in Recognition of her many years of service.

**PROCLAMATION
Eileen Pulker**

In Appreciation of her Public Service to the Village of Franklin

WHEREAS **Eileen Pulker** has served as the Franklin Village Clerk for twenty-one (21) years, from August 1999 until November 16, 2020; and,

WHEREAS **Eileen Pulker** has staffed meetings for the Village Council in addition to the Historic District Commission, Planning Commission and Zoning Board of Appeals.; and,

WHEREAS **Eileen Pulker** has always been an invaluable asset eagerly providing assistance to council members and staff in locating required documents and information; and,

WHEREAS **Eileen Pulker** served as liaison and board member for Birmingham Next and Birmingham Youth Assistance; and,

WHEREAS **Eileen Pulker** has received the following awards

Diversity Champion, 2011, from the Race Relations and Diversity Task Force

Village Clerk of the Year, 2012, from the Michigan Municipal Clerks and Wonder Woman, 2017, from the Women Officials Network Foundation; and,

WHEREAS **Eileen Pulker** has been a member of the Michigan Association of Municipal Clerks, the Oakland County Clerk Association and the Women Officials Network Foundation; and,

WHEREAS **Eileen Pulker** is a Certified Election Official and a Certified Municipal Clerk; and,

WHEREAS **Eileen Pulker** has resided in the Village for twenty-two years with her husband John and raised three sons;

NOW THEREFORE BE IT RESOLVED, on this 14th day of December 2020, that the Franklin Village Council hereby publicly recognize, commend and thank Franklin Village Clerk Eileen Pulker for her service to the Village.

#2020-104 Motion by Lamott, seconded by Erlich to approve a Resolution for Eileen Pulker in Recognition of her many years of service.

Roll Call Vote

Mark Hanke	AYE
Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE
Ed Saenz	AYE
Pam Hansen	AYE

Motion Carried.

IX. ADJOURNMENT

Motion to adjourn by Seltzer, seconded by Hanke.

Roll Call Vote

Brian Gordon	AYE
Mike Seltzer	AYE
Kathy Erlich	AYE
Bill Lamott	AYE
Ed Saenz	AYE
Pam Hansen	AYE
Mark Hanke	AYE

Motion Carried.

There being no further business, the meeting was adjourned at 10:40 PM.

Respectfully Submitted,

Heather C. Mydloski, Clerk

William Lamott, President