

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, August 14, 2023, at 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 Bill Lamott, at 7:00 P.M.

II. ROLL CALL

Present: Kathy Erlich, David Goldberg, Mark Hanke, Pam Hansen, David Sahli, Mike Seltzer, and Bill Lamott

Absent: None

Present: Dan Roberts, Police Chief; Tony Averbuch, Fire Chief; Roger Fraser, Village Administrator; Susan Goldstrom, Assistant Administrator; and Peter Gojcaj, Village Attorney

III. ADOPTION OF AGENDA

Motion by Seltzer, seconded by Hanke to adopt the Agenda with item 10b being postponed until the next regularly scheduled Council meeting.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

IV. MINUTES

A. Regular Meeting of July 10, 2023

Motion by Seltzer, seconded by Hansen to adopt the Minutes for the Regular Meeting of July 10, 2023, as presented.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

V. PUBLIC REQUESTS AND COMMENTS

Public Comments were opened by President Bill Lamott at 7:06 PM.

Rick David

- He asked if there had been any meetings that had taken place since the Council adopted its new resolution requiring a meeting to have minutes recorded.

The answer was no committee meeting besides the Legal Committee.

Rich Pirrotta, 31265 Woodside

- He thanked the Village for the response to the FOIA request regarding the T-Mobile cell application and he would reserve his comments until this item is discussed later in the meeting.

Al Beke, FCA President

- He just wanted to announce the Music at the Gazebo on Wednesday, August 16th, featuring the music of Mark Collins and a cotton candy truck sponsored by Linda Novak.

Eileen Harryvan, Southfield Township Clerk

- She stated that there will be no August or November elections this year.

Public Comments were closed by President Bill Lamott at 7:08 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENTS

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A. Police Report

Dan Roberts, Police Chief

- Dan Roberts, Police Chief reviewed with Village Council his submitted report.
- He spoke to the Council about problems with estate sales recently in the Village. There have been a lot of complaints about parking and not getting the necessary permit to hold an estate sale. One sale on Helmandale was clearly running a business. They were trucking in other goods from different locations. They had shelving there that was pre-marked. He thinks a review of the ordinance is needed.
- He also discussed the problems with the Airbnb on Carol Avenue and the number of times the police were dispatched to that location in just two months. This is not a criminal matter. The initial renter overstayed their rental agreement, then refused to leave creating a lot of civil problems. He believes the Village needs to revisit this ordinance too.

Discussion:

Items discussed included having the Planning Commission review the ordinances on estate sales, Airbnbs, and the cost for the permit to hold estate sales.

- He informed the Council that Lieutenant Bastianelli would be retiring on September 15th. In preparation for his own personal retirement, the Chief would like to advertise for a deputy chief position. Then after his retirement, the deputy chief would become the new Chief of Police. He came before the Council to ask permission to advertise this position.

Discussion:

The Council had concerns about creating a new position in the police department, what would happen to the lieutenant position and why they were just now hearing about this plan. There were further discussions on holding a special meeting to review this request and the cost associated with replacing the lieutenant position with a deputy chief position.

It was moved by Seltzer, seconded by Erlich to approve the advertisement of a temporary deputy chief position as a replacement for the existing lieutenant position effective September 15, 2023, until August of 2024.

AYES: Erlich, Goldberg, Hansen, Sahli, Seltzer, and Lamott

NAYS: Hanke

ABSENT: None

Motion carried.

VII. SUBMISSION OF CURRENT BILLS

Totals: 8-13-2023	
CATEGORY	SUB TOTALS
General	\$ 79,436.91
Major Streets	\$ 14,932.86
Local Streets	\$ 11,028.17
Police	\$ 77,502.93
Garbage and Rubbish	\$ 15,039.49
Building Dept.	\$ 9,029.27
Library	\$ -
Street Project	\$ -
Road Millage	\$ -
Sewer Fund	\$ -
Tax Collection	\$ -
Wastewater	\$ -
TOTALS	\$ 206,969.63

Discussion:

- Questions regarding MMRMA general fund contribution, Glass Legal Services, and the Segway rental.

It was moved by Seltzer, seconded by Erlich to approve the submitted bills.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

VIII. SPECIAL REPORTS

A. President's Report

No report.

B. Council Report

Sahli asked about the Priority List created by the Council. He thinks that the Council has lost direction by going through the exercise and not following through. He does not want the Village to lose sight of the progress the Council has made.

Sahli questioned Lamott's luncheon with Representative Rashida Tlaib and the cost of the lunch. He stated his concerns that no other Trustees were invited or members of the public. He feels that this was not an appropriate use of public funds. He asked that Lamott refund the cost of the lunch. He made a motion to for the Village President to reimburse the Village and it was seconded by Seltzer.

Fraser stated that the attorneys reviewed if this is a permissible expense. They stated that it was.

Lamott stated that they discussed issues important to the Village like the downtown contamination, repairs of historic buildings and how the government could help Franklin raise funds. He thought it was a productive partnership building session.

Action Item: Revisit the Goals, Objectives, and Various Tasks Priority List at the September 11th Council Meeting.

Action Item: Dana to add the list to the Trustees' folders.

Hansen stated as previous Village President, she sometimes bought lunch for people. She is satisfied he did the right thing with the leftovers by donating them. She was satisfied with the Council expressing their concerns and asking the Village President not to do that again. She believes that one of the jobs of the Village President is to advocate for money for the Village. She does not support asking for reimbursement. Sahli withdrew his motion.

C. Administrator Report

Fraser wanted to discuss what the Village was doing in terms of routine maintenance of signs. He stated that in 2021, HRC did an inventory of our street signs in the Village. It identified where the signs were wrong, poorly located, or needed to be upgraded. Also, the Code Enforcement Officer currently maintains a list of signs to identify places where they are missing or can't be read or illegible. He stated the Council now needs to decide if you want to consider a different form of sign and whether there could be a logo as part of our street name signs.

Discussion followed.

Lamott stated that there are still issues of the signs at the Post Office crosswalk and signs between 14 Mile and Evelyn. Fraser suggested that the Council have a discussion on quality of sign types, types of signs and the use of the signs. He believes that it deserves some policy consideration.

D. Planning Commission Report

Pete Halick, Chairperson

Halick stated that the Planning Commission discussed the golf cart ordinance and recommended not pursuing it. It was the majority of the opinion of the Commissioners and Chief Roberts not to pursue it. He also stated that Stuart Wooters will be the next chairperson of the Planning Commission with himself as vice-chair and Linda Novak will remain the secretary. He stated that he would like to see Albert Ludwig reappointed to the Planning Commission for his next term.

Discussion followed on the golf cart ordinance.

E. Main Street Franklin Report

Sahli stated that Main Street will be having their Summer Block Party on Wednesday, August 23rd at 5:30 p.m.

Erlich also stated that the FCA will be having its Roundup on Labor Day and they are looking for volunteers starting from 8:00 a.m. until 5:30 p.m. FCA is also trying a new option this year where you can pre-pay for tickets.

IX. PUBLIC HEARING

A. Amendment to the Chickens and Ducks Ordinance

Lamott stated that the purpose of the public hearing was to discuss proposed amendments to the Chickens and Ducks Ordinance.

Lamott opened the Amendment to the Chickens and Ducks Ordinance at 8:07 p.m.

No public comments were made during the Public Hearing.

The Amendment to the Chickens and Ducks Ordinance was closed by President Lamott at 8:07 p.m.

X. OLD BUSINESS

A. Consider the Second and Final Reading of the Amendment to the Chickens and Ducks Ordinance

It was moved by Hanke, seconded by Seltzer to approve the Second and Final Reading of Amendment to the Chickens and Ducks Ordinance with the amendment to Section 612.24(g)(4)(iv) Coop and Pen Size to read “perimeter of the coops shall not exceed one hundred (100) square feet in area and six (6) feet in height.”

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None
ABSENT: None
Motion carried.

B. Consider First Reading – Ordinance to Amend the Zoning Map to Include Certain Properties in the Public Institutional Zoning District.

Lamott explained that the Village has established a new zoning district and the intent at this meeting is to place certain properties into this new Public Institutional Zoning District. His suggestion was each property be reviewed individually. Seltzer added that some of the Trustees will have to recuse themselves from particular properties.

Discussion followed regarding the title search for this of the properties.

Rick Kozlowski, Franklin-Bingham Farms Fire Department

He had letters delivered to the Council outlining the reasons the fire department would like to be excluded from the public institutional zoning district.

Mona Helmy, Principal of the Huda Montessori School

She stated that she was not familiar with the ordinance or the rezoning. But the school would look through the information before making a decision.

Al Beke, President of the FCA

The FCA is still waiting for clarification from the property title search.

Discussion followed on the property title search and FCA adding deed restrictions to its property.

Eileen Harryvan

She wanted more information about the new zoning district and how it protects certain properties. She also knows that it is possible to get rid of deed restrictions. She believes if the new zoning district would assist in protecting the integrity of the Village, it is something worth looking at.

Rick David, Franklin Public Library

The library is in support of this change. They have worked with the Planning Commission.

1. Parcel Number: 24-06-257-022 - Franklin Offices, including related buildings and land (Kreger house and barn) and Franklin-Bingham Police Department

It was moved by Hanke, seconded by Erlich to include parcel # 24-06-257-022 in the Public Institutional Zoning District.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott
NAYS: None
ABSENT: None
Motion carried.

2. Parcel Number: 24-06-253-024 – Franklin Public Library and Franklin Village Green

It was moved by Erlich, seconded by Hanke to include parcel #24-06-253-024 in the Public Institutional Zoning District.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

Action Item: A decision on the Franklin Community Church, Franklin Cemetery, and the Huda School is postponed and the FCA are being held until future resolution.

3. Parcel Number: 24-06-203-021 – Franklin -Bingham Farms Fire Department

It was moved by Goldberg, seconded by Hansen to eliminate parcel #24-06-203-021 from consideration in the Public Institutional Zoning District.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

4. Parcel Number: 24-07-226-006 – Franklin Historical Museum and adjoining property

It was moved by Erlich, seconded by Hansen to include parcel #24-06-226-006 in the Public Institutional Zoning District.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, and Seltzer

NAYS: None

ABSENT: None

ABSTAIN: Lamott

Motion carried.

5. Bowden Road Property

It was moved by Goldberg, seconded by Erlich to include the Bowden Road property in the Public Institutional Zoning District.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, and Lamott

NAYS: None

ABSENT: None

NO VOTE: Seltzer

Motion carried.

XI. NEW BUSINESS

- A. **Consider Proposed Expansion of Historic District.**

Gary Roberts asked the Council to approve the submitted report or an amended version of the report the Historic District submitted before. He stated the only controversial thing in the report is including the FCA property. He wants everything from the Franklin Cemetery to Wellington to be covered by the protection of the Historic District. It is one more level of protection.

Pam Hansen included information in the Trustee packets to address some concerns the Council raised in the past.

Discussion followed concerning the FCA concerns over being included in the Historic District.

1. 26425 Wellington, Franklin Community Church

It was moved by Hansen, seconded by Seltzer to approve amending the Historic District Ordinance to include the Franklin Community Church.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

2. 32325 Franklin Road, Kreger House Property (Village Owned Property)

It was moved by Seltzer, seconded by Erlich to approve amending the Historic District Ordinance to include the Kreger House Property.

AYES: Erlich, Goldberg, Hanke, Hansen, Seltzer, and Lamott

NAYS: Sahle

ABSENT: None

Motion carried.

3. 32020 Franklin Road

It was moved by Seltzer, seconded by Erlich to approve amending the Historic District Ordinance to include the property at 32020 Franklin Road.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

4. 26475 Scenic Lane, the Lamott Residence

It was moved by Hanke, seconded by Seltzer to approve amending the Historic District Ordinance to include the property at 26475 Scenic Lane.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, and Seltzer

NAYS: None

ABSENT: None
ABSTAIN: Lamott
Motion carried.

B. Committee Working on Paths.

Sahli stated the mission will be to improve safety and connectivity throughout the Village. By identifying locations of potential safety passes, analyzing the options for the installation of such passes and making recommendations for consideration to the Council.

Discussion followed.

C. Consider Village Street Name Signs.

Sahli stated he is personally open to redesign, but the Village needs to be mindful of cost. Goldberg stated the first thing needed is an inventory of signs and then run a cost analysis. Lamott asked how do an inventory on signs. Fraser stated the Village has a list of all the signs in the Village.

Discussion followed.

Action Item: The Council would like Fraser to provide a list of signs to them.

Action Item: Add this item to the next regularly scheduled Council meeting.

D. Consider Asking the Planning Commission to Recommend Potential Locations within the Village for the Relocation of the Pickering Barn.

Halick explained this request is to do analysis on relocating the Pickering Barn to the Village. He believes the Planning Commission is in the best position to bring interested groups together to give the Pickering Barn its best chance. They would consider different locations and factors like parking, funding and economic development. They would utilize the services of the Village's planner, McKenna.

Discussion followed.

It was moved by Seltzer, seconded by Erlich to approve a resolution supporting a potential relocation analysis of the Pickering Barn to Franklin within a 90 day timeframe and a budget of \$2000.00.

Roll Call Vote:

Erlich	Aye
Goldberg	Aye
Hanke	Nay
Hansen	Aye
Lamott	Aye
Sahli	Aye

Seltzer Aye

E. Consider Referring to Planning the Extenet Systems Application for New Pole to Mount Omni Antenna & Associated Equipment.

It was moved by Hanke, seconded by Seltzer to approve referring the Extenet Application to the Planning Commission.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

X. ADJOURNMENT

Motion by Lamott, seconded by all to adjourn the meeting.

AYES: Erlich, Goldberg, Hanke, Hansen, Sahli, Seltzer, and Lamott

NAYS: None

ABSENT: None

Motion carried.

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

William Lamott, President

Dana Hughes, Village Clerk