

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, December 11, 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, David Sahli, and Bill Lamott

Absent: Pam Hansen and Mike Seltzer

Present: Tony Averbuch, Fire Chief; Roger Fraser, Village Administrator; Peter Gojcaj, Village Attorney, and Dana Hughes, Village Clerk

III. ADOPTION OF AGENDA

Motion by Hanke, seconded by Erlich to adopt the Agenda, with the following changes, postponing item 10B. the Public Institutional Zoning Final Reading and 11F the NEXT Contribution until the January meeting; and moving the Historic District Commission Applicant to 11A.

AYES: Erlich, Goldberg, Hanke, Sahli and Lamott

NAYS: None

Motion carried.

IV. MINUTES

A. Regular Meeting of November 15, 2023

Motion by Hanke seconded by Erlich to adopt the Minutes for the Regular Meeting of November 13, 2023, with corrections.

AYES: Erlich, Goldberg, Hanke, Sahli and Lamott

NAYS: None

Motion carried.

V. PUBLIC REQUESTS AND COMMENTS

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

Jeff Kopelman (Benjamin Franklin)

- He was dressed as Benjamin Franklin. He wanted to remind everyone that next year will be the 200th anniversary of the Village of Franklin. He wants all the residents to come together to make Franklin better.

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

- Dan Roberts, Police Chief reviewed with Village Council his submitted report.
- He highlighted the recent surge in residential burglaries in the Birmingham Bloomfield Franklin Farmington Hills area, committed by South American crews that target wealthy homes, often hitting between 6-9 pm and focusing on jewelry.
- Residents are advised to be vigilant and report any suspicious activity, including unfamiliar vehicles or people, to the police department to prevent further burglaries.
- He mentioned that the burglars are targeting unoccupied homes, particularly in wealthy neighborhoods, and that they are disabling alarm systems to gain entry.
- The new Deputy Chief will start in January and will be at the January 8th Village Council meeting. He will be here at 6 p.m. for an informal conversation with Council.

Discussion followed.

B. Fire Report

Tony Averbuch

- Tony Averbuch, Fire Chief reviewed with Village Council his submitted report.

Lance Vainik, Village Treasurer

- Lance Vainik, Village Treasurer reviewed with the Village Council his treasurer's report.
- He reported that the village has sufficient funds to meet its current and anticipated obligations.
- There was a large entry of \$24,047.45 for mowing, maintenance, and tree trimming paid to Johnson Landscaping.

VII. SUBMISSION OF CURRENT BILLS

Totals: 11-10-2023	
CATEGORY	SUB TOTALS
General	\$ 50,958.38
Major Streets	\$ 12,263.16
Local Streets	\$ 29,427.92
Police	\$ 77,820.62

Garbage and Rubbish	\$ 15,006.49
Building Dept.	\$ 65,169.11
Library	\$ -
Street Project	\$ -
Road Millage	\$ 471,675.00
Sewer Fund	\$ -
Tax Collection	\$ 16.68
Wastewater	\$ 3,119.92
TOTALS	\$ 253,782.28

Discussion around a \$47,350.00 bond refund.

It was moved by Hanke, seconded by Sahli to approve the submitted bills.

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

NAYS: None

Motion carried.

VIII. SPECIAL REPORTS

A. President's Report

- Lamott announced that Thursday is Sip, Shop & Stroll and the Historic Society will be roasting chestnuts.
- ~~The Historic Society~~ and Planning Commission has done some work regarding the Pickering Barn and the potential of moving it to Franklin. He believes that they may be potential economic benefits of a privately funded process of moving the barn to the Village and using it commercially. The Council would be supportive of that but at this point, not supportive of spending Village funds.

B. Committee on Pathways Report

- Sahli stated that the committee had a kickoff meeting yesterday. He added that Hanke and himself, two members from the Planning Commission and one member from the ZBA are on the committee. The plan is to meet once a month, two weeks the Council meeting. He reported on a SEMCOG workshop he attended on pathway planning, highlighting the importance of connecting landlocked communities and prioritizing grant funding. Hanke and Sahli discuss the Village's pathway plans, focusing on connecting residents to resources and addressing isolated areas.

Discussion followed.

C. Council Report

- Goldberg updated the Council on the land divisions that the Village did with the FCA. This will technically go in effect as of January 1st. A copy of the documentation was sent to the FCA.

D. Administrator Report

- Lamott and Fraser discussed the possibility of erecting signs to commemorate the Bicentennial, with questions about permit requirements and lead time.

Discussed the following: The Council debated the definition of "signs" and whether they need a permit, with some members expressing concerns about the effort required and the potential for council support.

It was moved by Hanke, seconded by Goldberg to approve the displays to commemorate the Bicentennial.

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

NAYS: None

Motion carried.

D. Planning Commission Report

- Halick mentioned the planning commission's goals and objectives, the review of the outdoor lighting ordinance, as well as the Pickering barn report, which is still in progress.

Discussion followed on concerns about the effectiveness of council meetings.

- Commissioner Grezlik expressed frustration with the lack of communication within the village, including last-minute notifications and unused communication channels.
- Goldberg and Hanke suggested improving communication through social media and other channels, but Grezlik is already working on a subcommittee for communication.

E. Main Street Franklin Report

- Jeremy Fagan, a manager at Comerica Bank, introduces himself as new president of Main Street Franklin.
- He detailed the upcoming Sip, Shop & Stroll event.
- He reported that Goldstrom will have a summary for Main Street Franklin in January.

IX. PUBLIC HEARING

Public Hearing was opened by President Bill Lamott at 7:41 P.M.

A. Demolition of Non-Historic Property at 25240 Franklin Park Drive.

No Public Comments.

Public Hearing was closed by President Bill Lamott at 7:42 P.M.

X. OLD BUSINESS

A. Consider demolition of Non-Historic Property at 25240 Franklin Park Drive.

Council members discuss potential issues with small cell wireless deployment in their village due to safety concerns.

It was moved by Erlich, seconded by Hanke to approve the demolition of a non-historic property at 25240 Franklin Park Drive.

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

NAYS: None

Motion carried.

B. Consider Second and Final Reading for the Public Institutional Zoning for the Following Properties Franklin Community Church, FCA Properties, Huda School, Franklin Cemetery, and Franklin Sledding Hill.

This item has been postponed until next month.

Action Item: Add this item to the January 8th Village Council Meeting.

C. Consider the Extenet System Application.

Public Comments:

Rich Pirrotta, Woodside

- He stated that the community fully supports the decision to deny the application.

Cat Phillips, Woodside

- She believes Extenet Systems submitted an incomplete application. She brought up cases that are happening across the country that set precedents for this kind of issue. She also spoke on the Telecom Communications Act of 1986, that states local government must only allow a service provider to provide wireless telephone service if there are no connections to landlines.

Paula Sloi, Woodside

- She stated that at the Town Hall, she spoke to the Extenet Systems representative. She asked him if he could ask more carriers to the pole and stated that could. She stated that once the pole is in what is stopping them adding carriers.

Chiu Yuen To

- This is something that we can gather community opinion to see how many people are for it or against it. He thinks that should be something that the Village Council and the residents should stand by.

Jackie Flemmer, Rosemond

- She asked if there is any consideration to move the pole to better location instead of it being at the same elevation as the homes?

Tony Schonek, Woodside

- He asked if there is an opportunity where the Council could listen to some residents as it has been done in the past. If the residents could have some input for a new location, he would appreciate it.

Multiple Residents

- Residents express concerns about a proposed 140-foot-high pole in a residential area.

Council members discuss potential issues with small cell wireless deployment in their village due to safety concerns.

It was moved by Hanke, seconded by Erlich to deny Extenet Systems a permit application to install a small cell tower on West 13 Mile Road between Woodside and Rosemond due to the fact the proposed pole location would interfere with site lines or clear zones for pedestrians and transportation.

Roll Call Vote

Erlich Aye
Goldberg Aye
Hanke Aye
Lamott Nay
Sahli Aye
Motion carried.

Action Item: Refer the Small Cell Tower Act to Planning Commission to update it to legal standards.

D. Consider Second and Final Reading of the Amendment to the Stormwater Management Ordinance.

Council discusses updates to stormwater management ordinance, including redlined language and waivers.

RESOLUTION TO AMEND CHAPTER 1229 OF THE VILLAGE CODE OF ORDINANCES: STORMWATER MANAGEMENT

WHEREAS, both the State of Michigan and the Federal Government provide laws and regulations requiring local units of government to protect and enhance the water quality of local watercourses, water bodies, and groundwater, and

WHEREAS, the Village of Franklin has adopted Chapter 1229, Stormwater Management, of the Village Code or Ordinances in compliance with these laws and regulations, and

WHEREAS, periodic amendments to these laws and regulations drive the need for the Village to amend our Chapter 1229 so as to remain compliant with these regulations, and

WHEREAS, amendments are proposed for Section 1229.03 Applicability and Section 1229.11 Waivers; and

WHEREAS, CHAPTER 1229 in its entirety is attached to this resolution, and,

WHEREAS, proposed amendments to Section 1229.03 and 1229.11 are printed in red in the attachment and read as follows:

1229.03 – (a) The Oakland County Water Resources Commissioners Stormwater Engineering Design Standards as amended from time to time, are hereby adopted by the Village of Franklin in this article for the control and treatment of stormwater runoff.

1229.11 - The Village Council shall have the authority to grant waivers from specific control provisions of the stormwater management standards due to site-specific conditions, but only if the waiver(s) are as restrictive as the Oakland County Standards.

THEREFORE, the Village Council of the Franklin Village resolves:

1. To approve the proposed amendments to Sections 1229.03 and 1229.11 of the Village Code of Ordinances as presented and attached hereto, and
2. The Clerk and the Administrator of the Village of Franklin are hereby directed to provide a certified copy of this resolution with the attached, amended ordinance to the State of Michigan Department of Environment, Great Lakes, and Energy.

It was moved by Hanke, seconded by Goldberg to approve the Second and Final Reading of the Amendment to the Stormwater Management Ordinance.

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

NAYS: None

Motion carried.

XI. NEW BUSINESS

A. Consider New Applicant for the Historic District Commission.

First Applicant: Angie Nagle:

- She has been a resident of the historic district for a couple of years. She lives on German Mill and has two little kids and loves the community. And She couldn't picture herself living anywhere else. Finally, she would like to be a little bit more involved.

Second Applicant: Jennifer Cook-Riggen:

- She just moved to Franklin from Minnesota. Her husband works for General Motors. They bought a house here over a year ago. They specifically looked at Franklin and we are in a quad that they are renovating not restoring. She studied historic preservation for my master's degree at the University of Florida. Architecture and Planning historic communities are her passions. She worked for two different architecture firms in Chicago. She served on women in planning and development in Chicago. One of her big things is education about historic preservation, why do we need historic preservation? She believes the Village need small businesses that are drawn to historic buildings, like the downtown. She would love to be an alternate if the Council chose her or another district as well. So, she would just like to be considered.

Discussion followed:

- Sahli expresses concern about losing potential voices within the community, and Jennifer offers to be an alternate candidate for the Historic District Commission.
- The Council discussed the qualifications of both applicants.

It was moved by Lamott, seconded by Hanke to approve Angie Nagle's appointment to the Historic District Commission.

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

NAYS: None

Motion carried.

B. Consider New Ford Explorer Police Package.

- Roberts explained to Council the new vehicle would be a lease-to-own with three yearly payments. He mentioned that the price of the new police car has gone up quite a bit from the last time they bought one, but the trade-in value of their old vehicle has also increased. The old vehicle will be put out to bid.

Discussion followed.

- It is suggested that the new vehicle be purchased in cash to get a better deal, but Roberts believes the price is non-negotiable.

It was moved by Hanke, seconded by Goldberg to approve Chief Roberts to try and negotiate the best deal while purchasing it in cash not to exceed what we approved.

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

NAYS: None

Motion carried.

C. Consider the Oakland County IT Service Agreement.

Roberts explained this is an annual service agreement that the Village must sign. We belong to a consortium called Clemis, which is what all Oakland County police agencies and many other counties belong to as well. They run basically all our police reports, all our intelligence, anything

from an accident report to tickets, and all our police Related Information Technology Network is covered under Clemis. They do a fantastic job for not only us, but virtually every other law enforcement agency in the area.

Discussion followed.

It was moved by Hanke, seconded by Sahli to approve the IT Service Agreement with Oakland County.

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

NAYS: None

Motion carried.

D. Consider Proposed VOF Annual Meeting Calendars.

It was moved by Sahli, seconded by Sahli to approve the VOF Annual Meeting Calendars.

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

NAYS: None

Motion carried.

E. Consider the Art Menorah 2023 Civic Event Permit for December 14th.

It was moved by Hanke, seconded by Erlich to approve the Civic Event Permit for the Art Menorah 2023.

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

NAYS: None

Motion carried.

F. Consider the Bicentennial Dinner & Barn Dance Civic Event Permit.

It was moved by Goldberg, seconded by Erlich to approve the Civic Event Permit for the Bicentennial Dinner & Dance.

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

NAYS: None

Motion carried.

G. Consider NEXT Contribution.

This item has been postponed until next month.

Action Item: Add this item to the January 8th Village Council Meeting.

X. ADJOURNMENT

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

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

NAYS: None

Motion carried.

There being no further business, the meeting was adjourned at 8:46 P.M.

William Lamott, President

Dana Hughes, Village Clerk