

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, December 12, 2022, 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 7:02 P.M.

II. ROLL CALL

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

Absent: Mike Seltzer

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

III. ADOPTION OF AGENDA

Lamott stated that the Minutes for the October 10th Village Council Meeting will be added to the Agenda.

Discussion:

- ❖ Goldberg stated a point of order regarding the postponement of the Lighting Ordinance was until December and since no action is being taken this month, he believes another postponement is needed.
 - Fraser stated that the Village is undertaking an effort to see what kind of light pollution it has. As a result, Karl has been attempting to secure a light meter. He agreed postponing this issue until January would be helpful.
 - The Lighting Ordinance will be postponed to the January Village Council meeting.

Motion by Hansen, seconded by Hanke to adopt the Agenda, as amended.

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

NAYS: None

ABSENT: Seltzer

Motion carried

IV. MINUTES

A. Regular Meeting of October 10, 2022

Motion by Sahli, seconded by Erlich to adopt the Minutes for the Regular Meeting of October 10, 2022.

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

B. Regular Meeting of November 14, 2022

Motion by Hanke, seconded by Sahli to adopt the Minutes for the Regular Meeting of November 14, 2022.

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

C. Special Organizational Meeting of November 21, 2022

Erlich stated that she has concerns with a resident defaming her character Erlich would like to edit the minutes to simply state the resident was upset with her and disagrees with her.

Discussion:

- ❖ Hansen stated she understood how Erlich felt. She added that the meetings are videotaped and can be replayed.
 - Gojcaj stated that the Open Meeting Act only requires the minutes to record the time of the meeting, the place of the meeting and what decisions were made during the meeting.
 - Additional discussion followed.

Motion by Hanke, seconded by Hansen to adopt the Minutes for the Special Organizational Meeting of November 21, 2022.

(Motion was Withdrawn)

Motion by Sahli, seconded by Erlich to table the Minutes for the Special Organizational Meeting of November 21, 2022.

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

V. PUBLIC REQUESTS AND COMMENTS

Public Comments were opened by President Bill Lamott at 7:21 PM.

- No Public Comments.

Public Comments were closed by President Bill Lamott at 7:21 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENT

REPORTS OF VILLAGE OFFICERS AND AGENT

A. Police Report

Dan Roberts, Police Chief

- Dan Roberts, Police Chief reviewed with Village Council his submitted report.
- Roberts expressed appreciation for their new vehicle.
- He mentioned publishing holiday safety tips.
- He also mentioned the recent incident of ethnic intimidation at Temple Beth El.

B. Fire Report

Tony Averbuch, Fire Chief

- Tony Averbuch, Fire Chief reviewed with Village Council his submitted report.
- Chief Averbuch stated the Village run volume remains high. The volumes are back where they were three years ago with 20% more runs.

C. Treasurer Report

Lance Vainik, Village Treasurer

- Lance Vainik, Village Treasurer reviewed with the Village Council his treasurer's report.
- There was a large entry of \$44,823.00.90 for the purchase of a 2022 F150 Police Responder Pickup for the police department.

VII. SUBMISSION OF CURRENT BILLS

Totals: 12-11-2022	
CATEGORY	SUB TOTALS
General	\$ 38,273.89
Major Streets	\$ 12,836.38
Local Streets	\$ 16,499.58
Police	\$ 78,805.03
Garbage and Rubbish	\$ 15,076.41
Building Dept.	\$ 6,946.18
Library	\$ -
Street Project	\$ -
Road Millage	\$ -
Pressure Sewer	\$ -
Tax Collection	\$ 1,956.22
Wastewater	\$ -
TOTALS	\$ 170,393.69

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

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

NAYS: None

ABSENT: Seltzer

Motion carried

VIII. SPECIAL REPORTS

A. President's Report

No report.

B. Council Report

Hansen asked for an update from the cellular service committee.

Lamott provided a brief summary and stated that a report could be put together for the Council.

Hansen proposed adding cellular service as a workshop topic in February. That workshop could be scheduled right before the February Village Council meeting. Because Main Street is about historic preservation and economic development. There may be some funds to cover some of the costs. It is a great opportunity for a full Village celebration.

Lamott stated that if Main Street is interested, the Historic Society will bring them in. He thinks this could be a good community event for the Village.

Hansen raised concerns about the adequacy of the streetlights and stated she has been keeping track.

Erlich announced that the FCA will be holding elections this January.

Hanke questioned the cable internet bill for the Kreger House.

Goldberg stated that he attended the virtual seminar held by MML for newly elected officials and found it very informative.

Sahli sent his thoughts, prayers and love to the Village's Temple Beth El neighbors and the Jewish community at large.

Sahli thanked the residents of Franklin for electing him as Village Trustee

C. Administrator Report

Fraser asked that the January 9th Village Council meeting be changed due to the holidays. Lamott suggested January 17th to schedule the meeting. Fraser added moving the Legal Committee to January 9th, week before the Village Council meeting.

Discussion:

- Hansen asked about the property titles and the open space.

- Village Attorney Gojcay stated that a title company will be engaged to review the Village green properties. If there are any issues, they can be addressed at the February 13th Council meeting.

It was moved by Hanke, seconded by Erlich to approve moving the January 9th Village Council meeting to January 17th at 7 p.m. and moving the Legal Committee meeting to January 9th.

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

NAYS: None

ABSENT: Seltzer

Motion carried

D. Planning Commission Report

Pete Halick, Chairperson

The Planning Commission is currently working on the following:

- The Chickens and Ducks Ordinance: a public hearing is scheduled for this upcoming Wednesday.
- The Burn Ordinance: the Commission is looking to updates issues having to do with weather conditions, setbacks and attended fires.
- The Horse Ordinance: reviewing ordinance.
- The Dog Park: considering circulating a survey.
- Connectivity workshop with the Village Council

The was discussion about the role of the Planning Commission.

- Hanke questioned again whether it was a good use of time and energy to review the entire

It was moved by Hanke, seconded by Erlich (for Discussion) that the Planning Commission end the review of the Burn Ordinance.

(Motion was Withdrawn)

E. Main Street Franklin Report

No report.

IX. NEW BUSINESS

A. Consider Police Department Roof Bids.

Roger Fraser, Village Administrator

There was a summary of the four bids the Village received for the police department roof. Weatherseal was the lowest bid at \$37,600.00.

Discussion followed.

Motion by Hanke, seconded by Sahli to award the police department roof to the lowest, most responsible bidder, Weatherseal with a bid of 37,600.00.

Ayes: Erlich, Goldberg, Hanke, Hansen, Sahli, Lamott

Nays: None

Absent: Seltzer

Motion Carried.

B. Consider the Captain's Lane Easement.

Roger Fraser, Village Administrator

The Captain's Lane Easement is between Stuart Greidanus and his neighbor to the north to vacate the public rights-of-way but reserving a pedestrian footpath easement for public use.

**RESOLUTION TO GRANT AUTHORITY TO ATTORNEYS AND ENGINEERS TO
NEGOTIATE NEW EASEMENT**

WHEREAS, on or about August 10, 2020, the Village Council of the Village of Franklin resolved to vacate, discontinue, or abolish certain public rights-of-way then existing between the northerly end of Irving Street and the westerly portion of Captains Lane, but reserved a 10-foot wide, unimproved pedestrian footpath easement for public use, and

WHEREAS, historic pedestrian use of the existing right-of-way left a foot path that followed the natural contours of the easement, but was not reflected in the approved, 10-foot-wide foot path easement, and

WHEREAS, the Village Council of the Village of Franklin, along with the affected property owners, desire to enter into a new perpetual pedestrian path easement, which is located along the established unimproved pedestrian footpath noted above, and

WHEREAS, the attorneys and the engineers for the Village Council of the Village of Franklin have prepared the attached proposed new easements; and

WHEREAS, the Village Council of the Village of Franklin grants its attorneys and engineers authority to communicate to said affected property owners and negotiate and request that said affected property owners execute the attached proposed easements, which after execution will be recorded with the Register of Deeds.

THEREFORE, the Village Council of the Franklin Village resolves:

1. To approve proposed easements as presented and attached hereto, and
2. To direct its engineers and attorneys to communicate with said affected property owners, to negotiate and request that said affected property owners execute the attached proposed easements, which after execution will be recorded with the Register of Deeds, and
3. The Clerk and the Administrator of the Village of Franklin are hereby directed to execute any and all documents required pursuant to this Resolution and as may be required by the Oakland County Register of Deeds.

It was moved by Goldberg, seconded by Erlich to Grant Authority to resolution for Attorneys and Engineers to Negotiate New Easement.

Roll Call vote:

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

Seltzer **Absent**

Motion carried.

C. Consider Resolution for Ed Saenz in Recognition of His Years of Service.

**Edward Saenz
In Appreciation of his Public Service to the Village of Franklin**

WHEREAS **Edward Saenz** has served as Elected Village Trustee, for four (4) years, from November of 2018 until November of 2022; and,

WHEREAS **Edward Saenz** has served as Appointed Village Trustee, for one and half (1½) years, from June of 2013 until November of 2014; and,

WHEREAS **Edward Saenz** has served on the Joint Senior Services Committee, the Personnel Committee and Liquor Control Committee; and,

WHEREAS **Edward Saenz** has worked in communications and has earned two degrees from the University of Michigan-Dearborn, a Bachelor of Arts in Communication, and a Master of Public Policy; and,

WHEREAS **Edward Saenz** is currently residing in the Village of Franklin with his wife and two daughters.

WHEREAS **Edward Saenz** is now pursuing his acting dream and recently performed in the play “A Few Good Men” at the Avon Players Theatre.

NOW THEREFORE BE IT RESOLVED, on this 12th day of December 2022, that the Franklin Village Council hereby publicly recognizes, commends and thanks Village Council Trustee Edward Saenz for his service to the Village.

BE IT FURTHER RESOLVED that a copy of this resolution and expression of civic appreciation be presented to Edward Saenz on behalf of the undersigned.

It was moved by Lamott, seconded by All to approve the Proclamation for Trustee Ed Saenz as presented.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

X. ADJOURNMENT

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

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

NAYS: None

ABSENT: Seltzer

Motion carried.

There being no further business, the meeting was adjourned at 8:57 PM.

William Lamott, President

Dana Hughes, Village Clerk