

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, March 14, 2022, at 7:00 PM
Franklin Community Church
26425 Wellington 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, Ed Saenz, and Bill Lamott

Absent: Mike Seltzer

Present: Lieutenant Mike Bastianelli, Police; Tony Averbuch, Fire Chief; Roger Fraser, Village Administrator, Susan Goldstrom, Assistant Administrator; Meg Schubert, Economic Development Director/MSF; Peter Gojcaj, Village Attorney; Lance Vainik, Village Treasurer, Dana Hughes, Village Clerk and Ed Zmich of Hubbell, Roth, and Clark

III. ADOPTION OF AGENDA

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

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

NAYS: None

ABSENT: Seltzer

Motion carried.

IV. MINUTES

A. Regular Meeting of February 14, 2022

Goldberg requested the minutes for February 14, 2022, be amended to omit Goldberg vote on any agenda items before he was sworn in at 7:13 p.m. and add his name to votes starting on Page eight (8).

Erlich requested the Grant due date to check because she believed the January 14th date is incorrect. *That date was correct, and the Village had its grant submitted on time.*

- ❖ Concerns regarding “Public Requests and Comments” section of the meeting putting other resident names in the Minutes who are not present and cannot counter the comments.
- ❖ Suggestion made that the Clerk adopt a policy about public comments.

- ❖ Asked the Village Attorney for a legal to whether there is anything legally that will bid or guide the Village regarding Public Comments in the Minutes made by other residents. The attorney answered no.
- ❖ Proposed a standard policy by enacted.
- ❖ Village Administrator and Village Clerk directed to put a policy together and present it to Council.

Decision: To rollover the February Minutes to the April Village Council meeting for approval.

V. PUBLIC REQUESTS AND COMMENTS

Public Comments were opened by President Bill Lamott at 7:09 PM.

Mark Cecil – 32695 Redfern Street

- Spoke about Edison trimming:
 1. First, they didn't attend the last meeting, then two weeks later they are at an event in Farmington Hills talking to residents.
 2. Bloomfield Township has been trimmed for the second or third time since Franklin was done. Are we going to have another summer with outages?

Lamott added the Village just got a communication from DTE yesterday that speaks of the cutting trimming plan for the west part of Franklin.

- Spoke about the drainage issues:
 1. We put new builds in here. They put new driveways in and they don't put culverts where culverts were installed and ditches are taken away with new landscaping. I could take you through here and show you where culverts were or driveways where new driveways went in the same points, no culverts, ditches were filled back up. Is anybody looking at this issue?

Lamott asked the resident to identify those and get those to the Village Administrator, Roger Fraser. And HRC is putting together a comprehensive plan to address drain stormwater issues in the whole village. The Village had four areas that we've identified as priority areas. The work will start as soon as the weather breaks.

Jeff Copeland – 30895 Oak Leaf Lane

- Wondering why there's a crosswalk with a light across where is it supposed to go on? What can we ask what it's for?

The Village Administrator stated this is part of the plan for designing the intersection at 13 Mile. There needed to be accommodation made for people who were expected to walk even without sidewalks from the south side of Franklin to the north side of Franklin to access the sidewalk. And

that traffic signal pedestrian activated traffic signal was put in with that in mind, and that will be operational at the when the sidewalk is finished to 13 Mile.

David Sahli – 26172 Meadow Drive

- There is not a section for Diversity, Equity and Inclusion Report in special reports. Are we able to speak to that tonight, just to provide an update, or are we pushing that?

Lamott stated there had not been a report in such a long time. It was taken off several months ago, and it will added as VIII Special Report Item F. Diversity, Equity & Inclusion.

Public Comments were closed by President Bill Lamott at 7:17 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENT

REPORTS OF VILLAGE OFFICERS AND AGENT

A. Police Report

Lieutenant Mike Bastinelli, Police

- Lieutenant Mike Bastinelli, Police reviewed with Village Council the February Monthly Crime report.
- Bastinelli stated another incident of larceny from automobile seems to be a hot trend. Apparently, there are several crews that are out here doing this in multiple jurisdictions all over this area. He asked that residents not to leave anything in your vehicles.
- Bastinelli stated Officer Thomas Goodroe has moved on. Yesterday was his last day of work here in the village. Tom will be moving on to the Michigan State Police Department. And he starts their police academy on March 21. Also, the department brought on one of the part-time officers they hired a few years ago. His name is Derek Weise, and he comes from Washtenaw County Sheriff's Department, retired. He has been a good asset as a part time officer and taking on the full-time spot.
- Bastinelli stated that the Chief prepared the budget for the fiscal year. 2022 and 2023 for the police department and provided a draft to Bingham farms as well. It also included a budget for the special assessment district on Telegraph Road. Overall, the budget request for the next year is up about four and a half percent from the current mostly due to contractual raises for the officers and increased health care and insurance costs.
- Hanke requested an update on a larceny in a vehicle along the 13 Mile corridor. There is no information due to the lack of evidence. The area in question was off of Cheviot Hills.

B. Fire Report

Tony Averbuch, Fire Chief

- Tony Averbuch, Fire Chief reviewed with Village Council and stated that he. wanted to highlight two items: number one, approximately a month ago when the Oakland Hills Country Club burned down. The fire department and the police department were responding in support of Bloomfield Township. Stayed for a number of hours, sustain them, although the fight was unsuccessful. It was very much appreciated to give back to Bloomfield Township, as they had supported us over the past year with respect to emergency medical calls. Nationwide, we are

facing a critical shortage of EMS providers, both emergency medical technicians and paramedics due to the academy, due to the great resignation. due to a number of factors. This was the second largest wooden structure in the state of Michigan. And it is currently under review.

- Item number two, Averbuch reported that they have had one knox box installed at a Franklin residence and have another who is going to order one. He is looking forward to supporting our residents with the concept of knox box but also with our vial of life kit, which provides emergency medical information should the need arise, as well as the ability for our department to be an extra set of eyes, going into homes and looking at things like housekeeping, fire safety hazards, fire extinguishers, smoke detectors and carbon monoxide detectors.
- Hansen requested the fire department include information regarding the knox boxes the village newsletter.

C. Treasurer Report

Lance Vainik, Village Treasurer

- Lance Vainik, Village Treasurer reviewed with the Village Council the treasurer's report.

VII. SUBMISSION OF CURRENT BILLS

Totals: 3-13-2021	
CATEGORY	SUB TOTALS
General	\$ 42,674.18
Major Streets	\$ 13,317.36
Local Streets	\$ 17,249.93
Police	\$ 89,844.78
Garbage and Rubbish	\$ 14,858.90
Building Dept.	\$ 22,552.82
Library	\$ -
Street Project	\$ 169,130.25
Road Millage	\$ 750.00
Pressure Sewer	\$
Tax Collection	\$ -
Wastewater	\$
TOTALS	\$ 370,378.22

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

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

NAYS: None

ABSENT: Seltzer

Motion carried.

VIII. SPECIAL REPORTS

A. President's Report

No report

B. Council Report

Hansen announce the death of Shallamar Williams on Sunday morning. She was a realtor. And she was a member of the garden club and was involved in the House tours. But back when we had them, and she turned 93 this past Monday.

C. Administrator Report

Roger Fraser, Village Administrator

- Fraser shared current legislation that's being considered on short-term rentals. There's a Senate bill that's been passed. There's not an exact duplicate of that in consideration in the House. But the Senate bill, if it was adopted, would preclude having any regulation via a planning process for regulating short-term rentals. The House bills that are currently being considered have a similar effect that the Village's ability to do what we did last fall with short-term rentals.
- Fraser was directed to solicit proposals for engineering for work on 13 pathways on 13 Mile and South Franklin Road. He solicited proposals from both NFV, our contractor for the Streetscape program and from HRC, who has been doing work for the Village off and on for years. Proposals were received from each of them and this is what they proposed. They estimated one estimate had a cost of approximately \$3 million and the other was about three and a half. That would be four pathways along 13 Mile from Inkster on the west to Telegraph. Then from the intersection of 13 Mile and Franklin south to the village border with Southfield. The requests that each of the firms was to give the Village included estimates of the cost for construction engineering and for design engineering, and for oversight about construction engineering, and oversight of the project.
- NFV provided a detailed list of costs for each of those various proposals. Each of the firms presumed a pathway along the 13 Mile on the north side, in large part because of the number of properties east of Franklin Road a long 13 Mile, and on the south side of 13 Mile that had property easements, property ownership, well into the center of 13 Mile. There must have been easements that were obtained from the county at one point or another, that would allow 13 Mile to be built across those properties. But they do extend out into 13 Mile and right away would have to be obtained easements would have to be obtained to put a pathway through there. With a number of issues, that each of them cited, HRC suggested that rather than get into design engineering, that we spend some time actually strategized around what it is that we want to accomplish with 13 Mile to get a better picture of what those pathways would look like, before we actually sat down to try to estimate costs.

D. Main Street Franklin Report

Meg Schubert, MSF/Economic Development Director

- Schubert provided more information on the Van Every house after meeting with the new owners, Monica Kitsy, and Hannah Catan. They're very enthusiastic about this property. Unfortunately, Linda G, was waiting to see what the state of the building would be before she moved her salon. So currently there is nothing over at the building. They have already began working with contractors and developers to see what needs to be done. The new owners, one of the first things they noted was that the Van Every House is 127 years old.

They're planning on restoring the building for another 100 years of life. That's a type of comments from somebody that's invested in this community. We're going forward to see what type of historic preservation grants we can get. This is such an important building in our downtown, that, especially if we're going to be renovating it and restoring it needs to be done appropriately.

- There's going to be good opportunities. She has been working with the new owners to identify those opportunities. At the beginning of the year, we've had a number of grants that have come down through the state, most of them administered by the Economic Development Corporation, and a lot of them have a COVID theme or tie back to COVID. One of the ones that we can really take for advantage of here in the village is the ABR grant. It's for growing Michigan, small businesses. And it addresses some of the issues that certain businesses faced during COVID. In the village, our only qualifying businesses would be the Grill and Driven by Lisa, based on the type of businesses that they had. But there's \$409 million available there to help these businesses and help them mitigate some of the losses that they felt during COVID-19. We've been in contact with those business owners and are looking to see how we can help funnel some of those funds down over to them.
- Because Main Street was accredited at the Select level, the Village is now available for more grants. The first round of grants that are coming back through our Genesis grants, these events opened to all our small businesses downtown, it's a \$2,500 grant that requires a \$2,500 match. The application is very simple. But it's meant to support the small business in a lot of different ways, including renovations to the building and, and marketing. It's a generous use of funds. We have that available and any small businesses that would be interested, you can find that information on our website and on our Facebook page, or you can always contact me, and I can get you that information. Those will be some funds coming into the downtown.
- We've created the Main Street Strategic Plan, but we're working to now expand that into an economic development plan beyond just Main Street, but for the village in general. Again, because we are a select community, we are had the availability of a lot of resources at the county. And that will include a lot of data that can be pulled beyond census data that'll go into even cellular phone data, they have access to a lot of different databases that will help us get a good idea of the residents that are currently living in Franklin, what sort of resources and services they're utilizing where, where they're leaving Franklin to go get those needs met, and how we can kind of draw that back into our community. It's a very first step to grab the data. But that's where we're working out with that.
- And lastly, tonight, we're going to be hearing about the proposal of a new coffee shop down at 32767, which is by the dental house. But I've been working with Mark Danielle here and we've met to talk about this idea and exciting development that we can bring down here into Franklin and offer another spot for residents to gather and enjoy some coffee and some treats.

Discussion:

- ❖ The Village lost some businesses that closed because of COVID. They hadn't yet gotten a footing and could not weather the downturn in business. Or is there any provision any opportunity to rent to bring back some of those businesses or in the long shot that one an owner might even be interested in doing that and we would have the space etc.
- A lot of these grants are structured right now coming down from the state, they're for businesses that have survived through the COVID. They don't have any that would help

mitigate the loss of a business, which is a serious concern and affected a lot of downtown areas.

E. Planning Commission Report

Chairman Peter Halick

Two Public Hearings

- The first public hearing was on a height ordinance in the review of the dentist office. We're looking at the previous height limitation was 14 and a half feet, which is sort of an antiquated number doesn't really permit a two-story structure to be built. It was discussed that actual lineal feet of height that would be appropriate when comparing it to some of the existing buildings in the Village. It is a continuing topic for the next Planning Commission meeting.
- The second Public Hearing was on the parking layout, a housekeeping item. Chris Doozan, our planner basically updated that and added some parking space layout information.
- Tonight, the Planning Commission to the Village Council the consideration for 32767 Franklin Road, with recommendation for approval. There's a first story addition, in a second story addition as well.
- The Planning has reviewed parking, trash placement, and drainage.

Discussion:

- ❖ One of the important reasons to raise the allowed height of the buildings in Franklin is if the height, the maximum height is 14 and a half, then if one the existing structures that is already greater than 14 and a half feet were to burn down. You wouldn't get insurance money to cover the house to correct effects and you need a variance to rebuild it.

F. Diversity, Equity & Inclusion Report

Chairman David Sahli

- Sahli is planning to reach out to the Personnel Committee. The focus on over the past couple of weeks was to establish an appointment process for positions, The Diversity, Equity & Inclusion will want to work with Personnel Committee to get a sense of what type of a process you all want. DEI Committee have a proposed process, from the very beginning, all the way to the actual selection process. The DEI wants to make sure that the processes are unique to each of the requirements. Initially, DEI wanted to provide a general recommendation and not necessarily a mandated blueprint to be approved at the Council. The Village Administrator had pointed out in a communication, the best path forward is to have something more complete done more with the collaboration of the Personnel Committee.
- The last thing is, placing items on the agenda, including the introduction for when we have a proposal. It was a little bit more informal. If an item needed to be added to the agenda, on Thursdays before the council meeting, I'd email the Clerk get approval to put it on. Now, it's a good opportunity to establish a more formalized process to add agenda items coming out of the DEI committee or any committee board. It's good opportunity to have adequate time for consideration so that we can have a more productive conversation here. There is no orientation process to say these are best practices. I think having some guidance, there would be helpful moving forward.

Discussion:

- ❖ Items on the agenda, the process starts the week before the village council with the meeting of the legal committee and the Village Administrator. This committee puts together a draft agenda and reviews it to determine if an item is worth pursuing or not. That doesn't mean that after that agenda set at the legal meeting, it can't be changed. But the typical process, and the one that works best is have something in 10 days before this meeting so that it can be included in the legal committee agenda.
- ❖ Having an orientation for newer people to positions on boards, commissions and committees is going to be something that's going to bear a lot of fruit.
- ❖ It has never been like this the process, this time being as open as it was being as transparent as it was allowing the residents to know what the process is to know that you can have an application standing. And the process is transparent as we're having it today. I just wasn't to say great job.

Sahli replied having an orientation for newer people to positions on boards, commissions and committees is going to be something that's going to bear a lot of fruit.

Goldberg added having been on planning for the last two decades and witnessed the process of whether it's filling the vacancy of someone who resigned or nominating people that were coming to fill a spot that was up at the end of a term. It has never been like this the process, this time being as open as it was being as transparent as it was allowing the residents to know what the process is to know that you can get an application in and know that you can have an application standing. And the process is transparent as we're having it today. It's just I just want to say great job.

IX. OLD BUSINESS

A. Consider Amendment to the Short-Term Rental Ordinance Section 1250.03

Gojcaj stated but back in September of 2021, council had approved amendment an ordinance on short-term rentals. In doing so, section 1250.03. There, He went back and looked to see if we didn't conflict with the old 1250.03. They saw Sections A through E. And he wrote unchanged, but we had changed that. This is to clarify that we're getting rid of A through E, that was moved to a different section. And the only item here under 1250.03, that's prohibited would be short-term rentals under those respective residential districts, just to correct an error.

Discussion

- ❖ Asked if the either the Village Attorney or the Village Administrator could get the Council an answer for the next meeting. The Village has been still struggling whether to have it so that we could protect ourselves on this whole grandfathering aspect of it so that if you know, the law did come in place, we could either keep it because we had it or still make it go away. Is the grandfather thing still there? Or is that gone? Anything that our ordinance can totally be nullified.
 - The Village Attorney stated that it would be grandfathered in.

It was moved by Goldberg, seconded by Erlich to amend the short-term rental ordinance section 1250.03.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

X. NEW BUSINESS

A. Consideration for 32767 Franklin Road (Franklin Dental) Change of Use and Site Plan Approval per the Recommendation of the Planning Commission

William Finnicum, Project Architect

The intent of the project is to improve the entire property and optimize the use of the three buildings that are on it. The first step will be to enhance the dental office and to stabilize the two other buildings. The dental office was built as a residence for Peter Van Every in 1835. For his family of nine that's about 1100 square feet so each gets about 110 square feet each. We're adding 264 square feet to the first floor which is enough for to loosen up the floor plan a bit to allows access to the basement a handicap the restroom and separating the laboratory from the employee entrance. And the only thing, that we get new that isn't in the building now is a very small console consultation room. On second floor reading 500 square feet and portion of that is to separate the dentist offices so they have private offices and have a small break room for the employees and provide space to get the computerized equipment out of the basement. The addition will be wood frame, it will be six-inch hardy plank. The new building, or I'm sorry, the old building will be painted white to accentuate it. And the new addition will be painted a deep charcoal to contrast with it, which is one of the objectives of the Department of Department of Interior guidelines for that have been adopted by the HDC. The barn is about 362 square feet on the first floor 228 square feet on the second floor. It was formerly a residence, but most currently it's vacant. It's intended to be used, as we're calling it a work live situation. And the use for the commercial would be low to no commercial traffic generated. It would mean for an artist for example, a weaver or a painter or a jeweler, maybe a musician or an architect to use and, the renovation will be done in rough sawn wood siding, similar to what's there now, which is rotting, that'll be repaired or replaced. It's going to be painted pink, and the final colors to be reviewed in the field by the HDC. The third building, it's in the back of the property. It's one story 624 square feet. And it's currently being used to handle dental equipment on its way to being repaired. It's been redesigned to be a coffee shop, it suits that need very well. The building will have an area inside a common area for people to sit and enjoy their coffee and treats their serving area and then there's also an area that connects to the outside that they can sit outside in good weather and enjoy their coffee.

The signing is existing siding, it'll be repainted brown. One enhancement, we're doing there is adding a number of windows to increase the exposure from the outside so that passersby can see the activity inside and be encouraged to come and join in. The parking has been maximized on the site taking into account the small first floor addition and no addition for the coffee shop building or the barn. We provided 21 cars, 19 and a half cars are required. The storm drainage has been designed by an

engineer that is under review by HRC. In short, it redirects a flow of water which now goes from the northwest to the southeast. It will be bringing it towards the northeast and the north towards the ditch and to the color the parking area will be paved and there's landscaping being added for additional screening to the west to screen a residence is on that side. Additional screening being added to the north to screen headlights and so forth from the houses on the north side of the street of Evelyn court.

Discussion:

- ❖ What are the plans to open up parking?
 - There is provision for to two parking lots. When the time comes and provided there's cooperation with the neighbors.
- ❖ Was any thought given to use a permeable surface instead of asphalt?
 - Fears for long term longevity, maintenance, the weather conditions that we have in Michigan with snow and freezing and stuff, the long-term rotting there, there were a lot of concerns the Chris raised with regard to using some type of ~~that~~ of that of a surface like a crushed limestone. So that was why they ultimately went with the recommendation what they propose, which was asphalt.
- ❖ Any thought given to electric charging for vehicles?
 - It was added that community now that is modifying their parking standards even say if you put in a charging station and that reduces one required parking spot that you have to have. Or you reduce two parking spots that have to have.
 - This is something that the Village Administrator could look into for Council.

It was moved by Goldberg, seconded by Hanke to approve the change of use and site plan for 32767 Franklin Road.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

B. Consider Appointment of two Planning Commissioners

Bill Lamott, Village President

Consider the appointment of two planning commissioners. The Village has never had seven people apply for two positions. We have three different groups that need volunteers and if this doesn't work, there's another opportunity out there to join quickly. David Goldberg term will expire in 2023 and Nena Downing ill expire in 2024.

Lamott nominate Albert Ludwig to fill the remainder of David Goldberg's term that expires in 2023 and Nicholas Bevins to fill the remainder of Nena Downing's term that expires in 2024.

Applicant Comments were opened by President Bill Lamott

Sara Grezlik:

She has lived in Franklin now for three years with my husband, Eric, two sons. They moved from Royal Oak because they love the fact that we know our neighbors, their family can be outside in our big backyard and live in a community where citizens care about each other. She has had her own cupcake business for 10 years. But during the pandemic, she discovered her love of working with nonprofits. She has recently have gone back to school to earn her degree in business management. She is currently the PTA president of Bingham farms Elementary, a Michigan PTA, DEI committee member, frequent volunteer at Michigan Humane Franklin Community Association member as well as a citizen that regularly attend planning commission meetings.

The reason she put her name forward for this position is that she believes it's a great step into being more involved in a citizen or village. Over the last few years, she has been working on writing and submitting grant forms, building community partnerships with small businesses, and finding ways that connects us all in our neighborhoods. Although she doesn't have a traditional background for the planning commission, she has a unique skill set and feel extremely comfortable working with a lot of different groups of people, and trying to find the best way for everyone to get their wants and needs met. She believes what the Planning Commission does its work in the best interest of our community to do all those things and represent each faction equally in both perspective and respect.

Albert Ludwig:

He threw his name in the hat because he has been going to Planning Commission's and city council meetings for his entire career, which is unfortunately getting close to 50 years. He has worked with communities across southeastern Michigan, and a lot of times from the other side of the table, but he has also been on some of the committees he worked a lot with Farmington Hills. He did several different things with including running the baseball league to redevelopment committee for grammar of record or for a variety of those type of things. He has worked with brownfields. He has worked with the charging stations. He thought he'd be a good candidate.

Tania Metti:

She was born and raised here in Franklin; her father was an architect. He chose to build his dream home, his dream home with her mother, they chose Franklin. She attended Parsons School of Design in New York City and she have a Bachelor of Business Administration in design and management, which basically is a mixing of managing creative projects and people and really mixing a lot of creative thinking, problem solving, as well as being business minded and product oriented.

She recently moved back to Franklin purchased a home on the street she grew up in. She is very excited and interested in being more involved in the community of Franklin as she grew older and as she looked to build her own family here in Franklin. She know that there are many qualified applicants for this position, and she welcome this opportunity or any other opportunity to become more involved.

David Sahli:

A goal of the Planning Commission as set out by ordinance is to have a commission that has diverse professional expertise that are representative of the important segments of the community. When the planning commission last David Goldberg, we lost an expert in law and community planning. While David's accomplishments, knowledge and experience are aspirational for anyone looking to step onto the planning commission, by unique background and mindset provide a subject matter expertise. That would be a resource to the planning commission in the village.

His professional background as a former federal litigator and corporate compliance attorney makes him uniquely positioned with a rich background in drafting and interpreting laws as well as advising government officials and business executives on how to navigate the laws in developing options for paths forward. Moreover, his success as a corporate compliance attorney, are the direct result of his ability to marry the philosophy of the law in practical implementation and adherence to it by developing comprehensive operational plans.

His hobby and passion are best summarized as research and writing. While he does feel his professional background will be a resource to the planning commission, he believes it's his call to public service that makes him the ideal appointee. He has always felt a sense of duty to public service. He is 33 years old, and a father of four and have served at all levels of government, local, state, federal, and even tribal. Through that time, he has served he has had the opportunity to learn from and be mentored by some of the greatest minds and hearts he has ever met. They taught him at the most fundamental level, someone in public service must always serve.

He has applied to assist the village and an advisory capacity to draft leg language and project plans to execute the intent of the council in the village as a whole. he, therefore, humbly ask for your consideration in the appointment.

It was moved by Saenz, seconded by Erlich to support the recommendation to nominate Mr. Albert Ludwig to the Planning Commission.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

Nicholas Bevins:

He believes his application speaks for itself. He has lived in Franklin for almost eight years now. Apply for several other positions. He was briefly on ZBA for a short tenure. He has an analytical mind, background in the sciences, which it doesn't necessarily lend itself to community planning. But he is the child of two dedicated public servants. He thinks he can understand what it means to continue to be involved with your community at any level. And he would appreciate any opportunity to continue to be involved. But like everyone else, he'll continue to throw my hat in the ring if this opportunity doesn't work out.

It was moved by Saenz, seconded by Erlich to support the recommendation to nominate Mr. Nicholas Bevins to the Planning Commission.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

C. Consider Resolution for Crestwood Drive Intersection Improvement Project

Roger Fraser, Village Administrator

Last summer, there were a group that visited intersections that were concerns about safety. We made some recommendations at various spots. The Crestwood and 13 Mile intersection was reviewed, in large part because of Trustee Erlich concerns about safety with turning movements, both in and out of Crestwood. The review that was done by our engineers suggested that, particularly there needed to be, at some point an opportunity for vehicles to be in a perpendicular situation with respect to 13 Mile so that they could see both right and left before they had to make a turn. The way that the intersection is currently laid out, there's no way that you can exit and easily see in one direction or the other at that location. It was viewed both by the police officer and the engineers, it was determined that this location was suitable for improvements. The one that was most critical in terms of eliminating a safety hazard. It was with that in mind that Hubbell, Roth and Clark made some design improvements for that location.

It was recently shared the Council and put it out for bid. There was only one proposal received. That amount with engineering and other costs was just shy of \$100,000.00. The Village has money in our Act 51 account for this. The costs are reflective of what's happened in the industry generally. And both in terms of materials and people that have driven up rates by as much as 30 or 40%. And I'm not happy about the quote, but I also believe that we have a respected provider of service. And I recommend that you positively consider awarding this contract.

Discussion:

- ❖ The question was asked about the Oakland County Tri-Party Fund.
 - The Tri-Party funds that each community has, as part of with Oakland County. Now, there are limited uses. The Village must decide at this point what's it willing to spend toward this project. HRC could get in touch with the county for you, if you'd like we could see what the village has.
 - It was stated the Village would be using a significant portion of the available Act 51 money. It's local funds that would be used, although a portion of it could also come from major streets because of 13 Mile. One of the suggestions is to direct the Village to look at alternative funding.
- ❖ But how many companies bid on it? Or were asked to bid?
 - Bids were sent out to seven different contractors, but only one responded. It's reflective of the size of job too. It's a very small job for these guys. Because they don't get economies of scale on a project like this.

- ❖ Question asked if this is a project that should be tied with the repaving of 13 Mile Road in 2023?
Or use the same contractor as the County?
 - It's a county project and the Village would not allow the piggyback off a contract of theirs.
And even if whoever gets the projects was in town, it still will have to go through the process of having a separate contract and insurance.
- ❖ The issue originally was they wanted to help. Have only one way in and one way out. When you could come out, they were only allowing people to turn right. If you wanted to turn left onto 13 Mile Road, you'd have to go up a street and around and down or come all the way around down to Franklin Road. It's not appropriate to not be able to get out of and go the direction you want to go.

Lamott announced there was a public comment from the audience.

John Simons

A person who has to make that journey to Kathy's house often, and who has a 79 year old neck, that does not rotate very well, to the left, even when I'm leaving to go to my house, I'm turning right, which is easy, but I can't, I have to have to put my car on make it almost perpendicular to look left. And by the time I make that, take that look, and make that effort, there could be another car coming over the hill there. And I think it's very dangerous. And I you know, to put it off another year, or however, I think would be wrong. And the chief of police has already identified it as a danger. And I think it needs to be done.

- ❖ Question asked what alternate might be possible for this issue, signs?
 - The signage has been updated and it should work. But the larger point is not having a wide enough Western log of Crestwood that is not conducive to two-way travel. The whole project is basically to widen that area and realign it, so you'd have better sight distance.

It was moved by Hanke, seconded by Saenz to award this contract for the Crestwood Drive Intersection Improvement Project.

ROLL CALL VOTE:

AYES: Erlich, Goldberg and Saenz

NAYS: Hanke, Hansen and Lamott

ABSENT: Seltzer

Motion failed.

D. Consider Resolution for Budget Amendments Fiscal Year 2021-2022

R E S O L U T I O N

WHEREAS, regulations of the Michigan Department of Treasury require local units of government to make periodic amendments to the adopted annual budget to align revenues and expenditures with actual experiences that may exceed budgeted amounts, and

WHEREAS, the Village staff has been working with a financial consultant to upgrade our budgeting processes and assure compliance with Treasury guidelines, and

WHEREAS, a detailed report of recommended budget adjustments is attached hereto, and summarized as follows:

- General Fund Revenues (101-000) increase 175,503

Revised G.F. Total Revenue 1,628,842

- Village Council Expenditures (101-101) increase 40,965
- Village Clerk Expenditures (101-215) increase 5,595
- Treasury/General Office Exp. (101-253) increase. 1,267
- Building and Grounds Exp. (101-265) increase 21,850
- Community Programs Exp. (101-747) increase. 2,031
- General Insurance Exp. (101-851) increase. 610
 - Total Increase in G.F. Exp. 82,318

Decrease in Use of General Fund Balance (93,185)

Revised Ending General Fund Balance 6/30/2022 1,294,073

- Major Street Fund Revenues (202) increase 252,366
- Major Street Fund (202-451) Expenditure increase 399,172

o Revised Ending Major Street Fund Balance. 2,559

- Street Project Fund (402-000) Revenue Increase. 1,200
- Street Project Fund (402-900-812) Expenditure Inc 478,383
- Street Project Fund (402-900-821) Expenditure Inc 118,289

Total Increase in Street Fund Expenditures 596,672

Revised ending Street Fund Balance. 1,530

- Wastewater Fund (542-000) Revenues 206,645
- Wastewater Fund (542-371) Storm Sewer Expense 200,000
 - Revised ending Wastewater Fund Balance 6,645

NOW THEREFORE, it is resolved that the amendments proposed for the Village of Franklin FY 2021-22 operating budget as summarized above and more fully described in the attached budget document are hereby approved as proposed.

Adopted by the Franklin Village Board of Trustees this 14th day of March, 2022.

It was moved by Hanke, seconded by Saenz to approve the resolution for the Budget Amendments Fiscal Year 2021-2022.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

E. Introduction (1st reading) proposed amendment to Chapter 1474, Signs and Outdoor Display Structures

David Goldberg, Village Trustee

Chris Doozan has laid out in his memorandum, and we've discussed this as driven by a change in a Supreme Court ruling, which has changed the ways that municipalities can deal with signs. We had Chris check all our surrounding communities to see how they dealt with it. And Chris came back and said, all four of our surrounding communities have done nothing, their ordinances are unconstitutional. If anybody challenged it, they would prevail. Chris was getting us out ahead of it, getting us to be compliant. The chief of police had come to us as well indicating when particularly during the last election, there was an increased number of what we call personal expression signs, which are sort of those smaller three-foot portable signs, whether it's for an election or someone graduated, or what have you.

Our ordinance only allowed you to have one sign on your property. Every one of us that was putting up multiple signs and had a for sale sign and other signs were all violating the ordinance. If your house is ever for sale, you've now eliminated the ability to have any or other type of sign on your property. The first level of discussion do we increase the number of signs? We came to this conclusion of three, and we broke it down into two categories before you are allowed to have a sign that was one sign, six feet in height, no more than four square feet. And traditionally, that's what a for sale sign for a realtor is. In order to allow someone to still have a for sale sign, but also let the world know that their daughter graduated, we increased it but change the sizes. We kept you're still allowed to have one. Traditionally bigger size signs, six feet tall, four-square feet, a traditional For Sale sign. But to still allow those other personal expression signs to exist, we allowed someone to have two of those in addition to a larger sign. Those can be all can't be higher than three feet and more than three square feet.

The next issue that had to be determined was duration. And after a lot of discussion, the ordinance before was you could have one sign for a year. We kept where you could still have your one big sign for a year. And then said the two smaller signs which again are more for though we can't content, control it or more for the short-term things, your houses, you know your child graduated, okay, that usually only stays up a couple months, election season, couple months, a contractor working at your house, all those things are only for a couple months. We felt that 90 days was an appropriate period for those.

Another one of the concerns was where signs go signs by our ordinance and almost every municipality prohibits you from putting a sign in the public right away. As we're learning we're just discussing the public right away and most of our traditional subdivisions goes from extends beyond the back of the pavement where the pavement ends. Another 15 or 16 feet on your property. Okay, so most people probably are putting their signs inside that right of way, even though it's technically in violation. When people aren't caring about signs that are up and about, no one really pays much attention.

But during a political season or an election season and things were at that time contentious, the chief was getting inundated with so and so signs in the right of way. So that we went through these whole months of how do we define this? Do we, okay, we can just say that your sign has to be at least 15 feet from the back of the pavement in doing so even though it's really 16 feet, we figured, okay, if you just make it 15 back the back of pavement, everyone will pretty much so keep it out of the right of way. That was great until a bunch of people recognize that not every single one of our roads in

Franklin are 60 feet wide. We really struggled with where these supposed to go. We asked Chris, whether he recommended if we have modifications for these signs and allow them in the right of way, and he suggested heavily against it. We decided to just pick a smaller number. What we ultimately concluded was, leave it the way it is. You're not supposed to put a sign in the right of way. If someone has the right of way and creates a complaint, then technically the code enforcement would probably have to come and tell them that you need to remove it from the right of way.

Discussion:

- ❖ If you wanted to put a sign in the right way, you could get a variance, it would be ~~it would be a~~ pain to go that process.
- ❖ Our village attorney pointed out that at the last draft, you can put a sign up for a year. A big one and you can put two other signs up for ~~nine months~~ 90 days but they didn't really say what happened after that. Now we modified it where it says if it's up for a year after the end of the year. You'd have to register it now know, the whole registration process.
- ❖ How big of a problem are signs more than a year?
- ❖ Who's responsible for dealing with the signs and if it's their place to decide as the planning commission? But it's not the police chief's job.

This item was referred to the Planning Commission.

F. Introduction (1st reading) proposed amendment to Section 1262.02(a) of the Zoning Ordinance. titled "Desirable Parking Layouts"

David Goldberg, Village Trustee

The ordinance includes this little map is the Village's current ordinance. It is borderline illegible and faded. It just wasn't done right. The standards have changed too, parking spaces are bigger due to the size of massive pickup trucks. The spaces used to be eight feet wide. Now they're nine feet wide, they used to be 16 to 18 feet long. Now they're 20 feet long. They show you the different way to park depending on the type of parking configuration.

The only thing new to all of this is compact car parking, we never had that standard before. We are now showing that compact cars are permitted in this configuration. They're ~~what are they~~ four feet shorter and a foot less. His suggestion is because compact car parking is new after the first reading send it back to Planning before the second reading. Because we're showing a picture of it now but nothing in our ordinance says about when and where you can use a compact car, typically and they're used in urban settings because you see in parking structures when you're got limited distance. Example, right now they are obligated to have 21 spots. There is nothing stopping them from saying, site is a little short, so we will make this whole side compact parking. He believes Planning needs to figure out how and what percentage of compact parking sure be allowed.

He also suggested that Chris go out and do his homework, like he does see how they're used, and come up with like a percentage. So, in the instance, just now where they are obligated to have 21 spaces, if we said no more than 5% of your spaces can be compact.

It was moved by Goldberg, seconded by Saenz to approve the first reading of proposed amendment to section 1262.02, the zoning ordinance titled “Desirable Parking Layouts”. With the stipulation that before the second reading that it goes back to the Planning Commission to discuss application of compact parking standards.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

G. Consider Bid Proposal for Grass Cutting, Trimming, and other Landscape Services

R E S O L U T I O N

WHEREAS, the Village of Franklin uses contracted services to maintain the Village owned properties with grassy areas and planted areas in public rights of way, the Village campus, and the Village green, and

WHEREAS, the previous contract for these services has expired, and

WHEREAS, bids for three-year proposals for grass cutting, trimming and related services were formally posted with a deadline for submittals of March 4, 2022, and

WHEREAS, two bids were timely received with three-year costs identified for each of four categories of service, and

WHEREAS, the results of those bids have been tallied and are demonstrated on the attached spreadsheet, and

WHEREAS Johnson Landscaping, Inc. provided the lower of the two bids.

NOW IT IS RESOLVED that a three-year contract for grass cutting, trimming and related services be awarded to Johnson Landscaping, and

IT IS ALSO RESOLVED that the Village Administrator is authorized and directed to enter into an agreement with Johnson Landscaping for grass cutting, trimming and related services for a period of three years effective on or before April 1, 2022.

Adopted by the Franklin Village Board of Trustees this 14th day of March, 2022.

It was moved by Hanke, seconded by Goldberg to approve the resolution Awarding the Bid Contract to Johnson Landscaping for Grass Cutting, Trimming and other Landscape Services.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

H. Consider Resolution for Tax Payments Collected over or under the Amount Due

R E S O L U T I O N

WHEREAS, The General Property Tax Act P.A. 206 of 1893 (as amended) requires the Treasurer of the Village of Franklin to collect Real and Personal Property Taxes; and

WHEREAS, on several occasions, the Treasurer has received payments for an incorrect amount, both in excess and deficient of the actual amount due; and

WHEREAS, this has resulted in the Village either issuing a refund check totaling \$5.00 or less or requesting that a taxpayer submit an additional payment in an amount totaling \$5.00 or less.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer shall reimburse the payee for any tax overpayment equal to or greater than \$5.01.

BE IT ALSO RESOLVED, that the Treasurer shall not bill a taxpayer for an additional payment when a tax underpayment is made in an amount of \$5.00 or less.

BE IT FURTHER RESOLVED, that exceptions to this policy may be made at the discretion of the Treasurer.

Approved by the Franklin Village Board of Trustees this 14th day of March, 2022.

It was moved by Saenz, seconded by Hanke to approve the resolution for Tax Payments Collected over or under the Amount Due.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

I. Consider Resolution for \$10,000.00 to Hire a Wireless Communication Consultant

R E S O L U T I O N

WHEREAS numerous residents in the Village have experienced recurring problems with cell phone reception in the Village with each of the three major service providers, and

WHEREAS, President Lamott asked Council Members Hanke and Goldberg and Planning Commission Chairperson Halick to join him in a study of this issue, and

WHEREAS this ad hoc committee identified and interviewed two experienced consultants to work with them to analyze alternative strategies to improve signal strength within the Village, and

WHEREAS, it is estimated that approximately \$10,000 will be required to purchase the needed consulting services.

IT IS NOW RESOLVED that the General Engineering line item within the Village Council portion of the FY 21-22 Village budget be increased by \$10,000 with funds appropriated from the existing general fund balance, and

IT IS FURTHER RESOLVED that based on the recommendations of the identified ad hoc committee, the Village enter into an agreement to provide the described consulting services and that the Village Administrator is authorized and directed to finalize and execute an agreement with the selected consultant.

Adopted by the Franklin Village Board of Trustees this 14th day of March, 2022.

It was moved by Saenz, seconded by Goldberg to approve the resolution for \$10,000.00 to Hire a Wireless Communication Consultant.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

J. Consider Amendment to Thirteen and Inkster Farmington Hills Pressure Sanitary Sewer Agreement

Roger Fraser, Village Administrator

Suggest this Action Item be postponed until next Village Council meeting.

XI. ADJOURNMENT

Motion by Saenz, seconded by Hanke to adjourn.

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

NAYS: None

ABSENT: Seltzer

Motion carried.

There being no further business, the meeting was adjourned at 9:53 PM.

William Lamott, President

Dana Hughes, Village Clerk