

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, May 8, 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; David Leclerc, Economic Development Director; Peter Gojcaj, Village Attorney, and Dana Hughes, Village Clerk

III. ADOPTION OF AGENDA

Motion by Seltzer, seconded by Hanke to adopt the Agenda as amended to postpone the consideration of establishing a utility commission until the next Village Council meeting.

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

NAYS: None

ABSENT: None

Motion carried.

Action Item: Add establishing a utility commission to the next Village Council meeting.

IV. MINUTES

A. Regular Meeting of April 10, 2023

Motion by Seltzer, seconded by Hanke to adopt the Minutes for the Regular Meeting of April 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 7:02 PM.

Randy McElroy, 30575 Woodside Drive

- He spoke about National Police Week and how he would every year give the police department pizza. He then spoke of a national program he would like the Village to consider for next year that would put the police department on the national map.

Trustee Seltzer promised to call Mr. McElroy the next day for more information on this program.

Arthur Mardigian, 24575 Franklin Park Drive

- He is the president of the Riverwoods subdivision. He explained there was a street from Telegraph to Franklin Park Drive, that was a staging area for pressure sewer contractors. Then the State of Michigan wanted to put a way station behind the Edison substation. He stated it was the residents of Riverwoods subdivision that defeated it.

Lamott stated that the residents have more authority than the Village on that issue.

Bethany Reyes, 24477 Riverwood

- She is concerned about the speed of traffic on Franklin Park Drive. Her concern is for the elementary aged children standing at the bus stop every morning and afternoon. She wants a police presence there every morning to escort the children and hand out tickets. She then asked for the stop sign to be put back up.

Hansen asked if she had contacted the police and the resident said no. Lamott stated research shows stop signs increased traffic speed, not decrease it.

Hunter McDonald, 24850 Franklin Park Drive

- His concern is regarding the corner of Franklin Park Drive and 13 Mile Road, this is an empty lot. This lot is used as a staging area and currently it is full of woodchips from the recent storms. He is tired of looking at it.

Robert Fowler, 24622 Franklin Park Drive

- He is concerned about his street flooding after a heavy rain. He stated that a contractor changed one of the culverts to help alleviate the problem. Now it backs up and floods the road and his basement.

Lamott stated the Village is looking into that issue currently.

Ankita Vyas, 24501 Franklin Park Drive

- She is concerned about whose responsibility it is to clean out the drainage ditch. Because contractors, tree cutters and other Village people park there all the time and it is their trash in her ditch.

Arthur Mardigian, 24575 Franklin Park Drive

- He stated Mr. Williams of 31101 Sunset has had problems with the police department.

Linda McKeon, 30600 Colony Hill Drive

- She has issues with the trash pickup service, especially recycable materials.

Catherine Chiu, 32575 Ramsey

- She has been waiting for the Village to pass a chicken ordinance. She was disappointed when she tried to get a permit and learned the ordinance may be sent back to the Planning Commission.

Karen Ben and Hailey Weiss

- They were at the Council meeting to ask permission to have a makeup day for their event that had to be cancelled due to weather. They were asking to use the Village Green on Saturday, May 13th.

Seltzer stated if there is not a conflict that day, then there shouldn't be a problem for them to use the Village Green. Hansen asked them to follow up with the Village Clerk.

Mark Ziessow, 32695 Redfern

- He is concerned about the debris in the Franklin River. He stated the damage is from 14 Mile Road to 13 Mile Road. The dam is located on abandoned property and it is an ongoing problem.

Action Item: Request the issue of the Franklin river damming be brought before the legal committee.

Stuart Wooters, 25301 Franklin Park Drive

- He stated having a stop sign there does not stop people. He also stated that when the police sat there, they were catching the neighbors. He stated that at the last Council meeting it was stated that the Planning Commission was overreaching. He is looking for suggestions or advice on how they can do a better job.

Public Comments were closed by President Bill Lamott at 7:38 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENT

REPORTS OF VILLAGE OFFICERS AND AGENTS

A. Police Report

Dan Roberts, Police Chief

- Dan Roberts, Police Chief reviewed with Village Council his submitted report.
- Roberts stated that anyone was welcome to call him at any time to express a concern about speeding cars. It is the number one complaint he gets. He explained that most of the speeders are Franklin residents and he is limited on what he can do with only two officers patrolling two villages. As for adding a stop sign, Hubble, Roth and Clark did a traffic study in the Village. It was HRC's recommendation where to add or remove signs.
- Roberts mentioned there is an increase in cars being broken into. Unfortunately, this increase is due to residents not locking their car doors. He also stated that mailbox thefts are up. He reminded residents to lock their car doors and remove mail from their mailboxes.
- Roberts stated Sergeant Wells will be graduating from Northwestern University Staff and Command School.

Discussion followed.

Items discussed were whether to add a stop sign at Franklin Park Drive, the traffic study by HRC, having more officers patrol the area at the bus stop.

B. Fire Report

Tony Averbuch, Fire Chief

- Tony Averbuch, Fire Chief reviewed with Village Council his submitted report.
- He added that there was a fire last Thursday at Hickory south of 13 Mile Road and there was an injury because of the fire. They were able to get it under control within 10 minutes. There was extensive damage to the house. The Oakland County Fire Investigation unit is investigating the fire with other agencies.

C. Treasurer Report

- No report.

VII. SUBMISSION OF CURRENT BILLS

Totals: 5-7-2023	
CATEGORY	SUB TOTALS
General	\$ 24,658.44
Major Streets	\$ 820.36
Local Streets	\$ 341.66
Police	\$ 89,781.61
Garbage and Rubbish	\$ 15,330.36
Building Dept.	\$ 14,223.11
Library	\$ -
Street Project	\$ -
Road Millage	\$ 644,100.00
Sewer Fund	\$ -
Tax Collection	\$ 21,027.24
Wastewater	\$ 3,548.05
TOTALS	\$ 813,831.03

Discussion:

- Some expenses that appear to be duplicated were questioned.

It was moved by Seltzer, seconded by Hanke 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

Seltzer sent condolences to the Gilbert family on the passing of their son.

Discussion followed on the installation of a stop sign on Franklin Park Drive.

Hanke would like to know what the next steps are to get a stop sign installed. He would like to see a temporary stop sign placed on Franklin Park Drive.

Sahli believes that is not a single solution to help the residents of the Riverwoods subdivision.

Erlich stated that adding a temporary stop sign goes against the recommendations of the police chief.

Further discussion on the temporary speed sensor sign followed.

It was moved by Hanke, seconded by Sahli to approve the placement of a temporary stop sign at Franklin Park Drive and Riverwood with a new traffic change notification sign.

Roll Call vote:

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

Motion failed.

It was moved by Seltzer, seconded by Erlich to approve the placement of a temporary speed sensor sign at Franklin Park Drive and Riverwood

Roll Call vote:

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

Motion carried.

Action Item: Revisit and review the HRC traffic study data.

Action Item: Chief Roberts to increase the police presence in that area.

Sahli thanked the residents who spoke during public comments.

Hansen mentioned two residents liked the livestreaming.

C. Administrator Report

Fraser stated that the office has been working on a number of questions raised by the new chickens and ducks ordinance. Time was spent looking at some of the issues raised by a staff member. That is why a resolution was drafted to have the Planning Commission look at specific issues to ensure that the ordinance covers these issues. Another issue looked at was the permit process because of unique setback requirements.

Discussion followed.

D. Planning Commission Report

Pete Halick, Chairperson

The Planning Commission is currently working on the following:

- Worked on the Burn Ordinance with Trustee Goldberg.
- Had a meeting on the Lighting Ordinance with Lamott, ~~Goldberg~~, Sahli, Doozan, Bevins and himself.
- Halick questioned who has the ultimate authority over Master Plan.

Discussion followed.

E. Main Street Franklin Report

George Venettis gave the accreditation report. The Village of Franklin is in good standing with Main Street Oakland County, which makes Franklin eligible for National Main Street funding, and technical support. He then presented the plaque to the board.

Discussion followed.

F. Cellular Service Report

Lamott stated that T-Mobile is continuing with their installation process of different nodes in Franklin. It will be 9 months to a year before it is operational. AT&T is still in the final design stage. Verizon has no plans on changing.

Erlich brought up concerns regarding cell towers and health and wellbeing of the residents who live around them. She also has concerns about the Village having lack of control with their placement and appearance. She stated local governments are taking action to protect their communities. Federal

level regulations have moved toward stripping the rights of state and local governments to regulate 5G. She provided the Council a list of the most restrictive ordinance throughout the U.S.

Discussion followed.

It was moved by Hansen, seconded by Seltzer to give the information Trustee Erlich provided to the Cellular Service Subcommittee and have them review the data and incorporate the concerns of the residents in its final recommendation for moving forward with technology to improve cell service in the Village.

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

NAYS: None

ABSENT: None

Motion carried.

Action Item: Add residents in on these cell tower discussions.

Action Item: Possible 6 p.m. workshop before Council meeting.

IX. PUBLIC HEARING

Public Hearing was opened by President Bill Lamott at 8:39 PM.

A. Proposed Budget, Fiscal Year 2023-2024, beginning July 1, 2023

Fraser stated that the purpose of this public hearing is to hear from the community and the budget adoption will be at the June Village Council Meeting.

Discussion followed.

Hansen asked Fraser to go through the highlights of the proposed budget with the Council and residents. He discussed the highlights of the proposed budget.

PUBLIC COMMENTS:

Rick David reminded the Council that the library has its own millage but uses the Village as an administrative agent.

Public Hearing was closed by President Bill Lamott at 8:52 PM.

X. OLD BUSINESS

A. Consider the Second and Final Reading of the Horse and Other Equine Ordinance.

There were discussions on the height requirements for the Horse and Other Equine Ordinance.

Resident Mark Ziessow stated to the Council that a 6-foot fence will just bring grief to the Village. Because a 6-foot fence is not needed and the height of the fence in the front yards will take away from the Village's beauty.

Goldberg questioned if the horse ordinance must be cross referenced back to the fence ordinance. He believes a revision of the fence ordinance is needed soon.

Discussion followed.

It was moved by Goldberg, seconded by Hanke to approve the Second and Final Reading of the Horse and Other Equine Ordinance.

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

NAYS: None

ABSENT: None

Motion carried.

B. Consider Appointing a Subcommittee for Outdoor Lighting Ordinance to Review and Make Recommendation.

Discussion followed.

Postponed until next meeting.

Action Item: Add the June 12th Council meeting.

C. Appoint Council Representative to the Bicentennial Committee.

Discussion followed.

Action Item: Mike Seltzer and Kathy Erlich both volunteered for the committee.

D. Consider Request to Establish a Utility Commission.

Removed from the agenda.

Action Item: Add the June 12th Council meeting.

E. Consider Use of Alternate Crosswalk Signs.

Discussion followed.

Council members would like to see a formal proposal for the replacement of the crosswalk signs.

Action Item: Instruct Jerry Johnson to remove the Cement Box.

F. Consider Proposal to Amend Historic District Boundaries.

Discussion followed.

Action Item: Add the proposal to amend Historic District Boundaries to the June 12th Council meeting.

Action Item: Have Legal Committee review this.

G. Consider Resolution Directing the Chicken and Duck Ordinance back to Planning Commission.

Discussion followed.

Action Item: Instruct Planning Commission to further review the issues the administration has brought before Council.

XI. NEW BUSINESS

A. Consider the 2023 City Gun Violence Awareness Day Proclamation.

**2023 CITY PROCLAMATION
DECLARING THE FIRST FRIDAY IN JUNE TO BE
NATIONAL GUN VIOLENCE AWARENESS DAY**

This proclamation declares the first Friday in June to be National Gun Violence Awareness Day in the Village of Franklin to honor and remember all victims and survivors of gun violence and to declare that we as a country must do more to end this public health crisis.

WHEREAS, every day, more than 120 Americans are killed by gun violence and more than 200 are shot and wounded, with an average of more than 17,000 gun homicides every year; and

WHEREAS, Americans are 26 times more likely to die by gun homicide than people in other high-income countries; and

WHEREAS, Michigan has 1,382 gun deaths every year, with a rate of 13.7 deaths per 100,000 people, a crisis that costs the state \$16.8 billion each year, of which \$380.5 million is paid by taxpayers. Michigan has the 25th highest rate of gun deaths in the US; and

WHEREAS, gun homicides and assaults are concentrated in cities, with more than half of all firearm related gun deaths in the nation occurring in 127 cities; and

WHEREAS, cities across the nation, including in Franklin, are working to end the senseless violence with evidence-based solutions; and

WHEREAS, protecting public safety in the communities they serve is mayors' highest responsibility; and

WHEREAS, support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from people with dangerous histories; and

WHEREAS, mayors and law enforcement officers—in partnership with local violence intervention activists and resources—know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, gun violence prevention is more important than ever as we see an increase in firearm homicides, and nonfatal shootings across the country, increased calls to domestic violence hotlines, and an increase in city gun violence;

WHEREAS, in January 2013, Hadiya Pendleton was tragically shot and killed at age 15; and on June 2, 2023 to recognize the 26th birthday of Hadiya Pendleton (born: June 2, 1997), people across the United States will recognize National Gun Violence Awareness Day and wear orange in tribute to -

- (1) Hadiya Pendleton and other victims of gun violence; and
- (2) the loved ones of those victims; and

WHEREAS, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods, and orange is a color that symbolizes the value of human life; and

WHEREAS, anyone can join this campaign by pledging to wear orange on June 2nd, the first Friday in June in 2023, to help raise awareness about gun violence; and

WHEREAS, by wearing orange on June 2, 2023 Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

WHEREAS, we renew our commitment to reduce gun violence and pledge to do all we can to keep firearms out of the hands of people who should not have access to them, and encourage responsible gun ownership to help keep our families and communities safe.

NOW, THEREFORE BE IT RESOLVED, that President Lamott of the Village of Franklin declares the first Friday in June, June 2, 2023, to be National Gun Violence Awareness Day. I encourage all citizens to support their local communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.

It was moved by Seltzer, seconded by Hansen to approve the resolution for the 2023 City Gun Violence Awareness Day Proclamation.

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

NAYS: None

ABSENT: None

Motion carried.

B. Consider the Franklin Garden Walk Civic Event Permit.

It was moved by Sahli, seconded by Hanke to approve the Franklin Garden Walk Civic Event Permit.

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

NAYS: None

ABSENT: None

Motion carried.

C. Introduction of the Preliminary Budget, Fiscal Year 2023-2024, beginning July 1, 2023.

Previous discussed in the Council meeting.

D. Schedule Budget Workshop for May 15th.

The Council discussed the time and date for the workshop.

It was moved by Seltzer, seconded by Hansen to schedule the Budget Workshop for May 16th at 6 PM.

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

Motion carried.

There being no further business, the meeting was adjourned at 9:31 P.M.

William Lamott, President

Dana Hughes, Village Clerk