

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, OCTOBER 11, 2021, 7:00 P.M.
32325 Franklin Road, Franklin, Michigan 48025
The Village Council did not assemble to meet at a physical place;
the meeting was held electronically via “Zoom.us©”, in accordance with the Michigan Open
Meetings Act, as amended by 2020 PA 228**

I. CALL TO ORDER

The meeting was called to order by President Bill Lamott, at 7:00 P.M. on Monday, October 11, 2021, via Zoom.us©.

II. ROLL CALL

Present: Mike Seltzer, Franklin, MI; Brian Gordon, Orchard Lake, MI;
Pam Hansen, Franklin, MI; Mark Hanke, Franklin, MI; Kathy Erlich, Franklin, MI; and
Bill Lamott, Franklin, MI.

Absent: Ed Saenz

Also Present: Lt. Mike Bastianelli, Police Department; Roger Fraser, Village Administrator, Peter
Gojcaj, Village Attorney; Meg Schubert, MSF/Economic Development Director, Lance
Vainik, Village Treasurer, Heather Mydloski, Village Clerk and Ed Zmich of Hubbell,
Roth, and Clark.

III. ADOPTION OF AGENDA

Gordon suggested the omission of section VIII. Special Reports, Item E., Historic District Study Report, as it was redundant.

**Motion by Seltzer, seconded by Hanke to adopt the Agenda as amended to omit section VIII.
Special Reports, Item E. Historic District Study Report.**

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

NAYS: None

ABSENT: Saenz

Motion carried.

IV. MINUTES:

A. Regular Meeting of September 13, 2021

Gordon suggested amending page 11 to clarify the acronym STR. He suggested it read “Spoke in/not in favor of the Ordinance for Short Term Rentals” to avoid any confusion.

Motion by Seltzer, seconded by Hanke to adopt the Regular Meeting of September 13, 2021, as amended to include a definition of “STR” to be “Spoke in/not in favor of the Ordinance for Short Term Rentals.”

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

NAYS: None

ABSENT: Saenz

Motion carried.

V. PUBLIC REQUESTS AND COMMENTS

Resolution to Adopt Rules for Electronic Meetings Rule 34, PUBLIC COMMENTS, During Village Council meetings conducted electronically, members of the public attending the meeting, once recognized by the chair, shall identify themselves for the record and indicate the municipality where they reside. Comments by the public will be limited to 2 minutes for each speaker unless the time is extended by the chair or by vote of the Council. Comments by the public during electronic meetings will be restricted to the public requests and comments portion of the meeting.

Mydloski called for a Point of Order as the Public Comments section was skipped. Lamott apologized that he had inadvertently skipped ahead of the Public Comments section.

Public Comments were opened by President, Bill Lamott at 7:15 PM.

Daniel Rosenberg - 25335 DENNISON

- Implored the Council to investigate cellular service in the Village. He has poor cellular service, and it is inhibiting his quality of life in the Village.
- Lamott stated that an upgrade occurred around ten (10) years ago. He agreed that the concern should be investigated with the cellular providers within the Village. Hanke Agreed.
- Responding to Seltzer he mentioned his neighbors had different carriers and were experiencing the same poor service.

Connie Ettinger - 25600 RIVER

- Echoed the investigation to improve cellular service.
- Implored the Council to consider a Code of Civility.

Jenna Liut - 26011 GERMAN MILL RD

- Requested an ordinance to ban leaf burning in the Village.
- Lamott informed her that she was welcome to follow up with any Council member to address her request.

Natalya Shub - 32334 FRANKLIN RD

- Echoed Liut’s comment to ban leaf burning. Shub offered her assistance to Liut as she is familiar with the ordinance process.
- Stated she and her husband will be presenting a formal statement for being targeted at a Village Meeting.

Jason Hayes - 26296 FRANKLIN CT

- Proud new resident. Thanked the Council for their excellent service to the community.
- Drain/Culvert issues near his property.
- Had a discussion with Fraser of his storm drain concern.
- Fraser mentioned to Council that there was solid debris in the culvert and a cleaning by the Village is to be scheduled soon.
- Erlich had been out to his property to investigate.
- Lamott stated that Hubbell, Roth and Clark will develop a plan to address the storm drain issues.
- Lamott referenced the Village had been working with Kyra Bolden, Michigan State Representative's office and have obtained a \$200,000.00 grant that can be used for such purposes.

Mike Mason - 32965 FRANKLIN CT

- Echoed the Storm Drain Cleanup effort.
- Offered to participate in the Village's effort to effectively determine a course of action for the water drainage issues, he would also like to be kept in the loop.

Angelina Sulaka - 26172 MEADOW

- Was pleased to see new residents' participation in the Council meetings.
- Praised the construction crews for an excellent job on the sidewalks.
- Asked the Council to consider a crosswalk on Woodlore (east and west) for pedestrian safety.

Steve Ben-Ezra - 32960 FRANKLIN CT

- Echoed the Storm Drain Cleanup effort.
- He further stated that Franklin Road, downtown needed to be cleaned after a heavy rain. He also questioned if the rain run off would eventually damage the road.

Public Comments were closed by President Bill Lamott at 7:46 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENTS

A. Police Report

Lt. Mike Bastianelli, Police Department

- Reviewed Submitted Report.
- Announced the retirement of Sgt. Mark Dyjewski at the end of this year. He thanked Dyjewski for his faithful service to the community and wished him well.
- Announced a job posting for a Full-Time Police Officer, Patrol to replace the upcoming retirement of Dyjewski.
- Announced a Part-Time Police Clerk position opening because of Megan Bohm moving to the Building Department Clerk at the Village Hall full time. Fraser commended the outstanding efforts of Bohm and was pleased to add her to his team.
- Informed the Council that an Officer was out with COVID-19 and would be back to work on October 15, 2021.

B. Fire Report

Tony Averbuch, Fire Chief

- Submitted Report. Was not present at the meeting.

C. Treasurer Report

Lance Vainik, Village Treasurer

- Council reviewed Submitted Report.

VII. SUBMISSION OF CURRENT BILLS

Totals: 10-11-2021	
CATEGORY	SUB TOTALS
General	\$ 48,097.83
Major Streets	\$ 13.92
Local Streets	\$ 326.36
Police	\$ 27,538.68
Garbage and Rubbish	\$ 14,899.53
Building Dept.	\$ 312.87
Library	\$ -
Street Project	\$ -
Road Millage	\$ -
Pressure Sewer	\$ -
Tax Collection	\$ 1,774.94
Wastewater	\$ -
TOTALS	\$ 92,964.13

Motion by Seltzer, seconded by Hanke to approve the Bills List as presented.

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

NAYS: None

ABSENT: Saenz

Motion carried.

VIII. SPECIAL REPORTS

A. President's Report

President Bill Lamott

- Meeting with Detroit Edison (DTE) to ascertain why Franklin loses electricity often was disappointing as nothing tangible was achieved.
- Hanke shared a power point presentation on ZOOM© of the DTE meeting.
- Tuesday, October 19th, 2021, at 3:00 PM there will be a dedication of the Historical Marker on the north side of the Broughton House.

B. Council Report

Trustee Pam Hansen

- A resident, John Simon, had raised two (2) concerns at the May Council meeting. Simon did not feel Hansen had addressed his concerns, and she wanted to address his concerns directly.
- The Charter Change for sidewalks, that enabled the Village to go to the Voters to get permission to finish the sidewalks between Scenic and Thirteen Mile Road. She

identified that Simon and every other resident had every right to protest, voice their opinions and to pursue legal action regarding the sidewalk construction and to protect the Charter. It was their choice. It was the Villages choice to adhere to the Village Attorneys Decision. Hansen was satisfied with the Village Attorney's decision but conceded that when the majority no longer trusted the legal counsel, it was imperative to retain a new Village Attorney.

- The \$500,000.00 up charge for the Streetscape project was the cost of doing business due to increased labor, delays, supply chain issues, etc.
- In regard to the Streetscape Project transparency question, anything the Council does has back up information and is available to the public.
- Hansen stated that the Village was committed to repairing or replacing any damaged property of a resident resulting from construction. She clarified that this was applicable to damages not to improving a resident's property.
- Hansen reiterated that the Village operates under Home Rule Village and that means that the Village makes their own rules and abides by them unless they are in conflict with a state or federal statute.
- Hansen stated that is an asset for our community to share different points of view and an imperative practice to do so respectfully.

Trustee Kathy Erlich

- Expressed her disappointment in Connie Ettinger being appointed as an Alternate for the Zoning/Sign Board of Appeals as Nick Bevins was endorsed by the Chairperson, Randy Brakeman.
- She expressed her displeasure that President Lamott was discredited for his support of Nick Bevins as a ZBA Alternate.
- She expressed her displeasure with Rick David not being mentioned.
- She asked the Council to utilize the Diversity, Equity, and Inclusion Committee's procedural suggestions for the selection of future applicants.

Trustee Mark Hanke

- Stated Ettinger was selected over Nick due to her extensive experience. She was not selected with any ulterior motive or because of prior campaigning. He stated Ettinger was not a part of his campaign.

Trustee Mike Seltzer

- He agreed with Hanke and reiterated Ettinger's qualifications. He further stated that
- He stated that he welcomes new applicants and in no way wants to discourage their participation.

Trustee Pam Hansen

- Stated that Ettinger was her Campaign Manager and was qualified to do so and in no way was she selected as alternate for any reason other than her qualifications.

C. Administrator Report

Roger Fraser, Village Administrator

- Lamott asked Fraser to update the Council on the current sanitary sewer work.
- Construction is underway at Woodlore and Franklin as a valve is being replaced. The work will be completed at the end of the week.
- Today Asphalt is being laid and is scheduled to be completed in the next ten (10) days.
- Work on the crosswalks will be done as well. One at the south end, by the post office, and one by the Franklin Grill.
- Broughton House is being painted by Peter Halik. Phase one is complete, the project will be accomplished in three parts. The next painting will occur in the Spring. The Kreger House has issues that will be addressed in the next month.
- Announced the retirement of Doreen Martin. She and her husband will be heading south for the winter.
- Announced that Megan Bohm will be the new Bulding Clerk. Fraser commended her with the excellent job she has done being a quick learner.

D. Main Street Franklin Report

Meg Schubert, MSF / Economic Development Director

- Working on the Franklinstein Frenzy.
- Maintaining the Collaborative approach that was fostered last year with the Franklin Community Association, the Historical Society, and the Franklin Public Library.
- She highlighted that there were 426 volunteer hours were invested in Main Street for the last year.
- Hanke commended Schubert for her excellent work and asked her to elaborate on the Franklinstein Frenzy Event.
- Schubert defined the event as:
 - 12th Annual Event for Halloween on October 23, 2021.
 - 12-3 PM.
 - Begins with a parade from the Comerica parking lot at 11:45PM.
 - Parade to Evelyn Court for Franklin Cider Mill for donuts and cider.
 - Trick-Or-Treat their way back down Main Street.
 - A strong Merchant participation is expected.
 - The Franklin Library will pass out a to-go-craft
 - Haunted Barn at the Kreger House
 - The FCA is hosting a number of great kid events at 1:30 PM.
 - The pumpkin roll is back!

E. ~~Historic District Study Committee Report~~ (Omitted, due to redundancy.)

F. Planning Commission Report

David Goldberg, Planning Commission Chairman

- Reviewed Submitted Report.
- Next PC meeting October 20, 2021, via Zoom.
- Two Public Hearings:
 - Temporary Sign Regulations
 - 32767 Franklin Road Site Plan review

IX. UNFINISHED BUSINESS

A. Consider an Amendment to Short Term Rentals Ordinance; Sections 1240.08, 1250, and 1256

ORDINANCE NO. 2021-05

AN ORDINANCE TO AMEND SECTION 1240.08, CHAPTER 1250, AND SECTIONS 1256.02 AND 1256.03 OF PART TWELVE, TITLE FOUR, ZONING, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO REGULATE SHORT-TERM RENTALS IN SINGLE FAMILY RESIDENTIAL AND C-1 COMMERCIAL DISTRICTS, REPEAL CONFLICTING ORDINANCES, AND PRESCRIBE A PENALTY FOR VIOLATIONS.

THE VILLAGE OF FRANKLIN ORDAINS:

Section 1. Section 1240.08 of the Codified Ordinances of the Village of Franklin shall be amended, as follows:

1240.08 DEFINITIONS.

As used in this Zoning Code:

(a) *No change.*

(b) In addition:

(1) through (22) *No change.*

(23) Dwelling unit. “Dwelling unit” means a building or portion thereof designed or used as a place of residence for a single family.

(23B) Dwelling unit, rental. “Rental dwelling unit” means any dwelling unit that is rented wholly or partly for compensation, in which the owner does not reside, to a person who is not the legal owner of record, for a term of twenty-eight (28) days or longer, pursuant to a written or oral agreement. Rental dwelling unit does not include state-licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).

(23C) Dwelling unit, short term rental. “Short term rental dwelling unit” means any dwelling unit that is rented wholly or partly for compensation, in which the owner does not reside, to a person who is not the legal owner of record, for a term of less than twenty-eight (28) days, pursuant to a written or oral agreement. “Short term rental dwelling unit” is considered to be a commercial use of land. “Short term rental dwelling unit” does not include state-licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).

(24) through (88) *No change.*

Section 2. Chapter 1250 of the Codified Ordinances of the Village of Franklin shall be amended, as follows:

1250.01 STATEMENT OF PURPOSE.

The R-E, R-L, R-M, R-1, R-2, R-3 and R-4 Single-Family Residential Districts are hereby established as Districts in which the principal use of land is for single-family dwellings and related educational, cultural and religious uses where appropriate and harmonious with the residential environment. For these Single-Family Residential Districts, in promoting the general purpose of this Zoning Code, the specific intent of this chapter is to:

- (a) Encourage the construction of, and the continued use of, the land for, single-family dwellings.
- (b) Prohibit business, commercial or industrial use of the land, and to prohibit any other use which would interfere with development or maintenance of single-family dwellings in the District. To that end, the Village Council determines and finds that a developing trend toward short-term rental occupancy in traditional single-family residential dwellings is undesirable and inconsistent with maintaining the character and integrity of the Village's single-family residential neighborhoods; that it is considered to be a commercial use of residential premises akin to a motel or inn which are uses that are not permitted in single-family residential districts; and that such commercial uses have not been, and are not, permitted to be located in single family residential districts.
- (c) Encourage the discontinuance of existing uses that would not be permitted as new uses under the provisions of this Zoning Code.
- (d) Discourage any land use which would generate traffic on minor or local streets, other than normal traffic to serve the residences on those streets.
- (e) Discourage any use which, because of its character or size would create requirements and costs for public services, such as fire and police protection, water supply and sewerage, substantially in excess of such requirements and costs if the District were developed solely for single-family dwellings.

1250.02 PERMITTED USES.

In the R-E, R-L, R-M, R-1, R-2, R-3 and R-4 Districts the following uses are permitted:

- (a) Single-family detached dwellings.
- (b) Municipal parks and municipal recreation areas operated exclusively for the use and enjoyment of the public.
- (c) State licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).
- (d) Rental dwelling units.

- (e) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1250.03 PROHIBITED USES.

In the R-E, R-L, R-M, R-1, R-2, R-3 and R-4 Districts the following use is expressly prohibited:

(a) through (e) *No change.*

- (f) Short-term rental dwelling units.

1250.04 SPECIAL APPROVAL USES.

No further change.

1250.05 ACCESSORY USES, BUILDINGS AND STRUCTURES.

No further change.

1250.06 SITE PLAN REVIEW.

No further change.

1250.07 AREA, HEIGHT, BULK AND PLACEMENT REQUIREMENTS.

No further change.

1250.08 LOT DIMENSIONS.

No further change.

Section 3. Section 1256.02 of the Codified Ordinances of the Village of Franklin shall be amended, as follows:

1256.02 PERMITTED USES.

In the C-1 District, the following uses are permitted:

(a) through (r) *No change.*

- (s) Single family residential uses, including rental dwelling units, when located on the second floor of a building that is designed for a retail, service, or office use on the first floor.

- (t) Accessory structures, uses and signs, excluding buildings, customarily incidental to the above permitted uses in accordance with Section 1268.13, subject to the following restrictions:

- (1) Outdoor advertising signs, only when pertaining to the sale, rental or use of the premises on which they are located, or to goods sold or activities conducted thereon,

shall be displayed flat against the front or side elevation of the building and shall not project above the roof line. (See also Chapter 1474 of these Codified Ordinances.)

- (u) Off-street parking and loading, in accordance with the requirements of Chapter 1262, provided that, on or after December 5, 2005:
 - (1) No new parking or loading area shall be established on a parcel unless a principal permitted structure is first constructed on the parcel; and
 - (2) No new parking or loading facilities shall be located in the front yard (between the front face of the building and the street) except by special approval. Where front yard parking is proposed, the applicant must demonstrate to the satisfaction of the Planning Commission and Village Council that:
 - A. No other reasonable and safe location for parking exists on the site and that front yard parking can be provided without compromising vehicular or pedestrian traffic safety; and
 - B. The proposed parking satisfies the special approval criteria in Section 1268.32.

Section 4. Section 1256.03 of the Codified Ordinances of the Village of Franklin shall be amended, as follows:

1256.03 SPECIAL APPROVAL USES.

In the C-1, Commercial District the following uses shall be permitted, subject to approval in accordance with Section 1268.32:

- (a) Multiple family residential uses, including short-term rental dwelling units, when located on the second floor of a building that is designed for a retail, service, or office use on the first floor.
- (b) Solar and wind facilities, whether freestanding or attached to the principal building, are considered accessory structures, subject to Section 1268.13. The Village of Franklin encourages the development and use of alternative energy sources, such as energy generated by solar and wind facilities, provided that the devices to generate, process and store the energy are safe and will cause no harm to the well-being of adjacent residents or businesses or the neighborhood as a whole.
- (c) Accessory buildings customarily incidental to uses permitted by Section 1256.02, subject to site plan and special approval requirements in Sections 1268.30 and 1268.32.
- (d) Any use not otherwise permitted in this Zoning Code (Part 12, Title Four, of the Village of Franklin Code of Ordinances).

Section 5. Severability. This ordinance and each Chapter, section, subsection, paragraph,

subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable; and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 6. Penalty. All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500 and such other sanctions as may be ordered pursuant to Village Code Section 202.99.

Section 7. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other Village ordinances which conflict with the provisions of this ordinance are hereby repealed.

(2) Effective Date. This ordinance shall become effective on October 31, 2021, twenty (20) days following its adoption, and shall be published prior to its effective date as mandated by charter and statute.

(3) Adoption. This ordinance was adopted by the Village Council of the Village of Franklin at a meeting thereof held on October 11, 2021.

Gordon suggested the amendment. He was not in favor of this ordinance personally, but he supports the majority. It was clear the community supported this ordinance.

Responding to Gordon, Gojcaj clarified the amendment means any dwelling unit that is rented wholly or partly for compensation as opposed to just advertising the property and being deemed a Short Term Rental. This eliminates any confusion for a Long Term rental (more than 28 days) if it isn't a short term rental, even if it is listed on a platform.

Erlich asked if Gordon could clarify what was being grandfathered. Gordon stated that anyone who is currently in compliance with the zoning ordinance would be grandfathered in, even if they would be in violation of the new ordinance. The goal is to have as few grandfathered exceptions as possible.

Hansen asked for further clarification as an individual in the Village owns several rental properties, are we saying they are grandfathered in? Are they able to accumulate more properties? Gojcaj said their current properties are covered by the state law to be grandfathered but it is not applicable to any new property acquisitions by the that owner.

Lamott asked if the Council would waive the second reading of the ordinance. Gojcaj agreed.

#2021-84 Motion by Gordon, seconded by Seltzer to waive the second reading and approve the Amendment to the Short Term Rentals Ordinance; Sections 1240.08, 1250, and 1256 as presented.

Roll Call Vote

Gordon AYE

Seltzer	AYE
Hansen	AYE
Hanke	AYE
Erlich	AYE
Lamott	AYE

Motion carried.

B. Consider 2021-2022 Main Street Agreement

Schubert reviewed her submitted, supporting documents that she created to define the Main Street Agreement with measurable benchmarks and tangible goals.

Hansen and Seltzer praised Schubert for her effort on the agreements. Hansen raised a concern as the Village is combining a Main Street role with a Village role, and she asked that the \$20,000.00 bullet be omitted from the agreement as it diminished the concerted effort by the Village and distracts from what she believes Schubert hopes to accomplish.

Responding to Lamott, Hansen stated that she would like to omit the second bullet point under the Village Commitments section "Provide a twenty-thousand-dollar (\$20,000) contribution to MSF budget.

Lamott reiterated that he wanted to see metrics for two (2) desired deliverables; the maintenance of the existing businesses and the collection of new businesses that are a good fit for Franklin.

#2021-85 Motion by Hansen, seconded by Seltzer to approve the 2021-2022 Main Street Agreement as amended to omit the second bullet point under the Village Commitments section "Provide a twenty-thousand-dollar (\$20,000) contribution to MSF budget."

Roll Call Vote

Seltzer	AYE
Hansen	AYE
Hanke	AYE
Erlich	AYE
Gordon	AYE
Lamott	AYE

Motion carried.

C. Review of Business License Procedure

Fraser was asked to provide a status report for businesses within the Village that were licensed. He references the submitted list that included Village businesses, home based businesses, that did not require an inspection, and businesses that transact within the Village but aren't based within it.

Fraser stated that there are downtown Franklin businesses that are not licensed.

Gordon asked Fraser if a lack of a business license was an infraction. Fraser said it has not been a practice to impose an infraction for such.

Fraser further stated that there are several businesses that lease to other businesses and that unique situation should be addressed.

Gordon recommended that the Council direct the Administrator to regulate all required businesses to include the above and also Short Term Rentals.

Seltzer suggested this go to the Legal Committee. Erlich, Gordon and Seltzer were appointed to work with Fraser on policies and procedures around this topic. Lamott volunteered to bow out of the Legal Committee for this effort to afford Erlich the opportunity to participate.

X. NEW BUSINESS

A. Consider Proposed Bid for New Patrol Vehicle for the Police Department

#2021-86 Motion by Seltzer, seconded by Hanke to approve the purchase of a 2022 Ford Police Interceptor Utility AWD vehicle, for the use of a patrol vehicle, for the quoted price of \$32,394.00, and an additional underwriting fee of \$545.00, at an interest rate of 6.35%, payable in three (3) annual installments of \$11,662.14.

Roll Call Vote

Hansen	AYE
Hanke	AYE
Erlich	AYE
Gordon	AYE
Seltzer	AYE
Lamott	AYE

Motion Carried.

B. Consider Historic District Study Committee Report

Historic District Committee Chairman Gary Roberts and Amanda Davis, the Historic District Preservation Consultant were present to discuss the report.

Roberts asked that the Council to receive and file this report officially, but action was not yet necessary. He mentioned that this process will start with the State Historic Preservation Office and end with the Council amending our ordinance to change the boundaries of the Historic District.

He emphasized the importance of the Franklin Community Association (FCA), the Franklin Community Church, the Bill and Ann Lamott House, and the Farmhouse on Thirteen Mile Road.

Letters were sent and residents contacted but no one was forced to participate.

He expounded on the importance of the FCA and the Franklin Community Church as paramount to retain all of the Village Common Green Areas. The church had unanimously agreed to participate. He noted that the FCA had not endorsed this, but he emphasized their endorsement was not necessary. Roberts stated this is being done for the future generations and is protected as a historic, community space.

Gordon commended Roberts, Davis and the Historic District Study Committee for their excellent work. He asked what the process was. Davis defined the process.

#2021-87 Motion by Gordon, seconded by Seltzer to approve the Historic District Study Committee Preliminary Report as presented.

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

NAYS: None

ABSENT: Saenz

Motion carried.

C. Consider Regional Urban Deer Management Program Resolution

Lamott will continue to be the Council Liaison for the Regional Urban Deer Management Program through the City of Farmington Hills. He welcomed anyone from the Council or the community to participate in the program.

#2021-88 Motion by Gordon, seconded by Hanke to approve the Regional Urban Deer Management Program Resolution as presented.

Roll Call Vote

Hanke	AYE
Erlich	AYE
Seltzer	AYE
Hansen	AYE
Gordon	AYE
Lamott	AYE

Motion carried.

D. Consider Design and Preliminary Engineering for an Unpaved/Improved Pedestrian Path on Village Land/Easements in the Colony Hill/Irving/Captains Lane Area

Gordon asked this be added to the agenda. He would like to see a pedestrian path in this area to increase connectivity.

Hanke asked for clarity as there was no supporting documentation in the packet to provide context to this topic.

Zoning/Sign Board of Appeals Board Member Stuart Greidanus stated that he has been maintaining it, but it could use a facelift. He invited Hanke to come to his residence and look at the pathway. It is an easement owned by the Village after the former leadership approved the abandonment of the road.

Goldberg mentioned the property by the pathway that has a private property sign posted is an unnecessary deterrent to pedestrians.

#2021-89 Motion by Seltzer, seconded by Erlich to approve the Design and Preliminary Engineering for an Unpaved/Improved Pedestrian Path on Village Land/Easements in the Colony Hill/Irving/Captains Lane Area as presented.

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

NAYS: None

ABSENT: Saenz

Motion carried.

E. Consider Design and Preliminary Engineering for Sidewalks along Thirteen Mile Road and Franklin Road, South of Thirteen Mile Road

Gordon brought this to the Council. He stated that the residents voted to have sidewalks and the Village had subsequent dollars committed to the project and it was time to follow through and engage in the conversation.

Responding to Hansen, Fraser said he would investigate the process for acquiring competitive bids for the project.

Goldberg stated that the pathways had been reviewed by the Planning Commission and it was not necessary to remit the paths to them again as their recommendation will remain the same.

#2021-90 Motion by Seltzer, seconded by Hansen to approve the Design and Preliminary Engineering for Sidewalks along Thirteen Mile Road and Franklin Road, South of Thirteen Mile Road as presented.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion Carried.

F. Consider Bid Proposals

1. Grass Cutting and Landscape Services

Motion by Seltzer, seconded by Hanke to accept the Grass Cutting and Landscaping Services until the November 08, 2021, Village Council Meeting.

Discussion ensued on why there were no other bids and how the Village could generate more bids. It was determined best to table the Grass Cutting and Landscape Service Bids until the next Council meeting on November 08, 2021.

#2021-91 Motion by Seltzer, seconded by Hanke to postpone the Grass Cutting and Landscaping Services until the November 08, 2021, Village Council Meeting.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

2. Public Works Services

#2021-92 Motion by Gordon, seconded by Seltzer to approve Johnson Landscaping for the Public Work Services as presented.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

3. Tree Removal, Tree Trimming, Stump Removal and Fertilization of Village Owned Existing Trees and Newly Planted Trees

Hansen expressed her concern with Owen Tree Services being a large company and as such, perhaps not able to provide the level of service Franklin requires.

Discussion ensued. It was determined that Owen was the only bid of the two received that provided emergency tree service and that was a tremendous benefit to the Village.

#2021-93 Motion by Seltzer, seconded by Hansen to approve the Owen Tree Services, Inc. for Tree Removal, Tree Trimming, Stump Removal and Fertilization of Village Owned Existing Trees and Newly Planted Trees as presented.

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

NAYS: None

ABSENT: Saenz

Motion carried.

G. Consider Resolution for the Purchase of Generator(s) for Broughton House and Kreger House

R E S O L U T I O N

Village of Franklin Board of Trustees

October 11, 2021

WHEREAS the Village of Franklin conducts daily administrative operations in the historic Broughton House, police operations are conducted in a much newer Headquarters building and there is a third building, the historic Kreger House used for special events, meetings, and certain storage, and

WHEREAS changing weather patterns have resulted in recurring instances of prolonged power outages in Franklin, and

WHEREAS Detroit Edison is unable to provide consistent and uninterruptible service, and

WHEREAS only the police headquarters building is equipped with a generator resulting in the closing of Village Administrative offices for the duration of local power outages, and

WHEREAS the interests of the residents and businesses in the Village of Franklin will be better served if the Village Offices and the Kreger House remain functional during such power outages,

IT IS RESOLVED that the Village Administrator is hereby authorized and directed to acquire emergency power generation for the Broughton and Kreger buildings, which may involve use of the generator currently serving the police headquarters, or may require acquisition of new generators for the separate buildings, at his discretion, and

IT IS FURTHER RESOLVED that \$14,000 is appropriated from the general fund balance to the capital expenditure account in the Administrators budget for the purpose of acquiring emergency power generation in those two historic buildings.

#2021-94 Motion by Seltzer, seconded by Hansen to approve the Resolution for the Purchase of Generator(s) for Broughton House and Kreger House as amended to include

“WHEREAS Detroit Edison is unable to provide consistent and uninterrupted service, and.”

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

H. Consider Natural Feature Study Proposal

Goldberg reviewed submitted report.

Goldberg asked the monies be withdrawn from the General Fund, but the Planning Commission has funds available to contribute as well.

#2021-95 Motion by Seltzer, seconded by Gordon to approve the Consider Natural Feature Study Proposal as presented.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

I. Consider Community Shredding Civic Event Permit for October 30, 2021

#2021-96 Motion by Seltzer, seconded by Gordon to approve the Community Shredding Civic Event Permit for October 30, 2021, as presented.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

J. Consider Franklinstein Frenzy Civic Event Permit Application for October 23, 2021

#2021-97 Motion by Seltzer, seconded by Gordon to approve the Franklinstein Frenzy Civic Event Permit Application for October 23, 2021, as presented.

AYES: Hansen, Erlich, Hanke, Gordon, Seltzer and Lamott
NAYS: None
ABSENT: Saenz

Motion carried.

XI. ADJOURNMENT

Motion by Gordon, seconded by Seltzer to adjourn.

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

NAYS: None

ABSENT: Saenz

Motion carried.

There being no further business, the meeting was adjourned at 10:18 PM.

William Lamott
President, Village Council

Heather Mydloski
Village Clerk
