

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, September 13, 2021, 7:00 P.M.
Village of Franklin Hall (Broughton House), 32325 Franklin Rd, Franklin, MI 4802**

I. CALL TO ORDER

The meeting was called to order by President Bill Lamott, at 6:59 P.M.

II. ROLL CALL

Present: Brian Gordon, Mark Hanke, Pam Hansen, Ed Saenz, Mike Seltzer and Bill Lamott.

Absent: Kathy Erlich

Also Present: Police Chief, Dan Roberts; Fire Chief, Tony Averbuch; Village Administrator, Roger Fraser; Village Attorney, Peter Gojcay; Village Clerk, Heather Mydloski, and Ed Zmich of Hubbell, Roth, and Clark.

III. ADOPTION OF AGENDA

Motion by Seltzer, seconded by Saenz to adopt the Agenda as presented.

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

NAYS: None

ABSENT: Erlich

Motion carried.

IV. MINUTES:

A. Regular Meeting of August 09, 2021

Erlich was not present, due to an excused absence, but had submitted an email with her suggested addition.

Added to Page four (4), under C. Administrator Report

Erlich stated that we cannot generalize the results of the study to the entire population, as those who filled out the study were likely those who cared most about the issue, and those who did fill it out were more likely to not care either way.

Seltzer questioned whether the Trustee Erlich's comments should be added in her absence as that has not been the prior practice. The Council determined Erlich's submitted comments could be added to the minutes.

Motion by Seltzer, seconded by Saenz to adopt the Minutes for the Regular Meeting of August 09, 2021, as amended.

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

NAYS: None

ABSENT: Erlich

Motion carried.

V. PUBLIC REQUESTS AND COMMENTS

Public Comments were opened by President Bill Lamott at 7:04 PM.

Randy Brakeman-27390 WELLINGTON

- Inquired if he could address his question at this time on the ZBA Alternate Board Member Appointment. Lamott asked that he hold his comment until the appropriate time.

John Simon-30320 KINCARDINE

- Expressed his displeasure with a Council Trustee.

Public Comments were closed by President Bill Lamott at 7:08 PM.

VI. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief

- Reviewed Submitted Report
- Labor Day was quiet, hardly any parking complaints.
- Two (2) missing children that were reunited with their parents.
- Dunk tank a success at the Labor Day Round Up.
- Mounted Unit Mike Sanders retired this month. He was with FBFPD for 11 years.
- Informed the Council of an uptick in property disputes among residents.
- Fraser clarified for Council that the property disputes were not a Village issue and need to be addressed in Civil Court.

Tony Averbuch, Fire Chief

- Reviewed Submitted Report
- Thanked the FCA for including FBFD in their safety discussions around their successful Labor Day Round Up.
- Distributed Monitored Services Program Number magnets at the Labor Day Round up and Bingham Farms Family Fun Day: (248) 626-5444.

VII. SUBMISSION OF CURRENT BILLS

Lance Vainik, Village Treasurer

- Council reviewed Submitted Report.
- Gordon was impressed with the Council’s smart investment strategy that had produced good return rates in this current climate.

Totals: 09-13-2021	
CATEGORY	SUB TOTALS
General	\$ 487,794.70
Major Streets	\$ 2,028.28
Local Streets	\$ 35,452.24
Police	\$ 36,681.14
Garbage and Rubbish	\$ 15,342.13
Building Dept.	\$ 11,916.09
Library	\$ -
Street Project	\$ 48,980.25
Road Millage	\$ -
Pressure Sewer	\$ -
Tax Collection	\$ 89,693.52
Wastewater	\$ 1,399.06
TOTALS	\$ 729,287.41

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

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

NAYS: None

ABSENT: Erlich

Motion carried.

VIII. SPECIAL REPORTS

A. President’s Report

President Bill Lamott

- Invited Ed Zmich to give a summary of the Storm Water Impact on the Village drainage system.
- Ed Zmich, of HRC stated that topography (physical survey) was the next step before a recommendation from HRC can be made.
- Discussion on community involvement prior to HDC’s recommendation so they may feel heard. Council agreed.

B. Council Report

Trustee Brian Gordon

- Praised the Main Street Franklin Block Party and the apparent efforts of the team that made it happen.
- ZBA- expressed that he was disappointed that our Village Building Official seemed to be coaching the Board to come to a conclusion.

C. Administrator Report

Roger Fraser, Village Administrator

- Fraser stated the Water Project is still alive and well and there are ongoing efforts to educate residents and provide resources on the use and maintenance of their wells.
- Council Discussion on whether or not the Water Subcommittee Meeting should continue to meet every month. The consensus was to try it for one more month.
- Responding to Lamott's question, Fraser stated that he has scheduled a meeting with DTE along with Lamott and Hanke. He will have information to share with the Council in October.

D. Main Street Franklin Report

1. Consider 2021-2022 Main Street Agreement

Meg Schubert, MSF / Economic Development Director

- **Main Street Agreement (First Draft)**
 - Defined Goals and Benchmarks
 - Groundwork was laid to develop a strategic plan for the next year
 - Hansen asked about the \$20,000.00 contribution commitment in the third bullet. She wanted the agreement to be clear that now a salary has been added and there is a significant increase in the Village's contribution effort to support their downtown merchants. Lamott, Hanke and Gordon agreed. Schubert will adjust the narrative to be clear what the Village is contributing.
 - Hansen asked that the fundraising goal be set at to a reasonable limit for the first year.
 - Gordon stated that the contribution commitment and the organizational commitment needed to be cleared defined and remain separate for clarity.
 - Seltzer praised the efforts being extended.
 - Hanke inquired of what was next until the end of the year. Schubert mentioned several events that are being planned and coming soon.
 - Saenz mentioned the Volunteer development plan needs to be robust.
 - Lamott mentioned two (2) objectives he would like to be added to the MSF agreement. He wants the focus to be on developing and implementing actionable items:
 - Existing business to be properly maintained.

- Attraction of new businesses to the downtown that are a good fit.
- **Summer Block Party**
 - Great turn out for the Summer Block Party.
 - Thanked FBFD and FBFPD for their support and for allowing for a road closure.
 - Over 450 attendees at the event.
 - Karen Couf-Cohen was praised for her marketing efforts in reaching over 14,000 people.
 - 63% of the Merchants participated directly or indirectly.
 - Record days of sales were reported from several merchants.
 - \$14,000 in donations for Main Street Franklin were received.
 - Hansen acknowledged all of the sponsors that supported the event.

E. Planning Commission Report

David Goldberg, Planning Commission Chairman

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

F. Diversity Equity & Inclusion Committee Report

None present.

IX. UNFINISHED BUSINESS

A. Consider the Appointment of an Alternate Board Member for the Zoning/Sign Board of Appeals.

Seltzer was pleased that three (3) residents applied for the position.

Hansen asked of the current vetting/review process for the applicants. Lamott stated that the information was presented to the Council and to his knowledge none of the applicants were present.

Zoning/Sign Board of Appeals Chairman Randy Brakemen-27390 WELLINGTON:

- Spoke in favor of Nick Bevins as his recommendation for the ZBA Alternate Board Appointment.

Stuart Wooters-25301 FRANKLIN PARK DR:

- Spoke in favor of Nick Bevins as his recommendation for the ZBA Alternate Board Appointment.

#2021-77 Motion by Gordon, seconded by Hanke to approve the Appointment of Connie Ettinger as an Alternate Board Member for the Zoning/Sign Board of Appeals; for a three (3) year term beginning as of September 13, 2021, and ending on July 14, 2024.

Saenz	NAY
Hansen	AYE
Seltzer	AYE
Gordon	AYE
Hanke	AYE
Lamott	NAY

4-2 motion carried.

B. Consider (2nd reading) Ordinance for Short Term Rentals

ORDINANCE NO. 2021-04

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 to provide or offer for possession or occupancy a dwelling unit, 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 to provide or offer for possession or occupancy a dwelling unit, 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 03, 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 September 13, 2021.

Chairman David Goldberg, Planning Commission-27341 WILLOWGREEN CT

- PC approved and sent to Council for a first reading months ago.
- The Council tabled the second reading for Village Attorney to review.
- Goldberg stated that it may be possible, if this ordinance is passed, that it possible to be grandfathered if the State Legislature should choose to allow STR's.
- Goldberg defined a Short Term Rental as a rental of a property for less than 28 days. The proposed ordinance prohibits STR's as defined. In a commercial district, STR's can be permitted on a special usage basis. Long term rentals are not affected.

- Gojcaj Elaborated further for the Council.
- Gordon stated he feels it is a government overreach.

Pete Halick, Planning Commissioner-26177 THIRTEEN MILE

- Spoke in favor of the STR-Ordinance for Short Term Rentals.

Stuart Wooters, Planning Commissioner-25301 FRANKLIN PARK DR

- Spoke in favor of the STR-Ordinance for Short Term Rentals.

Lloyd Whipperman-30830 FRANKLIN RD

- Spoke not in favor of the STR-Ordinance for Short Term Rentals.

Vanessa Metti-30830 FRANKLIN RD

- Spoke not in favor of the STR-Ordinance for Short Term Rentals.

#2021-78 Motion by Hanke, seconded by Hansen to approve the (2nd reading) Ordinance for Short Term Rentals; ORDINANCE NO. 2021-04 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.

Hansen	AYE
Seltzer	AYE
Gordon	NAY
Hanke	AYE
Saenz	NAY
Lamott	AYE

4-2 motion carried

X. NEW BUSINESS

A. Consider 25741 River Drive Floodplain Application

#2021-79 Motion by Seltzer, seconded by Gordon to approve the 25741 River Drive Floodplain Application as presented.

Seltzer	AYE
Gordon	AYE
Hanke	AYE
Saenz	AYE
Hansen	AYE
Lamott	AYE

Motion carried

B. Consider 31050 Briarcliff Demolition Application

#2021-80 Motion by Seltzer, seconded by Hanke to approve the 31050 Briarcliff Demolition Application as presented.

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

NAYS: None

ABSENT: Erlich

Motion carried.

C. Consider Michigan Library Appreciation Month Proclamation

PROCLAMATION

Whereas the Michigan Library Association (MLA) annually designates the month of October as a statewide observance to celebrate the contributions of Michigan libraries, librarians, and library staff, and

Whereas the Franklin Library is a vital, dynamic center of discovery and lifelong learning, serving as a cornerstone in our village, and

Whereas Franklin Library staff and Board Members play key roles in connecting our community to resources and information, helping people explore, imagine, and discover new horizons in the vast world of information, knowledge, and entertainment, and

Whereas hundreds of libraries and thousands of library supporters across Michigan are celebrating Michigan Library Appreciation Month this October, and

Whereas the Franklin Village Councilmembers recognize and appreciate the services provided by the Franklin Village Library, now

Be it resolved that I, Bill Lamott, Franklin Village Council President, proclaim October 2021, as Library Appreciation Month in the Village of Franklin. During this time, I encourage all Village

residents to visit the library in person or virtually to connect to the myriad of services, resources, and collections our Library provides.

#2021-81 Motion by Seltzer, seconded by Hansen to approve the Michigan Library Appreciation Month Proclamation as presented.

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

NAYS: None

ABSENT: Erlich

Motion carried.

D. Discussion Regional Urban Deer Management Program

Lamott informed the Council that he would attend the September 21, 2021, Urban Deer Management Education Seminar hosted by the City of Farmington Hills. He will update the Council on his findings at the October meeting.

E. Consider Proclamation for the Celebration of Constitution Week, September 17-23, 2021

Resolution for Constitution Week

WHEREAS: September 17, 2021, marks the two hundred and thirty-fourth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this most important document and its memorable anniversary; and to the civic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States designating September 17th through September 23rd as Constitution Week,

NOW, THEREFORE, I Bill Lamott, by virtue of the authority vested in me as the President of the Franklin Village Council in the State of Michigan do hereby proclaim the week of September 17th through September 23rd as

CONSTITUTION WEEK

#2021-82 Motion by Seltzer, seconded by Gordon to approve the Proclamation for the Celebration of Constitution Week, September 17-23, 2021, as presented.

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

Motion carried.

F. Consider Interlocal Agreement Joint Senior Services

**INTERLOCAL AGREEMENT
JOINT SENIOR SERVICES**

This Interlocal Agreement is entered into as of the 13th day of September, 2021, by and between the **VILLAGE OF BEVERLY HILLS**, a Michigan municipal corporation located at 18500 W. Thirteen Mile Road; the **VILLAGE OF BINGHAM FARMS**, a Michigan municipal corporation located at 24255 Thirteen Mile Road, Suite 190; the **CITY OF BIRMINGHAM**, a Michigan municipal corporation located at 151 Martin Street; and the **VILLAGE OF FRANKLIN**, a Michigan municipal corporation located at 32325 Franklin Road (hereinafter referred to as “governmental units”).

WHEREAS, NEXT is at 2121 Midvale, Birmingham, Michigan and offers an Active Adult Activity Center which is located in a school building, as provided in-kind by the Birmingham Public Schools in partnership with the member communities as an element of continuing education; and,

WHEREAS, this Interlocal Agreement is for the governmental units which are parties hereto in order to join together to establish an agreement for the purposes set forth; and,

WHEREAS, the governmental units wish to collectively formalize their commitments to provide funds for senior services.

THEREFORE, IT IS AGREED AS FOLLOWS:

ARTICLE I – PURPOSE

NEXT is a 501(c) Non-Profit Organization which has been serving the community for over forty (40) years offering support services and programs that focus on allowing older adults to live independently. NEXT provides a comprehensive Support Service Department, services provided include, but are not limited to, transportation, and actions directed toward the improvement of the social, legal, health, housing, emotional, nutritional, and mobility status of persons over 50 years of age. In addition, NEXT offers a robust calendar of activities such as fitness, creative arts, travel, life-long learning and many weekly opportunities for socialization and enrichment. It offers these programs and services to all individuals 50 years of age and older, residing in the governmental units which are part of this Agreement.

The purpose of this Interlocal Agreement is strictly for the purpose of NEXT being able to rely upon stabilization and predictability for its finances in order to serve the seniors residing in the governmental units. Simply stated, the purpose of this Interlocal Agreement is to give NEXT dependability upon the governmental units for their budget and its framework of support.

At some point in time, should the parties choose to provide a municipal-based senior service center or services, there may be an opportunity for the governmental units involved in this Agreement to enter into other agreements providing for a larger framework under governmental direction and ownership.

ARTICLE II – APPROPRIATION OF FUNDS FOR SERVICES

The people of the State of Michigan enacted MCL §§ 400.571 – 400.577 which allows a local unit of government to appropriate funds in order to provide money to public or private non-profit corporations or organizations for the purpose of planning, coordinating, and in providing services to older persons. The appropriation for funds of services must be approved by the majority of the members of the governing body of the local unit of government. Therefore, while public funds usually cannot be used for private non-profit corporations, in the case of providing senior services, the units are legally able to grant money because of the act as stated.

ARTICLE III – FINANCES

Quarterly, the Executive Director of NEXT will provide to each governmental unit a financial statement. It is important to note that NEXT functions with a finance committee and must have their financial reports and budgets authorized by its Board of Directors.

It is obviously paramount that each of the governmental units providing funds to NEXT be assured that public funds are being used appropriately and efficiently. To that end, annually, by January 31 of each year, the Executive Director is to provide a detailed financial statement demonstrating day-to-day operations and appear at each governmental unit’s legislative authority to demonstrate the budget and receive approval.

NEXT engages, at this time, Gordon Advisors, P.C., Certified Public Accountants, to prepare all tax returns to the tax authorities and end of the year review, as required by the IRS by statute. This end of year review and tax filing is completed annually. An audit by an auditing company is not required by the IRS. As such, this filing provides a full written report and statement of NEXT’s financial compliance. This report will be provided to each governmental unit yearly by NEXT.

ARTICLE IV – PARTICIPATION

The parties hereto agree that each governmental unit will participate in granting money to NEXT as requested and in amounts equivalent to the governmental unit’s past year’s contribution. A governmental unit may annually increase or decrease these funding contributions, which are payments for services rendered to the communities’ seniors, during each subsequent fiscal year as approved by the municipal governing unit. The following table demonstrates the usual funding by each governmental unit.

<u>Community</u>	<u>Population (2018 Est.)*</u>	<u>2019 SEV**</u>	<u>Percentage of SEV</u>	<u>Contribution Amount</u>	<u>Percentage of Contribution</u>
Birmingham	21,322	3,192,674,170	68%	\$122,944	67%
Beverly Hills	10,410	800,972,340	17%	\$43,375	24%

Bingham Farms	1,152	205,360,240	5%	\$4,639	3%
Franklin	3,255	443,872,130	10%	\$10,000	6%

*www.worldpopulationreview.com or U.S. Census, if available.

**2019 Oakland County Equalization Report

A governmental unit may terminate its participation in this agreement to contribute funds by giving a twelve (12) month written notice to the Board of Directors of NEXT so they may continue to rely with dependability upon the contribution amounts from each governmental unit.

ARTICLE V - MISCELLANEOUS

This Agreement may be amended in whole or in any part by written agreement of all of the parties at any time. Each governmental unit and NEXT is obligated to fully comply with all applicable local, state, and federal laws, regulations, grant conditions and contract provisions. This Agreement shall be in full force and effect on the date the Agreement is signed by all parties. This Agreement shall remain in effect and continue indefinitely unless terminated in writing by each governmental unit.

VILLAGE OF BEVERLY HILLS

By: _____

Its: _____

VILLAGE OF BINGHAM FARMS

By: _____

Its: _____

CITY OF BIRMINGHAM

By: _____

Its: _____

VILLAGE OF FRANKLIN

By: _____

Its: _____

#2021-83 Motion by Seltzer, seconded by Gordon to approve the Interlocal Agreement Joint Senior Services as presented.

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

NAYS: None

ABSENT: Erlich

Motion carried.

XI. ADJOURNMENT

Motion by Lamott, seconded by Seltzer to adjourn.

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

NAYS: None

ABSENT: Erlich

Motion carried.

There being no further business, the meeting was adjourned at 9:14 PM.

William Lamott
President, Village Council

Heather Mydloski
Village Clerk
