

**PROCEEDINGS OF VILLAGE OF FRANKLIN
VILLAGE COUNCIL SPECIAL MEETING
MONDAY, JUNE 18, 2009, 8:00 P.M.
FRANKLIN VILLAGE HALL - BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN 48025**

I. CALL TO ORDER

The meeting was called to order by President Gallasch at 8:03 p.m. at the Franklin Village Hall, Franklin, Michigan.

II. ROLL CALL

Present: Bill Lamott, Mark Jahnke, Dominick Schiano, Amie Saltzman, Fred Gallasch, Brian Coyer (arrived at 8:07 p.m.)

Absent: Alan Harnisch

Also Present: Jon Stoppels, Administrator
Eileen Pulker, Clerk
John Staran, Hafeli Staran Hallahan & Christ, PC - Village Attorney

Motion by Lamott supported by Jahnke to excuse Coyer and Harnisch in their absence from the meeting.

Ayes: Jahnke, Lamott, Saltzman, Schiano, Gallasch

Nays: None

Absent: Coyer, Harnisch

Motion carried.

III. ADOPTION OF AGENDA

Motion by Schiano, supported by Lamott, to approve the agenda as submitted.

Ayes: Jahnke, Lamott, Saltzman, Schiano, Gallasch

Nays: None

Absent: Coyer, Harnisch

Motion carried.

IV. UNFINISHED BUSINESS

A. Consider Possible Ballot Language for Proposed Pathways Project.

Stoppels began the discussion by stating that the proposed project, as defined in the Village's Master Plan, and that the numbers to be inserted into the ballot language provided were dependent upon the decisions made by the Council regarding materials used for the pathways. Schiano added that the additional material provided regarding the bonding necessary for the project had been provided by Tom Traciak of ACI Finance, Inc., having been contacted for that purpose by Schiano and Treasurer Morrow. Schiano noted that much of the information provided had been sent by Treasurer Morrow. The interest rates used were discussed and Schiano explained that they were chosen based on recent bond issues that had been issued recently around the State of Michigan. Staran explained that the bond counsel, Paul Wyzgoski of Dickenson Wright had opined that the

maintenance, (i.e. snow removal, cleaning) should not be included in the bond amount, but that required repairs to the pathways would be included. Staran stated that the amount to be considered would be a total of \$2.2 million for a period of ten (10) years, for an average millage rate of 0.8175.

Staran also asked if the Council wished to be specific to the material to be used (tinted concrete) and the routes to be used, and added that the options were to be either very broad or very specific. Discussion ensued regarding what the engineers may recommend following their specifics that will be provided in the planning stage and how that may differ from what is being offered in the ballot language. Staran noted that the funds provided by the bond sale could only be used for that purpose, however, the Village Council could decide to delay or cancel the project, and each year's budget would provide for the expenditures for each year as may be necessary. Whether or not to supply the Villagers with the specific plans and materials (tinted, regular concrete, or asphalt) in order to determine their approval or non approval of the project was also discussed. The assumptions provided for interest rates were discussed and whether 4.5% would be appropriate, and it was determined that the numbers had been double checked by Traciak as well as the millage rates and taxable values used. Staran noted that the legal requirement is for an average millage rate that is an estimate based on the information available which is known to be reasonable and in good faith.

Steve Rosenthal, 26091 Romany Way, stated that he did not believe that tinted or plain concrete made much of a difference and opined that the millage rate should remain as proposed. Rosenthal also stated that he was not in support of the pathway being constructed on the south (Village side) of 14 Mile Road, in that it was redundant, as Bloomfield Township is installing pathways on the north side.

Gallasch and Jahnke added that a contractor could provide samples of tinted concrete at the public meeting to be held.

Dayle Hoffecker, 26057 Romany Way, questioned what had been decided regarding maintenance and liability of the proposed pathways.

Staran stated that the maintenance was removed from the ballot language in that the Village could not legally sell bonds and use those funds for maintenance, but only for capital improvements which would be the actual construction.

Stoppels added that maintenance is snow plowing, de-icing, and cleaning, but that necessary restoration and improvements would be included.

Hoffecker stated that she had noted while driving, that Bloomfield Township did not use pathways on both sides of the road in any instance.

The timing of the project was discussed, noting that the project would be bid out and could begin in Spring of 2010, if the voters were to approve the plan, and that a good economy of scale would be to complete the entire job at once.

#2009-60 Motion by Schiano supported by Coyer to approve the ballot language as amended for the Village Election to take place on September 15, 2009, as follows:

SAFETY PATH BOND PROPOSAL

Shall the Village of Franklin, Oakland County, Michigan, borrow up to Two Million Two Hundred Thousand Dollars (\$2,200,000.00) and issue its general obligation unlimited tax bonds, to be outstanding for up to 10 years from the date of issuance, exclusive of any refunding, to pay for the establishment, construction, restoration and improvement of tinted, 6-foot wide concrete safety paths, for use by pedestrians, bicycles and non-motorized vehicles, along the (i) south side of Fourteen Mile Road between Cressbrook and Telegraph Roads; (ii) Franklin Road between Hawthorne Road and the southern Village limit (south of Stonegate); and (iii) Thirteen Mile Road between Inkster and Telegraph Roads? The estimated millage that will be levied for the proposed bonds in 2010 is 0.8132 mill (\$0.8132 per \$1,000 of taxable value), and the estimated simple average annual millage that will be required to retire the bonds is 0.8175 mill (\$0.8175 per \$1,000 of taxable value).

Yes ___

No ___

Ayes: Coyer, Jahnke, Lamott, Saltzman, Schiano, Gallasch

Nays: None

Absent: Harnisch

Motion carried.

V. NEW BUSINESS

A. Consider Budget Amendments FY2008-2009

#2009-61 Motion by Jahnke supported by Lamott to approve the budget amendments for the FY2008/2009 as follows:

WHEREAS: The Village must assure that expenditures in each account to not exceed those budgeted. A review of the Village 2008/2009 General Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2008/2009 General Fund budget with funds coming from the appropriation of other funds.

Accounts (Expenditures)

305701 – police overtime: Increase expense account to a new total of \$34,300 (original \$31,300).

305740 – training and travel expense: Decrease expense account to a new total of \$3,500 (original \$4,500).

305863 – police car operation: Decrease expense account to a new total of \$28,000 (original \$32,000).

305920 – utilities: Decrease expense account to a new total of \$12,000 (original \$14,000).

305981 – autos and related equipment: Increase expense account to a new total of \$32,000 (original \$28,000).

Ayes: Coyer, Jahnke, Lamott, Saltzman, Schiano, Gallasch

Nays: None

Absent: Harnisch

Motion carried.

V. ADJOURNMENT

Motion by Lamott supported by Schiano to adjourn the meeting.

Ayes: Coyer, Jahnke, Lamott, Saltzman, Schiano, Gallasch


Nays: None

Absent: Harnisch

Motion carried.

There being no further business, the meeting was adjourned at 8:58 p.m.

Respectfully Submitted,



Eileen H. Pulker, Clerk

H. Frederick Gallasch, President