

PROCEEDINGS OF VILLAGE OF FRANKLIN  
VILLAGE COUNCIL, REGULAR MEETING  
FRANKLIN VILLAGE HALL - BROUGHTON HOUSE  
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN  
MONDAY, MAY 12, 2003, 8:00 P.M.

**I. CALL TO ORDER**

The meeting was called to order by President James Pikulas at 8:00 p.m. at the Franklin Village Hall, Franklin, Michigan.

**II. ROLL CALL**

Present: James Pikulas, Fred Gallasch, Ralph Sosin, Brian Coyer, Florence Saltzman, Randy McElroy (arrived at 8:03 p.m.)

Absent: Alan Harnisch (excused)

In Attendance: Eileen H. Pulker, Village Clerk  
Jon E. Stoppels, Village Administrator  
John Staran, Village Attorney, Beier Howlett  
Edward Glomb, Police Chief  
Tony Averbuch, Fire Chief  
Tom Biehl, Village Engineer, Hubbel, Roth and Clark

**III. ADOPTION OF AGENDA**

Pikulas requested an amendment to the agenda, placing item X (Proclamations/Resolutions/Ordinances) in front of item IX (New Business), and reversing the order of items A and B in item IX (which was previously item X).

**Motion by Sosin, supported by Coyer, to adopt the Agenda as amended.**

**Ayes: Pikulas, Gallasch, Sosin, Coyer, Saltzman**

**Nays: None**

**Absent: Harnisch, McElroy**

**Motion carried.**

**IV. MINUTES**

**A. Regular Meeting of April 14, 2003**

Gallasch made an amendment, that on page 3, under Section X, Item A, of **NEW BUSINESS, in Considering Application for use of Village Owned Property/Village Green for "Music on the Green"** remembering that he had asked Ms. Couf-Cohen about making donations. The amendment reads: "Donations are welcome and are to be sent to the Music on the Green Committee c/o Franklin Council for the Visual and Performing Arts, PO Box 250683, Franklin, MI 48025."

**Motion by Gallasch, supported by Sosin, to approve the minutes of the regular meeting of March 17, 2003 as amended.**

**Ayes: Pikulas, Gallasch, Sosin, Coyer, McElroy**

**Nays: None**

**Abstain: Saltzman**

**Absent: Harnisch**

**Motion carried.**

**V. REPORTS OF VILLAGE OFFICERS AND AGENTS**

Chief Glomb referred to his written report and gave a report on criminal activities in and around the Village. He reported on several office burglaries on Telegraph Road (Bingham Farms), and the apprehension of the individual suspected to have committed the crimes.

Glomb also reported on scam artists that are targeting elderly people in the area, wherein repairs are purported to be made, but instead, black paint is merely painted on roofs or driveways, payment is requested, and no repairs have been ordered or actually performed. Chief Glomb wanted to stress that the residents of the Village be on the lookout for such activity, stating that the suspects drive a Black Dodge Ram pickup truck, and hand out a flyer describing what they do without stating the company name or address.

Chief Averbuch had nothing to add to his written report for the Fire Department previously submitted. Council gave praise of the report and the performance of the fire department as a whole, including the excellent average response time listed.

**VI. SUBMISSION OF CURRENT BILLS**

Stoppels gave a summary of the revised bills list and Coyer requested that the Great Lakes Waste bill for the regularly contracted amount, be added even though it was not received in time to add to the list.

**TOTALS**

<b>General Administration</b>	<b>\$</b>	<b>12,685.25</b>
<b>Tax Funding</b>	<b>\$</b>	<b>8,369.77</b>
<b>Building</b>	<b>\$</b>	<b>9,605.62</b>
<b>Insurance</b>	<b>\$</b>	<b>19,261.28</b>
<b>Legal</b>	<b>\$</b>	<b>4,780.93</b>
<b>Police</b>	<b>\$</b>	<b>8,345.92</b>
<b>Pressure Sewer</b>	<b>\$</b>	<b>987.19</b>
<b>Roads</b>	<b>\$</b>	<b>18,056.04</b>
<b>Rd Bond Expense-2002</b>	<b>\$</b>	<b>4,281.79</b>
<b>Cell Tower</b>	<b>\$</b>	<b>1,353.06</b>

<b>Rubbish</b>	\$	<b>12,891.00</b>
<b>Trust &amp; Agency</b>	\$	<b>11,900.00</b>
<b>Water</b>	\$	<b>2,582.96</b>
<b>Village Hall &amp; Grounds</b>	\$	<b>1,482.30</b>
<b>Waste Water</b>	\$	<b>1,498.15</b>
<b>ALL FUNDS</b>	\$	<b>118,081.28</b>

**Motion by Coyer, supported by Gallasch to approve the bills list as revised.**

**Ayes: Pikulas, Gallasch, Sosin, Coyer, Saltzman, McElroy**

**Nays: None**

**Absent: Harnisch**

**Motion carried.**

## **VII. PUBLIC REQUESTS AND COMMENTS**

No comments at this time.

## **VIII. SPECIAL REPORTS**

### **A. Verbal Report, James Pikulas, Village President**

Pikulas reported on the Village's sewer bills from Oakland County Drain Commission. Village Administrator Jon Stoppels stated that he had arranged a meeting with the Drain Commissioner's office to clarify recent rate charges, what the expected new rates would be, and a possible overpayment by the Village.

Pikulas also addressed the many questions received about the rubbish pick-up. Pikulas stated that Great Lakes Waste, in dealing with a large amount of yard waste as a result of early snowfall last fall and storm damage this spring, had been forced to add a third truck to the collection route, at no extra charge to the Village or Villagers, but taking as much as two or three days longer to finish the pick-up. Great Lakes has reported that the third truck will possibly continue to service the route for a while, although they had caught up with the collection.

## **IX. PROCLAMATIONS/RESOLUTIONS/ORDINANCES**

### **A. Consider Ballot Language for Possible Special Election in Regards to Public Water.**

Pikulas reported that the water survey results had been mailed to Villagers a month ago, and that many Villagers remain concerned about water. The possible ballot language was presented by Pikulas further stating that the public must vote according to the Charter of the Village.

Tom Biehl, Village Engineer from Hubbell, Roth and Clark, was available to answer questions posed by Council and stated his thoughts on alternate sources for water. Questions about costs were raised, wanting to see tighter totals for costs involved in providing public water. Further questions that he feels that the totals are premature, requiring an engineering report to go with the totals. Biehl stated that tighter totals are not going to be available until South Oakland County Water Authority (SOCWA) meets again, and that right now the totals provided are reflective of bids on the Clarkston project, which is under construction currently. The figures presented are on the high end.

Questions were raised regarding the quality of the water, whether it came from the Detroit Public Water System or from SOCWA. Further questions were raised as to where the water is tested, whether at the source or at the final destination. Biehl stated that both systems meet the requirements for water safety.

Council agreed that a set of Question and Answers are to be mailed to Villagers prior to an election and that a video of questions and answer may be provided.

Council further agreed that the vote on this issue at this meeting would only be a preliminary decision, and changes to the ballot language could be made once the Village has made a commitment, and numbers that are more accurate were available.

**#2003- 38 Motion by Sosin, supported by McElroy to approve the Ballot Language for Possible Special Election in Regards to Public Water as follows:**

**Shall the Village of Franklin construct, provide and maintain a public water system and borrow a principal amount of money not to exceed Twelve Million Dollars (\$12,000,000.00) and issue its general obligation bonds for the purpose of defraying the cost of constructing, providing and maintaining the public water system? The Maximum number of years the bonds may be outstanding, exclusive of refinancing, is twenty (20) years; the estimated annual millage that will be required to retire the bonds is 2.75 mills (\$2.75 per thousand dollars of taxable value); and the estimated revenue the Village will collect, in the first calendar year, if the increase is fully authorized and levied is \$675,000.00.**

**Yes**

**No      q**

**Ayes:     Pikulas, McElroy, Sosin, Gallasch, Saltzman**

**Nays:     Coyer**

**Absent:   Harnisch**

**Motion carried.**

McElroy and Saltzman were excused at 9:33 p.m.

**B. Consider Traffic Control Order No. 2003-01.**

Stoppels gave a presentation to show the parking issues on and around Carol Street, in front of the Village Hall and around the side of the Franklin Community Church. Stoppels stated that people are now parking on the Village Green and grasses over by the baseball fields, which causes problems with the landscaping and drainage system.

After some discussion, Council directed Stoppels to speak with the Village Engineers and Police Chief Glomb to determine how to best to deal with the parking situation.

**X. NEW BUSINESS**

**A. Consider the Franklin-Bingham Volunteer Fire Department, Inc. Request for a Temporary Display Banner to Announce Fire Extinguisher Maintenance Day to be held on June 6, 2003.**

**#2003- 39 Motion by Coyer, supported by Sosin to approve the use by the Franklin-Bingham Volunteer Fire Department, Inc. for a Temporary Display Banner to Announce fire Extinguisher Maintenance Day to be held on June 6, 2003.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

**B. Wireless Telecommunications Facility:**

Attorney Wallace Hailey, the representative from Sprint Spectrum L.P., was present to answer questions and concerns of the Council and further stated that the location of the proposed cell tower had been moved from the Hill area by the cemetery, down to a site behind the Police Station, which is also Village owned property. Hailey stated that while this is a revision to the site plan and lease agreement previously submitted the construction of the new site will not require the construction crew to cut down as many trees.

Hailey continued, stating that the trade off will be reception, because the new site is ten feet lower, the tower will now need an additional ten feet of height. However, this will not change the profile of the tower, and still offer the same range of coverage.

- 1. Consider Referral of Proposed Application to Wireless Telecommunications Facilities regulations to Planning Commission.**

**#2003-40 Motion by Coyer, supported by Sosin to refer the Proposed Application to Wireless Telecommunications Facilities regulations to Planning Commission for approval.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

- 2. Consider referral of Proposed Application for Special Approval Use for a Wireless Telecommunication Facility to Planning Commission.**

**#2003-41 Motion by Coyer, supported by Sosin, to refer the Proposed Application for Special Approval Use for a Wireless Telecommunication Facility to Planning Commission for approval.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

- 3. Consider Referral of Proposed Site Plan for Wireless Telecommunication Facility to Planning Commission.**

**#2003-42 Motion by Coyer, supported by Sosin, to refer the Proposed Site Plan for Wireless Telecommunication Facility to Planning Commission for approval.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

- 4. Consider Amendment to the Village of Franklin's Land Lease with Sprint Spectrum L.P.**

**#2003-43 Motion by Coyer, supported by Gallasch to table consideration to Amend the Village of Franklin's land Lease with Sprint Spectrum L.P. until the Planning Commission makes a recommendation on three above referrals.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

**C. Consider Application for Demolition for the Property at 26460 Willowgreen.**

**#2003-44 Motion by Coyer, supported by Sosin approve the Application for Demolition for the Property at 26460 Willowgreen once the following conditions have been met:**

- 1. The property owner is granted the consent of the Mortgage Company.**
- 2. The property owner to submit a \$5,000 bond**
- 3. The property owner meet the conditions specified by the building official.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**  
**Nays: None**  
**Absent: Harnisch, McElroy, Saltzman**  
**Motion carried.**

**D. Consider Proposed FY 2003-2004 budget, Presentation, and Schedule Budget Public Hearing.**

Stoppels gave a report on the proposed budget, showing that taxable income has been lower over the last two years, but the millage rates are still lower than in previous years.

The presentation was followed by some discussion, and it was decided to schedule the Public Hearing on June 2, 2003 at 7:00 p.m.

**#2003- 45 Motion by Coyer, supported by Sosin to schedule a Public Hearing to be held on June 2, 2003 at 7:00 p.m. to take place in the Village Hall conference room.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**  
**Nays: None**  
**Absent: Harnisch, McElroy, Saltzman**  
**Motion carried.**

**E. Consider Amending of Fiscal Year 2002-2003 Adopted Budget.**

**#2003- 46 Motion by Coyer, supported by Sosin to table the Amendment to the Fiscal Year 2002-2003 Budget, until the budget public hearing on June 2, 2003.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**  
**Nays: None**  
**Absent: Harnisch, McElroy, Saltzman**  
**Motion carried.**

**F. Consider Proposed Agreement for Hazardous Waste Collection and  
Schedule Date for Pick-up.**

**#2003-47 Motion by Coyer, supported by Gallasch to approve the agreement with SQS, Inc. of Canton, Michigan for Hazardous Waste Collection at a Cost Not to Exceed Fifteen Thousand (\$15,000.00) to occur on the date of June 7<sup>th</sup>, 2003 from 10:00 a.m. to 1:00 p.m.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

**XI. ADJOURNMENT**

**Motion by Sosin, supported by Gallasch, to adjourn the meeting.**

**Ayes: Pikulas, Sosin, Gallasch, Coyer**

**Nays: None**

**Absent: Harnisch, McElroy, Saltzman**

**Motion carried.**

There being no further business, the meeting adjourned at 10:48 p.m.

Respectfully submitted,

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John C. Pulker  
Recording Secretary

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Eileen H. Pulker  
Village Clerk

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James A. Pikulas  
Village Council President