

**PROCEEDINGS OF VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
MONDAY, June 14, 2004, 8:00 P.M.
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN**

I. CALL TO ORDER

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

II. ROLL CALL

Present: Mark Jahnke, Brian Coyer, Bill Lamott, Ralph Sosin, Fred Gallasch, Randy McElroy, Alan Harnisch

Absent: None

Also Present: Jon Stoppels, Administrator
Eileen Pulker, Village Clerk
Bill Dinnan, Building Official
Dominick Schiano, Treasurer
John Staran, Village Attorney, Beier Howlett
Ed Glomb, Police Chief
Tony Averbuch, Fire Chief

III. ADOPTION OF AGENDA

Council noted that Section XI, item C, should be dropped from the Agenda because the Village did not receive the proper documentation from Oakland County.

Motion by Sosin, supported by Gallasch, to Approve the Agenda as Amended.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None

Motion carried.

IV. MINUTES:

A. Regular Meeting of May 10, 2004

Gallasch noted pointed out that in the 3rd paragraph, page 4, there should be another remark from himself to the effect that the Council had never had the issues of 27170 Gardenway presented before it.

Motion by Sosin, supported by McElroy, to approve the Minutes for the Regular Meeting of May 10, 2004, as Amended.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

B. Budget Public Hearing of May 24, 2004

Gallasch stated that the address for Mary Hepler, listed on page two under the first item of the Public Hearing, should read as 30575 Rosemond.

Motion by Harnisch, supported by McElroy, to Approve the Minutes for the Budget Public Hearing of May 24, 2004, as Amended.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

V. REPORT OF VILLAGE OFFICERS AND AGENTS

Police Chief Edward Glomb reported on an armed robbery during which the victim argued with robber. Glomb pointed out that residents should not argue with assailants under any circumstances. The victim described the assailant as a black male, approximately 5' 10", medium build, with no shirt, and wearing a ski mask. Glomb stated that the Police thought there was a second assailant waiting in a car, because a dark SUV was reported leaving the area seconds after the assailant left the scene. Glomb reported that a couple of days later in West Bloomfield, an assailant fitting the same description, stole a Rolex from a jewelry store and ran to a waiting car. Glomb stated that he believed that it was the same two individuals the Village Police Department was looking for. Glomb also stated that on June 4th around 4:00 a.m., the wheels and rims were stolen off a car in the Village. The crime was expertly performed and a red Grand Prix was seen leaving the area. Glomb stated that on Saturday, June 11th, a resident went to his neighbor's to report a burglary in progress in his own home. The neighbor called the Police while the resident apparently being burglarized allegedly fired shots into his own house. Glomb stated that when the Police arrived they found that no attempt had been made to burglarize the home. The police interrogated the resident allegedly being burglarized and found drug paraphernalia on him. Glomb stated that the officers charged the resident with possession of drug paraphernalia and with recklessly discharging a firearm. Glomb stated that otherwise, it was fairly quiet in the Village. Glomb finished his report stating that the Village would soon receive grant money as a result of the power the outage last summer.

Chief Averbuch referred to his written report and also wanted to remind the residents and Council about Fire Extinguisher Awareness Day on Wednesday, June 16, from 9:00 am to 5:30 pm.

Treasurer Schiano gave his approval of the bills list, stating that those bills to be paid conformed with the budget. Schiano stated that he was planning to move the General Fund to a Money Market account to take advantage of higher yields. Schiano stated that the Council needed to make adjustments in the budget for the end of the fiscal year, and that, with these changes, the year would end with a clean audit.

VI. SUBMISSION OF CURRENT BILLS

Sosin asked about page three, under Roads, the second item, item two for City Works, "grass cutting", and wondered what it covered. Stoppels stated that the bill item was for cutting the grass on the right of way and other Village owned properties, over a period of several days.

McElroy asked whether the Village had enough bills held as leverage for City Works, Green Scapes and Great Lakes should there be an issue of finishing work if there are changes in upcoming contracts. Stoppels stated that every bill that is received is scrutinized thoroughly before it is paid, so there is no need to hold payments.

Motion by Gallasch, supported by Sosin, to Approve the Current Bills List as Submitted.

TOTALS	
General Administration	\$ 12,468.54
Building	\$ 15,407.51
General Debt Service	\$ 53,069.85
Insurance	\$ 22,200.22
Legal	\$ 3,652.56
Police	\$ \$10,939.83
Pressure Sewer	\$ 691.80
Roads	\$ 18,369.09
2002 Local Road	\$ 5,168.85
Cell Tower	\$ 333.50
Rubbish	\$ 13,494.91
Trust & Agency	\$ 34,300.00
Village Hall & Grounds	\$ 1,247.52
Waste Water	\$ <u>525.44</u>
ALL FUNDS	\$ 138,582.83

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None
Motion carried.

VII. PUBLIC REQUESTS AND COMMENTS

Connie Ettinger addressed her continued concerns the about campaign rhetoric that occurred during the last Council elections, specifically President Jahnke's comments about the Cell Tower Study Committee. Ms. Ettinger quoted from public comments made by Jahnke at the April 12th Regular Council Meeting, in which he stated that the Cell Tower Study Committee was in violation of the Open Meetings Act. Ms. Ettinger stated that Jahnke had been incorrect in his statements about the Open Meetings Act and the Cell Tower Committee, and she requested that Jahnke make an apology for his misinterpretations. Jahnke stated that he stood by his comments at the April 12th Regular Council Meeting.

VIII. SPECIAL REPORTS

A. FY 2004-2005 Budget

Stoppels gave a brief review of the proposed budget and the budget public hearing held on May 24, 2004. Stoppels stated that tax bills were to be mailed by July 1st, 2004. Gallasch asked about which portion of the tax bill goes to the Village. Stoppels stated that about twenty percent of the tax collected comes back to the Village, so the Village itself was only a small portion of the residents' total tax collected from the Village and the Township.

Coyer addressed the financial position of the Fire Department, and how the "Headlee" amendment will impact the future Fire Department budget. Stoppels stated that "Headlee" was eating away at the millage rate the Village could charge, and the costs for the Fire Department, at some point, could outgrow the amount of funds the Village could generate. Stoppels stated that the Village could build up a fund balance over the next ten years without much affect from the "Headlee" restrictions. If there was an unforeseen emergency cost, however, it could drain the fund balance. Stoppels was directed to create a report on possible budgeting solutions for the Fire Department. Jahnke asked if there were any publications on the matter going out to the residents. Gallasch stated that John Pulker was working on a new Quorum issue, in which there will be a main article that would cover the Village budget and the millage rate reduction.

B. Cell Tower Advisory Committee

Coyer presented a report from the Cell Tower Advisory Committee. Coyer thanked the members of the Cell Tower Committee, members of the community, and the Village staff and consultants for their efforts. Coyer also thanked Ted Kreines, of Kreines and Kreines, Inc. for helping the Village. Coyer then gave a summary of the report. Coyer stated that the Committee had managed in six months to accomplish more than the Village had accomplished in six years.

Coyer stated that the committee came to the conclusion that the proposal from the Cell Service Providers had been determined to not be the only solution. Coyer stated that the Cell Tower Study Committee and legal representation of the Village understood the guidelines of the Open Meetings Act and followed those guidelines precisely. Coyer stated that the ordinances pertaining to cellular technologies needed to be amended to better deal with the technologies that are available.

Coyer proposed a resolution where the Village Council creates a subcommittee, the Wireless Subcommittee of the Village of Franklin, to review the report created by the Cell Tower Study Committee.

Gallasch asked if this Committee would create a procedural map of how to get information to and from possible service providers. Coyer stated that the Committee should include a procedural map in its final report.

Jahnke opened the floor to public comments. Mike Seltzer, 27160 Scenic Drive, stated that he agreed with Coyer's remarks. Connie Ettinger, 25600 River Drive stated that she agreed with Coyer's remarks and felt that a master plan was in order.

Sosin stated that he felt the Village, as a whole, wanted a Wireless system in place; the Village just needed to decide on the form it would take. Sosin also stated that he wanted to see a narrow list of options available to the Council for consideration. Coyer stated that the Council needed to leave that discussion item to the next committee. Coyer stated that Sprint was prepared to bring another proposal, with different options, to the Village. Sosin stated that he believed the Council needed to decide which changes to make in the ordinance and what the Council should do. Sosin would definitely urge that the Council could address the questions of what the Village could consider as viable options. Coyer stated that the Council, working with the Village staff, could create a list of options. McElroy stated that the industry was moving so fast that the Village would need professional help to keep up. McElroy continued stating that people like Ted Kreines, of Kreines and Kreines, Inc., could help the Village find the best solution, but the Village would need funding to accomplish that. Coyer stated that he agreed with McElroy's assessment. Lamott stated that the technology was changing and the residents needed to know about every possibility. Lamott continued stating that the Council needed to create both long term and short term plans. Harnisch stated that the Council needed to move on the issue quickly; the Village residents did not have adequate cell tower service. Harnisch stated that he felt that a short-term solution, followed up with long-term plan would be fine. Jahnke stated that a subcommittee would need to create a plan quickly with specifics on how to accomplish the goal. Coyer stated that the Village might have issues with paying for coverage if the costs were too high. Coyer stated that he would be interested in working on the new subcommittee.

McElroy asked how the Council would go about including the Planning Commission and Village staff in the process. Coyer stated that the Council should leave that decision to the new subcommittee.

Dave Schneider, a representative of ClearLinx, stated that his company had a system available that would fit within the current Wireless Technology Ordinances for the Village.

#2004-56 Motion by Coyer, supported by McElroy, to Create a Wireless Communications Subcommittee of the Village of Franklin, to review the current wireless communications ordinance in light of the record created by the Cell Tower Study Committee, and that the Sub Committee be charged with the following:

- 1. To consider amending the Wireless Communications Ordinance.**
- 2. To consider the creation of a Wireless Communications Master Plan.**
- 3. To consider hiring of a consultant to assist the community in the process of creating a Master Plan, and to facilitate, in the public interest, the development of Wireless Communications in Franklin Village.**
- 4. The sub committee would also develop and present to Council both short term and long term solutions.**
- 5. To budget no more than \$5000 to accomplish these goals.**

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None

Motion carried.

C. Rezoning in the Village as proposed by Planning Commission

Stoppels stated that the Planning Commission was working on new Zoning Requirements for several areas in the Village, and in July Council would have the recommendations from the Planning Commission to consider. Stoppels suggested that waiting until July would allow the new Planning Consultant time to properly give a fully informed and authoritative opinion.

Brian Gettel, 26030 Romany Way, referenced a letter he sent to the Council regarding rezoning. Gettel wanted to introduce himself to the Council and offered himself for any questions Council may have. Council stated that they did not have any questions for him at this time, and thanked Mr. Gettel for his appearance at the meeting.

D. Report on Property Maintenance Issues

Stoppels stated that there have been some properties in some neighborhoods in the Village, which have property maintenance issues. Stoppels gave a report on these

properties, and how the Village is using the International Property Maintenance Code to enforce compliance. Stoppels stated that the Village's difficulty was in objectively interpreting the code and the uniform enforcement throughout the Village. The Village Attorney and Village Building Official would be addressing these issues.

Dinnan stated that enforcement was challenging, because what a resident may find as noncompliant could by code be compliant. Dinnan stated that if a property does meet standards it does conform, even if the neighbors think it does not. Dinnan stated that the Building Official has to keep records of issues on properties that fall in and out of compliance. Dinnan stated that he felt it was important that the Village follow a uniform code. Dinnan continued stating that following code reduces the number of complications for the Village were they to take a property owner to court, over an issue. Dinnan addressed the question of whether the Village maintenance code meets the needs of the Village, stating that it establishes a good minimum standard, and the Village should keep it. Dinnan stated that the only time the Village can affect the interior of a home is under construction through us of enforcing the building code. Dinnan stated that the notification process is a long and tedious process. The Building Official can notify the owner of problems, but if there is a case, such as Gardenway where a property has a number of quick turnovers in ownership, then it is difficult to act on top of enforcement. Dinnan finished by stating that he does prefer to stay on the side of prudence and not end up taking the wrong person to court.

Staran stated that if a building was not in danger of falling over, the Village could not simply intercede to correct minor maintenance issues. Staran stated that there were many issues involving property rights both on the property owner's side and on the rights of the owners of surrounding properties. Staran stated that he did not feel that the property at Garden Way would stay in poor condition for long, and that properties in Franklin did not spend much time in poor repair.

Sosin stated that he and McElroy had written a letter to Council regarding the matter of blighted properties. Sosin stated that he was not aware of the International Property Maintenance Code and, in glancing through it, suggested updating the standards in consideration of creating customized Franklin standards. Sosin finished by stating that he and McElroy would look into some options on how to improve the standards to fit the needs of the Village of Franklin.

IX. BIDS/CONTRACTS/PROPOSALS

A. Consider Franklin Volunteer Fire Department, Inc. Agreement for Fire Protection Service.

#2004-57 Motion by Coyer, supported by Gallasch, to Approve the Franklin Volunteer Fire Department, Inc. Agreement for Fire Protection Service, and Authorize the President to Sign it on Behalf of the Village.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None

Motion carried.

B. Consider Roadside Rubbish and Recyclables Pickup Contract Bids.

Stoppels stated that there were two standing bids, Great Lakes and Waste Management, and that both companies placed bids for two-year periods. Stoppels stated that Waste Management was lower bidder, but they had set a guideline for waste container sizes, and had agreed to bypass the 32-Gallon restriction for a period of two years. Stoppels stated that he felt that the container restrictions may become a serious consideration in the near future, yet feels that going to that standard will be beneficial in the long run.

McElroy stated that he was concerned about not just the size of the containers, but the size of the bundles of debris, and felt that the standard should be set at four feet, instead of three feet, which is the Waste Management standard. Brian Conaway, Waste Management representative, stated that as long as the bundles are prepared properly, the crews would pick them up. Gallasch stated his concerns about waving of the container size issue. Conaway stated that the container size guideline was not being waived, just deferred for two years. Coyer stated that there had been a discussion of different timing of service and was wondering if the issue had been resolved. Stoppels stated that the issue had been decided that pickups would continue to be on Monday and Tuesday, as the Villagers were accustomed to the two-day pick-ups.

Coyer stated that he wished to know about the prudence of a five-year plan. Stoppels stated that a five-year plan was not prudent because it did not allow future Councils to look at bids. Conaway stated that his company felt that budget issues in communities across the state were among some very important considerations they had to keep in mind, so they offered a five year contract plan that would save the Village additional money. Coyer asked why Great Lakes Waste only bid on a two-year contract. John Prymack, of Great Lakes Waste, stated that his company only bid on two-year contract, because that was the stipulation of the bid. Prymack further noted that his company and would not make the community reduce container sizes. Prymack stated that Great Lakes Waste had served the Village for ten years and had made many considerations for the Village over that ten-year period. Prymack stated that he felt that a two-man crews could handle the larger containers.

Stoppels stated that the Council had three options to consider:

1. Award the contract to Great Lakes – no container restrictions.
2. Award the contract to Waste Management – two or five year bid and require no container restriction.

3. Award the contract to Waste Management – for five years with deferred smaller container requirement.

Staran recommended that another condition be added, that a written agreement be created between the Village and Waste Management.

#2004-58 Motion by Sosin, supported by Coyer, to Approve the Bid from Waste Management for two years for Roadside Rubbish and Recyclable pickup with no limitation on the container size, and to direct the Administrator and Village attorney to confer with Waste Management to provide a contract for the service.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None

Motion carried.

C. Consider DPW Contract Bids.

Stoppels stated that the DPW account was fairly sizable, and felt that creating a flat monthly rate, would save the Village some overtime. Stoppels stated that both bidders were good, but one keeps equipment locally and that may be more advantageous. Stoppels stated that there would be an "out clause" if the company that was picked from bid did not meet the standards of the Village. Schiano stated that in looking at the numbers he was trying to weigh the dollars of bids versus budgets. Schiano questioned whether it would fall within the budget to use a flat rate. Stoppels stated that he had calculated these numbers into the budget and they would work. Coyer stated that he wondered whether the Council could reject bids. Staran noted that the Council had the power to reject bids. If the Council was shocked by the cost of the bids, it was a good reason to ask for re-bids. Staran stated that Council could re-bid for a separate snow removal contract from the regular maintenance contract.

Harnisch noted a significant price difference between the bidders, possibly a 25% difference. Harnisch continued stating that the only issue would be the issue of whether or not the low bidder could complete the work. Jim Kochensparger, of Greenscapes, stated that his company had been doing work on a timely basis for the Village for years. Kochensparger continued stating that Greenscapes came out with a bid that was lower, but included equipment charges and an hourly rate. Kochensparger stated that crews from his company could be at any scene in five minutes. Sosin stated that he wondered if Green Scapes would be interested in working out an arrangement with City Works, the other bidder. Kochensparger stated that he felt that his company alone could do the job.

Stan Jordan, the City Works representative stated that his company was the only independent public works company in Michigan, and that they were willing to sit

down and work with the Village on issues. McElroy stated that he wondered why City Works had not handled snow removal in the Village previously, and had instead deferred the snow removal work to Greenscapes. Jordan stated that the Administration had asked Greenscapes to handle the snow removal several years ago. City Works did not have a choice. Jordan stated that his company would place a separate truck in Pleasant Ridge to service the Village of Franklin, which could then get to the Village on a timely basis. McElroy asked if City Works would be able to perform the duties under the bid provided. Jordan stated that City Works would be able to perform their duties.

Randy Brakeman, of 27390 Wellington expressed his appreciation for the efforts of the Village to stabilize the bills, but he questioned the bids and how lower they were. Brakeman stated that Council may find themselves stuck with a bad contract because of the decision to go with a flat rate. Brakeman finished by stating that "performance still means a great deal and you pay for what you get". Jahnke responded that there would be an out clause for the Village, so there would not be problems. Stoppels stated that he felt that the management of road maintenance could be run more efficiently. Stoppels also stated that he felt that both bidders were capable of doing the job. Harnisch stated that Council should allow the bidders to work with the Administrator and create a contract plan.

#2004-59 Motion by Sosin, supported by Harnisch, to Table the Motion until July, at which point the Administrator will Present a Contract Plan to the Council.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch

Nays: None

Absent: None

Motion carried.

X. NEW BUSINESS

A. Consider Franklin Athletic Club request to Sponsor the 1st Annual Franklin Village Fun Run on Saturday September 11, 2004.

Stoppels stated that this type of event occur frequently in the surrounding communities. Stoppels stated that this event requires plans to redirect traffic around the Village to ensure the safety of those participating, which may involve shutting down Franklin Road. Council felt that more information had to be made available before they could make a decision. Council directed Stoppels and Glomb to contact the club to clarify the safety concerns noted.

B. Consider Amending of Fiscal-Year 2003-2004 Adopted Budget.

Schiano referred to his remarks from earlier in the meeting, reiterating that the Village needed to move money from various funds to balance the budget so that the revenues and expenses of the Village would be within those budgeted.

#2004-60 Motion by Harnisch, supported by Gallasch, to Approve the Amendments to the Fiscal-Year 2003-2004 Adopted Budget, as follows:

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 General Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 General Fund budget with funds coming from the appropriation of other funds.

Accounts (income):

- 000402 - Property Taxes: Increase revenue account to a total of \$692,184.00 (original \$682,584.00).
- 000445 - Penalty & interest: Increase revenue account to a total of \$4,513.00 (original \$1,613.00).
- 000452 - Cable TV Royalties: Increase revenue account to a total of \$50,000.00 (original \$30,000.00).
- 000454 - Utility Easement: Decrease revenue account to a total of \$0 (original \$17,500.00).
- 000665 - Interest: Decrease revenue account to a total of \$6,000.00 (original \$17,500.00).
- 000679 - Other reimbursements (Worker's Comp dividend distribution): Increase revenue account to a total of \$5,000.00 (original \$500.00).
- 000999 - appropriation of prior year fund balance: Increase revenue account to a new total of \$40,787.00 (original \$12,987.00).

Accounts (expense):

- 101720 - payments to Cable Cast Board: Increase expense account to a total of \$30,000.00 (original \$20,000.00).
- 101730 - Dues & subscriptions: Decrease expense account to a total of \$2,000.00 (original \$4,000.00).
- 101818 - Planning Commission: Increase expense account to a total of \$22,000.00 (original \$19,100.00).
- 101820 - Historic Study Committee: Increase expense account to a total of \$11,600.00 (original \$11,000.00).
- 101821 - General Engineering Services: Increase expense account to a total of \$6,500.00 (original \$5,500.00).
- 101824 - Historic Commission: Increase expense account to a total of \$1,400.00 (original \$800.00).
- 101826 - Cell Tower: Increase expense account to a total of \$9,000.00 (original \$8,000.00).
- 101901 - Public Information: Increase expense account to a total of \$3,500.00 (original \$2,500.00).
- 101980 - Misc Council Expense: Increase expense account to a total of \$1,100.00 (original \$500.00).
- 102704 - Admin salaries: Increase expense account to a total of \$156,300.00 (original \$148,300.00).
- 102705 - Health insurance: Increase expense account to a total of \$32,500.00 (original \$31,000.00).
- 102727 - Office supplies: Increase expense account to a total of \$4,000.00 (original \$3,000.00).
- 215710 - Contractual Services: Decrease expense account to a total of \$8,000.00 (original \$12,500.00).
- 215727 - Office supplies: Increase expense account to a total of \$3,500.00 (original \$3,000.00).

- 215833 - Tax collection expense: Increase expense account to a total of \$4,500.00 (original \$4,000).
- 305705 - Group insurance: Increase expense account to a total of \$120,000.00 (original \$115,000.00).
- 305706 - Life & disability ins.: Increase expense account to a total of \$9,000.00 (original \$8,000.00).
- 305707 - Workers Comp Inc.: Increase expense account to a total of \$14,400.00 (original \$10,400.00).
- 305727 - Office supplies: Increase expense account to a total of \$3,500.00 (original \$2,000.00).
- 305730 - Dues & Meetings: Decrease expense account to a total of \$500.00 (original \$1,500.00).
- 305742 - Pistol range: Decrease expense account to a total of \$2,000.00 (original \$3,000.00).
- 305853 - Communication expense: Increase expense account to a total of \$16,000.00 (original \$15,000.00).
- 305854 - Central Dispatch: Increase expense account to a total of \$40,746.00 (original \$38,746.00).
- 305920 - Utilities: Increase expense account to a total of \$9,500.00 (original \$8,500.00).
- 405710 - Broughton contract services: Increase expense account to a total of \$21,000.00 (original \$20,000.00).
- 405920 - Broughton Utilities: Increase expense account to a total of \$4,750.00 (original \$3,750.00).
- 6999 - Uncategorized Expenses: Increase expense account to a total of \$3,100.00 (original \$2,500.00).
- 875960 - Prior year adjustment: Decrease expense account to a total of \$0 (original \$3,000.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Building Department Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Building Department Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

- 000475 - Engineering income: Increase revenue account to a total of \$7,500.00 (original \$6,000.00).
- 000476 - Building Permits: Increase revenue account to a total of \$262,000.00 (original \$233,000).
- 000483 - Planning Consultant: Increase revenue account to a total of \$7,000.00 (original \$3,000.00).
- 000487 - Tree Removal Permits: Decrease revenue account to a total of \$16,000.00 (original \$24,000.00).
- 000490 - Legal Review Fees: Decrease revenue account to a total of \$0 (original \$1,500.00).
- 000499 - appropriation of prior year fund balance: Increase revenue account to a total of \$21,503.00 (original \$0).

Accounts (Expense):

- 000704 - Clerical salaries: Increase expense account to a total of \$37,863.00 (original \$36,163.00).
- 000705 - Group insurance: Increase expense account to a total of \$13,823.00 (original \$12,123.00).
- 000707 - Workers comp: Increase expense account to a total of \$4,550.00 (original \$2,050.00).
- 000708 - Retirement contributions: Decrease expense account to a total of \$0 (original \$2,097.00).

- 000740 - Training: Decrease expense account to a total of \$200.00 (original \$2,500.00).
- 000811 - Building Plan reviews: Increase expense account to a total of \$30,720.00 (original \$27,720.00).
- 000812 - Building Inspections: Increase expense account to a total of \$103,120.00 (original \$87,120.00).
- 000813 - Building Admin: Increase expense account to a total of \$22,160.00 (original \$17,160.00).
- 000820 - Electrical inspector: Increase expense account to a total of \$19,150.00 (original \$16,150.00).
- 000830 - Engineering consulting: Increase expense account to a total of \$16,000.00 (original \$9,000.00).
- 000835 - Tree consultant: Decrease expense account to a total of \$16,000.00 (original \$23,000.00).
- 000840 - Mechanical inspection fee: Increase expense account to a total of \$10,283.00 (original \$9,283.00).
- 000850 - Plumbing inspection fee: Increase expense account to a total of \$8,889.00 (original \$7,389.00).
- 000999 - Refunds: Increase expense account to a total of \$15,500.00 (original \$50.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Major Road Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Major Road Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

- 000546 - Act 51: Increase revenue account to a total of \$148,204.00 (original \$128,204.00).
- 000665 - Bond interest income: Decrease revenue account to a total of \$5,000.00 (original \$6,000.00).
- 000999 - appropriation of fund balance: Increase revenue account to a total of \$28,996.00 (original \$13,996.00).

Accounts (expense):

- 463818 -General Maintenance: Decrease expense account to a total of \$25,000.00 (original \$30,000.00).
- 474775 - Traffic Services: Increase expense account to a total of \$3,400.00 (original \$2,400.00).
- 468819 - Grass & Weed Control: Increase expense account to a total of \$23,000.00 (original \$13,000.00).
- 478818 - Engineering Services: Decrease expense account to a total of \$500.00 (original \$1,500.00).
- 485801 - General & Admin services: Increase expense account to a total of \$5,000.00 (original \$2,000.00).
- 965965 - transfer to local street: Increase expense account to a total of \$90,000.00 (original \$67,000.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Local Street Fund indicates several accounts where budget amendments are required. We resolve that the following

budget amendments be made to the 2003-2004 Local Street Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

- 000546 - ACT 51: Increase revenue account to a total of \$99,148.00 (original \$85,148.00).
- 000548 - Metro Authority: Increase revenue account to a total of \$9,700.00 (original \$0).
- 000582 - Transfer from Major Street: Increase revenue account to a total of \$90,000.00 (original \$67,000.00).
- 000665 - Interest Income: Increase revenue account to a total of \$1,300.00 (original \$800.00).
- 000700 - Other grants: Decrease revenue account to a total of \$0 (original \$17,100.00).

Accounts (expense):

- 463818 - General Maintenance: Decrease expense account to a total of \$25,000.00 (original \$30,000.00).
- 468818 - Trees & shrubs: Increase expense account to a total of \$23,000.00 (original \$20,000.00).
- 468819 - Grass & Weed Control: Increase expense account to a total of \$11,000.00 (original \$8,000.00).
- 476000 - Local Road Improvement (2001): Increase expense account to a total of \$1,000.00 (original \$0).
- 477000 - Local Road Improvement (2002): Increase expense account to a total of \$50,000.00 (original \$40,000.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Fire Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Fire Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

- 000402 - Property Taxes: Increase revenue account to a total of \$231,593.00 (original \$227,738.00).
- 000665 - Interest income: Increase revenue account to a total of \$560.00 (original \$538.00).

Accounts (expense):

- 336818 - Franklin-Bingham Farms FD: Increase expense account to a total of \$232,153.00 (original \$228,276.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Garbage and Rubbish Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Garbage and Rubbish Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

- 000402 - Property Taxes: Increase revenue account to a total of \$177,200.00 (original \$174,700.00).
- 000999 - appropriation of prior year fund balance: Decrease revenue account to a total of \$0 (original \$2,239.00).

Accounts (expense):

528818 - Contracted services: Increase expense account to a total of \$164,700.00 (original \$164,439.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Library Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Library Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

000402 - Property Taxes: Increase revenue account to a total of \$121,574.00 (original \$119,887.00).

000665 - Interest: Increase revenue account to a total of \$295.00 (original \$283.00).

Accounts (expense):

790967 - Contract Services: Increase expense account to a total of \$121,869.00 (original \$120,170.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 General Debt Service Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 General Debt Service Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

000402 - Property Taxes: Increase revenue account to a total of \$990,302.00 (original \$976,602.00).

000665 - Interest: Increase revenue account to a total of \$4,000.00 (original \$1,200.00).

000999 - appropriation of prior year funds: Decrease revenue account to a total of \$5,504.00 (original \$19,904.00).

Accounts (expense):

905991 - Pressure Sewer - principal payment: Increase expense account to a total of \$322,100.00 (original \$320,000.00).

WHEREAS: The Village must assure that expenditures in each account do not exceed those budgeted. A review of the Village's 2003/2004 Waste Water Fund indicates several accounts where budget amendments are required. We resolve that the following budget amendments be made to the 2003-2004 Waste Water Fund budget with funds coming from the appropriation of other funds.

Accounts (revenue):

000483 - Environmental Grant: Increase revenue account to a total of \$15,000.00 (original \$10,000.00).

000999 - appropriation of prior year fund balance: Decrease revenue account to a total of \$10,850.00 (original \$11,450.00).

Accounts (expense):

371727 - supplies: Increase expense account to a total of \$3,500.00 (original \$2,000.00).

371821 - Grant expenses: Increase expense account to a total of \$20,000.00 (original \$10,000.00).

- 371816 - Storm water discharge: Increase expense account to a total of \$1,200.00 (original \$200.00).
371818 - Inspections: Decrease expense account to a total of \$0 (original \$2,500.00).
371820 - Engineering: Decrease expense account to a total of \$0 (original \$2,000.00).
371921 - Outside Services: Decrease expense account to a total of \$0 (original \$4,000.00).
700000 - Bad debt expense: Increase expense account to a total of \$500.00 (original \$0).
371930 - Repairs and maintenance: Decrease expense account to a total of \$0 (original \$100.00).

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

XI. PROCLAMATIONS/RESOLUTIONS/ORDINANCES:

- A. Consider an Ordinance to Amend Section 1042.13 of Chapter 1042, Sewer Use and User Charges, of Part Ten, Title Four of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, To Modify Sewage Disposal system Rates for Charges, and Repeal Conflicting Ordinances (first reading).**

#2004-61 Motion by Coyer, supported by Gallasch, to Approve the Ordinance to Amend Section 1042.13 of Chapter 1042, Sewer Use and User Charges, of Part Ten, Title Four of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, To Modify Sewage Disposal System Rates for Charges, and Repeal Conflicting Ordinances, and to waive the second reading.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

- B. Consider Resolution to Allow the Sale of Spirits After 12 Noon on Sundays for the Franklin Grill.**

Stoppels stated that the State of Michigan informed the Village that the proposed Resolution was the last step to allowing a liquor license for the Franklin Grill.

#2004-62 Motion by Gallasch, supported by Harnisch, to Approve the Resolution to Allow the Sale of Spirits and mixed spirit drink for consumption on the premises be permitted on Sunday in an establishment licensed under the Michigan liquor control code of 1998 in which the gross receipts derived from the sale of food or other goods and services exceed 50% of the total gross receipts within the County of Oakland under the

provisions of the law governing the sale of spirits and mixed spirit drink for consumption for the Franklin Grill, 32750 Franklin Road.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

XII. ADJOURNMENT

Motion by McElroy, supported by Gallasch, to Adjourn the Meeting.

Ayes: Jahnke, Coyer, Lamott, Sosin, Gallasch, McElroy, Harnisch
Nays: None
Absent: None
Motion carried.

There being no further business, the meeting adjourned at 10:56 pm.

Respectfully submitted,

John C. Pulker
Recording Secretary

Eileen H. Pulker
Village Clerk

Mark W. Jahnke
Village Council President