

**PROCEEDINGS OF VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
MONDAY, FEBRUARY 13, 2012 8:00 PM
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN 48025**

I. CALL TO ORDER

The meeting was called to order by President James Kochensparger at 8:00 P.M. at the Franklin Village Hall, Franklin, Michigan.

ROLL CALL

Present: Lew Eads, Pam Hansen, Jim Kochensparger, Thomas Morrow, Steve Rosenthal, Mike Seltzer, Sherry Sparks

Also Present: Amy Sullivan, Village Administrator
Eileen Pulker, Clerk
Patrick Browne, Police Chief
Tony Averbuch, Fire Chief
John Staran, Hafeli Staran Hallahan & Christ, P.C., Village Attorney
Vivian Carmody, Administrator, Main Street Franklin

II. ADOPTION OF AGENDA

Motion by Morrow supported by Eads to approve the agenda for the February 13, 2012, Regular Village Council Meeting as submitted.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

III. MINUTES

A. January 9, 2012 Regular Village Council Meeting

Motion by Seltzer supported by Eads to approve the minutes of the January 9, 2012, Regular Village Council Meeting as submitted

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

IV. REPORTS OF VILLAGE OFFICERS AND AGENTS

Thomas Morrow, Treasurer: Morrow referred to his submitted written report and noted that account balances from the old Comerica accounts are included. The new Level 1 accounts will be included next month as the Village is in the process of moving the funds to the new accounts.

Patrick Browne, Police Chief: Browne referred to his submitted report, advised that officers responded to 238 calls for service in the month of January, provided an overview of recent activity which included several incidents of larceny from autos including thefts of catalytic converters, and noted that property managers in the office complexes are provided crime prevention information which they are requested to forward to their tenants and the Department will be participating in Farmington Hills 40 Hours of Training which will provide critical updates on a variety of subject matters as well as hands-on training. Discussion ensued relative to an increase in traffic citations, speeding deterrents, and thefts of catalytic converters with Chief Browne noting the Department focuses on traffic enforcement daily, listens and responds to residents' concerns and the theft of a catalytic converter is quick, taking approximately 90 seconds.

Tony Averbuch, Fire Chief: Averbuch referred to his submitted report and noted that at a meeting he participated in last week with Oakland County it was suggested that all jurisdictions in the County should be doing whatever they reasonably can to protect their residents. Averbuch provided an overview of several programs/initiatives Villagers can access through the Department as follows: Vial of Life: Gives the Department access in a medical emergency to medical information securely stored by the property owner which can be life saving; Contact the Department for more information. Oak-Gov Notification Delivery System: Means of receiving emergency informational notices; Register on website at no charge. Confidential means of communicating unique needs: Work in progress; Will enable the Department to better understand the needs of those they serve and focus response accordingly. Knox-Box Key Security Program: Secure storage of entry key enabling emergency responders to gain access to a home/business in an emergency; Contact the Department for more information.

Vivian Carmody, Executive Director, Main Street: Carmody advised that Main Street Oakland County and National Main Street performed the required annual evaluation of the Village's Main Street program last month with the Village meeting all ten (10) criteria and receiving full accreditation which, she opined, is unusual for a program only in its second year. Carmody noted the quality of work the volunteers provide and cited as an example the sign guidelines put together by Pat Burke which were well received by many in the Main Street list serve, reminded all of the upcoming Chili Cook-Off fundraiser scheduled for March 10th, the posting of committee work plans on the website, and the need for volunteers/community support.

V. SUBMISSION OF CURRENT BILLS

Motion by Seltzer supported by Eads to approve the Bills List as submitted.

TOTALS

General Administration	\$	18,758.36
Building	\$	3,782.82
Insurance	\$	38,707.27
Legal	\$	-
Police	\$	16,069.31
Pressure Sewer	\$	12,606.25
General Debt Service	\$	-
Major Roads	\$	14,946.91
Local Road	\$	13,352.50
Rubbish	\$	16,525.28
Trust & Agency	\$	30,105.00
Tax Fund	\$	3,865.68
Waste Water	\$	1,535.95
ALL FUNDS	\$	170,255.33

Ayes: Eads, Hansen, Kochensparger, Rosenthal, Seltzer, Sparks

Nays: None

Abstain: Morrow

Absent: None

Motion carried.

VI. PUBLIC REQUESTS AND COMMENTS

- **Marcia Gershenson, Oakland County Commissioner, District 17**, advised the League of Women Voters Oakland Area has information relative to its Public Service Announcement Contest 2012 on its website, the Race Relations and Diversity Task Force is seeking nominations for its 2012 Diversity Champion, Oakland County summer internship information is posted on the County's website and available in the Village Office, and the Accounting Aid Society offers assistance with taxes to qualifying individuals.
- **Honorable Donna M. Posey, Magistrate, 46th District Court**, inquired as to whether a traffic control study for Franklin Road exists relative to speed limits with Chief Browne providing input and offering to research the matter and with Fred Gallasch noting there was a study done prior to Chief Browne's tenure with the Village and Council, as a result of that study, concluded that for public safety reasons, 25mph was the appropriate speed to post.
- **Chuck Moss, State Representative, District 40**, provided a Lansing update noting the House Appropriations Committee of which he is the Chair is focused on addressing unfunded legacy costs and reviewing the Governor's proposed budget. Discussion ensued regarding Emergency Financial Managers.
- **Fred Gallasch, Rosemond Drive**, noted envelopes are available in the Village Office for donations for the mailing of the police brochure and inquired as to where in the budget the grant from the Cable Board was placed. Discussion ensued with it being noted donations would be needed by the end of the month for the mailing of the brochure and the grant from the Cable Board is under General Fund - Miscellaneous.
- **Sherry Sparks, Village Trustee**, voiced concern over an article she read in the Eccentric and noted there has been no decision by Council to reduce staffing in the Police Department if the proposed millage request fails and that she will fight with everything she has to retain every officer whether the millage passes or fails.

VII. SPECIAL REPORTS

A. President's Report

Kochensparger noted the Village had a good turnout at the millage request informational meeting which was productive and necessary. He further noted the importance of voting at the upcoming election and requested all to spread the word. Eads noted that no political party affiliation is required to vote on the millage request.

B. Council Report

None.

VIII. NEW BUSINESS

A. Consider Demolition Application for the Property located at 32920 Brandingham.

Philip Fioravante noted the address of the property is incorrect on the agenda and provided a brief overview noting that he is excited to be a part of the community and is hoping to be in his new home in the Village by Thanksgiving. Sullivan reviewed the process and noted all criteria have been met and a motion to approve the Application would be appropriate.

#2012-12 Motion by Eads supported by Seltzer to approve the Demolition Application for the property located at 32920 Brandingham as submitted.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

B. Consider Bond Refinancing.

Sullivan provided a brief overview noting there are no costs involved with the refinancing; just staff time, and a motion authorizing the bond consultants to prepare the required resolution would be in order.

#2012-13 Motion by Eads supported by Seltzer to request the Village's bond consultants to prepare the bond authorizing resolution for consideration at the Village Council's next meeting.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

C. Consider Tri-party Project.

Sullivan provided an overview of the Tri-party program and advised the only qualifying project would be a mill/overlay of 13 Mile Road for which the Village would have to pay 1/3 of the costs and noted that while improving 13 Mile Road would be of benefit, the project would also use considerable Act 51 Village funds which are needed for local Village roads and the DPW.

#2012-14 Motion by Morrow supported by Eads for the Village to decline to contribute/participate in a Tri-party project.

Hansen inquired as to whether the Village would lose the potential to use these Tri-party funds with Sullivan answering in the affirmative. Discussion ensued as to the pros and cons of pursuing a Tri-party project, potential for Act 51 funding to decrease, importance of maintaining local roads, and time table for potential improvement, with Sullivan, advising upon request, the overage on the recent local road improvement project made it clear the Village needs to concentrate these funds on local roads not expend them on a County owned road.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

D. Consider Appointment to Legal Committee.

Kochensparger provided a brief introduction noting Gettel's resignation created a vacancy on the Legal Committee and recommended Hansen be appointed to serve on this committee due to her knowledge of Village issues as well as her leadership to and service on the Planning Commission.

#2012-15 Motion by Morrow supported by Sparks to appoint Pam Hansen to the Legal Committee.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

E. Consider Appointment of Plumbing and Mechanical Inspectors.

Kochensparger provided a brief introduction noting the previous inspector passed away and therefore the Village needs to appoint new inspectors. Sullivan noted the recommendation is to appoint Walt Dixon as the Plumbing Inspector and Brian Claycomb as the Mechanical Inspector, both of whom have been vetted by staff and recommended for these appointments by other communities.

#2012-16 Motion by Seltzer supported by Eads to appoint Walt Dixon as the Plumbing Inspector and Brian Claycomb as the Mechanical Inspector for the Village.

Discussion ensued regarding compensation with it being noted the Inspectors are paid a percentage of permit fees which is the same as the prior inspectors.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

F. Consider Appointment of Deputy Clerk.

Sullivan noted the recommendation is for Kelda London to be appointed as the Deputy Clerk to ensure the Village has a notary in the absence of Pulker.

#2012-17 Motion by Morrow supported by Seltzer to appoint Kelda London as the Deputy Clerk for the Village.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

G. Consider Whether to Convene in Closed Session Immediately Following the Regular Meeting to Discuss a Written Attorney Client Privileged Communication.

#2012-18 Motion by Seltzer supported by Eads to meet in closed session immediately following the meeting to discuss written attorney client privileged communications.

Roll Call Vote:

**Ayes: Eads
Hansen
Kochensparger
Morrow
Rosenthal
Seltzer
Sparks**

Nays: None

Absent: None

Motion carried

IX. ORDINANCES/RESOLUTIONS/PROCLAMATIONS

A. Tree Permit Fee Resolution.

Sullivan provided a brief overview noting the Village has been having difficulty in collecting payment of the required one year post project completion tree inspection and is recommending the permit fee be revised to cover the costs of that inspection.

#2012-19 Motion by Eads supported by Sparks to approve the Resolution as submitted, providing that the Tree Permit Application fee be increased to a total of \$175.00, which includes \$100 for the permitting fee (unchanged) and \$75.00 for the final inspection fee.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

X. ADJOURNMENT

Motion by Rosenthal supported by Eads to adjourn the meeting.

Ayes: Eads, Hansen, Kochensparger, Morrow, Rosenthal, Seltzer, Sparks

Nays: None

Absent: None

Motion carried.

There being no further business, the meeting adjourned at 8:52 P.M.

Respectfully submitted,

Lori Rich, Recording Secretary

Eileen H. Pulker, Clerk

James Kochensparger, President