

**VILLAGE OF FRANKLIN  
VILLAGE COUNCIL REGULAR MEETING  
MONDAY, NOVEMBER 16, 2015, 7:00 PM  
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE  
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN 48025**

**I. CALL TO ORDER**

The meeting was called to order by President Jim Kochensparger, at 7:00 PM at the Franklin Village Hall, Franklin, Michigan.

**II. ROLL CALL**

Present: Fred Gallasch, Brian Gordon, Pam Hansen, Jim Kochensparger, Judy Moenck, Mike Seltzer, Tom Morrow (arrived at 7:02PM).

Absent: None

Also Present: Jim Creech, Village Administrator  
Lt. Brian Crane, Police Department Representative  
Chief Tony Averbuch, Fire Department  
Eileen Pulker, Village Clerk  
Lance Vainik, Treasurer  
Dan Christ, Village Attorney

**III. ADOPTION OF AGENDA**

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

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Seltzer**

**Absent: Morrow**

**Nays: None**

**Motion carried.**

**Motion by Seltzer, seconded by Gordon to excuse Council Member Morrow from the 11/16/15 Regular Village Council Meeting.**

Hansen inquired if there had been any contact with the office regarding the absence. It was noted that none had been received.

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Seltzer**

**Absent: Morrow**

**Nays: None**

**Motion carried.**

**IV. MINUTES**

**A. Regular Meeting of October 12, 2015**

**Motion by Seltzer, seconded by Hansen to approve the Regular Council Meeting Minutes for October 12, 2015 as presented.**

Moenck cited an omission on Page 6, under **IX. NEW BUSINESS, C. Consider Bids for Exterior Painting for the Police Department Building. Motion by Morrow, seconded by (*blank*) to approve the bid provided by Gilbert Custom Homes.**

(Tom Morrow arrived at 7:02PM)

Gallasch reported a typo on page 4, under **VII. PUBLIC REQUESTS AND COMMENTS.**

Pulker will correct the omission and the typo.

**Motion by Seltzer, seconded by Hansen to approve the Regular Council Meeting Minutes for October 12, 2015 as amended.**

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**

**Absent: None**

**Nays: None**

**Motion carried.**

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

**Tony Averbuch, Fire Chief**, referred to his monthly report and stated that he had no further additions to the report as submitted. Hansen complimented the department on its response time for the month. Gallasch inquired about the leaf burning permits and the time frame for the permits. Averbuch reminded Villagers that the Franklin Residential Burn Permit was online at [www.fbfd.com](http://www.fbfd.com) adding that there is no fee and when the application is printed out a copy of the Village Ordinance on Open Burning is also included. The permit can be requested for up to 7 days. Both Police and Fire Departments have access to the information on the active permits. If a resident has a question about a burning situation he/she should call the Fire or Police Departments as all inquiries are investigated whether a permit has been issued or not.

**Lt. Brian Crane, Police Department**, referred to and provided an overview of Chief Roberts' submitted monthly Report. Overall, crime had been fairly low. The Village had experienced a larceny from an auto and it appeared to be an organized group going around surrounding communities searching for wheels and tires from high-end vehicles in the middle of the night. Crane noted that the Village attorney continues working with the attorney for the group home on Bloomington Ct., adding that one resident has been transferred to another facility and another, hopefully, will be transferred out soon.

## **X. NEW BUSINESS**

### **A. Consider Planning Commission Recommendation for the Site Plan Application for 32311 Franklin Road (Police Building) to add a carport.**

Lt. Crane continued his report. Regarding the proposed carport, Chief Roberts asked that he remind the Council that the \$30,000 budgeted for the structure was drug forfeiture monies and would not have an impact on the Police Budget or the Village General Fund. There had been a discussion as to whether cedar shake shingles or asphalt shingles should be used. Crane reminded Council that the Police Building property had been removed from the Historic District, so the cedar shakes may not be mandatory.

Hansen stated that she had spoken with Connie Ettinger, Chairman of the Planning Commission. Ettinger had said that Planning had determined the plans were acceptable and was comfortable with the proposed carport. Regarding the shingles, the Commission noted that the Broughton House, the gazebo, and the Police Building all have cedar

shakes. The Kreger House and barn all have asphalt shingles. That being said and the fact that the Police Building was not in the Historic District, the Planning Commission was not adamant about requiring the cedar shakes. Also, being mindful of the project budget, it had approved the asphalt shingles.

Crane responded by saying that since money for cedar shakes was not in the budget, the Chief merely wanted the carport to blend in with the surrounding buildings.

Moenck stated that she had some procedural questions, including: was this the “Site Plan Review”; should a motion be introduced to begin discussion, or will there again be discussion later in the agenda; no site plan application was included in the packet; noted her preference for brick rather than the hardiplank vertical siding proposed; and questioned Village Charter requirements for bidding.

Morrow asked if the forfeiture money could be combined with other budget General Fund money to complete the project, to which Creech replied yes.

Discussion ensued about whether “forfeiture money” was considered “Village money”. Morrow synopsisized the three (3) issues being contemplated: 1. Should the roofing material be asphalt or cedar shakes? 2. Should the siding be hardiplank or brick? and, 3. Should the project be bid out?

Gordon and Hansen also expressed concerns about the procedure being followed and the lack of information.

Christ highlighted the Village Charter, Chapter VIII – Contracts, Sections 1, 2, and 3 regarding the provision of the letting out of projects through sealed proposals. He outlined that the Charter provisions state that the Council can waive the \$10,000 limit, but at the \$25,000 limit the Charter requires sealed bids. Also that Administration indicated that initial estimates were under \$25,000.

Council members expressed their opinions about the proposed project.

Moenck stressed there appeared to be valid process issues that need to be addressed to make this a “clean” project.

**#2015-74 Motion by Seltzer, seconded by Gordon to approve the Site Plan Application for 32311 Franklin Road (Police Building) for a carport which would be paid for with forfeiture funds.**

Moenck requested a Roll Call vote.

**Roll Call vote:**

<b>Seltzer</b>	<b>aye</b>
<b>Morrow</b>	<b>aye</b>

**Moenck**                    **nay**  
**Hansen**                   **nay**  
**Gordon**                   **nay**  
**Gallasch**                **nay**  
**Kochensparger**        **aye**  
**Motion denied.**

Moenck asked that a Special Meeting be called to re-consider the bids, design, and materials. Gordon noted that the vote was not a matter of the Council supporting the project, which it did. It was about getting the right project done and getting it done for the right price.

**Main Street Franklin, Courtney Miller, Executive Director**, referred to her submitted letter to the Council and noted that MSF had held its 1<sup>st</sup> and 2<sup>nd</sup> sessions of the Social Media workshops noting that they have been very successful and MSF might plan for another round of sessions. The 3<sup>rd</sup> session was scheduled for Wednesday, Nov. 18. Tomorrow, Nov. 17, would be the 2<sup>nd</sup> session of MSF Board working on its visioning statement which was being assisted by Ron Campbell of Oakland County Main Street. Franklinstein Frenzy on Oct. 24 was a huge success, attracting about 200 people to the downtown. The Golf Raffle drawing was also held on that day. Upcoming events would be Small Business Saturday, Nov. 28 and Sip, Shop, and Stroll on Thurs., Dec. 10, 5-8 PM.

Moenck asked if the merchants were satisfied with the activities of Franklinstein Frenzy. Miller replied that most of the feedback was positive and added that some merchants had suggestions for new activities and locations of some of the activities for next year’s event. Hansen urged the Villagers to attend the Sip, Shop, and Stroll.

**Birmingham NEXT Report**, Don Brundirks, Franklin resident and NEXT Representative, stated he was on the Finance Committee, and praised the NEXT organization. He introduced Cris Braun, Executive Director, who updated the Council on new developments. She mentioned the new website that was recently launched and highlighted features on it (Support Services, Calendar). The website is Birminghamnext.org and it now allows for reservations for events to be made on the site. She noted that membership numbers were up and NEXT has hired another van driver and extended the van drivers’ hours.

**VI. SUBMISSION OF CURRENT BILLS**

**Motion by Gordon, seconded by Seltzer to approve the Bill’s List as submitted.**

Morrow inquired about the Veteran’s tax refund. Creech explained that it is a program that provides for veterans to receive tax relief if qualified. Morrow clarified and Creech confirmed that it was his understanding that property tax was collected and a portion was refunded according to this program.

<b>TOTALS</b>	
General Administration	\$ 27,729.30
Building	\$ 6,757.83

Insurance	\$ 44,991.89
Legal	\$ 1,023.50
Police	\$ 17,642.17
Pressure Sewer	\$
General Debt Service	\$ 500.00
Major Roads	\$ 13,377.06
Local Road	\$ 11,291.34
Rubbish	\$ 17,854.00
Trust & Agency	\$ 17,200.00
Tax Fund	\$ 5,336.34
Waste Water	\$ 1,527.19
<b>ALL FUNDS</b>	<b>\$165,230.62</b>

**Ayes: Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**  
**Abstain: Gallasch**  
**Nays: Moenck**  
**Absent: None**  
**Motion carried.**

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

No comments were made at this time.

## **VIII. SPECIAL REPORTS**

### **A. President's Report**

Kochensparger asked the Administrator to give an update on DTE's trimming and maintaining of the trees in his report.

### **B. Council Report**

None

### **C. Administrator Report**

Creech reported that DTE would be doing some trimming along Telegraph and also some areas that back up to the Village of Franklin. Kochensparger suggested that the information be placed on the website for the residents. Creech also mentioned that he is looking into the contract for waste removal, noting that historically the contract is looked into and renewed every 5 years. Creech added that he has received a solicitation from Rizzo and would be bidding the service out.

Gallasch reminded the Administrator that some residents prefer the large size trash cans and, therefore, should be considered during the bidding process.

## **IX. PUBLIC HEARING**

### **A. Community Development Grant Block Funding for Plan Year 2016.**

Kochensparger opened the Public Hearing for the Community Development Grant Block Funding for Plan Year 2016.

Creech referred to his memo to Council, dated November 13, 2015 which was included in the Council packet noting that the deadline for the application is December 18, 2015. Creech added that in the past, Franklin has allocated its CDGB funds to NEXT. Creech listed a few examples of how the funds could be utilized.

Moenck questioned if the funds could be used for handicap accessibility to the Kreger House and Barn.

Gordon asked Braun how many Franklin residents were members of NEXT. She replied that there were 51 Villagers who were members with an additional 4-6 residents using the outreach services. Braun added that one did not have to be a member to use the NEXT facilities, for such activities as a computer lessons or just socializing.

**#2015-75 Motion by Seltzer, seconded by Moenck to approve the Community Development Block Grant (CDBG) Distribution for Program Year 2016 to NEXT.**

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**  
**Absent: None**  
**Nays: None**  
**Motion carried.**

**X. NEW BUSINESS**

**B. Consider Demolition for property located at 25920 Balsam.**

**#2015-76 Motion by Moenck, seconded by Seltzer to approve the Demolition Application for 25920 Balsam.**

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**  
**Absent: None**  
**Nays: None**  
**Motion carried.**

**C. Consider Schedule for 2016 Meetings of Village Council, Historic District Commission, Planning Commission, and Zoning/Sign Board of Appeals.**

**#2015-77 Motion by Seltzer, seconded by Gordon to approve the schedule for 2016 Meetings of Village Council, Historic District Commission, Planning Commission, and Zoning/Sign Board of Appeals.**

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**  
**Absent: None**  
**Nays: None**  
**Motion carried.**

**X. ADJOURNMENT**

**Motion by Moenck, seconded by Hansen to adjourn the meeting.**

**Ayes: Gallasch, Gordon, Hansen, Kochensparger, Moenck, Morrow, Seltzer**

**Absent: None**

**Nays: None**

**Motion carried.**

There being no further business, the meeting adjourned at 8:04 P.M.

Respectfully submitted,

Gail Beke, Recording Secretary

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Eileen H. Pulker, Clerk

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James Kochensparger, President