

***REVISED

CITY OF FRANKLIN
COMMON COUNCIL MEETING**
FRANKLIN CITY HALL COUNCIL CHAMBERS
9229 W. LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA*
TUESDAY, APRIL 17, 2012, 6:30 P.M.

Oath of Office-Municipal Judge-Frederick F. Klimetz

- A. Call to Order and Roll Call
- B. Citizen Comment Period
- C. Approval of Minutes
 - 1. Approval of regular meeting of March 20, 2012.
 - 2. Approval of regular meeting of April 2, 2012.
- D. Hearings
 - 1. Public Hearing regarding a proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road, from Commercial and Residential – Multi-Family to Institutional (Victory of Lamb, Inc., applicant).
- E. Organizational Business
 - 1. Boards and Commissions Appointments
 - a. Gregory Bollis-Architectural Board-Ald. Dist. #2.
 - b. Louis Jost-Architectural Board-Ald. Dist. #6.
 - c. David Cieszynski (alternate member)-Architectural Board-Ald. Dist. #6.
 - d. Mark Arndt (alternate member)-Architectural Board-Ald. Dist. #3.
 - e. Romaine Denk-Fair Commission-Ald. Dist. #6.
 - f. Gerald Tobin-Fair Commission-Ald. Dist. #2.
 - g. Rosemarie Bosch-Fair Commission-Ald. Dist. #6.
 - h. Allen Martin (advisory member)-Fair Commission-Ald. Dist. #3.
 - i. Michael Martens-Finance Committee-Ald. Dist. #5.
 - j. Robert Donohoo-Fire and Police Commission-Ald. Dist. 2.
 - k. Kris Barnekow-Board of Health-Ald. Dist. #1.
 - l. Marilyn Bolton-Board of Health-Ald. Dist. #2.
 - m. Philip Nickerson-Parks Commission-Ald. Dist. #6.
 - n. Carl Heigl-Parks Commission-Ald. Dist. #3.
 - o. Carol Brunner-Personnel Committee-Ald. Dist. #5.
 - p. Michael Barber-Personnel Committee-Ald. Dist. #5.
 - q. David Fowler-Plan Commission-Ald. Dist. #5.
 - r. Randall Ritter-Plan Commission-Ald. Dist. #2.
 - s. Laura Galusha-Technology Commission-Ald. Dist. #3.
 - t. Robert Herman-Technology Commission-Ald. Dist. 2.
 - u. Davidson Kane-Technology Commission-Ald. Dist. 4.
 - v. Randy Kaufman-Technology Commission-Ald. Dist. #3.
 - w. Robert Knackert-Bd. of Zoning & Building Appeals-Ald. Dist. #1.

- x. Donald Adams (alternate member)-Bd. of Zoning & Building Appeals-Ald. Dist. #4.
- y. Daniel O'Brien-Bd. of Zoning & Building Appeals-Ald. Dist. #3.
- z. Robert Montgomery (alternate member)-Bd. of Zoning & Building Appeals-Ald. Dist. #6.
- aa. Robert Campbell Jr.-Bd. of Zoning & Building Appeals-Ald. Dist. #5.

F. Letters and Petitions

G. Reports and Recommendations

1. Ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 future land use map for property located at approximately 12001 W. Ryan Road and 12000 W. Loomis Road from Commercial and Residential-Multi-Family to Institutional (approximately 9.10 acres, 6.68 acres and 3.54 acres) (Victory of Lamb, Inc., applicant).
2. Request for Proposals for Quarry Monitoring Services for the City of Franklin.
3. Compatibility of the Offices of Alderman and County Supervisor and the compatibility of the Offices of Common Council President/Acting Mayor and County Supervisor. (Mayor Taylor)
4. Results of 4/03/12 Advisory Referenda concerning public support for, or opposition to, reduction in the size and compensation of the Milwaukee County Board of Supervisors.
5. Resolution from Franklin Mayor Tom Taylor and Alderman Skowronski requesting that the Common Council of the City of Franklin modify an existing Ordinance of unlawful use of electronic systems to incorporate that Cyber Bullying when determined by the Police Chief or his designee is a violation of the laws of the City of Franklin and that this type of action is subject to an appropriate penalty.
6. Resolution in support of a Knowles-Nelson State Stewardship Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School.
7. Resolution in support of a Wisconsin Department of Transportation 2013-2014 Safe Routes to School Infrastructure/Non-Infrastructure Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School.
8. Policy on snow and ice removal on new trail on S. 51st Street north of W. Rawson Avenue.
9. Ordinance to repeal vehicular no parking from 7:30 a.m. to 4:30 p.m. on regular school days on the south side of W. Drexel Avenue from 200 feet east to 700 feet east of S. 51st Street.
10. Ordinance to prohibit vehicular parking from 7:30 a.m. to 4:30 p.m. on regular school days on both sides of W. Drexel Avenue from S. 51st Street to S. 55th Street.
11. Potential Pilot Project of Electronic Plan Submission and Review Software from e-PlanSoft.
12. Renewal of maintenance services agreement for the City's telephone and voicemail systems.

*** 13. Emergency repair by way of a pipe relay of a sanitary sewer in Carter Circle east of S. 76th Street.

H. Licenses and Permits

1. Miscellaneous Licenses.

I. Bills

1. Vouchers and Payroll approval.

J. Adjournment

*Supporting documentation and details of these agenda items are available at City hall during normal business hours.

[Note: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information, contact the City Clerk's office at (414) 425-7500.]

**Notice is given that a majority of the Franklin Trails Committee may attend this meeting to gather information about an agenda item over which the Franklin Trails Committee has decision-making responsibility. This may constitute a meeting of the Franklin Trails Committee per State ex rel. Badke v. Greendale Village Board, even though the Franklin Trails Committee will not take formal action at this meeting.

REMINDERS:

April 19	Plan Commission	7:00 p.m.
April 30	Committee of the Whole	6:30 p.m.
May 1	Common Council	6:30 p.m.
May 8	Primary Election	7:00 a.m.-8:00 p.m.

CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE CITY OF FRANKLIN will conduct a public hearing on Tuesday, April 17, 2012, at 6:30 p.m., or as soon thereafter as the matter may be heard, in the Common Council Chambers at the Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin 53132, to hear public comment regarding a proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road, from Commercial and Residential - Multi-Family to Institutional (Victory of Lamb, Inc., applicant). The properties which are the subject of this application bear tax key nos. 891-9993-000, 891-9996-000 and 891-9997-000, consisting of approximately 9.10 acres, 6.68 acres and 3.54 acres of land. This public hearing is being held pursuant to the requirements of Wis. Stat. § 66.1001(4)(d). The public is invited to attend the public hearing and to provide input. The proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan is available and open for inspection by the public in the Office of the City Clerk at Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin 53132, during normal business hours. The proposed draft ordinance is also available and open for inspection by the public at the Franklin Public Library, 9151 West Loomis Road, Franklin, Wisconsin 53132, during normal business hours. In addition, the draft ordinance is available for review at www.franklinwi.gov. Any questions or comments about the proposed amendment to the Comprehensive Master Plan may be directed to Joel Dietl, City of Franklin Planning Manager, at 414-425-4024.

Dated this 7th day of March, 2012.

Sandra L. Wesolowski
City Clerk

N.B. Class I

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 4/17/12
ORGANIZATIONAL BUSINESS	Boards and Commissions Appointments	ITEM NUMBER <i>E.1.</i>

Several terms of offices on various Boards and Commissions have or will be expiring. The Mayor may have appointments for Council confirmation:

Architectural Board

Gregory Bollis, 3 yr. term expires 4/30/15
Louis Jost, 3 yr. term expires 4/30/15
David Cieszynski (alternate member), 3 yr. term expires 4/30/15
Mark Arndt (alternate member), 3 yr. term expires 4/30/15

Fair Commission

Romaine Denk, 3 yr. term expires 4/30/15
Gerald Tobin, 3 yr. term expires 4/30/15
Rosemarie Bosch, 3 yr. term expires 4/30/15
Allen Martin (advisory member)

Finance Committee

Michael Martens, 1 yr. expires 4/30/13

Fire and Police Commission

Robert Donohoo, 5 yr. terms expires 4/30/17

Board of Health

Kris Barnekow, 2 yr. term expires 4/30/14
Marilyn Bolton, 2 yr. term expires 4/30/14

Parks Commission

Philip Nickerson, 3 yr. term expires 4/30/15
Carl Heigl, 3 yr. term expires 4/30/15

Personnel Committee

Carol Brunner, 3 yr. term expires 4/30/15
Michael Barber, 3 yr. term expires 4/30/15

Plan Commission

David Fowler, 1 yr. term expires 4/30/13
Randall Ritter, 3 yr. term expires 4/30/15

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE 4/17/12
ORGANIZATIONAL BUSINESS	Boards and Commissions Appointments	ITEM NUMBER

Continued

Technology Commission

Laura Galusha, 3 yr. term expires 4/30/15
 Robert Herman, 3 yr. term expires 4/30/15
 Davidson Kane, 3 yr. term expires 4/30/15
 Randy Kaufman, 3 yr. term expires 4/30/15

Board of Zoning and Building Appeals

Robert Knackert, 3 yr. term expires 4/30/15
 Donald Adams (alternate member), 3 yr. term expires 4/30/15
 Daniel O'Brien, term expires 4/30/14
 Robert Montgomery (alternate member), term expires 4/30/13
 Robert Campbell, term expires 4/30/13

City of Franklin
9229 West Loomis Road
Franklin, Wisconsin 53132

2012 DEC 12 P. 3:15

VOLUNTEER FACT SHEET

Thank-you for your interest in serving on a City Board, Commission, or Committee. In order that consistent information be provided to the Common Council, you are asked to complete the following:

PERSONAL:

Name	Michael E. Martens
Address	7550 S. 74th Street, Franklin, WI 53132
Phone Number	414-425-5675 Cell: 414-698-1309
E-Mail	mike5407@hotmail.com
Length of Time a Franklin Resident	Approximately 48 years
Alderman or District Number	District #5

AREA OF INTEREST: Please check the line next to the Board, Commission or Committee or area of greatest interest. If listing more than one, please prioritize your top three choices (3 being least priority).

- | | |
|--|--|
| <input type="checkbox"/> Architectural Board | <input type="checkbox"/> Civic Celebrations Commission |
| <input type="checkbox"/> Community Development Authority | <input type="checkbox"/> Ethics Board |
| <input type="checkbox"/> Environmental Commission | <input checked="" type="checkbox"/> 3 Finance Committee |
| <input type="checkbox"/> Fair Commission | <input type="checkbox"/> Forward Franklin Economic Development Comm. |
| <input checked="" type="checkbox"/> 1 Fire and Police Commission | <input type="checkbox"/> Board of Health |
| <input type="checkbox"/> Library Board | <input type="checkbox"/> Parks Commission |
| <input type="checkbox"/> Personnel Committee | <input type="checkbox"/> Plan Commission |
| <input type="checkbox"/> Board of Public Works | <input type="checkbox"/> Board of Review |
| <input checked="" type="checkbox"/> 2 Technology Commission | <input type="checkbox"/> Board of Water Commissioners |
| <input type="checkbox"/> Board of Zoning and Building Appeals | <input type="checkbox"/> Waste Facilities Monitoring Committee |

Why are you interested in joining this (these) particular Board and/or Commission?

I have been a Franklin resident for most of my life. I was a police officer for the City of Franklin for 35 years and am currently a member of the Auxiliary Police Unit. I would like to continue being involved with the City and feel I can contribute to the Fire and Police Commission, Technology Commission or the Finance Committee.

VOLUNTEER OR WORK EXPERIENCE

(Begin with your most recent employment and continue with all past 10 years of employment. Please attach additional paper or include resume, if available.)

Company Name: HSS	Address: 900 S. Broadway, Suite 100 Denver, CO 80209	Telephone: 303-603-3000
Date started: January 2010	Starting Position: Security Agent	
Date left: Still Employed by HSS	Position upon leaving: N/A	
Description of duties: Aviation Security. Screening of employees, cargo and vehicles entering the Air Operations Area of Greater Milwaukee International Airport. Duties include inspection of vehicles for explosives, and unauthorized passengers and verifying identification.		

Company Name: City of Franklin	Address: 9229 W. Loomis Rd. Franklin, WI 53132	Telephone: 414-425-7500
Date started: October 01, 1974	Starting Position: Police Officer	
Date left: December 28, 2009	Position upon leaving: Captain of Police	
Description of duties: Responsible for Command of the 911 Communications Center, Commander of Early Shift Patrol, Responsible for telephone and computer systems within the Department, Annual budget preparation and supervision of Dispatch and Patrol Supervisors.		

Company Name:	Address:	Telephone:
Date started:	Starting Position:	
Date left:	Position upon leaving:	
Description of duties:		

ADDITIONAL EXPERIENCE OR QUALIFICATIONS: List any other experience, skills, or other qualifications, including hobbies, which you believe should be considered in evaluating your qualifications for volunteering.

I have extensive experience working with the Police and Fire Commission, have been involved with the research, preparation and presentation of the Annual Budget for the Police Department and have worked extensively with technology as it pertains to law enforcement. Please see the attached sheet for additional details.

I am aware that all of the information provided and this document itself is a public record which will be released to a requestor; that I authorize such release and that I waive any right to any notice of such release and/or any right of notice to augment the information provided upon this document upon such request or release.

Signature: _____

Date: _____

Michael E. Martens
7550 S. 74th Street
Franklin, WI 53132
Phone: 414-425-5675
Cell: 414-698-1309
Mike5407@hotmail.com

Additional experience and qualifications for Commissions

Fire and Police Commission

During my employment with the police department I have had experience working with the Commission in several capacities. For many years I was assigned to compile and present crime and accident statistics to the members of the Commission. I have worked with members of the commission participating in employment interviews for entry-level patrol officers, and for Chief of Police applicants.

As a Field Training Supervisor I have prepared and presented progress reports on probationary police officers to the Commission.

I have attended specialized training programs relating to the role of the Police and Fire Commission, Internal Affairs investigations, personnel management, community policing strategies and selection and hiring of qualified personnel. I have extensive experience with the hiring processes for both civilian dispatch positions and conducting applicant background investigations.

Finance Commission

One of my main responsibilities while employed with the Department was to work on the Annual Operating and Capital budgets. These duties included solicitation of requests from supervisors, officers and dispatchers for needed equipment, training and personnel. Other duties included compiling requests for review by Department Command Staff, preparation of budget documents for the Director of Finance, meeting with Finance Committee personnel to review budget requests and presentation of the Department's Operating and Capital budget requests to the Finance Committee.

Throughout the year I was responsible for researching, recommending and purchasing equipment and vehicles for the Department, which were approved by the Finance Committee and the City.

I have received training through Concordia University on government budget planning and specialized training on budget preparation while employed with the police department.

Technology Commission

I have extensive experience working with new law enforcement technology, including telephone and radio communication systems for the City's 911 Communications Center.

My job duties also included researching and recommending CAD (Computer Aided Dispatch) systems, working with Mobile Data Systems, Record Management Systems, State of Wisconsin

CIB/NCIC and teletype systems. On a daily basis I worked with department personnel to establish policies and procedures relating to the various computer systems and programs.

I frequently attended meetings and training sessions related to the use and improvement of the CAD, Records Management, MDT, Municipal Court, and State criminal justice technology systems.

On a daily basis I worked closely with the City's information technology personnel to solve problems, improve hardware and software programs, maintenance of networked systems and purchase of approved equipment.

Educational Background

In 1974 I obtained an associate degree in Police Science from the Milwaukee Area Technical College. In 1993 I obtained my Bachelor of Arts degree in Management/Criminal Justice Operations from Concordia University. In 1989 I completed the certificate program at UWM in Public Administration and in 2000 I successfully completed the Criminal Justice Executive Development course at Fox Valley Technical College.

Throughout my career I attended numerous specialized training programs many of which involved instruction in leadership, management of law enforcement agencies and personnel, law enforcement communications systems and technology pertaining to public safety systems.

City of Franklin
9229 West Loomis Road
Franklin, Wisconsin 53132

2012 MAR 22 PM 6:55

VOLUNTEER FACT SHEET

Thank-you for your interest in serving on a City Board, Commission, or Committee. In order that consistent information be provided to the Common Council, you are asked to complete the following:

PERSONAL:

Name David C. Fowler
Address 7349 Riverview, Franklin, WI 53132
Phone Number 414-529-4665 Cell 414-520 3489
E-Mail DFowler@mmsd.com
Length of Time a Franklin Resident 23 years
Alderman or District Number Doug Schmidt District #5

AREA OF INTEREST: Please check the line next to the Board, Commission or Committee or area of greatest interest. If listing more than one, please prioritize your top three choices (3 being least priority).

- | | |
|---|--|
| <input type="checkbox"/> Architectural Review Board | <input type="checkbox"/> Civic Celebrations Commission |
| <input type="checkbox"/> Community Development Authority | <input type="checkbox"/> Finance Committee |
| <input type="checkbox"/> Environmental Commission | <input type="checkbox"/> Forward Franklin Economic Development Comm. |
| <input type="checkbox"/> Fair Commission | <input type="checkbox"/> Board of Health |
| <input type="checkbox"/> Fire and Police Commission | <input type="checkbox"/> Parks Commission |
| <input type="checkbox"/> Library Board | <input checked="" type="checkbox"/> Plan Commission |
| <input type="checkbox"/> Personnel Committee | <input type="checkbox"/> Board of Review |
| <input type="checkbox"/> Board of Public Works | <input type="checkbox"/> Board of Water Commissioners |
| <input type="checkbox"/> Technology Commission | <input type="checkbox"/> Waste Facility Siting Committee |
| <input type="checkbox"/> Board of Zoning and Building Appeals | <input type="checkbox"/> Waste Facilities Monitoring Committee |

Why are you interested in joining this (these) particular Board and/or Commission?

I have been serving for 3 years, and I have
valuable expertise in project management, flood management, and
stormwater management.

VOLUNTEER OR WORK EXPERIENCE

(Begin with your most recent employment and continue with all past 10 years of employment. Please attach additional paper or include resume, if available.)

Company Name: MMSD	Address: 260 W. Seebach	Telephone: 414-277-6368
Date started: Aug 12, 1980	Starting Position:	
Date left: Currently Employed	Position upon leaving:	
Description of duties: Sr. Project Manager Owner Construction projects, and interact with municipalities		

Company Name:	Address:	Telephone:
Date started:	Starting Position:	
Date left:	Position upon leaving:	
Description of duties:		

Company Name:	Address:	Telephone:
Date started:	Starting Position:	
Date left:	Position upon leaving:	
Description of duties:		

ADDITIONAL EXPERIENCE OR QUALIFICATIONS: List any other experience, skills, or other qualifications, including hobbies, which you believe should be considered in evaluating your qualifications for volunteering.

Certified Flapjack Manager
 Training in Engineering
 Project Management Training (Design & Construction)

I am aware that all of the information provided and this document itself is a public record which will be released to a requestor; that I authorize such release and that I waive any right to any notice of such release and/or any right of notice to augment the information provided upon this document upon such request or release.

Signature: Janice A Date: 3/22/12

Name: Randall E. Ritter
PhoneNumber: 414 425 1944
EmailAddress: ritter7@wi.rr.com
YearsasResident: 24
Alderman: Tim Solomon, District 2
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 0
EnvironmentalCommission: 0
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 0
LibraryBoard: 0
PlanCommission: 1
PersonnelCommittee: 0
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompanyNameJob1: Northwestern Mutual
TelephoneJob1: 414 665 3831
StartDateandPositionJob1: 02/16/1978; Audit Consultant
EndDateandPositionJob1:
CompanyNameJob2:
TelephoneJob2:
StartDateandPositionJob2:
EndDateandPositionJob2:
CompanyNameJob3:
TelephoneJob3:

StartDateandPositionJob3:

EndDateandPositionJob3:

Signature:

Randall E. Ritter

Date:

March 8, 2012

Signature2:

Randall E. Ritter

Date2:

March 8, 2012

Address:

7621 Mission Hills Drive Franklin, WI 53132-2141

PriorityListing:

WhyInterested:

I am currently a member of the Plan Commission. My current term expires April 30, 2012. I would like to continue as a member of the Plan Commission and seek re-appointment to another term.

CompanyAddressJob1:

720 East Wisconsin Avenue Milwaukee, WI 53202

DescriptionofDutiesJob1:

conduct audits related to Company business

AddressJob2:

DescriptionofDutiesJob2:

AddressJob3:

DescriptionofDutiesJob3:

I was on the first 2 Franklin Impact Fee Task Forces and have been on the TID Review Board for Franklin TIF districts 2, 3 and 4. I was a member of the Mayoral Ad Hoc Development Process Review Committee. I have been a member of the Franklin Trails Committee. I am currently a member of the Waste Facility Siting Committee. I have 19 years of experience on the Franklin Plan Commission.

AdditionalExperience:

ClientIP:

72.128.87.115

SessionID:

05kowiefcnfpy45lkpsc45

See Current Results

Name: Daniel OBrien
PhoneNumber: 4147611251
EmailAddress: dan@oceansedgeaquarium.com
YearsasResident: 4.5
Alderman: 3
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 1
EnvironmentalCommission: 0
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 0
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 0
BoardofReview: 0
BoardofPublicWorks: 1
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 1
WasteFacilitiesMonitoringCommittee: 0
CompanyNameJob1: Ocean's Edge Aquariums
TelephoneJob1: 4147611251
StartDateandPositionJob1: 02-2005
EndDateandPositionJob1: current
CompanyNameJob2: Central Aquaites
TelephoneJob2:
StartDateandPositionJob2: 2008 customer support
EndDateandPositionJob2: 2008 customer support/custom tank design
CompanyNameJob3: Advance AutoParts
TelephoneJob3:

StartDateandPositionJob3: 2002 Commercial Sales Manager
EndDateandPositionJob3: 2005 Area Commercial Sales Manager
Signature: Daniel OBrien
Date: 03/16/12
Signature2: Daniel OBrien
Date2: 03/16/12
Address: 6376 s 35th st #8
PriorityListing: 1 Finance 2 Public Works 3 Zoning
WhyInterested: I would like to join these committees because I would like to help the city grow. I am looking at starting a "career" in politics and would like to opportunity to start at a level when I can learn how the city works while making a valuable impact on the city.
CompanyAddressJob1: 6376 s 35th st #8
DescriptionofDutiesJob1: Company owner. Custom aquarium Manufacturing.
AddressJob2:
DescriptionofDutiesJob2: Answered incoming calls from customers, helped trouble shoot problems and offered solutions. Also designed and monitored the custom aquarium process.
AddressJob3: Brookfield
DescriptionofDutiesJob3: B2B sales for automotive parts. Oversaw 9 employees and 6.2M in sales.
AdditionalExperience:
ClientIP: 99.59.173.128
SessionID: g5bc0szoe2rpev55cd24ov55
[See Current Results](#)

City of Franklin
9229 West Loomis Road
Franklin, Wisconsin 53132

2012 NOV 12 P. 8 41

VOLUNTEER FACT SHEET

Thank-you for your interest in serving on a City Board, Commission, or Committee. In order that consistent information be provided to the Common Council, you are asked to complete the following:

PERSONAL:

Name Robert G. Montgomery
Address PS 70 S. 116th Street
Phone Number 414-212-5140
E-Mail montgom626@msn.com
Length of Time a Franklin Resident since 2005
Alderman or District Number Ken Skowronski / Aldermanic District 6

AREA OF INTEREST: Please check the line next to the Board, Commission or Committee or area of greatest interest. If listing more than one, please prioritize your top three choices (3 being least priority).

- | | |
|--|--|
| <input type="checkbox"/> Architectural Review Board | <input type="checkbox"/> Civic Celebrations Commission |
| <input type="checkbox"/> Community Development Authority | <input type="checkbox"/> Finance Committee |
| <input type="checkbox"/> Environmental Commission | <input type="checkbox"/> Forward Franklin Economic Development Comm. |
| <input type="checkbox"/> Fair Commission | <input type="checkbox"/> Board of Health |
| <input type="checkbox"/> Fire and Police Commission | <input type="checkbox"/> Parks Commission |
| <input type="checkbox"/> Library Board | <input type="checkbox"/> Plan Commission |
| <input type="checkbox"/> Personnel Committee | <input type="checkbox"/> Board of Review |
| <input type="checkbox"/> Board of Public Works | <input type="checkbox"/> Board of Water Commissioners |
| <input type="checkbox"/> Technology Commission | <input type="checkbox"/> Waste Facility Siting Committee |
| <input checked="" type="checkbox"/> Board of Zoning and Building Appeals | <input type="checkbox"/> Waste Facilities Monitoring Committee |

Why are you interested in joining this (these) particular Board and/or Commission?

I would enjoy helping plan for an orderly + consistent future for Franklin. Twenty three years (23) in the Army has developed a keen sense of the need for regulations + implementation.

VOLUNTEER OR WORK EXPERIENCE

(Begin with your most recent employment and continue with all past 10 years of employment. Please attach additional paper or include resume, if available.)

Company Name: Wisconsin Dept. of Correction, Stevens Point, WI 53777	Address: 9551 Rayne Rd	Telephone: 262-884-2416
Date started: JAN 2007	Starting Position: Staff Physician	
Date left: N/A	Position upon leaving: N/A	
Description of duties: - Provide medical care to inmates		

Company Name: U.S. Army	Address: Everywhere	Telephone:
Date started: 1/1989	Starting Position: CAPTAIN	
Date left: 1/2012	Position upon leaving: Colonel	
Description of duties: medical corp officer, deployed to Iraq, Kuwait, S. Korea, Nicaragua. Provide medical care		

Company Name: Milwaukee County	Address: 8885 S. 68th St	Telephone: 414-427-4790
Date started: 1/2003	Starting Position: Staff Physician	
Date left: 1/2012	Position upon leaving: Staff Physician	
Description of duties: Provide medical care to inmate		

ADDITIONAL EXPERIENCE OR QUALIFICATIONS: List any other experience, skills, or other qualifications, including hobbies, which you believe should be considered in evaluating your qualifications for volunteering.

I work well with others

I am aware that all of the information provided and this document itself is a public record which will be released to a requestor; that I authorize such release and that I waive any right to any notice of such release and/or any right of notice to augment the information provided upon this document upon such request or release.

Signature: RM [Signature]

Date: 3/12/2012

Name: Robert E Campbell, Jr
PhoneNumber: (414) 403-4622
EmailAddress: bob@ciam.net
YearsasResident: 3
Alderman:
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
EconomicDevelopmentCommission: 0
EnvironmentalCommission: 0
EthicsBoard: 1
FairCommission: 0
FinanceCommittee: 1
FirePoliceCommission: 0
BoardofHealth: 0
LibraryBoard: 0
ParksCommission: 0
PersonnelCommittee: 0
PlanCommission: 0
BoardofPublicWorks: 0
BoardofReview: 0
TechnologyCommission: 0
BoardofWaterCommissioners: 0
BoardofZoning: 1
WasteFacilitySiting: 0
WasteFacilitiesMonitoring: 0
CompanyNameJob1: Campbell Corporation of Wisconsin
TelephoneJob1: (414) 421-7601
StartDateandPositionJob1: 1994/Prinicpal Consultant
EndDateandPositionJob1: Presently Employed
CompanyNameJob2: Lexington Development Partners, LLC
TelephoneJob2: (414) 858-9330
StartDateandPositionJob2: 2007 / Principal Developer
EndDateandPositionJob2: Presently Employed
CompanyNameJob3:

TelephoneJob3:
StartDateandPositionJob3:
EndDateandPositionJob3:
Signature: Robert E. Campbell, Jr
Date: March 3rd, 2012
Signature2: Robert E Campbell, Jr
Date2: March 3rd, 2012
Address: 5416 West Behrendt Street
PriorityListing: Forward Franklin Economic Development Commission; Board of Zoning & Building Appeals; Finance Commit
WhyInterested: Generally, I am interested in participating in the administration of the community my family has come to love. Specifically, I am interested in the commision, board, and committee because I feel my education and work experience uniquely qualify among the pool of potential candidates within the City of Franklin.
CompanyAddressJob1: 7111 West Edgerton Avenue Greenfield, WI 53220
I am a consultant for my company which is an industrial consulting firm. We service large equipment manufacturers and remanufactures. Our client list includes Manitowoc Cranes, Fenner Dunlap, Joy Global, and a host of other smaller manufacturers and other business. Our services include manufacturing strategic planning which includes identifying locations for new manufacturing facilities considering supplier transportation costs; areas of product consumption; implementation budgets, stability of infrastructure including utilities, employment, and government; along with many other factors to assist clients in determining the best strategic solution for a new facility. We assist our clients in preparing the cost justifications for new facilities, including the establishment of implementation budgets. I have specific experience in evaluating municipalities and negotiating and implementing municipal incentives including TIF, bonds, etc.
DescriptionofDutiesJob1:
AddressJob2: 7111 West Edgerton Avenue Greenfield, WI 53220
Lexington is a developer of multi family housing and hospitality projects. Lexington worked with the City of Burlington to develop and operate the Hampton Inn which opened 1/2011. We utilized Commerce, TIF, and land grant with layered financing including bank and the RCEDA to develop this project. We are working with the City of Worthington, MN to develop a Comfort Suites and conference center utilizing TIF and land grant. In 2011, Lexington purchased the Day's Inn in Wauwatosa. We are presently renovating this project which includes the hotel, a full service stand alone restaurant, and banquet facilities with cash flows. We are also Hilton's partner in the development of Hampton by Hilton in Chile.
DescriptionofDutiesJob2:
AddressJob3:
DescriptionofDutiesJob3:
AdditionalExperience: I have participated in the development of Campbell Corporations 200+ units of government subsidized family low income and elderly housing developments in south eastern Wisconsin utilizing Rural Development

and WHEDA programs. I also participate in the management of the approximately 150 units held for portfolio. Due to the lack of space of this form, please feel free to contact me for additional experiences or to expand on any of the experiences mentioned on this form.

ClientIP:

173.89.58.97

SessionID:

vdyli43klpztp245klxvr555

See Current Results

<p style="text-align: center;">APPROVAL</p> <p style="text-align: center;"><i>Slw</i></p>	<p style="text-align: center;">REQUEST FOR COUNCIL ACTION</p>	<p style="text-align: center;">MEETING DATE</p> <p style="text-align: center;">04/17/12</p>
<p style="text-align: center;">REPORTS & RECOMMENDATIONS</p>	<p style="text-align: center;">ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT APPROXIMATELY 12001 WEST RYAN ROAD AND 12000 WEST LOOMIS ROAD FROM COMMERCIAL AND RESIDENTIAL – MULTI-FAMILY TO INSTITUTIONAL (APPROXIMATELY 9.10 ACRES, 6.68 ACRES AND 3.54 ACRES) (VICTORY OF LAMB, INC., APPLICANT)</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>G.I.</i></p>

At its March 22, 2012, meeting the Plan Commission did not take action on an ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road from Commercial and Residential – Multi-Family to Institutional (Approximately 9.10 acres, 6.68 acres and 3.54 acres) (Victory of Lamb, Inc., Applicant).

In regards to the Rezoning request, the Plan Commission moved to “refer to staff for consideration of matters discussed by the Plan Commission this evening, gathering additional information and be returned to the Commission at such time as additional information relevant to issues raised by the Commission is available and the matter is held over for action by the Commission.” Such issues included potential access to State Highway 36/West Loomis Road and the extent of wetlands and hydric soils on the subject property. Both of which might impact the viability of the proposed church at this location.

The applicant has indicated that they would like this matter to be tabled, so they may return to the Plan Commission to address their concerns, and then move forward with their Applications for a Comprehensive Master Plan Amendment and Rezoning concurrently.

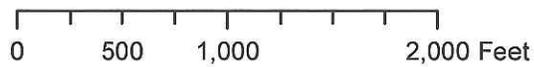
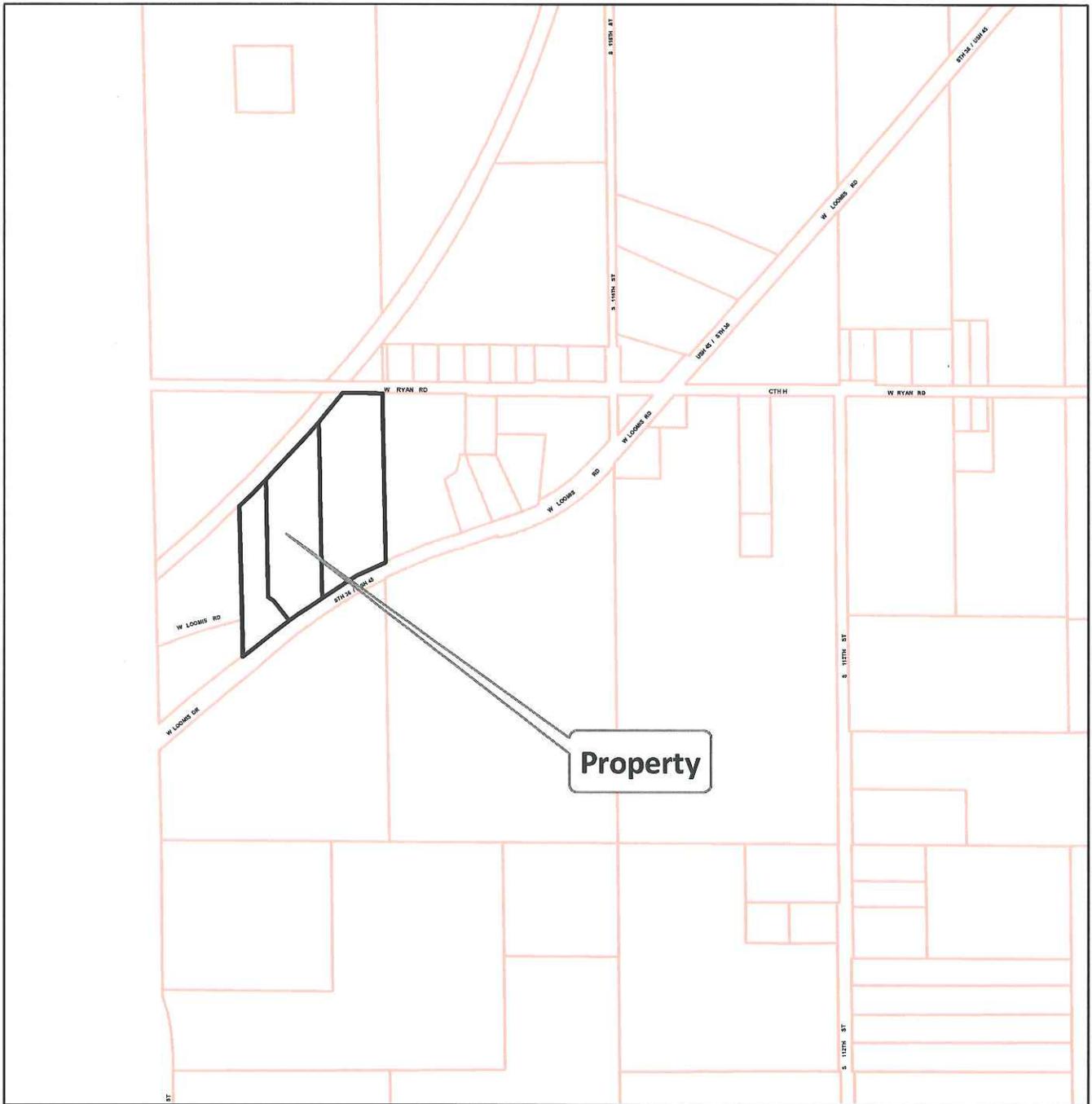
COUNCIL ACTION REQUESTED

A motion to table an ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road from Commercial and Residential – Multi-Family to Institutional (Approximately 9.10 acres, 6.68 acres and 3.54 acres) (Victory of Lamb, Inc., Applicant).

-or-

Such other action as the Common Council may determine.

~12001 West Ryan Road Rezoning for Victory of the Lamb Lutheran Church



ORDINANCE NO. 2012-____

AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT APPROXIMATELY 12001 WEST RYAN ROAD AND 12000 WEST LOOMIS ROAD FROM COMMERCIAL AND RESIDENTIAL – MULTI-FAMILY TO INSTITUTIONAL (APPROXIMATELY 9.10 ACRES, 6.68 ACRES AND 3.54 ACRES) (VICTORY OF LAMB, INC., APPLICANT)

WHEREAS, pursuant to Wis. Stat. §§ 62.23(2) and (3) and 66.1001(4), the City of Franklin is authorized to prepare and adopt and to amend a comprehensive plan as defined in Wis. Stat. §§ 66.1001(1)(a) and 66.1001(2); and

WHEREAS, Victory of Lamb, Inc. has applied for an amendment to the Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map designation for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road from Commercial and Residential – Multi-Family to Institutional; and

WHEREAS, the Plan Commission of the City of Franklin by a majority vote of the entire Commission on March 22, 2012, recorded in its official minutes, has adopted a resolution recommending to the Common Council the adoption of the Ordinance to Amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road from Commercial and Residential – Multi-Family to Institutional; and

WHEREAS, the City of Franklin held a public hearing upon this proposed Ordinance, in compliance with the requirements of Wis. Stat. § 66.1001(4)(d); the Common Council having received input from the public at a duly noticed public hearing on April 17, 2012; and

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin, Wisconsin, do ordain as follows:

SECTION 1: The City of Franklin 2025 Comprehensive Master Plan is hereby amended to change the City of Franklin 2025 Future Land Use Map designation for property located at approximately 12001 West Ryan Road and 12000 West Loomis Road from Commercial and Residential – Multi-Family to Institutional. Such property is more particularly described within Ordinance No. 2012- ____ of even-date herewith.

SECTION 2: The terms and provisions of this ordinance are severable. Should any

term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012, by Alderman _____.

Passed and adopted by a majority vote of the members-elect of the Common Council at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012.

APPROVED:

Thomas M. Taylor, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

 **CITY OF FRANKLIN** 
REPORT TO THE PLAN COMMISSION

Meeting of March 22, 2012

Rezoning and Comprehensive Master Plan Amendment

RECOMMENDATION: Due to the subject request's inconsistency with the City of Franklin 2025 Comprehensive Master Plan, City Development Staff does not recommend approval of the Rezoning and Comprehensive Master Plan Amendment applications for Victory of the Lamb church.

Project Name:	Victory of the Lamb Rezoning and Comprehensive Master Plan Amendment.
Project Location:	Approximately 12001 West Ryan Road and 12000 West Loomis Road
Property Owner:	Loomis Road Properties LLC
Applicant:	Victory of the Lamb Church
Agent:	Chris Eger, Korb Tredo Architects
Current Zoning:	R-8 Multiple-Family Residence District and C-1 Conservancy District
2025 Comprehensive Plan:	Commercial, Residential – Multi-Family and Areas of Natural resource Features
Use of Surrounding Properties:	Single-family residential to the north and east and vacant property zoned R-2 District to the south and west
Applicant's Action Requested:	Recommendation to the Common Council for approval of the Rezoning and Comprehensive Master Plan Amendment

Introduction and Background:

On February 24, 2012, Mr. Chris Eger of Korb Tredo Architects, submitted applications for a Comprehensive Master Plan Amendment and Rezoning for properties located at approximately 12001 West Ryan Road and 12000 West Loomis Road. The subject properties are currently vacant. These applications have been submitted in anticipation of a future 13,500 square foot church. Preliminary plans, including future phases have been submitted for review.

The applicant is requesting to change the zoning from R-8 Multiple-Family Residence District and C-1 Conservancy District to I-1 Institutional District and to change the 2025 Future Land Use from Commercial and Residential – Multi-Family to Institutional. Churches are permitted uses in the I-1 Institutional District under SIC Code No. 8661 Religious Organizations. Future uses may also include offices, meeting rooms, a soccer field/club, nature walk, outdoor worship space, outdoor play area, early childhood learning center and Sunday school. If approved, Staff would consider the meeting rooms, children worship space, offices, outdoor worship space, the playground and the soccer field as accessory uses and would only require additional approvals if site modifications occur. It is possible some of these uses would require use approval if

intensified, such as additional soccer fields or hosting soccer tournaments. Additional zoning approval will be required for the early childhood learning center and Sunday school.

The applicant has indicated they would first like to receive approval for the rezoning and Comprehensive Master Plan amendment before moving forward with detailed plans. The applicant has stated that the purchase of the property is contingent upon rezoning approval. The applicant is aware that if the subject applications are approved, a Site Plan and Certified Survey Map or Land Combination applications are required prior to construction. At that time, detailed plans will be provided to the Plan Commission for Site Plan review and consideration and to the Common Council for CSM review and consideration.

The applicant went before the Development Review Team on February 3, 2012, and received preliminary staff comments. As stated at that time, and again during staff's formal review and comments, approval of the Rezoning and Comprehensive Master Plan Amendment does not constitute Site Plan approval. The Site Plan provided is preliminary and further review will be required upon submittal of a Site Plan Application.

Project Description:

Preliminary Plans:

The preliminary plans include two building phases. Phase 1 consists of a 13,863 square foot building to be used for a place of worship, meeting rooms and offices. The Phase 1 worship space will include 300 seats, with room to expand to 400. Phase 1 will also include 150 parking spaces, plus 6 queuing spaces. The applicant has indicated that anticipated building materials include brick, corrugated metal panels, painted aluminum composite panels and windows.

Phase 2 is planned as a 24,173 square foot addition to the Phase 1 building to increase the worship space capacity to 600 seats. The church anticipates that the Phase 1 worship space would then be used for a children's ministry. The building will have a total area of 38,036 square feet. Phase 2 includes a parking area containing 74 parking spaces, which would bring the total to 224 parking spaces. Potentially, a parking reduction of 10% will be requested, which is allowed by the UDO.

The preliminary plans meet all I-1 Institutional District standards, including the 0.40 minimum Landscape Surface Ratio (LSR). The initial phase of the project will include a private well and septic system. The applicant intends to connect to public utilities when they become available.

The applicant has provided a Natural Resource Protection Plan (NRPP). Wetlands on the site still need to be field delineated. Based on the best available data, the site contains .31 acres of shore buffer, 3.38 acres of wetlands and 1.51 acres of wetland buffers for a total of 5.20 acres of protected natural resources.

Rezoning:

The applicant is proposing to acquire three properties for development of a church and accessory uses. The applicant intends to combine these properties in the future. The zoning will be changed from R-8 and C-1 to I-1 Institutional District. Natural resource protection is required. A

preliminary Natural Resource Protection Plan has been completed. Due to the time of year, the applicant has not been able to field delineate the wetlands on site. This will have to be done at time of CSM and Site Plan, prior to development. The C-1 will be eliminated and the natural resource features required for protection will be placed within a Conservation Easement. The land proposed to be rezoned has an area of approximately 17.43 acres and is described in the Rezoning Exhibit and Rezoning Ordinance (attached). The development will occur within the 15 acres north of West Loomis Road of which approximately 9 acres are developable.

Comprehensive Master Plan Amendment:

The applicant is proposing to amend the 2025 Comprehensive Master Plan specifically to revise the Future Land Use map, in order to ensure that the rezoning request described in this report is consistent with the Future Land Use map. The applicant's narrative provides statements to demonstrate that the amendment to change the subject area from Commercial and Residential – Multi-Family to Institutional is consistent with the mission and vision statements of the 2025 Comprehensive Master Plan. In summary, the applicant has stated the development is sensitive to natural resource features and the site will be developed in an eco-friendly and sustainable manner. The applicant also indicated that site amenities and a nature walk with a connection to the St. Martins Trail will be developed.

Comprehensive Master Plan Consistency

- *Consistent with, as defined by Wisconsin State Statute, means "furthers or does not contradict the objectives, goals, and policies contained in the comprehensive plan."*

The City of Franklin 2025 Comprehensive Master Plan (CMP) identifies the majority of the subject property as Commercial, and a northern portion of the subject property as Residential – Multi-Family. The surrounding land uses include Areas of Natural Resource Features and Residential to the north, Business Park and Areas of Natural Resource Features to the south, and Commercial and Areas of Natural Resource Features to the east and west.

It is anticipated that public sanitary sewer service, and possibly municipal water service, will be available to this area within the foreseeable future (the Ryan Creek Interceptor Sewer, planned to serve this area, is presently under construction). It can also be noted that a recent survey conducted by the City of the property owners along Ryan Road, generally west of 112th Street, indicates that a majority support the provision of public sanitary sewer service to their property. In response, the Common Council has directed the Engineering Department to proceed with the next step for the installation of sanitary sewers on W. Ryan Road from S. 112th Street to the Franklin/Muskego city limits.

Planning Staff has identified the following inconsistencies between the subject rezoning and the Comprehensive Master Plan:

- **Balanced Development Principle.** Chapter 4 of the CMP specifically includes Balanced Development as an economic development goal, and also recommends that the City stabilize and expand a diverse tax base as a central economic development principle.
 - The proposed request is not consistent with this Principle of the CMP as the proposed development would not expand the City's tax base, as the CMP already

identifies a substantial amount of future institutional uses, and as the CMP identifies the subject area for commercial uses.

- 70/30 Goal. Chapter 2 of the CMP recommends that the City strive to achieve a balance of 70 percent residential to 30 percent commercial assessed valuation to help lower the City's tax rate and to help achieve the Balanced Development Principle. Chapter 4 specifically includes the 70/30 Goal as part of the City's economic development efforts.
 - The subject request is not consistent with the 70/30 Goal as it would result in a significant diminishment of those areas identified as future commercial uses which are needed to achieve the 30 percent commercial assessed valuation, and in turn, help lower the City's tax base and achieve balanced development.
- Other Principles and Goals for which the subject request is not fully consistent include:
 - Create jobs for a growing population (Economic Development chapter principle);
 - Encourage high quality commercial, retail and office development in appropriate locations (Land Use chapter goal);
 - Expand and stabilize the current economic base.

It can also be noted, as shown on Map 4.2 of the CMP, that the Economic Development Commission had recommended that the subject area be utilized for commercial uses.

At the February 3, 2012 Development Review Team meeting, staff suggested the applicant incorporate commercial uses along West Loomis Road and create a mixed use type of development in order to be consistent with the Comprehensive Master Plan. The applicant has indicated that the site is not large enough to support the church and future expansion as well as other commercial uses. Staff continues to suggest that the site be reconfigured to allow for a commercial component.

Based upon the information provided by the applicant for the subject rezoning and comprehensive master plan amendment, and the information noted in this report, it is staff's professional opinion that the proposed project would not be consistent with a preponderance of the principles, goals, objectives, and policies set forth in the Comprehensive Master Plan.

Staff Recommendation:

Due to the subject request's inconsistency with the City of Franklin 2025 Comprehensive Master Plan, as noted above, City Development Staff does not recommend approval of the Rezoning and Comprehensive Master Plan Amendment applications for Victory of the Lamb church.

However, in the event that the Plan Commission and/or Common Council would recommend approval of this request, draft ordinances and a draft resolution have been prepared.

KORB TREDO ARCHITECTS

March 13, 2012

Project Narrative - Rezoning Application

Victory of the Lamb Lutheran Church – Proposed Facility at property located at 12000 W. Ryan Road, Franklin, Wisconsin

Proposed Building: Total Building Size: 13,500 square feet

Construction Type: Steel Infill, glass, masonry, metal panel, wood – See Elevations for Proposed Materials

Proposed Location & Adjacent Land Uses

The proposed rezoning of the property at 12000 W. Ryan Road involves 15 acres on three separate parcels extending from Ryan Road South to W. Loomis Road. The parcels South of Loomis are not proposed to be rezoned, and have no plans to be developed. With an environmental corridor to the West, and wetlands to both sides, roughly 9 of the total 15 acres to the North of Loomis are available to be developed. The current zoning of the property is R-8 and C-1 and the current use is active agricultural land. There are residential neighbors to all sides of the site. Victory of the Lamb Lutheran Church is requesting to change the current zoning to I-1 Institutional to expand their current ministry, already in Franklin.

Comprehensive Master Plan

Currently the Comprehensive Master Plan and UDO do not have specific designated areas zoned for churches. The 2025 Comprehensive Master Plan shows future land use of these parcels to be commercial, multi-family residential and area of natural resource features. We believe that this property provides an ideal setting for a church and furthermore, a church use allows the property to be active while also maintaining a pristine suburban gateway into the City of Franklin. Franklin's residents have expressed a need to be sensitive to the natural features of the city, therefore along with our owner we have developed a site and building that intend to be eco-friendly and sustainable, while also providing site amenities for the adjacent St. Martin's trail.

Church History

Victory of the Lamb Lutheran Church is a Lutheran based congregation that began about 5 years ago with the goal of making a difference in people's lives that did not grow up attending church. After outgrowing several locations the congregation currently meets at the Showtime Cinema in Franklin. They currently have a Sunday worship attendance of around 200 and with a growing children and family style ministry will again soon outgrow their location. Much of the congregation lives in Franklin and a priority of the church has been to help people in need within the community. Victory of the Lamb would like to build a worship facility within Franklin that will allow them to continue to serve the community and also enhance the quality of life for present and future generations.

Proposed Development

The purpose of this new facility will be mainly for worship and worship education. Auxiliary spaces would include children's worship, offices, and meeting rooms. The church may eventually provide a Christian child development center within the Phase 1 building which is currently a special use under I-1 zoning.

The proposed 13,500 square foot facility will house a Worship center with an initial seating capacity of 300 which could be expanded within the same footprint to a capacity of 400. We believe that this size facility will allow for growth of the church while using multi-purpose spaces to reduce the overall footprint on this pristine site in order to help solidify the suburban character of Franklin.

KORB TREDO ARCHITECTS

Victory of the Lamb would like Phase 1 to include a soccer field and nature walk at the end of St. Martin's trail, both of which would be available to members of the community. Parking has been designed to allow for views of the wetlands and includes bio swales and landscaping in keeping with the natural existing environment. We have also reduced parking by 10% pending staff approval to reduce the amount of paving that is included.

Possible Future Site Master Plan

Depending on the success of the church including financial capability and growth of both the student and adult population, the congregation has planned for the possibility of a future expansion. Future expansion would consist of additional space for children's Sunday school, office space, and a larger auditorium for worship services. The expansion would include a second entrance onto Loomis, which due to the current DOT restrictions may not be possible. The future expansion would allow a total of 600 occupants.

Hours and Days of Operation

Typically the church will run one service on Sundays at 9:30 AM, however growth may require at least one additional service on Sundays. Normal business hours for offices will generally fall between 7:00AM to 7:00PM, Monday thru Friday. Occasional special events may occur on Saturdays or on weekdays. Outdoor Worship may take place on a limited basis during the summer months.

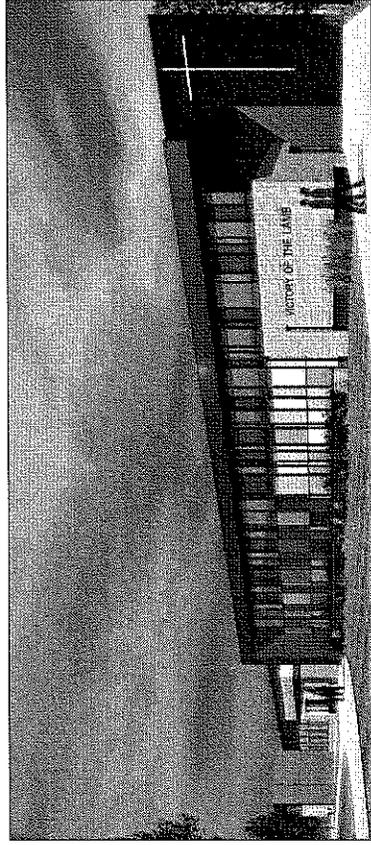
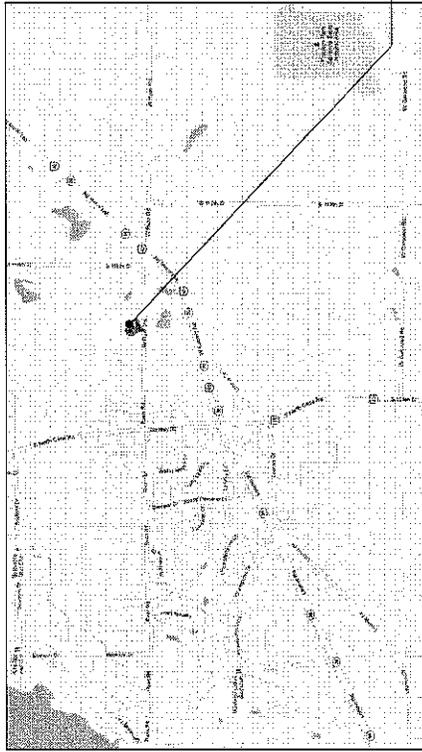
Victory of the Lamb Lutheran Church
Korb Tredo Architects
Yaggy Colby Associates

VICTORY OF THE LAMB LUTHERAN CHURCH

12000 W. RYAN ROAD

REZONING - FINAL RE-SUBMITTAL

MARCH 13, 2012



KORB TREDO ARCHITECTS
 700 N. WASHINGTON ST. SUITE 210 MILWAUKEE, WI 53102
 TEL: 414.273.8230 FAX: 414.273.8231
 VICTORY OF THE LAMB LUTHERAN CHURCH

OWNER
 VICTORY OF THE LAMB LUTHERAN CHURCH
 7707 W. PLAINSVIEW DRIVE
 FRANKLIN, WI 53132
 P 262.513.3945 EXT 2104
 F 262.513.3960
 CONTACT: LARRY J. JUSZAK JR.

ARCHITECT
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 F 414.273.8231
 CONTACT: CHRIS EGER, LEED AP

CIVIL ENGINEER
 YAGGY COLBY ASSOCIATES
 501 MAPLE AVENUE
 DELAFIELD, WI 53018
 P 262.686.8655 EXT. 111
 F 262.686.8864
 CONTACT: ROGER T. DUELER, MCF, ASLA

DRAWING INDEX

T100 TITLE SHEET

CIVIL	LANDSCAPE	ARCHITECTURAL
C0 BASE MAP	L100 CONCEPTUAL LANDSCAPE PLAN	A100 CONCEPTUAL SITE PLAN
C1 SITE GRADING PLAN	L200 LANDSCAPE DETAILS	A200 CONCEPTUAL FLOOR PLAN AND ELEVATIONS
C2 SITE UTILITY AND LIGHTING PLAN		S101 NATURAL RESOURCE PROTECTION PLAN
C3 SITE DRAINAGE PLAN		

Prepared by
 March 13, 2012
 City Development

VICTORY OF THE LAMB
 LUTHERAN CHURCH
 12000 W. RYAN ROAD
 FRANKLIN, WI 53132

REVISION	DATE	BY	DESCRIPTION

PROJECT NO.	DATE	SCALE	DATE

TITLE SHEET

T100

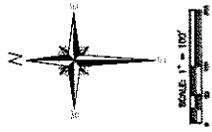
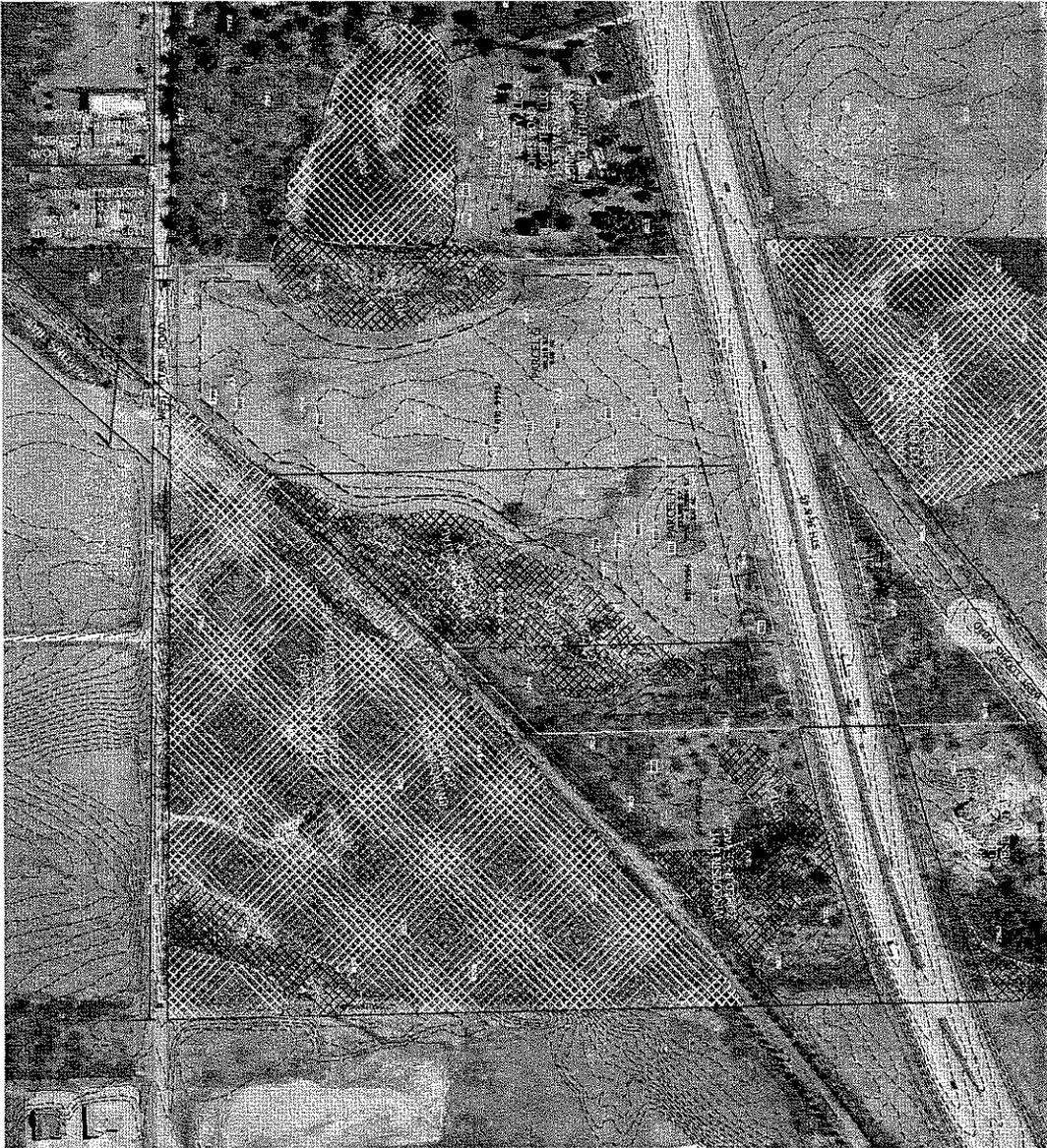


MANAGEMENT • ARCHITECTURE
 SURVEYORS • PLANNERS
 LANDSCAPE ARCHITECTS
 REGISTERED PROFESSIONAL ENGINEERS
 REGISTERED PROFESSIONAL LANDSCAPE ARCHITECTS
 1000 W. WISCONSIN STREET
 MILWAUKEE, WISCONSIN 53233
 PHONE: 414.224.1234
 EMAIL: INFO@YAGGYCOLBY.COM

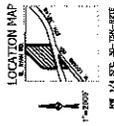
BASE MAP

BEING A PART OF THE NW 1/4 OF SECTION 30, T.5N., R.21E.,
 CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN

PREPARED FOR:
 VICTORY OF THE LAKE CLUB CHURCH
 1000 WISCONSIN STREET
 FRANKLIN, WI 53132



- LEGEND**
- MCLAP LINES FOR MILWAUKEE COUNTY
 - ENVIRONMENTAL CORRIDOR FOR MILWAUKEE COUNTY
 - EXISTING CONTOUR
 - BUILDING SETBACK PER FRANKLIN ZONING



PROJECT: 19027
 FILE: 15027-005-MAP
 DATE: AUGUST 2011
 CHECKED BY: DJ
 SHEET CO

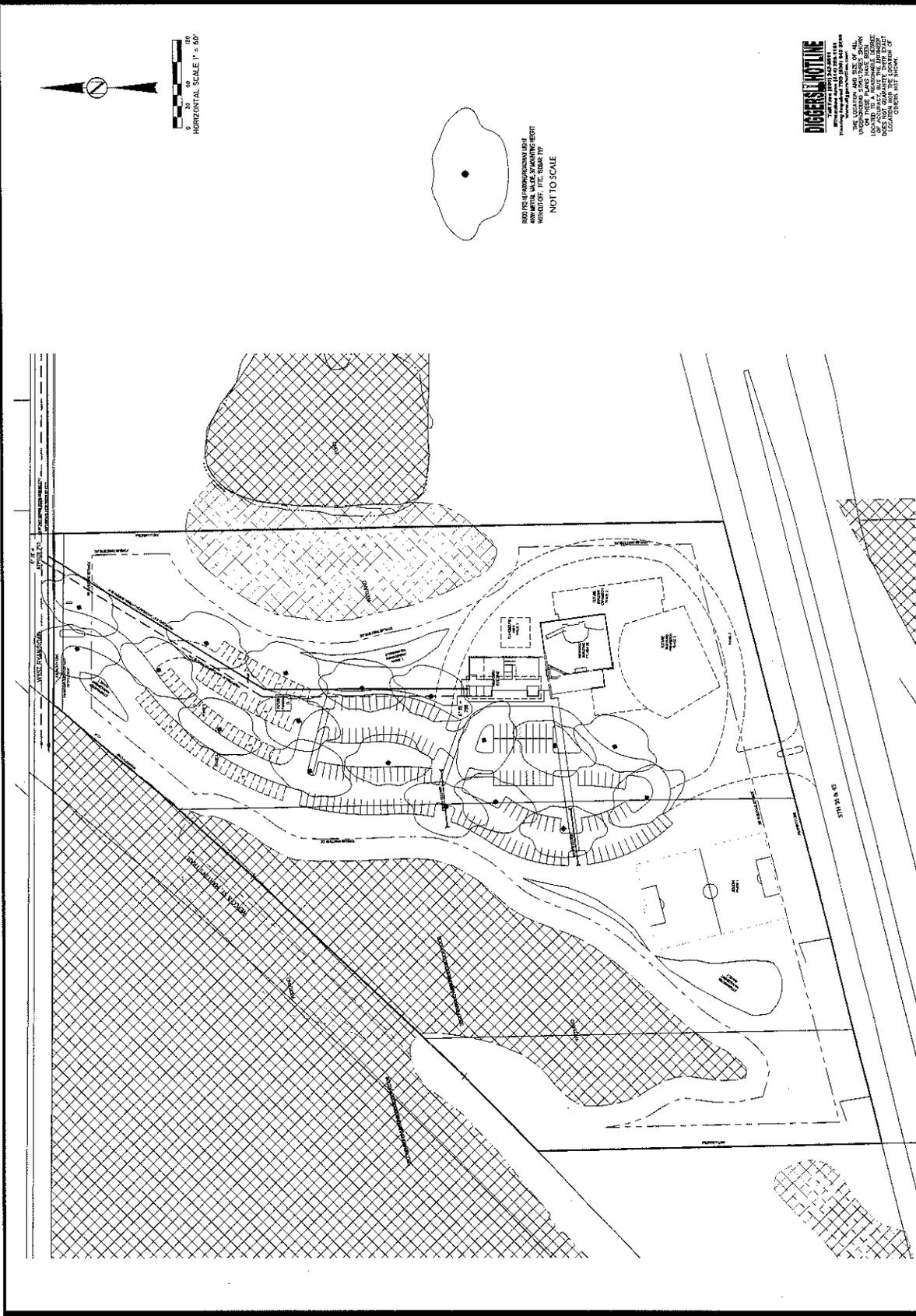


YAGGY COLBY ASSOCIATES
 ARCHITECTS
 1000 W. WISCONSIN ST. SUITE 200
 MILWAUKEE, WISCONSIN 53233
 TEL: 414.224.4444
 FAX: 414.224.4445
 WWW.YAGGYCOLBY.COM

PRELIMINARY UTILITY AND LIGHTING PLAN
VICTORY OF THE LAMB
 CITY OF FRANKLIN, WISCONSIN
UTILITY AND LIGHTING PLAN

PROJECT NUMBER	18027
DATE	FEBRUARY, 2018
DRAWN BY	D. BERNARD
CHECKED BY	M. COLETT
DESIGNED BY	
SCALE	
DATE	
PROJECT NUMBER	

C-2





YAGGY COLBY ASSOCIATES
 ARCHITECTS
 1000 W. WISCONSIN AVENUE
 MILWAUKEE, WISCONSIN 53233
 TEL: 414.224.4444 FAX: 414.224.4444
 WWW.YAGGYCOLBY.COM

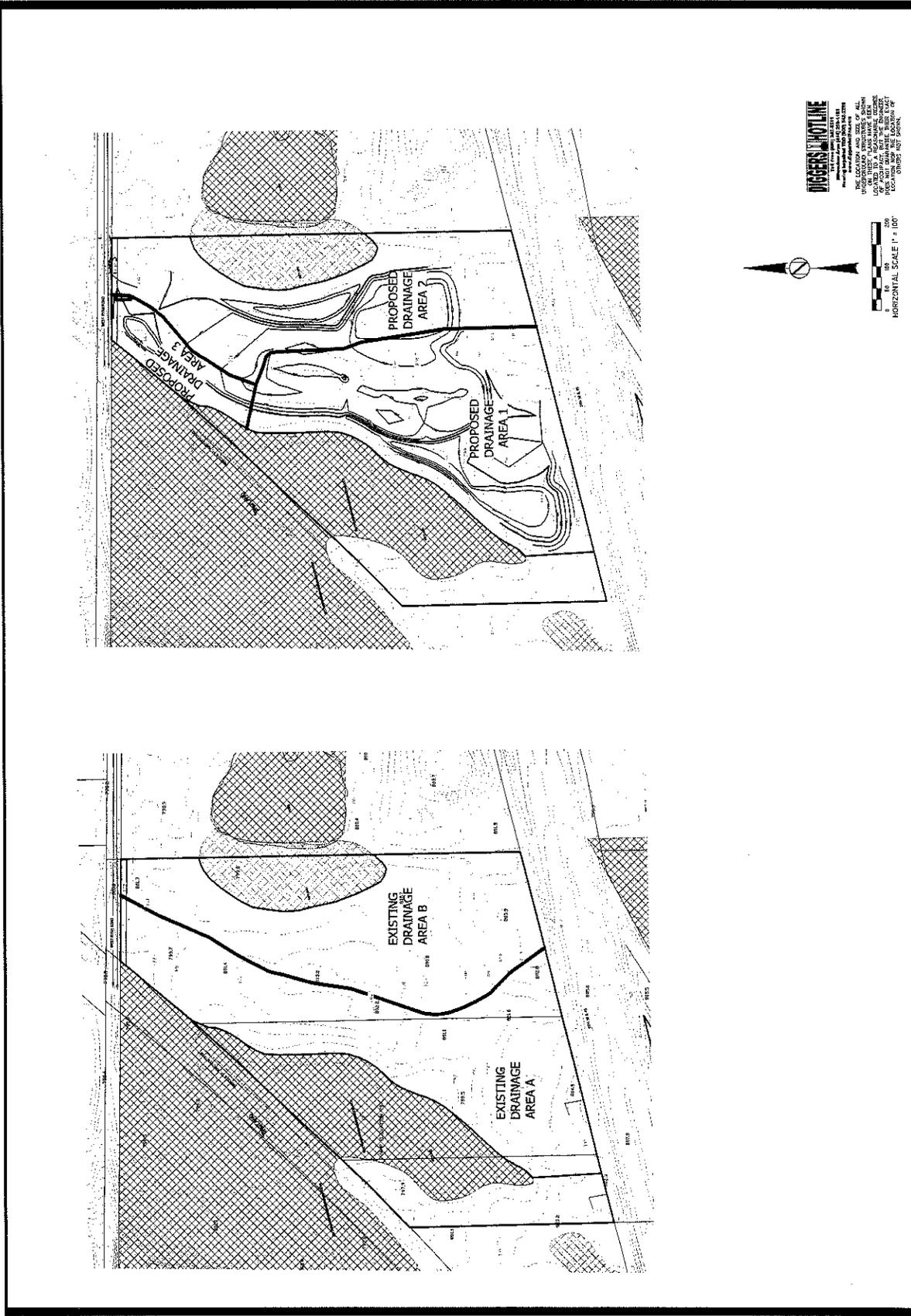


GREENTIER
 LANDSCAPE ARCHITECTS
 1000 W. WISCONSIN AVENUE
 MILWAUKEE, WISCONSIN 53233
 TEL: 414.224.4444 FAX: 414.224.4444
 WWW.GREENTIER.COM

PRELIMINARY DRAINAGE PLAN
 VICTORY OF THE LAMB
 CITY OF FRANKLIN, WISCONSIN
 DRAINAGE PLAN

PROJECT NUMBER	15007
DATE	FEBRUARY, 2012
DRAWN BY	D. BENDIS
CHECKED BY	M. COURT
APPROVED BY	
DATE	
SCALE	
PROJECT LOCATION	

C-3



DIGGERS HOTLINE
 1-800-485-5747
 THE LOCATION AND DEPTH OF ALL UTILITIES ARE SHOWN ON THIS PLAN. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO VERIFY THE LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO ANY EXCAVATION WORK. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND FOR PROTECTING ALL UTILITIES AND OTHER ADJACENT PROPERTY.



GRAPHIC SCALE 1" = 100'
 HORIZONTAL SCALE 1" = 100'

DATE:	10/15/2013
BY:	ARCHITECT
REVISION:	
DATE:	
BY:	

DATE:	10/15/2013
BY:	ARCHITECT
REVISION:	
DATE:	
BY:	

CONCEPTUAL SITE PLAN

A100

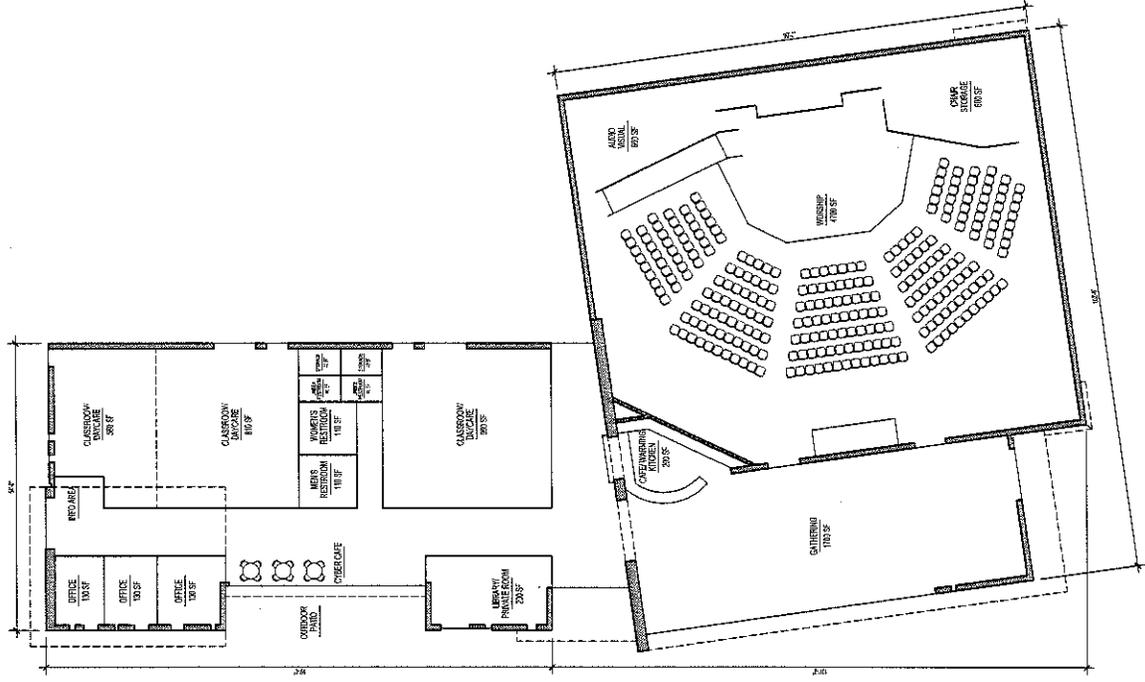


SITE DATA	
CURRENT ZONING DISTRICT	R-8
PROPOSED ZONING DISTRICT	L-1
SITE DATA CALCULATIONS REFERENCE TABLES 15-3.0502 - 15-3.0505	
GROSS SITE AREA	15.1 ACRES
Base Site Area	15.1 ACRES
RESOURCE PROTECTION LANDS	5.2 ACRES
NET BUILDABLE SITE AREA	9.06 ACRES
MAXIMUM NET FLOOR AREA	5.7 ACRES
MAXIMUM PERMITTED FLOOR AREA	248,292 SF
PROPOSED BUILDING AREA (PHASE ONE)	13,863 SF
PROPOSED BUILDING AREA (PHASE TWO)	24,173 SF
TOTAL BUILDING AREA	38,036 SF
REQUIRED PARKING (1 SPACE PER 4 SEATS)	224 SPACES
PROPOSED PARKING	224 SPACES
REQUIRED EGRESS QUEING	6 VEHICLES
PROPOSED EGRESS QUEING	6 VEHICLES

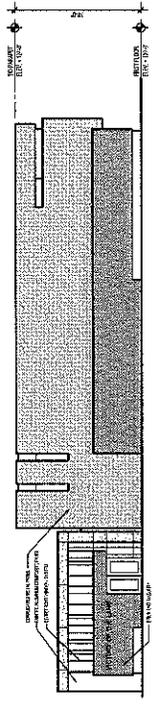
REVISION	DATE	BY	DESCRIPTION

PROJECT NO.	DATE	SCALE	DATE

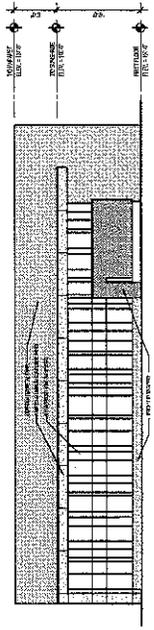
A200
 © KORB TREDO ARCHITECTS



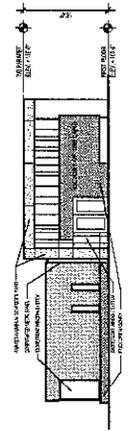
2 GROUND FLOOR PLAN
 3/21/17



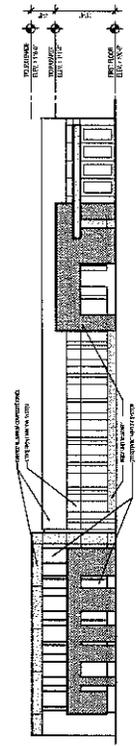
6 EXTERIOR ELEVATION
 3/21/17



5 EXTERIOR ELEVATION
 3/21/17



4 EXTERIOR ELEVATION
 3/21/17



3 EXTERIOR ELEVATION
 3/21/17

<p>APPROVAL</p> <p><i>slw</i> </p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/17/2012</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Request for Proposals for Quarry Monitoring Services for the City of Franklin</p>	<p>ITEM NUMBER</p> <p><i>G.2.</i></p>

At the April 2, 2012 Common Council Meeting, the Council moved to table the "Request for Proposals (RFP) for Quarry Monitoring Services for the City of Franklin" to the April 17, 2012 Council Meeting for staff to revise the RFP to include the suggestions from the Council as well as those stated from citizens. Attached is the revised RFP. The last 2 pages (Pages 23 and 24) of the attached revised RFP summarizes the changes that were incorporated as compared to the version that was presented at the April 2nd Committee of the Whole Meeting.

This revised draft RFP for Quarry Monitoring Services was posted on the home page of the City Website on Friday, April 6th.

As noted on the Council Action Sheet of 4/2/2012, the attached Request for Proposals (RFP) for Quarry Monitoring Services is presented for your consideration prior to issuance. The document contains numerous warnings to prospective consultants that this is an RFP for professional services and not a "public works" project. As such, the document retains our rights to control the terms of the contracts and the final scope of work, which could be adjusted after reviewing the RFP responses, particularly in relation to the available funding.

The RFP anticipates continuous blast monitoring at certain fixed locations – those locations where the City already invested in a seismograph vault. It also anticipates a second seismograph that can be readily moved to any authorized location, including residential properties. The most significant inclusion in this RFP compared to past monitoring efforts is air quality monitoring to using "a high volume or medium volume air sampler using filter media designed to take PM10-correlated measurements, suitable for taking measurements as per EPA 24-hour exposure standards." The RFP anticipates as much as 6 one-week periods of this type of monitoring, due to the estimated costs involved. Unit costs for additional particulate monitoring, however, is incorporated in the event there are sufficient appropriations. The RFP also requires quarry operations monitoring, but adds greater emphasis to direct air quality observations (opacity monitoring) during the process, while continuing the past practice of no separate or independent air blast monitoring. Reporting requirements are also specified. All of this is set forth in the "Scope of Work" on pages 4-7.

Please note that while the RFP does incorporate a citizen representative onto the Staff Workgroup, it does not address the method of selection, nor does it say who makes the selection. Guidance on or a determination of the method of selection of the citizen representative is also requested.

COUNCIL ACTION REQUESTED

1) Authorize the issuance and distribution of the Request for Proposals for Quarry Monitoring Services for the City of Franklin [including the following changes...] and including any technical corrections and clarifications and direct staff to carry out the process as described therein.

OR

Other such action as determined by the Common Council.

2) Guidance on or a determination of the method of selection of the citizen representative may also be appropriate for consideration.

RE: Quarry Monitoring Citizen Input

RECEIVED
CITY OF FRANKLIN

2012 APR 12 PM 2:53

April 10, 2012

Dear Mayor Taylor:

Below are citizens' comments as allowed by the Council with the action on April 2, 2012 to table the Quarry RFP. Please place this item under letters and within the Council packet for the April 17th Council meeting.

We would also like to you to address how you plan to re-install members to the Quarry Monitoring Committee.

Sincerely,

Marge Shore
8046 S. 60th St

Dear Members of the Common Council:

We would like to express appreciation for postponing this item for two weeks to take citizens input. Citizen input was gathered to the best of our ability and was agreed upon in the following items. We request and expect your consideration to the input from the residents who are impacted by the Quarry operations.

Thank you.

ITEMS OF CONCERN

Pg 1 Last Paragraph- Last sentence

We would like an obligation from the Council to inform citizens of any changes that could impact our health, safety, and cause possible property damage.

This language regarding the City's right to alter or change the process and being under no obligation to tell citizens is again repeated on Pg 8 in the last two sentences of the bolded paragraphs. We have concerns that the "City" is not defined as being staff or the Council, and negative action could be taken without citizen knowledge.

Pg 3 Under Issuing Agencies

Please use the Quarry Monitoring Committee in place of the Environmental Commission •

Pg 4 1b Digital versus analog monitoring

We are less concerned about the equipment as long as it is accurate. Also, this requirement should be verified as to not eliminate contractors that may have older but still very valid equipment. Are the Quarry reports scanned or digital paper form?

Pg 5 ii Top of page

The meaning of this should be to explain not change the data to match the Quarry data (i.e, reconcile or resolve).

Currently reads: The consultant may need to perform additional tests to *reconcile or resolve* any deviation between devices. Change to: The consultant may need to calibrate equipment or provide an explanation to why results vary between devices.

Pg 5 iii Last sentence

This comment relates to wording which would require the contractor to increase costs by increasing trips if the Quarries are not meeting the PDD. In place of increasing the trips and costs, we would prefer the contractor anticipate the need to provide suggestions that would remediate the operations thereby preventing violations.

Pg 5, (2 a) Air Quality – Read Pg 29 of the PDD Ord 97-1456

Language on locations based on citizen's complaints for blasting was added but should also be included in the Air-monitoring section. Place language so sentence reads:

Specific periods of placement shall be determined by the City in consultation with the consultant, and taking into consideration citizen complaints.

This paragraph could be much simpler in order for clarity on first read through.

Pg 7 c)

Remove language stating the consultant should provide recommended changes to the PDD. The Quarry Monitoring Committee should perform this.

Pg 7 d) Needs rewording to remove unnecessary words.

Pg 12 Items 3 and 4

We want to know why the Planning Manager has full authority to complete the Initial Screening. Citizen representation is not allowed until after the Initial Screening as noted in Item 4.

We suggest this *Initial Screening* be completed by the *Quarry Monitoring Committee*. This will install a greater citizen comfort level in the process.

Pg 14 Item 8 – Relating to documents provided to the public

The exclusion letters, regardless of the process for the creation of the *Initial Screening exclusion letters*, should be added to the documents available to the public. We strongly encourage the public to have input through the Quarry Monitoring Committee on who should get excluded. This process change would be much more fair to the residents.

	Supplemental Pages to Council Action Sheet on the Quarry Monitoring RFP	ITEM NUMBER	
<p>At the end of the day yesterday Mrs. Shore delivered the attached sheet of comments or concerns with the RFP. She said it could be included in the packet with the action item, so I have placed them immediately before these comments and after the Council Action Sheet. Following are some brief comments on their "Items of Concern".</p> <p>Pg 1 Last Paragraph – Last Sentence: I don't believe any change should be made to the RFP relative to this concern. The intent of the two bold sections is to provide a notice to the potential consultants of the City's rights under the process. It is not intended as a communication to the citizens. The text as written is an important notice to the consultants and should probably not be changed. Similarly, this distinction in the purpose of the document is evident in their concern that "City' is not defined as being staff or the Council". From the consultant's view point the "City" includes both the staff and the Common Council. In short, I believe that addressing their concern that "negative action could be taken without citizen knowledge" is something that would be addressed outside the RFP document itself because the RFP is a communication to potential consultants and is not intended as a communication targeted at residents.</p> <p>Pg 3 Under Issuing Agencies: The decision to replace the Environmental Commission with the Quarry Monitoring Committee is purely a policy question. In that section, one, in fact, could list both Committees as the section only says that the "selected consultant would be expected to also coordinate with the Environmental Commission and the Plan Commission on issues which pertain to their areas of responsibility." I had actually anticipated that the reference to "advisory bodies" at the end of the paragraph would clearly cover and include the Quarry Monitoring Committee if it once again became an active committee. Nonetheless, if the desire is to specify the group by name, that could be done.</p> <p>Pg 4 1b Digital versus analog monitoring: My understanding is that the digital equipment is easier to work with than the analog equipment and was recommended by the Geoscientist with whom I consulted. Transfer of data from the device is quicker and easier and, therefore, less expensive to the City in the long run. I anticipate the City will have both paper and electronic versions of the quarry reports available.</p> <p>Pg 5 ii Top of page: The intent of the section is to ensure the quarry-owned units are working consistent with city-controlled units. The language leaves plenty of latitude to address whether the quarry's unit is off, the City-controlled unit is off, or there is some in-field anomaly that is causing a difference. I believe the language as written will be clear to the potential consultants.</p> <p>Pg 5 92a) Air Quality. The language as written does not in any way preclude consideration of citizen requests and input into the determination of where the air monitors are placed. However, given the anticipated cost of air quality monitoring, the use needs to be targeted to locations where the results will hold up as a violation of the PDD. Therefore, the potential citizen-driven, random placement of air monitors was not incorporated to the degree it was with seismographs.</p> <p>Pg 7 c) I disagree entirely that the consultant should not provide comment on recommended changes to the PDD. Of course, the Quarry Monitoring Committee should do the same thing, but the involvement and expertise of the consultant also puts them in a position to provide suggestions that the Quarry Monitoring Committee, Plan Commission, Common Council, Staff and anybody else can consider.</p>			

Pg 7 d): The only words in the sentence that could be duplicative would be "or modify." If the long sentence structure appears confusing it could be broken up, but breaking the sentence up will only add words, not reduce words. I would leave it as it is.

Pg 12 Items 3 and 4.: The Initial Screening is simply a review "to determine if the submission meets the requirements of the RFP" This is a technical review to ensure each consultant submitted everything they needed to and it was submitted on time, etc. The Planning Manager will not be making subjective determinations as to the quality of the response or the competency of the firm, only as to whether the consultant completed the RFP requirements such that the packet can be moved forward for review by the staff workgroup. In fact, as written if the Planning Manager believes a submission did not meet the requirements of the RFP, he must get the agreement of the City Attorney before excluding them. This is a technical process step that the Planning Manager and City Attorney are qualified to complete. I am not sure that the typical individual would have the expertise or experience to complete this administrative and legal step. This step will not reduce the quality of the end result or unreasonably exclude submissions from public scrutiny, but it will help to protect the integrity of the RFP process. It is more of a technical/legal step, and I recommend it be left as is.

Pg 14 Item 8: I believe the "exclusion letters" referred to would be a public record and, therefore, would be available for public inspection and review. The RFP does not need to state that. Additionally, since I do not believe the selection process itself would be negatively impacted by release of the exclusion letters, they would be available as soon as they have been provided to the consultant. Please recognize it is very uncommon for a consultant to goof up their application to such a significant degree that they are excluded. In fact, I would be very surprised if one is excluded at this point in process; nonetheless, we had to plan for this step to protect the integrity of the process.

Request for Proposals
for
Quarry Monitoring Services
for the
City of Franklin, WI

PLEASE NOTE:

Two pages were added to the end of this draft document that list the changes that incorporated herein as compared to the draft version that was presented to the Common Council at the Committee of the Whole meeting on April 2, 2012.

Issued: _____

RFP Responses Due: 11:00 a.m. CST

at the
Office of the City Clerk
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Please be advised:

This project does not constitute a Public Works project as defined by Wisconsin Statutes; therefore, the City is under no obligation to engage in a sealed bid process or to select the lowest qualified bidder. Nonetheless, the process described herein is established to help the City to identify a contractor who can, as determined solely by the City, best provide the City with quarry monitoring services under terms and conditions acceptable to the City but mutually negotiated with the successful consultant.

The final decision on the selected consultant shall remain with the City of Franklin Common Council. The City of Franklin reserves the right to waive any or all formalities, to reject any or all proposals at the sole discretion of and for the benefit of the City of Franklin, or to negotiate special or specific terms with a consultant, that may deviate from those referenced herein, for the sole benefit of the City of Franklin.

Additionally, the City reserves the right to alter or change any or all aspects of the submittal requirements and the submittal and selection process as the City shall solely determine is in its best interest. In such event, the City shall strive to notify all participating consultants of such alterations or changes but is under no obligation to do so.

A copy of this RFP may be obtained by picking it up directly from:

Office of the City Clerk
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

-- Or --

a potential respondent may request via email an electronic version of the RFP by emailing

lhuenig@franklinwi.gov

and using the "Subject" line "**Request For Quarry Monitoring RFP**"

The contact information provided when picking up the RFP will be used in the event of any subsequent distribution of supplemental RFP documents, including but not limited to answers to questions as issued by the City. Nonetheless, it is the responsibility of each party receiving an RFP to ensure that they have requested and/or received any supplemental documentation.

REQUEST FOR PROPOSAL
CITY OF FRANKLIN, WISCONSIN
QUARRY MONITORING SERVICES

Introduction

The purpose of this document is to explain the requirements and procedures for submission of formal proposals from consultants interested in performing work and providing expertise and experienced assistance to the City of Franklin in monitoring two (2) neighboring and fully operating limestone quarries. Vulcan Materials Company and Payne & Dolan, Inc. (d/b/a: Franklin Aggregates) extract limestone from the same rock formation. In 1997, the City of Franklin adopted Planned Development District zoning for the quarries allowing for the continued extraction in certain areas and under certain criteria and exacting standards. The selected consultant will assist the City in monitoring the criteria and standards as stated in the Planned Development District Ordinances and will also suggest upgrades to the criteria and standards to meet "State of the Art" techniques.

Background

The City of Franklin, Wisconsin, is located in the southwest corner of Milwaukee County, Wisconsin. The 2012 population, as estimated by the State of Wisconsin, is 35,504. Extraction of limestone at the current location of the quarries commenced in the 1940's, with a change in ownership and property ownership lines between the two quarries over the years. The extraction commenced prior to the City becoming an incorporated Wisconsin municipality in 1956.

During the early 1990's, quarry operators and citizens of Franklin embarked upon a communication process leading to the acceptance of voluntary blasting guidelines by the quarry operators. When the quarries approached the City for approval to expand the extraction area boundaries beyond the area allowed by zoning, a long, extensive, and exhaustive process took place eventually leading to the adoption of the Planned Development Districts, and the listing of criteria as standards.

For several years, even before the adoption of the Planned Development District, the City of Franklin Fire Department had been the agency responsible for collecting blasting data and receiving and following through on complaints of quarry operations from citizens. Periodically, a seismograph in the possession of the Fire Department was utilized to verify blasting information. The collected data of blast results and tabulation of complaints was reported on a monthly basis to the City of Franklin Common Council. The Fire Department did not interpret the information for improvements to blasting techniques.

Additional monitoring has also occurred in the past. For example, the Wisconsin Department of Natural Resources previously operated two air quality monitoring stations near the quarries for the expressed purpose of monitoring the air quality impacts from the quarries. The Wisconsin DNR, however, has discontinued that effort. Additionally, the most extensive monitoring occurred when the City contracted with a consultant for monitoring of the quarries from 2002 to 2005, while each quarry operator has continued to self-report blast results.

Issuing Agencies

This Request for Proposal (RFP) is being issued by the City of Franklin, State of Wisconsin. The consulting firm selected to do the work will contract with the City and be responsible to work with and assist the City of Franklin Common Council to monitor the quarries, as well as such staff and boards or commissions as the Common Council shall so determine is appropriate. The selected consultant would be expected to also coordinate with the Environmental Commission and the Plan Commission on issues which pertain to their areas of responsibility, as well as, coordinating the consultant's work with City staff responsible to the Common Council and advisory bodies.

Anticipated Term of Engagement

An initial one-year term with the ability to negotiate at least two additional one-year extensions is anticipated for a professional services agreement. This will enable the City to consider altering the scope of work required for future years after evaluating the results during the first year.

Scope of Work

In general, the work to be carried out shall consist of periodic blasting and air quality monitoring, analyzing monitoring results, preparation of reports and studies, and communicating the reports and studies with City Staff, the Common Council, and boards and/or commissions, as needed. Representation of studies, reports, and findings at public meetings will be the responsibility of the consultant from time to time.

The Scope of Work will consist of the following items:

1. Blast Monitoring, Data Collection, and Evaluation.

- a) **Review Blasting Reports:** Review all blasting reports prepared by each quarry operator for completeness of proper information, conformance with the criteria and standards of the PDD, and comparison to independent blast monitoring results.
- b) **Fixed-Location Blast Monitoring:** Provide independent blasting analysis through the use of a single, separate seismograph moving between multiple City-established blast monitoring sites or vaults. As to be determined in the final Professional Services Agreement, an appropriate seismograph and power source will either be provided by the City, with no cost incorporated into the bid proposal, or provided by the contractor, with a cost incorporated into the bid proposal. (Note: A contractor-provided seismograph must be approved by the City, must be digital, not analog, and must have sufficient internal memory.) The contractor shall manage and maintain the seismograph and battery source (if one), perform data collection (download) at least every three weeks, and evaluate blast data. Immediately following each episode of data collection and in coordination with City staff, the seismograph should generally be moved to a different vault site. Except if the seismograph breaks or malfunctions at no fault of the contractor, the seismograph is expected to be in operation 95% of the time.
- c) **Mobile-Location Blast Monitoring:**
 - i. Provide independent blasting analysis through the use of a separate, consultant-provided portable seismograph to conduct field blast measurements at up to twenty (20) locations or placements per year [expected to average two (2) locations per month during the months of March through October and one (1) location per month during the months of November through February]. Each such placement shall monitor at least one week of activity unless otherwise approved by the City. Collected blast-monitoring data will be downloaded at least once per month. The

seismograph shall be positioned at a nearby residential property, upon the resident's permission and execution of waiver, or within the right-of-way or other location, upon approval of the City. The consultant is to propose and describe a methodology for securing and placing the seismograph at such residential locations.

- ii. Additionally, to confirm that the City and quarries' seismographs are obtaining similar results, a minimum of two side-by-side tests are required per quarry per year, with at least three months between the two tests at each quarry. If these tests do not yield similar results, the consultant may need to perform additional tests to reconcile or resolve any deviation between devices.
 - iii. Each placement required by this "Mobile-Location Blast Monitoring" section includes, but is not limited to, unit retrieval, unit set-up, battery adjustments or change out, and data collections. Furthermore, the contractor will provide a cost per placement (as described above) for any additional calls for seismograph services or placement, beyond those numbers and uses set forth above. City staff shall be responsible for identifying the residential properties, with recommendation from the consultant and taking into consideration complaints, comments, and requests received from area residents, and for obtaining the executed waivers. The consultant should anticipate that if a quarry is found to be failing to meet the standards of the PDD significantly more blast monitoring trips or occurrences may be required.
- d) Check Blasting Records: All blasting records will be reviewed on a monthly basis to check for compliance with the standards required in the PDD.

2. Air Quality Monitoring, Data Collection, and Evaluation. PM10 Monitoring: The consultant shall propose a work program and cost for each of the following options ("a" and "b"), one of which will be incorporated into the Professional Services Agreement:

- a) The consultant shall provide and/or perform the following:
 - i. Provide, for 6 one-week periods during each calendar year, a portable aerosol monitor which is a high volume or medium volume air sampler using filter media designed to take PM10-correlated measurements, suitable for taking measurements as per EPA 24-hour exposure standards. Specific periods of placement shall be determined by the City in consultation with the consultant. The aerosol monitors shall operate for 24 hours per day during each one-week period, with filter changes in accordance with the EPA 24-hour daily exposure limit standard. Results obtained must be sufficient to fairly determine through extrapolation if there is a violation of the PM10 standard. The findings of each visit will be documented in a form and manner as approved by the City of Franklin.
 - ii. On-call response in addition to "2. a) i." above, but providing similar services thereto, in order to address unique or special circumstances or conditions.
- b) The City shall provide the portable aerosol monitor identified above, but the consultant shall provide the staff to perform the work as generally specified in "2. a) i." and "2. a) ii." on pre-scheduled and/or on-call basis. For example, the City may lease/rent a monitor during the months of June and September, with more intensive air monitoring

occurring during those two months. The aerosol monitor would be picked up at and returned to City Hall for each non-consecutive period of placement.

3. Quarry Operations Monitoring and Monitoring by Direct Observation.

- a) **Site Visits:** The consultant shall be responsible for unannounced visits to the sites of the quarries and the surrounding areas at least three (3) quarry operating days per month during the months of March through October and one (1) quarry operating day per month during the months of November through February, to observe and visually monitor all aspects of the extraction operation, including, but not limited to, ground vibration, air blast, noise, trucking operations, and other operations that may affect the citizens of Franklin, particularly in relation to dust distribution. The consultant shall vary the days of the week and times of day of each visit. The on-site visits will be in conjunction with the Direct Air Quality Observation required below. The findings of each visit will be documented in a form and manner as approved by the City of Franklin. (Visits onto property of the quarries must be announced to the operators upon arrival.) Collection of photographic evidence is expected where appropriate or effective.
- b) **Direct Air Quality Observation:** As part of the site visits required above, the consultant shall observe, measure, and visually monitor opacity, air quality, dust control and presence, and other conditions that may affect the citizens of Franklin. On-site direct air quality observations for each visit shall not be less than one hour in length (as such, additional time is needed for the other aspects of the Quarry Operations Monitoring site visits).
- c) **Quarry Operations Review:** Review quarry-provided or available records of all dust control measures and procedures and templates for monitoring air quality, reporting on air quality, addressing the impacts on air quality, and reacting to potential impacts on air quality. The consultant will observe operations and review documentation in relation to the control measures and procedures to evaluate compliance with their stated control measures and procedures, including trucking operations. For example, if a quarry has a stated procedure related to operations during heavy winds or dry period that is intended to reduce air borne dust, the consultant could, in part, review documentation and procedures related to wind speed and road way dust monitoring and review the quarry's compliance with such stated procedures.

4. Additional PDD Compliance. The consultant shall monitor that the quarry operators are in compliance with all Local, State, and Federal Statutes, rules, regulations, orders, and laws, as amended from time to time, to the extent they are applicable to the operator's use of their property for mining, blasting, dust control, etc., and to the extent they are applicable to the performance standards set forth in the PDD. The purpose of this section is to ensure the review and evaluation of the operations of quarry activities is inclusive of all requirements of the PDD, including any not specifically or clearly noted in items 1 and 2 above in this Scope of Work.

5. Reporting Requirements and Coordination with City Staff.

- a) The consultant shall provide bi-monthly reports which shall be submitted to the Planning Manager no later than the 15th of the month (March, May, July, September, November, and January) following the end of the bi-monthly period. The reports shall include a summary of the consultant's review of all blasting reports in total and per quarry; independent monitoring results in total and per quarry; discussion on complaint data and responses relative to monitoring results in total and per quarry; recommendations for addressing adverse impacts, non-compliant results, and adverse trends that are evident in the report data; and comments or recommendations as to the location or method of placement of all such monitors used as part of these services. From time to time as required by the City, the consultant may be responsible to present the report and recommendations at a public meeting, which will generally occur outside of normal business hours in the evenings and which will not exceed 8 such meeting occurrences in any calendar year, without providing extra compensation.
- b) The consultant shall provide a summary report compiling the prior-year's bi-monthly reports which shall be submitted to the Planning Manager no later than the 30th of January each year. This report shall provide or address the recommendations or amendments as set forth in item c) below.
- c) The consultant shall be responsible for annually, or at other such times as circumstances warrant, proposing any amendments to the PDD Ordinances to require use by the operator of new methods, processes, procedures, facilities, practices, or equipment in quarry operations that will materially diminish adverse impacts on the community or nearby residents. The proposal shall include an analysis or summary as to the extent to which the use of such methods, processes, procedures, facilities, practices, or equipment is proven and demonstrated to be effective in operator's industry in reducing adverse impacts and to the extent to which they are cost effective in reducing adverse impacts. Note that the consultant may conclude and report that no amendments are recommended and that each quarry is being operated with the industry's current best methods, processes, procedures, facilities, practices, or equipment.
- d) The consultant shall be provided a copy of all complaints of quarry operations as received by the City and shall work with City Staff in regards to addressing said complaints and shall adjust or modify any such monitoring schedule to respond to complaints as determined by the consultant, in consultation with the City staff.
- e) Upon becoming aware of such an event, the consultant shall immediately (prior to noon of the next business day) report to the Planning Manager any blast or condition that exceeds the allowances of the PDD.
- f) Unlimited interaction with City Staff during regular business hours is expected and incorporated herein.

Access to PDD Documents:

Each quarry has an adopted PDD that is part of the City's Unified Development Ordinance. The PDD defines the parameters of operation for each quarry and those parameters provide the standards incorporated into this RFP. It is strongly recommended that each proposing consultant review the PDD documents prior to submitting their proposal to this RFP.

An electronic copy of the PDD Documents is available at [location of FTP website] until [Date].

Proposal Requirements:

The City of Franklin reserves the right to waive any or all formalities, to reject any or all proposals at the sole discretion of and for the benefit of the City of Franklin, or to negotiate special or specific terms with a consultant, that may deviate from those referenced herein, for the sole benefit of the City of Franklin.

Additionally, the City reserves the right to alter or change any or all aspects of the submittal requirements and the submittal and selection process as the City shall solely determine is in its best interest. In such event, the City shall strive to notify all participating consultants of such alterations or changes but is under no obligation to do so.

By submitting a proposal, each proposing consultant acknowledges and agrees to the City's reservation of rights referenced herein.

1. Contents of Sealed Proposal: Proposal responses are to be straightforward, clear, concise, submitted in an 8-1/2 x 11 format, and shall at a minimum include the following:

- a) Cover Letter / Management Summary: An introduction of the firm, a statement of understanding of the project, a summary of the firm's approach to management of and approach to the Scope of Work, and other such introductory information deemed appropriate or relevant by the firm.
- b) Work Program: A work program describing the precise manner in which the Scope of Work is proposed to be undertaken. Additionally, the work program should describe any amount of modification to, deviation to, or expansion of the scope of work outlined in this RFP. The work program may propose alternative or additional services the consultant believes are in the best interest of the City or reflective of current industry best practices. The work program should identify and breakdown the anticipated hours of staff effort dedicated to individual tasks and responsibilities. The work program should be divided into at least the following sections:

Blast Monitoring, Data Collection, and Evaluation
Air Quality Monitoring, Data Collection, and Evaluation.
Quarry Operations Monitoring and Monitoring by Direct Observation
Additional PDD Compliance.
Reporting Requirements and Coordination with City Staff.
(Additional categories as determined by the proposing consultant – if needed)

- c) Firm Qualifications:
- i. A clear and concise statement indicating the consultant's (and any sub-contractor proposed to be used by the consultant) knowledge, past performance, experience, and familiarity with the type of work set forth within this RFP, with quarry operations (surface mining) in general, and with any related or required field of expertise.
 - ii. A clear and concise statement demonstrating expertise in communicating technical issues to the general public visually, verbally, and in writing.
 - iii. A list of at least three (3) references within the past ten (10) years for whom the consultant has provided similar services to those described in this RFP, including a brief description of the project. (Public sector references are encouraged.) (If the consultant does not have at least three (3) such references, provide a clear statement to that effect with the remaining references.) Include a contact name, address, and telephone number(s) for each reference.
 - iv. Litigation or Early Termination: A statement indicating if, within the last 10 years, your firm (or any sub-contractor) was involved with any litigation in connection with any similar project(s) or your firm had a contract for a related scope of services terminated early or prior to the contract's scheduled end-of-term. If yes, describe the circumstances of the suit or termination and provide related contact names and telephone numbers.
 - v. A statement indicating any work performed for and the nature of the work performed for Vulcan Materials Company and/or Payne & Dolan Inc. or their successors or assigns, along with when that work was performed within the last 10 years, the location of the project, and contact information for that contract or assignment.
 - vi. A statement indicating any work performed for and the nature of the work performed for a third party monitoring any quarry operations of Vulcan Materials Company and/or Payne & Dolan Inc., along with when that work was performed within the last 10 years, the location of the project, and contact information for the third party.
- d) Staff Qualifications: A statement and supporting documentation indicating the professional background and experience of the key persons who will be assigned to the project by the consultant (including the key persons of any sub-contractor proposed to be used by the consultant). Provide resumes of key personnel as an appendix to the proposal response. Note: It is the expectation of the City that key members, especially the Project Manager, shall have significant demonstrated experience with this type of project and should be committed to stay with the project.
- e) A statement indicating acceptance of the Anticipated General Professional Services Agreement Terms, as indicated herein, and detailing any anticipated general Professional Services Agreement term(s) to which the contractor requests or requires any meaningful modification, including exclusion thereof.
- f) Any additional comments or attachments necessary to address RFP addendum(s) distributed by the City (if any); where, unless otherwise specified by the addendum(s),

such addendum(s) were not completely addressed within the above "Proposal Requirements" components.

- g) The applicant firm's Federal Employer Identification Number, a statement certifying that the proposing consultant takes no exception(s) to this RFP, and a statement stipulating that the proposal is executed and submitted by an individual or individuals duly authorized to execute legal documents on behalf of the proposing consultant, including the original executing signatures on at least one copy of the submitted proposal. (If the proposing consultant does take any exception(s) to any portion of this RFP, the specific portion of the RFP to which exception(s) is taken shall be identified and explained.)
- h) Project Costs and Fees: Complete Appendix B "Project Costs" and prepare and submit a schedule of "Estimated Staff Effort".

The schedule of "Estimated Staff Effort" should identify the tasks required by and set forth in the Scope of Work and work program, and for each task identify the employee and estimated number of hours anticipated to complete that task. A format similar to Appendix B –Project Costs but identifying staff effort instead of dollars could be used. Understanding the anticipated staff effort expected by each proposing consultant is an important aspect of putting the proposed project costs in context and being able to evaluate each proposing consultant's understanding of the RFP and the scope of the project. Additionally, this information aids in comparing submitted proposals on an equal basis. The information will also be used within the process to retain a relationship to the competitive RFP responses and process in the event it becomes necessary to modify the scope of work based on available resources. A schedule of Estimated Staff Effort, however, can not be used to request additional payment for base services if the successful consultant underestimates the workload necessary for the identified services.

Additionally, a consultant who proposes alternate work programs or service recommendations should submit a statement or schedule including all project-related costs or fees. It should clearly indicate any variance from costs as structured in Appendix B. If alternate work program costs, other than the cumulative "not-to-exceed" costs, are presented on an "estimated" basis, clear information must be provided on the components of the estimate and on the formula or factors used in calculating the estimates. Please note that the inability of the City to clearly identify all potential costs of the project could lead to elimination from further consideration.

- i) Hourly rates for all principles and employees of the consultant and sub-contractors that may be used to provide supplemental and on-call services described in the Scope of Work and to provide services outside the primary scope of services in the event additional services or adjustments to the Scope of Work are separately negotiated during the term of the Professional Services Agreement.
- j) Notice of Confidential Information. It is the responsibility of the proposing consultant to clearly identify information in their proposal that the proposing consultant considers

to be confidential in accordance with Wisconsin or Federal public records laws. To the extent that the City agrees with that designation, such information will be held in confidence whenever possible. If the City disagrees with that designation, the City will inform the proposing consultant in writing, and the proposing consultant will be given the opportunity to alter the designation or withdraw their proposal. All other information will be considered public record, with the complete proposals available as public record following completion of the proposing consultant interviews to ensure identification of all identified confidential information and to maintain the integrity of the process.

- k) A statement indicating any aspect of this RFP to which the proposing consultant takes exception which is not already addressed in alternative work programs (section "b" above) or contract terms (section "e" above). Please note that exceptions may result in having the proposal deemed unacceptable or classified as not reasonably susceptible to being selected for award. If the proposing consultant takes no exception to any aspects of this RFP, they may submit a statement to that effect.

2. Directives for Submittal:

- a) Consultant shall submit eight (8) bound copies of the complete proposal response as set forth herein, which submission must be received at the Office of the City Clerk at the following address by 11:00 a.m. Central Standard time on _____, 2012.

Office of the City Clerk
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

- b) Envelopes or packages containing the proposal and any related materials shall be sealed and clearly marked on the outside in the following manner: "Proposal for Quarry Monitoring Services for the City of Franklin". Additionally, the envelopes or packages shall indicate the proposing consultant's name and return address.
- c) Envelopes or packages containing proposals and related materials which are received after the date and time state above shall be returned unopened. Telegraphic, e-mail, or facsimile (fax) proposals are not acceptable and will not be considered.

3. Costs Incurred in Responding to this RFP. The City of Franklin shall not be liable for any costs incurred by any proposing consultant, contractor, or sub-contractor responding to or participating in a response to this Request for Proposal, any costs associated with discussions required for clarification of items related to this proposal, or any costs associated with negotiating a Professional Services Agreement. All costs required for the preparation and submission of a proposal and for participating in negotiating a Professional Services Agreement shall be borne by each proposing consultant.

Consultant Selection Procedures:

The City of Franklin, Wisconsin, will be solely responsible for selection of a consultant to complete the desired work. The selection process is anticipated to generally be as set forth below; HOWEVER, THE CITY RESERVES THE RIGHT TO ALTER OR CHANGE ANY OR ALL ASPECTS OF THE SELECTION PROCESS AS THE CITY SHALL SO DETERMINE IS IN ITS BEST INTEREST. The evaluation of the proposals shall be within the sole judgment and discretion of the City.

1. Pre-Submittal Questions: Any consultant anticipating submitting a response to this RFP may submit any questions concerning the RFP to the Planning Manager via email at jdietl@franklinwi.gov prior to [DATE]. The Planning Manager will provide an acknowledgment of receipt of the email. The Planning Manager will provide the questions and answers via email to all consultants who have requested a copy of the RFP.

2. Opening of Submissions: At 11:15 a.m. Central Standard time on _____, 2012, in the Common Council Chambers of Franklin City Hall, the City Clerk shall open the sealed bids and compile a list of the proposing consultants who have provided a submission for the RFP. (Note: As an RFP for professional services and given the nature of the potential cost structure involved, cost components of the bids will not be announced at this time.)

3. Initial Screening: The Planning Manager, on behalf of the City, shall review each formal consultant proposal to determine if the submission meets the requirements of the RFP. The City, at its sole discretion, may determine to consider minor deviations from the submission requirements as inconsequential and allow such proposal to proceed for further consideration. If the Planning Manager determines that a submission includes a consequential error or omission, the Planning Manager shall consult with the City Attorney, who shall review the proposal and the Planning Manager's review and determine if the proposal meets the requirements of the RFP or if the proposal shall be excluded from further consideration. If a proposal is to be excluded from further consideration as a result of the initial screening, the Planning Manager shall promptly notify the consultant in writing of their exclusion and the reason therefore.

4. Screening: A staff workgroup consisting of the Planning Manager, a Planning Commission member, the City Engineer (also a Plan Commission member), the Director of Administration, the Fire Chief, and a Citizen Representative shall review each formal consultant proposal passing the Initial Screening. Under penalty of possible disqualification, no proposing consultant or potential proposing consultant shall contact or lobby staff workgroup members during the evaluation process, except for contacting the Planning Manager in regards to Pre-submittal Questions (item number 1 on preceding page). The staff workgroup will select proposals for further review (interview) based on the proposing consultant's qualifications, related project experience, fees and costs, work plan, and proposed scope of service, including proposed alternatives (if deviating from that provided for herein). Based upon this review, two (2) or more consultants will be selected for follow-up interviews.

5. Proposing Consultant Interviews: The proposing consultants remaining after the initial screening and screening will be invited to attend an interview before the staff workgroup. The

staff workgroup reserves the right to prepare and distribute a supplemental questionnaire prior to the interview. The purpose of the interview would be to allow each invited proposing consultant to make a presentation before the staff workgroup on elements of their RFP and work plan and to allow staff workgroup members the opportunity to ask questions of the proposing consultants. It is anticipated that each proposing consultant interview would be generally limited to a period of one (1) hour. Representatives of the proposing consultant shall include a principle of the firm, the proposed project manager, and key personnel that will be working directly on the project.

6. Staff Workgroup Recommendation and Protests: Based upon a one-person-one-vote evaluation, the staff workgroup will prepare a recommendation to the Common Council. If the recommendation of the staff workgroup is not unanimous or the recommended consultant did not receive four (4) votes as the first choice, the Planning Manager shall prepare a summary for the Common Council summarizing, from his perspective, the distinctions between the two top vote getters. The staff workgroup recommendation will be based upon the proposing consultant's qualifications, related project experience, fees and costs, work plan, and proposed scope of service, including proposed alternatives (if deviating from that provided for herein), and any other such factor the staff workgroup determines relevant based upon the submissions and the subsequent interview process. After selecting their recommended consultant, the staff workgroup shall vote in a similar manner to determine their second choice. Each interviewed consultant will be notified in writing as to whether or not their firm has been recommended by the staff workgroup for selection by the Common Council. In the event any interviewed firm that was not recommended for selection wishes to protest the proposal process or appeal the recommendation, such firm shall submit a written protest to Jesse Wesolowski, City Attorney, at 11402 West Church Street, Franklin, Wisconsin, 53132 before 5:00 p.m. one week after the postmark on the written notice that the firm was not the recommended consultant. The proposing consultant's failure to comply with these procedures shall constitute a waiver of any right to further pursue a proposal protest. The City Attorney shall have the authority to interrupt, intervene, amend, alter, or forestall the remaining steps of the process as he so shall determine is appropriate and in the best interest of the City.

7. Professional Services Agreement Development: The selected consultant will enter into a professional services agreement with the City, so prior to submission of the staff workgroup recommendation to the Common Council, the Mayor may cause a proposed professional services agreement to be negotiated with the recommended consultant. It is anticipated that the professional services agreement will largely incorporate the Anticipated General Professional Services Agreement Terms appended hereto (Appendix A), as well as other such terms and conditions as deemed appropriate and mutually agreed to. For information purposes only, Appendix A includes a sample of anticipated general Professional Services Agreement terms to be incorporated into the professional services agreement.

An initial one-year term with the ability to negotiate at least two additional one-year extensions is anticipated. This will enable the City to consider altering the scope of work required for future years after evaluating the results during the first year.

PLEASE BE ADVISED that should the selected proposals for the full scope of work as set forth herein result in anticipated costs that exceed available resources, the City reserves the right and expects to negotiate a reduced Scope of Work and/or Work Plan based upon the fees, costs, and rates as submitted in the RFP response. As such, the City does not anticipate re-issuing a revised RFP even in the event of significant changes in the Scope of Work, if, upon further review and in the sole discretion of the City, such changes become necessary.

Should a tentative agreement be reached on all aspects of a professional services agreement, the proposed agreement along with the staff workgroup recommendation shall be submitted to the Common Council for its consideration. Should a tentative agreement not be reached on a fair and reasonable scope of service, work plan, terms and conditions, and/or costs and fees, the Common Council shall be so informed, and the Mayor may cause a proposed professional services agreement to be negotiated with the second choice of the staff workgroup.

8. The recommendation to the Common Council will include the summary from the Planning Manager, the proposed Professional Services Agreement (the negotiated tentative agreement), if available, and a presentation from the recommended consultant regarding the proposed scope of work and their qualifications and related experience. **As part of reaching a tentative agreement on a Professional Services Agreement, the proposing consultant acknowledges the ultimate authority of the City of Franklin Common Council to approve the Agreement, to disapprove the Agreement, or to demand further modification to or conditions of approval of the Agreement.** (Upon placement on the Common Council agenda of the staff workgroup recommendation, the submissions of each proposing consultant will also be made available for public inspection.)

9. **The final decision on the selected consultant shall remain with the City of Franklin Common Council. The City of Franklin reserves the right to waive any or all formalities, to reject any or all proposals at the sole discretion of and for the benefit of the City of Franklin, or to negotiate special or specific terms with a consultant for the benefit of the City of Franklin.**

APPENDIX A

Anticipated General Professional Services Agreement Terms

The City of Franklin reserves the right to add to, delete from, or modify any of the following anticipated general Professional Services Agreement terms or to negotiate special or specific terms with a consultant for the benefit of the City of Franklin.

PROFESSIONAL SERVICES AGREEMENT

This PROFESSIONAL SERVICES AGREEMENT (hereinafter "AGREEMENT"), made and entered into this _____ day of _____, 2012, between the City of Franklin, 9229 West Loomis Road, Franklin, Wisconsin 53132 (hereinafter "the CITY") and _____ (hereinafter "the CONTRACTOR"), whose principal place of business is _____, Wisconsin.

WITNESSETH

WHEREAS, the CONTRACTOR is duly qualified and experienced as a quarry monitoring service contractor and has offered services for the purposes specified in this AGREEMENT; and

WHEREAS, in the judgment of the CITY, it is necessary and advisable to employ the CONTRACTOR in connection with providing quarry monitoring services, as described in Attachment A, for the City of Franklin.

NOW, THEREFORE, in consideration of these premises and the following mutual covenants, terms, and conditions, the CITY and the CONTRACTOR agree as follows:

I. BASIC SERVICES AND AGREEMENT ADMINISTRATION

- A. The CONTRACTOR shall provide services to the CITY for the quarry monitoring activities specified in Attachment A.
- B. The CONTRACTOR shall serve as the CITY's professional representative in matters to which this AGREEMENT applies. The CONTRACTOR may employ the services of outside consultants and subcontractors when deemed necessary by the CONTRACTOR to complete work under this AGREEMENT following approval by the City.

- C. The CONTRACTOR is an independent contractor and all persons furnishing services hereunder are employees of, or independent subcontractors to, the CONTRACTOR and not of the CITY. All obligations under the Federal Insurance Contribution Act (FICA), the Federal Unemployment Tax Act (FUTA), and income tax withholding are the responsibility of the CONTRACTOR as employer. The CITY understands that express agreements may exist between the CONTRACTOR and its employees regarding extra work, competition, and nondisclosure.

II. FEES AND PAYMENTS

The CITY agrees to pay the CONTRACTOR, for and in consideration of the performance of Services [Additional language to be determined, likely reference to an attachment incorporating a schedule of Costs/Fees, such as the RFP Appendix B Project Costs]:

- A. The CONTRACTOR shall invoice the CITY bi-monthly following delivery of required reports for the prior bi-monthly period. The invoice shall include base costs and any adjustment for additional services as provided for herein. The CITY shall pay any undisputed invoices within 30 days of receipt. Alternatively, the CITY shall notify the CONTRACTOR of any dispute to an invoice, and the nature of the dispute, within 30 days of receipt of the invoice.
- B. In consideration of the faithful performance of this AGREEMENT, the CONTRACTOR will not exceed the fee for Services without written authorization from the CITY to perform work over and above that described in the original AGREEMENT or Attachment A. [Verify against final negotiated service structure].
- C. Should the CITY find deficiencies in work performed or reported, it will notify the CONTRACTOR in writing within thirty (30) days of receipt of invoice and related report and the CONTRACTOR will remedy the deficiencies within thirty (30) days of receiving the CITY's notice, which period may be extended by mutual agreement of the CONTRACTOR and the CITY's Planning Manager. This Subsection shall not be construed to be a limitation of any rights or remedies otherwise available to the CITY.

III. MODIFICATION AND ADDITIONAL SERVICES

- A. This AGREEMENT may only be amended by written instrument signed by both the CITY and the CONTRACTOR.
- B. The CITY may, in writing, request changes in the Basic Services required to be performed by the CONTRACTOR under this AGREEMENT. Upon acceptance of the request of such changes, the CONTRACTOR shall submit a "Change Order

Request Form” to the CITY for authorization, notice to proceed, and signature. Following execution the City shall return a copy to the CONTRACTOR. Should any such actual changes be made, an equitable adjustment (based upon fees, costs, and rates set forth in Attachment B, where applicable) will be made to compensate the CONTRACTOR or reduce the fixed price, for any incremental or decremental labor or direct costs, respectively. Any claim by the CONTRACTOR for adjustments hereunder must be made to the CITY in writing no later than forty-five (45) days after receipt by the CONTRACTOR of notice of such changes from the CITY.

IV. ASSISTANCE AND CONTROL

- A. [Name], [Title], will serve as Project Manager and will coordinate the work of the CONTRACTOR, and be solely responsible for communication within the CITY’s organization as related to all issues originating under this AGREEMENT.

V. TERMINATION

- A. This AGREEMENT may be terminated by either party to this AGREEMENT upon thirty (30) days written notice. Upon such termination by the CITY, the CONTRACTOR shall be entitled to payment of such amount as shall fairly compensate the CONTRACTOR for all work approved and completed up to the date of termination, except that no amount shall be payable for any losses of revenue or profit from any source outside the scope of this AGREEMENT, including but not limited to, other actual or potential AGREEMENTS for services with other parties.
- B. In the event that this AGREEMENT is terminated for any reason, the CONTRACTOR shall deliver to the CITY all data, reports, summaries, correspondence, and other written, printed, or tabulated material pertaining in any way to services that the CONTRACTOR may have accumulated. Such material is to be delivered to the CITY whether in completed form or in process.
- C. The rights and remedies of the CITY and the CONTRACTOR under this section are not exclusive and are in addition to any other rights and remedies provided by law or appearing in any other article of this AGREEMENT.
- D. Failure to maintain the designated staff or such similarly qualified staff as determined by the City may lead to termination of the agreement, as determined by the city.

VI. INSURANCE

The CONTRACTOR shall, during the life of the AGREEMENT, maintain insurance coverage, with an authorized insurance carrier operating within the State of Wisconsin, at least equal to the minimum limits set forth below:

- A. Limit of General/Commercial Liability \$2,000,000
- B. Automobile Liability: Bodily Injury/Property Damage \$1,000,000
- C. Excess Liability for General Commercial or Automobile Liability \$3,000,000
- D. Worker's Compensation and Employers' Liability \$500,000 or per statute
whichever is greater
- E. Professional Liability \$1,000,000

Upon the execution of this AGREEMENT, the CONTRACTOR shall supply the CITY with a suitable statement certifying said protection and defining the terms of the policy issued, which shall specify that such protection shall not be cancelled without thirty (30) calendar days prior notice to the CITY, and naming the CITY as an additional insured for General Liability.

VII. INDEMNIFICATION AND ALLOCATION OF RISK

- A. To the fullest extent permitted by law, the CONTRACTOR shall indemnify and hold harmless the CITY and the CITY's officers, directors, partners, and employees from and against costs, losses, and damages (including but not limited to reasonable fees and charges of engineers, architects, attorneys, and other professionals, and reasonable court or arbitration or other dispute resolution costs) caused solely by the negligent acts or omissions of the CONTRACTOR or the CONTRACTOR's officers, directors, partners, employees, and consultants in the performance of the CONTRACTOR's services under this AGREEMENT.
- B. To the fullest extent permitted by law, the CITY shall indemnify and hold harmless the CONTRACTOR and the CONTRACTOR's officers, directors, partners, employees, and consultants from and against costs, losses, and damages (including but not limited to reasonable fees and charges of engineers, architects, attorneys, and other professionals, and reasonable court or arbitration or other dispute resolution costs) caused solely by the negligent acts or omissions of the CITY or the CITY's officers, directors, partners, employees, and consultants with respect to this AGREEMENT.
- C. To the fullest extent permitted by law, the CONTRACTOR's total liability to the CITY and anyone claiming by, through, or under the CITY for any injuries, losses, damages and expenses caused in part by the negligence of the CONTRACTOR and in part by the negligence of the CITY or any other negligent entity or individual, shall not exceed the percentage share that the CONTRACTOR's negligence bears to the total negligence of the CITY, the CONTRACTOR, and all other negligent entities and individuals.

VIII. TERM AND TIME FOR COMPLETION

- A. The initial term of this agreement shall be thirteen months from receipt of a Notice to Proceed. The term anticipates monitoring and at-quarry work occurs for 12 months, thereby leaving one month to compile, report, and present results for

the final period and to provide the required annual summary information and recommendations.

- B. In order to enable to the City to evaluate its complete quarry monitoring program and to consider altering the scope of work required for future years, the initial term may be extended for a period and for terms as mutually agreed to in writing by the CITY and the CONTRACTOR. Each such subsequent term may also be extended for a period and for terms as mutually agreed to in writing by the CITY and the CONTRACTOR.
- C. The CONTRACTOR shall commence immediately upon receipt of a Notice to Proceed and shall complete all work required herein by [DATE].

IX. DISPUTES

This AGREEMENT shall be construed under and governed by the laws of the State of Wisconsin. The venue for any actions arising under this AGREEMENT shall be the Circuit Court for Milwaukee County. The prevailing party shall be awarded its actual costs of any such litigation, including reasonable attorney fees.

X. RECORDS RETENTION

The CONTRACTOR shall maintain all records pertaining to this AGREEMENT during the term of this AGREEMENT and for a period of not less than three (3) years following its completion. Such records shall be made available by the CONTRACTOR to the CITY for inspection and copying upon request.

XI. CONFLICT OF INTEREST

The nature of this project requires an impartial, unbiased approach on the part of the CONTRACTOR. The CONTRACTOR shall not, during the performance of these services, engage in any other professional relationship or representation that would create any type of conflict or conflict of interest with regard to the consulting services provided hereby to and for the CITY.

Further, the CONTRACTOR warrants that neither it nor any of its affiliates has any financial or other personal interest that would conflict in any manner with the performance of the services under this AGREEMENT and that neither it nor any of its affiliates will acquire directly or indirectly any such interest. The CONTRACTOR warrants that it will immediately notify the CITY if any actual or potential conflict of interest arises or becomes known to the CONTRACTOR. Upon receipt of such notification, a review and written approval by the CITY is required for the CONTRACTOR to continue to perform work under this AGREEMENT.

XII. PROFESSIONALISM

The CONTRACTOR stipulates that the same degree of care, skill and diligence shall be exercised in the performance of the services as is possessed and exercised by a member of the same profession, currently practicing, under similar circumstances, and all persons providing such services under this AGREEMENT shall have such active certifications, licenses and permissions as may be required by law.

XIII. PURSUANT TO LAW

Notwithstanding anything to the contrary anywhere else set forth within this AGREEMENT, all services and any and all materials and/or products provided by the CONTRACTOR under this AGREEMENT shall be in compliance with all applicable governmental laws, statutes, decisions, codes, rules, orders, and ordinances, be they Federal, State, County or Local.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT to be executed on the day and year first above written.

CITY OF FRANKLIN, WISCONSIN

CONTRACTOR

BY: _____

BY: _____

PRINT NAME: _____

PRINT NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

BY: _____

BY: _____

PRINT NAME: _____

PRINT NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

ATTACHMENT A to the AGREEMENT

ATTACHMENT A will incorporate the Scope of Work from the RFP and/or the Work Plans from the consultant's RFP submission and/or any such negotiated deviations or alterations.

ATTACHMENT B to the AGREEMENT

An attachment B might incorporate a schedule of Costs and Fees, such as the RFP's Appendix B: Project Costs.

**City of Franklin – Quarry Monitoring Services
Request for Proposals**

Appendix B – Project Costs Part 1.

Base Bi-Monthly Charges:

1. Blast Monitoring, Data Collection, and Evaluation

- a) Review Blasting Reports: Included
- b) Fixed-Location Blast Monitoring
with a City-provided seismograph: Included
- c) Mobile-Location Blast Monitoring: Included
- d) Check Blasting Records Included

Cost for Scope of Work #1 (A) _____

2. Air Quality Monitoring, Data Collection, and Evaluation

PM10 Monitoring: with Consultant-Provided Aerosol Monitor [2.a] (B) _____

3. Quarry Operations Monitoring and Monitoring by Direct Observation

- a) Site Visits: Included
- b) Direct Air Quality Observation: Included
- c) Quarry Operations Review: Included

Cost for Scope of Work #3 (C) _____

4. Additional PDD Compliance and

5. Reporting Requirements and Coordination with City Staff.

Subtotal All Bi-Monthly Responsibilities (D) _____

SUBTOTAL BASE TOTAL COSTS (A) + (B) + (C) + (D) = (E) _____

Annual Reporting Requirement [Scope of Work 5.c] (F) _____

TOTAL BASE ANNUAL COSTS (E) + (F) _____

**City of Franklin – Quarry Monitoring Services
Request for Proposals**

Appendix B – Project Costs Part 2.

Additional Required Costs or Cost Adjustments Per Scope of Work

1. Blast Monitoring, Data Collection, and Evaluation

a) Additional Cost for Scope of Work #1 if the Proposing Consultant supplies the Fixed-Location Blast Monitoring seismograph

Possible adjustment to Project Costs Part 1. (A) _____

c) Additional Mobile-Location Blast Monitoring:

“Furthermore, the contractor will provide a cost per placement (as described above) for any additional calls for seismograph services or placement, beyond those numbers and uses set forth above.” [From Scope of Work 1.c) iii..]

Unit cost pricing or possible adjustment to Project Costs Part 1. (A) _____

2. Air Quality Monitoring, Data Collection, and Evaluation

Reduction to Cost (B) with City-Provided aerosol monitor

Possible adjustment to Project Costs Part 1. (B) _____

Additional Cost for each placement of a Consultant-provided aerosol monitor [From Scope of Work 2. a) ii.]

Unit cost pricing/possible adjustment to Project Costs Part 1.(B) _____

Additional Cost for each placement of a City-provided aerosol monitor [As may be required per Scope of Work 2. b)]

Unit cost pricing/possible adjustment to Project Costs Part 1. (B) _____

THE FOLLOWING SUMMARIZES THE CHANGES INCORPORATED SINCE A DRAFT DOCUMENT WAS REVIEWED BY THE COMMITTEE OF THE WHOLE ON 4/1/12.

1. Page 3, Issuing Agencies: Replace “The consulting firm selected to do the work will contract with the City and be responsible to work with and assist the City of Franklin Common Council, Plan Commission, and staff to monitor the quarries.” With “The consulting firm selected to do the work will contract with the City and be responsible to work with and assist the City of Franklin Common Council to monitor the quarries, as well as such staff and boards or commissions as the Common Council shall so determine is appropriate.”
2. Page 5, Mobile-Location Blast Monitoring: Added the following text into the language discussing how decisions on placement of the monitor will occur: ”and taking into consideration complaints, comments, and requests received from area residents.”
3. Page 6: Added “trucking operations” to “Site Visits” (sections “a”) and “Quarry Operations Review” (section “c”) of “Quarry Operations Monitoring and Monitoring by Direct Observation” to ensure that monitoring the practices of trucking operations is part of the review.
4. Page 7, Reporting Requirements and Coordination with City Staff: Add the following as a component of the consultant’s bi-monthly reports: “and comments or recommendations as to the location or method of placement of all such monitors used as part of these services.”
5. Page 7, Reporting Requirements and Coordination with City Staff: Reduce the number of evening meetings expected of the consultant and built-in to the base RFP from 15 to 8, thereby leaving 1 for each bi-monthly report and 2 for special circumstances.
6. Page 9, Firm Qualifications: The statement that references be “City references” was altered to simply “references,” but the following parenthetical was added: “ (Public sector references are encouraged.)”.
7. Page 10, Contents of Sealed Proposal: Clarified the proposing consultant’s report of exceptions to the RFP by removing the requirement from item “g” that the proposing consultant submit “a statement certifying that the proposing consultant takes no exception(s) to this RFP” and “(If the proposing consultant does take any exception(s) to any portion of this RFP, the specific portion of the RFP to which exception(s) is taken shall be identified and explained.)”. The following section, however, which provides greater flexibility for the consultant, was added to page 11:
 - k) A statement indicating any aspect of this RFP to which the proposing consultant takes exception which is not already addressed in alternative work programs (section “b” above) or contract terms (section “e” above). Please note that exceptions may result in having the proposal deemed unacceptable or classified as not reasonably susceptible to being selected for award. If the proposing consultant takes no exception to any aspects of this RFP, they may submit a statement to that effect.

8. Page 12, Pre-Submittal Questions: Removed the text “will determine what questions merit response and” so that the Planning Manager will respond to all questions received.

9. Page 12, Staff Workgroup: A “Citizen Representative” was added to the work group, who will be determined in a manner as decided outside the scope of the RFP itself, so no specific reference is incorporated herein. With one additional member, the number of documents to be submitted was increased by one where appropriate.

10. Page 14, Recommendation to the Common Council: The following two items were added as part of the presentation to the Common Council of a recommendation: “and a presentation from the recommended consultant regarding the proposed scope of work and their qualifications and related experience” and “(Upon placement on the Common Council agenda of the staff workgroup recommendation, the submissions of each proposing consultant will also be made available for public inspection.)”.

DRAFT

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COMMON COUNCIL RECOMMENDATION</p>	<p>MEETING DATE</p> <p>04/17/2012</p>
<p>REPORTS AND RECOMMENDATIONS</p>	<p>COMPATIBILITY OF THE OFFICES OF ALDERMAN AND COUNTY SUPERVISOR AND THE COMPATIBILITY OF THE OFFICES OF COMMON COUNCIL PRESIDENT/ACTING MAYOR AND COUNTY SUPERVISOR (Mayor Taylor)</p>	<p>ITEM NUMBER</p> <p><i>G.3.</i></p>

Mayor Tom Taylor has requested that the City Attorney address the following questions:

1. Can a Milwaukee County Supervisor at the same time hold the position of Alderman in the City of Franklin?
2. Can a Milwaukee County Supervisor hold at the same time the position of Acting Mayor in the City of Franklin?

COUNCIL ACTION REQUESTED

Motion to refer to the City Attorney the following questions: Can a Milwaukee County Supervisor at the same time hold the position of Alderman in the City of Franklin? and can a Milwaukee County Supervisor hold at the same time the position of Acting Mayor in the City of Franklin?

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<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>04/17/2012</p>
<p>REPORTS AND RECOMMENDATIONS</p>	<p>Results of 4/03/2012 Advisory Referenda concerning public support for, or opposition to, reduction in the size and compensation of the Milwaukee County Board of Supervisors</p>	<p>ITEM NUMBER</p> <p><i>6.4.</i></p>

Attached is Resolution No. 2011-6763 requesting Advisory Referenda concerning public support for, or opposition to, reduction in the size and compensation of the Milwaukee County Board of Supervisors on the election ballot for the Tuesday, April 3, 2012, Election. Also enclosed is the Official Notice of Referendum, which includes the explanations for Questions 1 and 2.

With 7,453 total ballots cast, the Franklin Board of Canvassers certified the following results:

Question 1: Do you support compensating the position of Milwaukee County Supervisor at a level that reflects the position being considered part-time in nature?

<u>Yes</u>	<u>No</u>
5,542	1,089

Question 2: Shall the size of the Milwaukee County Board of Supervisors be reduced from the current number of eighteen (18) supervisors to nine (9) supervisors?

<u>Yes</u>	<u>No</u>
5,830	856

COUNCIL ACTION REQUESTED

As directed by the Common Council.

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2011 - 6763

RESOLUTION REQUESTING ADVISORY REFERENDA IN THE CITY OF FRANKLIN CONCERNING PUBLIC SUPPORT FOR, OR OPPOSITION TO, REDUCTION IN THE SIZE AND COMPENSATION OF THE MILWAUKEE COUNTY BOARD OF SUPERVISORS ON THE ELECTION BALLOT FOR THE TUESDAY, APRIL 3, 2012 ELECTION

WHEREAS, considerable public interest has been expressed in meaningful fiscal reform of Milwaukee County government as demonstrated in the recent creation of the elected position of County Comptroller by the Wisconsin State Legislature and approved by the Governor, and

WHEREAS, the citizens of Milwaukee County with this change expect balanced budgets in the future, less dependency on debt to balance the budget and more resources available for key county services, and

WHEREAS, the Milwaukee County Board in the future needs to function more as a policy-making body and not as a micromanagement entity of county departments and services, and

WHEREAS, the de facto duties and responsibilities of a Milwaukee County Supervisor need public scrutiny and review with the public being afforded an opportunity to express its opinion whether the job of Milwaukee County Supervisor should be full-time or part-time; and

WHEREAS, the Wisconsin Counties Association advises the national average size of County Boards is 6.23 members; and

WHEREAS, over the past decade Milwaukee County has experienced significant reduction in the number of employees and services provided including the elimination of major areas of responsibilities; and

WHEREAS, Milwaukee County government is the only Wisconsin county without unincorporated areas thus reducing the degree of county oversight required; and

WHEREAS, the public, in numerous public hearings and other communications, has expressed concern about current and future budget deficits facing Milwaukee County, and

WHEREAS, the public has demanded a thorough examination of cost-savings measures in all areas of county government, including the budget for the County Board of Supervisors; and

WHEREAS, the public has also raised questions on the size, responsibilities and cost of the Milwaukee County Board; and

WHEREAS, in light of Milwaukee County's pressing fiscal challenges and in the interest of determining the public's view of the proper role of the County Board, the citizens of our community should have an opportunity to have their say on whether the size of the County Board should be reduced and whether the position of County Board Supervisors should be full-time or part-time; and

WHEREAS, this referendum will provide the position of our community whether the size of the county board should be reduced and whether the position of County Board Supervisor should be determined to be part-time, with commensurate wages and benefits.

NOW THEREFORE, BE IT RESOLVED, that advisory referenda concerning these issues shall proceed as follows:

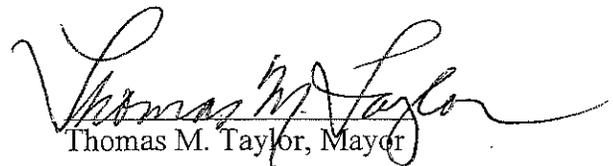
Section 1. Referendum Election. The City Clerk is hereby directed to call an advisory referendum election to be held at the regularly scheduled election to be held on Tuesday, April 3, 2012.

Section 2. Official Referendum Ballot Form. The ballot to be used at the referendum election shall be prepared in accordance with Wisconsin Statutes and shall be substantially in the form attached hereto as Exhibit A.

Introduced at a regular meeting of the Common Council of the City of Franklin this 6th day of December, 2011, by Alderman Skowronski.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 6th day of December, 2011.

APPROVED:


Thomas M. Taylor, Mayor

ATTEST:


Sandra L. Wesolowski, City Clerk

AYES 5 NOES 0 ABSENT 1 (Ald. Wilhelm)

EXHIBIT A
OFFICIAL REFERENDUM BALLOT
APRIL 3, 2012

If you desire to vote on the question, mark a cross ("X") in the square beneath the question after "YES" if in favor of the question or mark a cross ("X") in the square beneath the question after "NO" if opposed to the question.

ADVISORY REFERENDUM

Do you support compensating the position of Milwaukee County Supervisor at a level that reflects the position being considered part-time in nature?

YES

NO

ADVISORY REFERENDUM

Shall the size of the Milwaukee County Board of Supervisors be reduced from the current number of eighteen (18) Supervisors to nine (9) Supervisors?

YES

NO

**NOTICE OF REFERENDUM
CITY OF FRANKLIN
APRIL 3, 2012**

NOTICE IS HEREBY GIVEN, that at an election to be held in the City of Franklin on April 3, 2012, the following two advisory referenda questions will be submitted to a vote of the people:

ADVISORY REFERENDUM #1

Do you support compensating the position of Milwaukee County Supervisor at a level that reflects the position being considered part-time in nature?

YES NO

ADVISORY REFERENDUM #2

Shall the size of the Milwaukee County Board of Supervisors be reduced from the current number of eighteen (18) supervisors to nine (9) supervisors?

YES NO

EXPLANATION

The Common Council authorized the placement of these advisory questions to allow for citizens to show public support for, or opposition to, reductions in the size of the Milwaukee County Board and in the compensation for County Board Supervisors.

Question 1. A majority "yes" vote on the first question will advise that the electorate favors the view that compensation for the position of a Milwaukee County Board Supervisor should be determined as that of a part-time position. A majority "no" vote will advise that the electorate opposes the view that compensation for the position of a Milwaukee County Board Supervisor should be determined as that of a part-time position.

Question 2. A majority "yes" vote for the second question will advise that the electorate favors the reduction in the size of the Milwaukee County Board of Supervisors from the current number of 18 supervisors to 9 supervisors. A majority "no" vote will advise that the electorate opposes the reduction in the size of the Milwaukee County Board of Supervisors from the current number of 18 supervisors to 9 supervisors.

Done in the City of Franklin
On December 13, 2011
Sandra L. Wesolowski, City Clerk

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APPROVAL <i>Slw</i>	REQUEST FOR COMMON COUNCIL RECOMMENDATION	MEETING DATE 04/17/2012
REPORTS AND RECOMMENDATIONS	A RESOLUTION FROM FRANKLIN MAYOR TOM TAYLOR AND ALDERMAN SKOWRONSKI REQUESTING THAT THE COMMON COUNCIL OF THE CITY OF FRANKLIN MODIFY AN EXISTING ORDINANCE OF UNLAWFUL USE OF ELECTRONIC SYSTEMS TO INCORPORATE THAT CYBER BULLYING WHEN DETERMINED BY THE POLICE CHIEF OR HIS DESIGNEE IS A VIOLATION OF THE LAWS OF THE CITY OF FRANKLIN AND THAT THIS TYPE OF ACTION IS SUBJECT TO AN APPROPRIATE PENALTY	ITEM NUMBER <i>G.5.</i>

Mayor Tom Taylor and Alderman Ken Skowronski are recommending that the Common Council adopt the attached resolution requesting to modify an existing ordinance of unlawful use of electronic systems to incorporate that Cyber Bullying when determined by the Police Chief or his designee is a violation of the laws of the City of Franklin and that this type of action is subject to an appropriate penalty.

COUNCIL ACTION REQUESTED

Motion to adopt a resolution requesting that the Common Council of the City of Franklin modify an existing ordinance of unlawful use of electronic systems to incorporate that Cyber Bullying when determined by the Police Chief or his designee is a violation of the laws of the City of Franklin and that this type of action is subject to an appropriate penalty.

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2012-_____

A RESOLUTION FROM FRANKLIN MAYOR TOM TAYLOR AND ALDERMAN SKOWRONSKI REQUESTING THAT THE COMMON COUNCIL OF THE CITY OF FRANKLIN MODIFY AN EXISTING ORDINANCE OF UNLAWFUL USE OF ELECTRONIC SYSTEMS TO INCORPORATE THAT CYBER BULLYING WHEN DETERMINED BY THE POLICE CHIEF OR HIS DESIGNEE IS A VIOLATION OF THE LAWS OF THE CITY OF FRANKLIN AND THAT THIS TYPE OF ACTION IS SUBJECT TO AN APPROPRIATE PENALTY

WHEREAS, it has come to the attention of Mayor Tom Taylor and Alderman Ken Skowronski that many of the children of the City of Franklin have provided countless examples of Cyber Bullying in their schools and on social networking sites; and

WHEREAS, these same children have worked hard on research on the subject of cyber bullying and have constructed detailed and near professional presentations on this new form of harassment; and

WHEREAS, Mayor Taylor and Alderman Skowronski have been thoroughly convinced by the children of Ben Franklin School and others that the issue of Cyber Bullying is a serious issue that needs to be dealt with in an effective manner where a reasonable penalty will be imposed if constant bullying continues after warnings and notices have been ignored by these bullies; and

WHEREAS, the children that are being harassed or are being threatened with future harassment need to know that their government officials hear their pleas for relief from bullying and harassment and will not condone this type of mischievous actions; and

WHEREAS, we are living in a new time of technology with new social networking platforms and media devices that allow bullies to post false and inaccurate information about their fellow schoolmates that can never be recovered or deleted from the digital world of cyberspace once the information is posted; and

WHEREAS, serious personal damage can occur to a young person's reputation and his /her status with colleagues and friends during their school years; and

WHEREAS, these immoral acts of persecution have resulted in victims of this bullying sometimes causing harm to themselves or others and can result in long term psychological injury; and

WHEREAS, it is very important that these intimidators need to go on notice that the government of the City of Franklin takes these infractions of despicable behavior seriously and will not permit this type of conduct to go unpunished.

NOW, THEREFORE, it is recommended by Franklin Mayor Tom Taylor and Alderman Ken Skowronski that an Ordinance modifying the City of Franklin's Municipal Code §183-53. Unlawful Use of Electronic Systems, be put in place to clarify and to add to the ordinance that Cyber Bullying to a person of age 18 or below is a violation of the laws of this municipality when and as determined by the Police Chief and/or his designee.

§ 183-53. Unlawful use of electronic communications systems.

A. As used in this section, the following terms shall have the meanings indicated:

ELECTRONIC COMMUNICATIONS SYSTEM

Any method of communicating which uses any wire, radio, electromagnetic, photo optical or photo electronic facilities for the purposes of transmitting a communication including any computer facilities or related electronic equipment for the electronic storage of such communications. This definition shall include, but is not limited to, landline telephones, facsimile machines, cellular telephones, text messages, MMS messages, electronic mail messages, instant messaging systems and other social media communications.

B. Whoever uses an electronic communications system to do any of the following, provided that the communication originates or terminates within the limits of the City, shall, upon conviction, have a penalty imposed as provided in §183-79:

- (1)** Makes any comment, request, suggestion or proposal which is obscene, lewd, lascivious, filthy or indecent.
- (2)** Makes a telephone call, whether or not conversation ensues, with the intent to abuse, threaten or harass any person at the called number or numbers.
- (3)** Makes or causes the telephone of another repeatedly or continuously to ring, with intent to abuse, threaten or harass any person at the called number or numbers.
- (4)** Makes repeated telephone calls, during which conversation ensues, solely to abuse, threaten or harass any person at the called number or numbers.
- (5)** Repeatedly sends a message or other communication with the intent to abuse, threaten or harass another person.

- (6) Sends a message or makes any other communication with the intent to abuse, threaten or harass another person while intentionally preventing or attempting to prevent the disclosure of his or her own identity.
- (7) Knowingly permits any electronic communications service device under his or her control to be used for any purpose prohibited by this section.
- (8) In conspiracy or concerted action with other persons, makes repeated or simultaneous communications solely to abuse, threaten or harass any person at the called number or numbers.
- (9) With the intent to abuse, threaten or harass another person, undertakes any combination of the above activities.
- (10) That a documented and well-proven case of Cyber Bullying and/or harassment that is provided to the Police Chief or his designee by an adult of age 18 or more is therefore subject to a fine of not less than \$1 nor more than \$2,500 for each violation.**

It is also understood that the Police Chief or his designee shall have such discretion to determine if a lesser or more creative penalty is appropriate based on the circumstances and evidence of each individual case. The Police Chief shall impose such penalty at his sole discretion and at his time of choosing.

The subject of Cyber Bullying as described above and at this time shall only apply to children age 18 or below.

Introduced at a regular meeting of the Common Council of the City of Franklin this 17th day of April, 2012, by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this ____ day of _____, 2012.

APPROVED:

ATTEST:

Thomas M. Taylor, Mayor

Sandra L. Wesolowski, City Clerk
AYES ____ NOES ____ ABSENT ____

<p style="text-align: center;">APPROVAL</p> <p style="text-align: center;"><i>Slw</i></p>	<p style="text-align: center;">REQUEST FOR COUNCIL ACTION</p>	<p style="text-align: center;">MEETING DATE</p> <p style="text-align: center;">04/17/12</p>
<p style="text-align: center;">REPORTS & RECOMMENDATIONS</p>	<p style="text-align: center;">RESOLUTION IN SUPPORT OF A KNOWLES-NELSON STATE STEWARDSHIP GRANT APPLICATION BY THE CITY OF FRANKLIN COMMON COUNCIL, IN COOPERATION WITH THE PARKS COMMISSION AND TRAILS COMMITTEE, FOR A MULTI-PURPOSE TRAIL ON LANDS LOCATED TO THE SOUTH AND SOUTHEAST OF PLEASANT VIEW ELEMENTARY SCHOOL</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>G.6.</i></p>

The Franklin Trails Committee is requesting Common Council approval of a resolution in support of a Knowles-Nelson State Stewardship Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School. The required documentation, which is currently under preparation, would be subject to review and technical corrections by the City Attorney and approval by the Mayor.

The Franklin Trails Committee, with Common Council approval of a separate resolution, intends to pursue the Safe Routes to School Grant as well as the Knowles-Nelson State Stewardship Grant for the proposed multi-purpose trail. While the Stewardship Grant requires a 50 percent funding match, the Safe Routes to School Grant may provide up to 100 percent of the cost of eligible projects. It is staff's understanding that if both grants are awarded to the City, and the Safe Routes to School Grant does not cover the full cost of the project, that it could be applied toward the City's share of the Stewardship Grant. If the Safe Routes to School Grant is not awarded to the City, it is anticipated that Impact Fees would be used for the 50 percent match. However, separate formal action by the Common Council would be required at that time to expend any Impact Fees.

The Stewardship Program is an umbrella for a number of separate subprograms, each related to conservation and expanding outdoor recreation opportunities. Information about this program was previously provided to the Common Council.

A map illustrating the general location of the proposed trail and the project cost estimates are attached.

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2012-_____, a resolution in support of a Knowles-Nelson State Stewardship Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School, subject to technical corrections made by the City Attorney and approved by the Mayor.

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

[Draft 4-13-12]

RESOLUTION NO. 2012-_____

A RESOLUTION IN SUPPORT OF A KNOWLES-NELSON STATE STEWARDSHIP
GRANT APPLICATION BY THE CITY OF FRANKLIN COMMON COUNCIL, IN
COOPERATION WITH THE PARKS COMMISSON AND TRAILS COMMITTEE, FOR
A MULTI-PURPOSE TRAIL ON LANDS LOCATED TO THE SOUTH AND
SOUTHEAST OF PLEASANT VIEW ELEMENTARY SCHOOL

WHEREAS, the City of Franklin has completed several neighborhood planning sessions with assistance from the Department of Transportation resulting in two separate documents detailing citizen support for a trail connection; and

WHEREAS, the public information was compiled by an outside consultant resulting in the *Safe Routes to School Plan*, which was adopted by the Common Council, after a Public Hearing, and as a guideline to the Transportation section of the City of Franklin 2025 Comprehensive Master Plan; and

WHEREAS, the trail location includes lands purchased and provided to the City of Franklin for recreational and conservancy uses and is part of the below mentioned larger park facility planning in the *Comprehensive Outdoor Recreation Plan: 2025* adopted by the Common Council, and which supports and recommends a trail system to be developed by the municipality; and

WHEREAS, this trail is part of a larger planned trail system that will link the adjacent City owned park land not currently served by pedestrian access, previously purchased using State Stewardship funds and supported within the City's the *Comprehensive Outdoor Recreation Plan: 2025*; and

WHEREAS, the trail system will provide a much needed and safe off-street connection between adjoining neighborhoods and a school playground currently not served by pedestrian access and which connection is viewed by both residents and City Officials as a desirable Community amenity; and

WHEREAS, the City of Franklin has collected impact fees from residential users that require matching funds that could be supported by a State Stewardship grant, thereby making use of residential fees municipalities find challenging to match; and

WHEREAS, the Common Council having considered the interests of the parties, the purposes of the Stewardship Program and agree with the aforesaid, and desire to support the application for trail assistance for the residents of and visitors to the City, the interests of neighboring property owners, and the health, safety and welfare of the Community.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the City of Franklin holds on account sufficient impact fee funds to fund a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School in conjunction with Knowles-Nelson State Stewardship grant funds, and that _____, _____, is hereby authorized to act on behalf of the City of Franklin to: submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available; submit reimbursement claims along with necessary supporting documentation within 6 months of project completion date; submit signed documents; and take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED, that the City of Franklin will comply with state or federal rules for the programs or projects and ensures uses are available to the general public during reasonable hours consistent with the type of facility; and will obtain from the State of Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012.

APPROVED:

Thomas M. Taylor, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____



Legend

-  Proposed Trail
-  Existing Trail

Existing Trail Type

- 
- 
- 

Parcel



City of Franklin

Scale: 1" = 400'

Victory Creek/Pleasant View Trail Site Development Plan



City of Franklin
 Department of City Development
 9229 W. Loomis Rd.
 Franklin, WI 53132
 www.franklinwi.gov

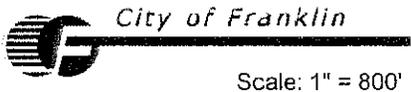
Drawn By: DEK
 4/4/2013

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and should not be used as a legal document.



Legend

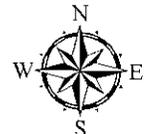
- ◆ ◆ ◆ Road Shoulder
- ■ ■ Sidewalk
- ● ● Trail
- ▬ ▬ ▬ Proposed Trail
- ▬ Existing Trail
- Parcel



City of Franklin

Scale: 1" = 800'

**Victory Creek/Pleasant View
Trail Site Development Plan**



City of Franklin
 Department of City Development
 9229 W. Loomis Rd.
 Franklin, WI 53132
 www.franklinwi.gov
 Drawn By: DEK
 4/12/2012

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes.

PROJECT COST ESTIMATE
VICTORY CREEK/PLEASANT VIEW TRAIL
CITY OF FRANKLIN
 APRIL, 2012

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>UNIT PRICE</u>	<u>COST</u>
LS	Erosion Control	LS	\$ 2,000	\$ 2,000
LS	Clearing and Grubbing	LS	2,000	2,000
650	Unclassified Excavation and Fill	CY	10	6,500
100	Undercut and Replace Unsuitable Materials	CY	25	2,500
1200	Crushed Aggregate Base Course	Tons	15	18,000
LS	Wetland Crossing(s)	LS	20,000	20,000
LS	Concrete Ramp to Victory Creek Dr.	LS	1,000	1,000
630	3" Bituminous Path	Tons	80	50,400
4000	Restoration (Hyproseed/Fert./Maint.)	SY	3	<u>12,000</u>
	• Pavement Total			\$114,000
	Bridge Rehabilitation			
	Structural Evaluation			7,200
	Rehabilitate Bridge for Public Use			<u>25,000</u>
	• Bridge Total			\$ 32,200
	CONSTRUCTION SUBTOTAL			\$146,600
	Construction Contingencies (10%)			<u>14,600</u>
	CONSTRUCTION TOTAL			\$161,200
	Design/Inspection/Administration (20%)			<u>32,240</u>
	PROJECT TOTAL			<u>\$193,440</u>

<p style="text-align: center;">APPROVAL</p> <p style="text-align: center;"><i>Slw</i></p>	<p style="text-align: center;">REQUEST FOR COUNCIL ACTION</p>	<p style="text-align: center;">MEETING DATE</p> <p style="text-align: center;">04/17/12</p>
<p style="text-align: center;">REPORTS & RECOMMENDATIONS</p>	<p style="text-align: center;">RESOLUTION IN SUPPORT OF A WISCONSIN DEPARTMENT OF TRANSPORTATION 2013-2014 SAFE ROUTES TO SCHOOL INFRASTRUCTURE/NON- INFRASTRUCTURE GRANT APPLICATION BY THE CITY OF FRANKLIN COMMON COUNCIL, IN COOPERATION WITH THE PARKS COMMISSION AND TRAILS COMMITTEE, FOR A MULTI-PURPOSE TRAIL ON LANDS LOCATED TO THE SOUTH AND SOUTHEAST OF PLEASANT VIEW ELEMENTARY SCHOOL</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>G.7.</i></p>

The Franklin Trails Committee is requesting Common Council approval of a resolution in support of a Wisconsin Department of Transportation 2013-2014 Safe Routes to School Infrastructure/Non-infrastructure Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School. The required documentation, which is currently under preparation, would be subject to review and technical corrections by the City Attorney and approval by the Mayor.

The Franklin Trails Committee, with Common Council approval of a separate resolution, intends to pursue the Knowles-Nelson State Stewardship Grant as well as the Safe Routes to School Grant for the proposed multi-purpose trail. While the Stewardship Grant requires a 50 percent funding match, the Safe Routes to School Grant may provide up to 100 percent reimbursement of the cost of eligible projects. It is staff's understanding that if both grants are awarded to the City, and the Safe Routes to School Grant does not cover the full cost of the project, that it could be applied toward the City's share of the Stewardship Grant.

The Safe Routes to School Program supports projects that improve conditions for walking and/or bicycling to and from school. Additional program information is attached as well as a map illustrating the general location of the proposed trail and the project cost estimates are attached.

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2012-_____, a resolution in support of a Knowles-Nelson State Stewardship Grant Application by the City of Franklin Common Council, in cooperation with the Parks Commission and Trails Committee, for a multi-purpose trail on lands located to the south and southeast of Pleasant View Elementary School, subject to technical corrections made by the City Attorney and approved by the Mayor.

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

[Draft 4-13-12]

RESOLUTION NO. 2012-_____

A RESOLUTION IN SUPPORT OF A WISCONSIN DEPARTMENT OF
TRANSPORTATION SAFE ROUTES TO SCHOOL GRANT APPLICATION BY THE
CITY OF FRANKLIN COMMON COUNCIL, IN COOPERATION WITH THE PARKS
COMMISSON AND TRAILS COMMITTEE, FOR A MULTI-PURPOSE TRAIL ON
LANDS LOCATED TO THE SOUTH AND SOUTHEAST OF PLEASANT VIEW
ELEMENTARY SCHOOL

WHEREAS, the City of Franklin has completed several neighborhood planning sessions with assistance from the Department of Transportation resulting in two separate documents detailing citizen support for a trail connection; and

WHEREAS, the public information was compiled by an outside consultant resulting in the *Safe Routes to School Plan*, which was adopted by the Common Council, after a Public Hearing, and as a guideline to the Transportation section of the City of Franklin 2025 Comprehensive Master Plan; and

WHEREAS, the trail location includes lands purchased and provided to the City of Franklin for recreational and conservancy uses and is part of the below mentioned larger park facility planning in the *Comprehensive Outdoor Recreation Plan: 2025* adopted by the Common Council, and which supports and recommends a trail system to be developed by the municipality; and

WHEREAS, this trail is part of a larger planned trail system that will link the adjacent City owned park land not currently served by pedestrian access, previously purchased using State Stewardship funds and supported within the City's the *Comprehensive Outdoor Recreation Plan: 2025*; and

WHEREAS, the trail system will provide a much needed and safe off-street connection between adjoining neighborhoods and a school playground currently not served by pedestrian access and which connection is viewed by both residents and City Officials as a desirable Community amenity; and

WHEREAS, the Common Council has considered the interests of the parties, the purposes of the Safe Routes to School Program and agrees with the aforesaid, and desires to support the application for trail assistance for the residents of and visitors to the City, the interests of neighboring property owners, and the health, safety and welfare of the Community.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that _____, _____, is

hereby authorized to act on behalf of the City of Franklin to: submit an application to the State of Wisconsin Department of Transportation for any financial aid that may be available; submit reimbursement claims along with necessary supporting documentation; submit signed documents; and take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED, that the City of Franklin will comply with state or federal rules for all public programs or projects and ensure uses are available to the public at reasonable times consistent with the type of project funded; and approval will be made in writing to the relevant department before any changes are made in the use of the project site.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012.

APPROVED:

Thomas M. Taylor, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____



Legend

-  Proposed Trail
-  Existing Trail

Existing Trail Type

- 
- 
- 

Parcel



City of Franklin

Scale: 1" = 400'

Victory Creek/Pleasant View Trail Site Development Plan



This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and may be subject to error.



Legend

- ◆ ◆ ◆ Road Shoulder
- ■ ■ Sidewalk
- ● ● Trail
- ▬ ▬ ▬ Proposed Trail
- ▬ Existing Trail
- Parcel



City of Franklin

Scale: 1" = 800'

Victory Creek/Pleasant View Trail Site Development Plan



This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes.

PROJECT COST ESTIMATE
VICTORY CREEK/PLEASANT VIEW TRAIL
CITY OF FRANKLIN
 APRIL, 2012

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>UNIT PRICE</u>	<u>COST</u>
LS	Erosion Control	LS	\$ 2,000	\$ 2,000
LS	Clearing and Grubbing	LS	2,000	2,000
650	Unclassified Excavation and Fill	CY	10	6,500
100	Undercut and Replace Unsuitable Materials	CY	25	2,500
1200	Crushed Aggregate Base Course	Tons	15	18,000
LS	Wetland Crossing(s)	LS	20,000	20,000
LS	Concrete Ramp to Victory Creek Dr.	LS	1,000	1,000
630	3" Bituminous Path	Tons	80	50,400
4000	Restoration (Hyproseed/Fert./Maint.)	SY	3	<u>12,000</u>
	• Pavement Total			\$114,000
	Bridge Rehabilitation			
	Structural Evaluation			7,200
	Rehabilitate Bridge for Public Use			<u>25,000</u>
	• Bridge Total			\$ 32,200
	CONSTRUCTION SUBTOTAL			\$146,600
	Construction Contingencies (10%)			<u>14,600</u>
	CONSTRUCTION TOTAL			\$161,200
	Design/Inspection/Administration (20%)			<u>32,240</u>
	PROJECT TOTAL			<u>\$193,440</u>



WisDOT 2013-2014 Safe Routes to School (SRTS) Infrastructure/Non-Infrastructure Application

Project Eligibility

- Projects must promote and/or improve conditions for walking and/or bicycling to and from school.
- Eligible projects/activities must focus on children in kindergarten through eighth grade (Grades K-8).
- Projects must be located within a two-mile radius of any elementary or middle school (Grades K-8).
- This program is open to both public and private schools.

See Eligibility Section in SRTS Program Guidelines for further information.

Recommendations for Completing the Application

- **This application packet includes the following information:**
 - Application instructions (pages 2-7)
 - Application (pages 8-13)
- Print the instructions (pages 2-7) and use them to assist you in filling out the application.
- The Tab keys can be used in the application to move the cursor to the next box.
- Questions on the application process or Safe Routes to School (SRTS) should be directed to Renee Callaway, Wisconsin Safe Routes to School Coordinator, at 608-266-3973. You can also email srts@dot.wi.gov or visit www.dot.wisconsin.gov/localgov/aid/saferoutes.htm for more information.
- Application Length:
 - Answer question three on School Demographics in the provided space or if space is needed for multiple schools you may have up to one full page.
 - For question four on Safe Routes to School Planning SRTS plan documentation may be included if the plan is not available online. If the school does not have a SRTS Plan up to one page can be used to describe any SRTS planning efforts.
 - The responses to the Project Specific Questions in question number five cannot exceed four pages.
 - In addition to completing question six on Project Costs and Timeline a detailed budget of no more than two pages should be included with the application.
 - Question nine requires a one-page map. In addition up to six pages of additional attachments are allowed, such as photographs, additional more detailed maps, or letters of support.
- When you have completed the application, save it as a Microsoft Word document with the name of the applicant in the file name, and email it along with any attachments to srts@dot.wi.gov.
- **Project application deadline is no later than 5:00 pm on Friday, May 4, 2012.** Submitting applications prior to the deadline will allow for quick review and communication with locals on any outstanding questions.
- WisDOT will only accept application forms as a Microsoft Word document.
- The allowed attachments should be sent as a Microsoft Word document or a PDF.
- The final project scope, cost, and delivery schedule are the responsibility of the sponsor.

Instructions
WisDOT 2013-2014 SRTS Infrastructure/Non-Infrastructure Application

Question One: Project Applicant and Application Type

Type of Project Funding Requested Check the appropriate box based on the type of project and activities you are requesting. Infrastructure activities include any engineering activities such as building sidewalks, trails, traffic calming measures, purchase of signs, bike racks, installing pavement markings and similar improvements. Non-infrastructure projects include encouragement, education, enforcement and evaluation activities. For more information, see the WisDOT Infrastructure and Non-Infrastructure Guidelines available at the WisDOT Safe Routes to School Web site (www.dot.wisconsin.gov/localgov/aid/saferoutes.htm).

Total Amount of Funding Requested Include costs for all project elements. This amount should match your submitted budget.

Applicant Type Select *Municipality, School, School District, Tribe or Non-profit*.

Name of Applicant Type the name of the community, school, school district, tribe or non-profit primary applicant.

Contact Name This should be a person from the community, school, school district, tribe or non-profit serving as the primary applicant and who can provide additional information about the application should it be needed.

Contact Title

Contact Mailing Address

Area Code – Phone Number

Contact E-mail Address

County Where Project Will Take Place

Question Two: Project Summary/Description (75 words or less)

In 75 words or less, describe the project activities you are requesting funding for in the space provided on the application form. This summary is particularly helpful to the review committee, so please be as clear and concise as possible.

Question Three: School Demographics

What are the name(s) and demographics for each school affected by the proposed program or project?

If there is more than one school, include the information for additional schools in each box and label the information with the name or initials of the school (for example, RE K-4/FMS 5-7). If you have a large number of schools that will be impacted by this project, create a separate page for this information with the correct information for each school.

- School name
- School population
- Grades of students at school
- Estimated number of students currently walking to school (if known)
- Estimated number of students currently biking to school (if known)
- Does the school have any policies related to walking or biking
- Distance eligibility for riding a bus
- Number of children not eligible for busing
- Number of students eligible for busing because of a hazard situation
- Percentage of students living within one mile of the school

- Percentage of students living within two miles of the school
- Percentage of students eligible for free or reduced-cost school meals
- Community served by school
- Community population
- Please provide other pertinent demographic information about the community or school. Commonly included demographics include information on race, income, disabilities, educational attainment, and community employment status.

Question Four: Safe Routes to School Planning Information

Does your school or community have a Safe Routes to School plan?

If yes, please include the following as applicable: a) Web address where your SRTS plan or the School Travel Plan can be viewed; b) If not available on the Web, attach as a Microsoft Word document or PDF the issue identification section (surveys, audits, etc.) and the recommendations section with your application.

If no, has your school undertaken other similar assessments? Please describe any other assessments that you have conducted, including those found in the planning section of the Wisconsin Safe Routes to School Toolkit available at the WisDOT Safe Routes to School Web site (www.dot.wisconsin.gov/localgov/aid/saferoutes.htm).

Question Five: Project Specific Questions

Describe the proposed project/activity. Please include the following information, as applicable:

For **infrastructure projects**, describe the project, where it will take place in relation to the school and the specific changes to the built environment that will be made.

For **non-infrastructure projects**, describe the activities related to education, encouragement, enforcement and evaluation that this project will undertake. Be as specific as possible.

Why is the project/activity needed? What are the current conditions for bicycling and walking? What problems or issues need resolved to get more children walking and biking? How will the proposed project/activity address the identified problems? Please include information on the following, as applicable: What are the obstacles (physical or perceived) to walking and/or bicycling to and from your school? List any documented hazards or concerns such as crash data, traffic counts, community and school surveys or audits, speed surveys, and any other factors as appropriate. Show problems, as appropriate, on the required map. (Photos may be included illustrating the current situation as part of this question or as part of the allowed additional attachments.)

Describe any existing or planned activities or projects at the affected school(s) that enhance biking or walking to school. These could be engineering changes already undertaken, encouragement or education events, classroom activities, enforcement or anything else that makes walking and biking easier, safer or a preferred transportation choice.

Describe how you plan to ensure the long-term success of Safe Routes to School. What community and school support exists for Safe Routes to School, walking and bicycling? Please include information on the following as applicable: Who are your partners? Does your school have a SRTS "champion" or project leader? Do the principal and/or teachers support the project? Describe other ongoing programs/policies/funding sources related to SRTS that are ongoing in the school or community (e.g., bike safety trainings, pedestrian education, physical activity policies, Governor's School Health Award or Green and Healthy School Certification). Does the community or school(s) have policies limiting or encouraging biking and/or walking to school? What policies does the community have that relate to the provision of sidewalks, paths or other bicycle and pedestrian facilities? Are there any plans to measure results from the project?

Question Six: Project Timeline and Project

Project Timeline – When do you estimate the project can begin? To the best of your ability indicate the fiscal year in which you would like to begin design and construction of your infrastructure project. For non-infrastructure, check each fiscal year (FY) for which you are requesting funding. FY 2013 represents July 1, 2012-June 30, 2013 and FY 2014 represents July 1, 2013-June 30, 2014. Small infrastructure projects with completed designs or which are primarily signing and marking projects may be able to begin construction in FY2013. The majority of infrastructure projects should plan for construction in FY2014 or FY2015. Non-infrastructure projects should plan to start no sooner than fall 2013. Please consider whether any non-infrastructure projects will be started before or after completion of any infrastructure projects requested. Some applicants may want to request project funds for non-infrastructure activities before construction is completed and some funds for after construction is completed.

Project Costs – Please review the requirements in the Sponsor’s Guide to Non-Traditional Projects available at <http://www.dot.wisconsin.gov/localgov/docs/sponsors-guide.pdf> to ensure that you include all costs associated with a federal aid project. If the estimate is too low and the project experiences cost overruns, the sponsor will be responsible for covering the cost overruns. Include a detailed budget attachment (maximum two pages) showing requested costs with your application. The Selection Committee considers partial funding of applications, but that is not possible without a detailed budget that shows costs of all the project elements. If your project includes more than one project element, please put them in order of priority (e.g., first priority: west bike path; second priority: school street sidewalk; and third-priority: street traffic calming improvements). Make sure that it is clear what the costs are for each separate priority item. Infrastructure project requests must be for a minimum of \$25,000. Non-infrastructure project requests must be for a minimum of \$5,000.

Question Seven: Improvement Components

Check all Improvement Type(s) that apply to your proposed project. If you are requesting funding for items not on the list, please check “Other” and then briefly describe the activity.

Question Eight: Existing Facilities and Project Information

Check *Yes* or *No* for each project question. If requested provide additional information in the Comments box. These questions are intended to assist in project implementation should your project be selected for funding. These questions also help determine costs for project oversight which is added after project award. Please answer the questions to the best of your ability but be as thorough as possible.

Have the schools affected by this project completed initial Student Travel tallies and Parent Surveys? More information on the surveys, which were developed by the National Center for Safe Routes for School, is online at <http://www.dot.wisconsin.gov/localgov/aid/saferoutes-surveys.htm>. If no, are the schools prepared to administer pre-project Tallies and Surveys if the project is awarded?

Are the schools affected by this project prepared to administer Student Travel Tallies and Parent Surveys upon completion of this project? Both pre and post project surveys are required.

The SRTS program is a cost reimbursement program. If your project is selected do you have funds in place to support spending prior to reimbursement by WisDOT?

Who will manage the infrastructure project? Please include a contact name, title and email address. Please skip this question if only applying for non-infrastructure.

Who will manage the non-infrastructure project? Please include a contact name, title and email address. Please skip this question if only applying for infrastructure.

Has the project sponsor previously been awarded SRTS funds? Please check yes if the municipality, school, tribe or organization has previously received SRTS funds. If yes, what is the status of the previously awarded project?

Please indicate for a previously awarded infrastructure projects if it is not yet started, in design, in construction or completed. For a previously awarded non-infrastructure project please indicate if it is not yet started, ongoing, or completed.

Is this application a request for additional funds needed to complete a previously approved infrastructure project? Is this funding request only for funds needed due to cost overruns in an infrastructure project awarded in a previous application cycle and not for a new infrastructure project? If yes, skip ahead to Question Ten Project Map and Other Additional Attachments. The remaining questions pertain only to new infrastructure projects.

Is this project for Non-Infrastructure activities only? If yes, skip ahead to Question Ten Project Map and Other Additional Attachments. The remaining questions pertain only to infrastructure projects.

Does this project include funds to build sidewalks? If yes, please include information on any existing sidewalk ordinances. Include ordinances related to the provision of sidewalks as well as those related to sidewalk maintenance. If yes also include an estimate of how many students live in a neighborhood such that they might utilize this sidewalk to travel to and from school.

Does this project include funds to build a multi-use path? If yes, include an estimate of how many students live in a neighborhood such that they might utilize this path to travel to and from school.

Does any part of the proposed project take place on school property?

Does any part of the proposed project take place on municipality property?

Will this project require an easement? If yes, please provide information regarding the easement needs in the comment box provided.

Does this project cross a railroad or is it within 1,000 feet of a railroad?

Is this project on or parallel to a local road or street? If yes, provide the name of the road or street.

Does this project cross a state or federal highway?

Does this project run parallel to a state or federal highway?

Will this project be constructed as part of another planned road project? If yes, specify if this is a state, county or local project and when the road project is scheduled for construction.

Will any exceptions to standards be requested? For more information, see the Wisconsin Bicycle Facilities Design Guidelines available at <http://www.dot.wisconsin.gov/projects/state/docs/bike-facility-toc.pdf>. Pedestrian accessibility information is available at <http://www.dot.wisconsin.gov/projects/state/docs/ped-ada.pdf>.

Will the proposed project utilize municipal employees to complete any of the construction activities? For more information on the WisDOT Local Force Account agreement, go to the WisDOT Web site at <http://www.dot.wisconsin.gov/localgov/localforce/index.htm>.

Question Nine: Environmental/Cultural Issues – Infrastructure Projects

Check *Yes* or *No* for each project question. When requested, provide additional information in the Comments boxes. FHWA regulations require projects to be developed in a manner that avoids or minimizes impacts to cultural resources. In addition, the environmental process is intended to help public officials make decisions that are based on understanding of environmental consequences, and take actions that protect, restore, and enhance

the environment. The questions in the following section are intended to assist in project implementation should your project be selected for funding. Please answer the questions to the best of your ability.

Will wetlands be impacted by this project? The Wisconsin Department of Natural Resources has a Web site dedicated to wetlands; please see <http://dnr.wi.gov/topic/wetlands/>.

Will endangered/threatened/migratory species be impacted by this project? If you know that endangered species are present in the project area or that the project will disturb critical habitat, check Yes. The Wisconsin Department of Natural Resources provides information about where endangered resources exist in Wisconsin; please see <http://dnr.wi.gov/topic/ERReview/>.

Are hazardous materials present in the construction corridor of the project location? This would be most common in a potential project site where an abandoned rail corridor or similar area that might have once been the site of hazardous materials.

Does the project take place in an area with a historic designation, buildings over 100 years old or other historically significant features? If you are unsure you may want to check with your local historical society.

Will any recreational areas be impacted by this project? This could include parks, playgrounds, recreation areas, wildlife and waterfowl refuge, or any significant historic site.

Question Ten: Project Map and Other Additional Attachments

Please provide a map of the school(s) and surrounding area. The method you use for making a map will depend on the type of project you need to illustrate. WisDOT has developed the Wisconsin Information System for Local Roads (WISLR) (<http://www.dot.wisconsin.gov/localgov/wislr/>), which may apply if the project is part of or adjacent to a local road. If not, you may want to work with a commercially available map or draw on a map you customize through a Web site such as Google Maps (<http://maps.google.com>). If you get outside help in making a map with geographic information system (GIS) mapping software, make sure the technicians helping you know the map must be kept at a scale where the information can be read on an 8½ x 11 sheet. Potential sources for maps include school district facilities planning offices, regional planning commissions, metropolitan planning organizations, municipal planning departments, local library, or Web sites such as Google Maps or USGS (<http://www.usgsquads.com/mapfinder.html>). For infrastructure projects, please note where the project will take place on the map. It is recommended that maps show where residential neighborhoods are located in relationship to the school and the infrastructure project. Other details that might be included on a map are documented hazardous areas which require hazard busing, locations of bicycle/pedestrian crashes, school boundaries, and/or current facilities. The map will need to be readable when printed in black and white.

Other Additional Attachments Please provide additional support items that you feel are necessary to understand the project such as photographs, additional maps, letters of support or other relevant documentation.

Application and Attachments

Please make sure that you have included all the required items when you submit your application. This section reviews everything that must be submitted to make a complete application. Please include the application and attachments in one email.

Project Conditions Confirmation

Please confirm your understanding of the project conditions by signing at the bottom of the application form.

Application Submission

- **All submitted applications and attachments must be printable on 8½ x 11 size paper in black and white.** The response to Question Three School Demographics cannot exceed one page. The response to Question Five Project Specific Questions cannot exceed six pages. A one-page map is required. A detailed budget of no more than two pages also must be included. Up to six pages of additional attachments are allowed, such as photographs, additional maps, or letters of support. SRTS plan documentation may also be included if the plan is not available online.
- When you have completed the application, save it as a Microsoft Word document with the name of the project applicant in the file name and email it along with any attachments in one email message to srts@dot.wi.gov.
- **Project application deadline is no later than 5:00 pm on Friday, May 4, 2012.** Submitting applications prior to the deadline will allow for quick review and communication with locals on any outstanding questions.
- WisDOT will only accept application forms as a Microsoft Word document.
- Allowed attachments should be sent as a Microsoft Word document or a PDF.



WisDOT 2013-2014 SRTS Infrastructure/Non-Infrastructure Application

1. Project Applicant and Application Type

Type of Project Funding Requested

Infrastructure Only Non-Infrastructure Only Infrastructure and Non-Infrastructure

Total Amount of Funding Requested:

Applicant Type: **Municipality**

Name of Applicant (refer to drop-down Applicant Type):

Contact Name:

Contact Title:

Contact Mailing Address:

Area Code – Phone Number: () -

Contact E-mail Address:

County Where Project Will Take Place:

2. Project Summary/Description (75 Words or Less)

[Empty text box for Project Summary/Description]

3. School Demographics

What are the name(s) and demographics for each school affected by the proposed program or project?

School name: School population: Grades of students at school:

Estimated number of students currently walking to school (if known):

Estimated number of students currently biking to school (if known):

Does the school have any policies related to walking or biking?

Distance eligibility for riding a bus: Number of children not eligible for busing:

Number of students eligible for busing because of a hazard situation:

Percentage of students living within one mile of the school:

Percentage of students living within two miles of the school:

Percentage of students eligible for free or reduced-cost school meals:

Community(s) served by school: Community(s) population:

Please provide other pertinent demographic information about the community or school:

4. Safe Routes to School Plan Information

Does your school or community have a Safe Routes to School plan? Yes No

If yes, can it be viewed online? Yes, the website address is No, it is attached with the application.

If no, please describe in no more than one page any SRTS related planning efforts undertaken by the school or community .

5. Project Specific Questions

Please answer the following questions in no more than six pages.

- Describe the proposed project/activity.
- Why is the project/activity needed? What are the current conditions for bicycling and walking? What problems or issues need resolved to get more children walking and biking? How will the proposed project/activity address the identified problems?
- Describe any existing or planned activities or projects at the affected school(s) that enhance biking or walking to school.
- Describe how you plan to ensure the long-term success of Safe Routes to School.

6. Project Timeline and Project Costs

Infrastructure Design

FY 2013 FY 2014

Total Design Cost \$

Infrastructure Construction

FY 2013 FY 2014 FY 2015

Total Construction Cost \$

Non-Infrastructure

FY 2013 FY 2014 FY 2015

Total Non-Infrastructure Cost \$

PROJECT COST GRAND TOTAL \$

Please also include a detailed budget that is no more than two pages.

7. Improvement Components

Check all that apply to your proposed SRTS project:

- Engineering
 - Sidewalk
 - Multi-Use Trail
 - Pavement Markings/Crosswalk Markings
 - Rapid Flash Beacons

- Curb Extensions
- Pedestrian Island
- Raised Crosswalk
- Traffic Circle
- Sharrow
- Traffic Signal or Roundabout
- Bicycle Lane
- Bicycle/Pedestrian Bridge or Underpass
- Bicycle Parking
- Radar Speed Sign(s)
- School Zone Signage
- Other; please describe:
- Enforcement
 - Overtime Pay for School Zone Enforcement
 - Speed Radar Trailer
 - Crossing Guard Supplies or Training
 - Other; please describe:
- Education
 - Bike Safety Training
 - Pedestrian Training
 - Educational Materials
 - Driver/Parent Education
 - Other; please describe:
- Encouragement
 - Walk or Bike to School Day events
 - Walking School Bus or Bike Train
 - Youth Engagement Programming
 - Encouragement Materials/Incentives
 - Other; please describe:
- Other
 - Staff Time or Program Coordinator
 - Evaluation
 - Parent/Student Surveys
 - Traffic Counts
 - Speed Surveys
 - Other; please describe:
 - Other; please describe:

8. Existing Facilities and Project Information

Have the schools affected by this project completed initial Student Travel Tallies and Parent Surveys? Yes No

If no, are the schools prepared to administer pre-project Tallies and Surveys if the project is awarded? Yes No

Are the schools affected by this project prepared to administer Student Travel Tallies and Parent Surveys upon completion of the project? Yes No

The SRTS program is a cost reimbursement program. If your project is selected do you have funds in place to support spending prior to reimbursement by WisDOT? Yes No

Who will manage the infrastructure project? Contact Name and Title Contact E-mail Address

Who will manage the non-infrastructure project? Contact Name and Title Contact E-mail Address

Has the project sponsor previously been awarded SRTS funds? Yes No

If yes, what is the status of the previously awarded project?

Is this application a request for additional funds needed to complete a previously approved infrastructure project?

Yes No

If yes, skip ahead to Question 10 Project Map and Other Additional Attachments.

Is this project for Non-Infrastructure activities only? Yes No

If yes, skip ahead to Question 10 Project Map and Other Additional Attachments.

Does this project include funds to build sidewalks? Yes No

If yes, does the municipality have a sidewalk ordinance? Yes No

If yes, provide a brief description of the ordinance:

If yes, how many students do you estimate would utilize this sidewalk to reach the school?

Does this project include funds to build a multi-use path? Yes No

If yes, how many students do you estimate would utilize this path to reach the school?

Does any part of the proposed project take place on school property? Yes No

Does any part of the proposed project take place on municipality property? Yes No

Will this project require an easement? Yes No Provide comment if necessary:

Does this project cross a railroad or is it within 1,000 feet of a railroad? Yes No

Is this project on or parallel to a local road or street? Yes No

If yes, provide the name of the road or street:

Does this project cross a state or federal highway? Yes No

Does this project run parallel to a state or federal highway? Yes No

Will this project be constructed as part of another planned road project? Yes No

If yes, specify if this is a state, county or local project and when the road project is scheduled for construction:

Will any exceptions to standards be requested? Yes No

If yes, provide a brief description of the exceptions that may be requested:

Will the proposed project utilize municipal employees to complete any of the construction activities? Yes No

9. Environmental/Cultural Issues – Infrastructure Projects

Will wetlands be impacted by this project? Yes No

Provide comment if necessary:

Will endangered/threatened/migratory species be impacted by this project? Yes No

Provide comment if necessary:

Are hazardous materials present in the construction corridor of the project location? Yes No

Provide comment if necessary:

Does the project take place in an area with a historic designation, buildings over 100 years old or other historically significant features? Yes No

Provide comment if necessary:

Will any recreational areas be impacted by this project? Yes No

Provide comment if necessary:

10. Project Map and Other Additional Attachments

Please include a one page map of the school(s) and surrounding area as an attachment with your application. If you are applying for an infrastructure project please make sure the infrastructure improvement location is marked on the map. You may also include up to six pages of additional attachments, such as photographs of the school/project area, additional more detailed maps, or letters of support.

Application and Attachments

I have included in my email to srts@dot.wi.gov:

- A completed application form taking into account that question three cannot exceed one page and question five cannot exceed six pages.
- Map - Please provide a one page map of the affected school(s) and surrounding area. For infrastructure projects clearly note the location where the project improvements will take place.
- Budget – In addition to filling out question six you must provide a detailed budget. Two pages maximum.
- Optional Attachments - Please provide additional support items that you feel are necessary to understand the project such as photographs, additional maps, and letters of support or other relevant documentation. Six pages maximum.
- SRTS Plan Documentation - A Web site address where your SRTS plan can be viewed is preferable. If the plan is not online, include summary information such as the issue identification section (information from surveys, walk/bike audits, etc.) and the recommendations section from your SRTS plan. The SRTS plan materials will not count against the total number of optional attachments you may include.

All attachments must be able to print in black and white on 8½ x11 size paper and should be emailed together with the application. The application must be in Microsoft Word format. The attachments may be Microsoft Word or an Adobe PDF file.

Project Conditions Confirmation

Please confirm your understanding of the following project conditions by signing at the bottom:

This is a reimbursement program. The sponsor must finance the project until federal reimbursement funds are available. The sponsor must fund project costs in excess of the amounts indicated in the attached budget (i.e., cost overruns) at no expense to state/federal funding sources. The sponsor must not incur costs for any phase of the project, until that phase has been authorized for federal charges. Otherwise, the sponsor risks incurring costs that will not be reimbursable.

Local units of government must agree to be certified to handle Local Let Contracts (LLCs). The sponsor will follow the applicable federal and state regulations required for each phase of the project. The requirements include but are not

limited to the following: Qualifications Based Selection process for design and engineering services (Brooks Act); real estate acquisition requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and amendments; Competitive procurement of construction services; Davis-Bacon wage rates on federal highway right-of-way projects; WisDot FDM & Bicycle Facilities Handbook; ADA/ADAG regarding accessibility for the disabled: Manual of Uniform Traffic Control Device (MUTCD) regarding signage and markings.

The sponsor agrees to maintain any infrastructure project for its useful life. Failure to maintain the facility improved with FHWA funds prior to the end of its useful life, will subject the sponsor to partial repayment of federal funds or various stipulations protecting the public interest in the project for its useful life. Infrastructure projects such as sidewalks and multi-use paths must have snow cleared and be useable year round.

The sponsor agrees to use the National SRTS Parent Survey and Student Tally record before the project begins and after completion. The survey data must be made available to the Wisconsin SRTS program for evaluation purposes.

 (Signature of Person Submitting Application)

 (Date)

 (Title of Person Submitting Application)

Typing in the signature line (which will show as a cursive script) and the date is sufficient for this application.

WisDOT Information – Shaded area to be completed by WisDOT staff only.

FOR WisDOT USE ONLY		
Application Reviewer's Name:		
Application Reviewer's Title:		
Date Received:		
Date Reviewed:		
Comments:		
Application Reviewer's Signature:		
Additional Information for Approved Projects		
Project ID(s):		
Approved Federal Funding Amount: Non-Infrastructure: \$	Infrastructure: \$	Delivery: \$
Comments:		

WisDOT Central Office Reviewer's Signature:

Date:

Wisconsin Department of Transportation

2013-2014 Local Program Guidelines

Safe Routes to School Infrastructure and Non-Infrastructure Projects

March 19, 2012

Purpose and Description

Safe Routes to School (SRTS) is an international movement that promotes walking and bicycling to school. In 2005, the United States Congress signed into law a federally funded Safe Routes to School Program, allocating money to all 50 states and the District of Columbia. The goals of the program are:

- To enable and encourage children, including those with disabilities, to walk and bicycle to school.
- To make bicycling and walking to school a safer and more appealing transportation alternative, thereby encouraging a healthy and active lifestyle from an early age.
- To facilitate the planning, development, and implementation of projects and activities that will improve safety and reduce traffic, fuel consumption, and air pollution in the vicinity of schools.

Since the beginning of the SRTS Program, Wisconsin communities and schools have been awarded 130 projects totaling approximately \$13 million. In 2012 approximately \$6 million in funds will be awarded to projects that make bicycling and walking to school a safer and more appealing option for Wisconsin K-8 schools.

The 5 E's

In order to accomplish the goals of Safe Routes to School, communities should focus on the 5 E's. This comprehensive approach allows communities to maximize the number of students walking and bicycling to school. The 5 E's are:

Engineering – Making improvements to the infrastructure surrounding schools that reduce motor vehicle speeds, decrease potential conflict between bicyclists, pedestrians and motor vehicles, and establish safer and fully accessible crossings, walkways, trails and bikeways.

Education – Teaching children about the broad range of transportation choices, instructing them in important lifelong bicycling and walking safety skills, and launching driver safety campaigns near schools.

Enforcement – Enlisting the help of local police departments to focus enforcement efforts in problem areas and increase community awareness of school safety issues.

Encouragement – Using events and activities to promote walking and bicycling and making it fun and appealing to children.

Evaluation – Monitoring and documenting outcomes and trends through the collection of data, including the collection of data before and after the intervention(s).

Desired Outcomes

- Increased bicycle, pedestrian, and traffic safety.
- More children walking and bicycling to and from schools.
- Decreased traffic congestion.
- Improved childhood health.
- Reduced childhood obesity.
- Encouragement of healthy and active lifestyles.
- Improved air quality.
- Improved community safety.
- Reduced fuel consumption.
- Increased community security.
- Enhanced community accessibility.
- Increased community involvement.
- Improvements to the physical environment that increase the ability to walk and bicycle to and from schools.
- Improved partnerships among schools, local municipalities, parents, and other community groups, including non-profit organizations.
- Increased interest in bicycle and pedestrian accommodations throughout a community.

Program Funding

Currently a transportation act to replace SAFETEA-LU has not yet been approved. Because of the long lead time needed to select, approve, design and construct projects, it is necessary to move forward with a program cycle even without a new transportation act. The amount of funding available for the 2012 funding cycle is based on the assumption that funding will be continued forward at the previous funding level. The 2011-13 Wisconsin state budget includes approximately \$6 million for the SRTS Program.

Program Eligibility

Eligible projects/activities must focus on children in kindergarten through eighth grade and be within a two-mile radius of any elementary or middle school. This program is open to both public and private schools.

Eligible Applicants

Eligible applicants for infrastructure projects include any political subdivision of the state (city, village, town or county), Indian Tribes or state agency. The applicant must be the local governmental unit that has jurisdiction over the affected property and is authorized to spend funds.

Eligible applicants for non-infrastructure activities include any state agency, county, local governmental unit (a municipality, regional planning commission, special purpose district or local governmental association, authority, board, commission, department, independent agency, institution or office) including schools, Indian Tribes or federally recognized non-profit organizations.

Infrastructure Projects

SAFETEA-LU specifies that eligible infrastructure-related projects include the planning, design, and construction of infrastructure-related projects that will substantially improve the ability of students to walk and bicycle to school, including:

- Sidewalk improvements.
- Traffic calming and speed reduction improvements.
- Pedestrian and bicycle crossing improvements.
- On-street bicycle facilities.
- Off-street bicycle and pedestrian facilities.
- Secure bicycle parking facilities.
- Traffic diversion improvements in the vicinity of schools.

Sidewalk improvements: new sidewalks, sidewalk gap closures, curbs, gutters, and curb ramps. Sidewalks must meet ADA requirements and be at minimum 5 feet wide.

Traffic calming and speed reduction improvements: roundabouts, bulb-outs, speed humps, raised crossings, raised intersections, median refuges, narrowed traffic lanes, lane reductions, full- or half-street closures, and radar speed signs.

Pedestrian and bicycle crossing improvements: median refuges, raised crossings, raised intersections, traffic control devices (including new or upgraded traffic signals, pavement markings, traffic stripes, in-roadway crossing lights, rapid flash beacons, bicycle-sensitive signal actuation devices, pedestrian countdown signals, vehicle speed feedback signs, and pedestrian activated signal upgrades), and sight distance improvements.

On-street bicycle facilities: bicycle lanes, widened outside lanes or roadway shoulders, geometric improvements, sharrows and other pavement markings.

Off-street bicycle and pedestrian facilities: multi-use bicycle and pedestrian trails that are separated from a roadway. Paths must be 10 feet wide with a clear zone, paved and maintained year round for walking and biking.

Secure bicycle parking facilities: bicycle parking racks, bicycle lockers, and covered bicycle shelters.

Traffic diversion improvements: separation of pedestrians and bicycles from vehicular traffic adjacent to school facilities, and traffic diversion away from school zones or designated routes to a school. Any improvements to school drop off and pick up areas must be for the benefit of pedestrian and bicycle users.

Planning, design, and engineering expenses: including consultant services, associated with designing eligible infrastructure projects are eligible to receive infrastructure funds.

Project Location

For infrastructure projects, public funds must be spent on projects within the public right of way. This may include projects on private land that have public access easements. Public property includes lands that are owned by a public entity, including those lands owned by public school districts. Construction and capital improvement projects also must be located within approximately two miles of a primary or middle school (grades K – 8). Schools with grades that extend higher than grade 8, but which include grades that fall within the eligible range, are eligible to receive infrastructure improvements.

For projects on private land, there must be a written legal easement or other written legally binding agreement that ensures public access to the project. There must be an easement filed and recorded which specifies the minimum length of time for the agreement to maximize the public investment in the project. The agreement should clearly state in writing:

- The purpose of the project.
- The minimum timeframe for the easement or lease.
- The duties and responsibilities of the parties involved.
- How the property will be used and maintained in the future.

The project must remain open for general public access for the use for which the funds were intended for the timeframe specified in the easement or lease. The public access should be comparable to the nature and magnitude of the investment of public funds.

Reversionary clauses may be appropriate in some instances. These clauses would assure that if the property is no longer needed for the purpose for which it was acquired, it would revert to the original owner.

Non-Infrastructure Activities

SAFETEA-LU specifies that eligible non-infrastructure activities are activities to encourage walking and bicycling to school, including:

- Public awareness campaigns and outreach to press and community leaders.
- Traffic education and enforcement in the vicinity of schools.
- Student sessions on bicycle and pedestrian safety, health, and environment.
- Funding for training, volunteers, and managers of safe routes to school programs.

The above categories are broad in nature. There are several sources of information available nationally that provide further guidance on non-infrastructure activities, such as the Wisconsin's Safe Routes to School Toolkit, National Highway Traffic Safety Administration's (NHTSA) Safe Routes to Schools: Practice and Promise, and NHTSA's Safe Routes to School Toolkit.

Existing SRTS programs have used non-infrastructure funds for the following purposes:

- Costs associated with starting a Walking School Bus or Bike Train

- Weekly or monthly walk or bike to school promotions.
- Creation and reproduction of promotional and educational materials.
- Personal safety education.
- Bicycle and pedestrian safety trainings.
- Modest incentives for SRTS contests, and incentives that encourage more walking and bicycling over time and reinforce safe walking/biking and physical activity.
- Safety and educational tokens that also advertise the program which are part of regular walking or biking programs.
- Costs for data gathering, analysis, and evaluation reporting at the local project level.
- Pay for substitute teacher if needed to cover for faculty attending SRTS functions/trainings during school hours.
- Overtime costs for additional law enforcement or equipment needed for enforcement activities. Costs associated with law enforcement officers attending Wisconsin's SRTS law enforcement training course.
- Equipment and training needed for establishing crossing guard programs.
- Stipends for parent or staff coordinators. (The intent is to be able to reimburse volunteers for materials and expenses needed for coordination and efforts. The intent is not to pay volunteers for their time).
- Costs to employ a SRTS Program Manager, which is a person that runs a SRTS program for an entire city/school district, county, or some other area-wide division that includes numerous schools. (Program Managers may coordinate the efforts of numerous stakeholders and volunteers, manage the process for implementation at the local or regional level, and may be responsible for reporting to the State SRTS Coordinator).
- Costs to engage the services of a consultant (either non-profit or for-profit) to manage a SRTS program as described in the prior bullet.

Giveaway Items

Encouragement programs should go beyond just giving away promotional items. A strong outreach campaign with a specific message, such as how SRTS can save time, improve health and safety or improve air quality will help to ensure students and parents understand the message behind the promotion. Encouragement items should be used as rewards for participation in SRTS events and not given to everyone regardless of participation. Any giveaway items should be appropriate to SRTS and promote safety and/or healthy activity. The items should be modest and if imprinted should include an appropriate message or SRTS logo.

Activity Location

Traffic education and enforcement activities must take place within approximately two miles of a primary or middle school (grades K – 8). Other eligible activities under the non-infrastructure portion of the SRTS Program do not have a location restriction but must be aimed at promoting walking and biking to children in grades K – 8.

Ineligible Activities

States are not permitted to use Safe Routes to School funds for projects that do not specifically serve the stated purposes of the SRTS Program. In addition, funds are not for reoccurring costs except as specifically provided in the legislation. For example, funds are not available for paying crossing guard salaries, as these are reoccurring costs (although funds *may* be used for crossing guard training

programs). Funding requests for reoccurring costs that were specified in the legislation as allowable must include plans for how the costs will be funded in the future and a rationale for how federal funding of 1-2 years will enable leveraging of future financial security for the activity.

The use of Safe Routes to School funds for projects that reorganize pick-up and drop-off primarily for the convenience of drivers rather than to improve child safety and/or walking and bicycling access is not permitted, nor can funds be spent on education programs that are primarily focused on bus safety. In addition, improvements to bus stops are not eligible for this funding.

Application Form and Instructions

The SRTS application form and instructions are available for download at the WisDOT website. <http://www.dot.wisconsin.gov/localgov/aid/saferoutes-applications.htm>

Once complete, email the application and attachments to srts@dot.wi.gov. Applications are available on March 19, 2012 and are due on May 4, 2012.

Project Requirements

Funded project sponsors must agree to conduct pre and post project/activity surveys using the Parent Survey and Student Tally sheet provided by the Safe Routes to School program at www.dot.wisconsin.gov/localgov/aid/saferoutes.htm. Infrastructure projects such as sidewalks or multi-use trails will need to be maintained for use even in the winter.

The sponsor must follow all applicable federal and state regulations required for each phase of the project. The requirements include but are not limited to the following:

- Qualifications Based Selection process for design and engineering services (Brooks Act).
- Real estate acquisition requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and amendments.
- Competitive procurement of construction services.
- Davis-Bacon wage rates.
- WisDOT FDM & Bicycle Facilities Handbook design guidance.
- ADA/ADAAG regarding accessibility for the disabled.
- Manual of Uniform Traffic Control Device regarding signage and markings.
- Infrastructure projects such as sidewalks and bike/pedestrian paths will need to be maintained for use in the winter.

For more information on these requirements please refer to The Sponsor's Guide to Non-Traditional Project Implementation. This guide is online at <http://www.dot.wisconsin.gov/localgov/docs/sponsors-guide.pdf>.

In addition, projects must take into account Wisconsin Bicycle Design guidelines, American's with Disability Act requirements as well as the requirements in the Manual on Uniform Traffic Control Devices. The following links include more information on these requirements:

Wisconsin Bicycle Design Guidelines

<http://www.dot.wisconsin.gov/projects/state/docs/bike-facility.pdf>

American's with Disability Act

<http://www.dot.wisconsin.gov/projects/state/docs/ped-ada.pdf>

Manual on Uniform Traffic Control Devices

<http://www.dot.wisconsin.gov/business/engrserv/wmutcd.htm>

To further ensure that local sponsors can comply with applicable requirements, WisDOT has reached agreement with FHWA that local units of government must be certified to handle Local Let Contracts (LLCs). This is in addition to the recent requirement that local sponsors be pre-approved to undertake any Local Force Account (LFA) work. More information on Certification along with the presentation from the 2010 Certification Training is online at

<http://www.dot.wisconsin.gov/localgov/aid/saferoutes-applications.htm>.

Application Project Costs Guidelines

Applicants are encouraged to be as cost-effective as possible. To ensure efficient utilization of local and state administrative resources the minimum award amount for infrastructure projects is \$25,000 and the minimum award amount for standalone non-infrastructure projects is \$5,000. No maximum award amount has been set. However, with the amount of funds available, the ability to fund projects over \$300,000 is limited.

While Safe Routes to School projects are 100% fundable to the limit of the project award, it is important to note that sponsors will be required to complete the project and then request reimbursement from WisDOT upon completion. It is not a "cash-up front" program. Costs incurred prior to FHWA project approval are *not* eligible for reimbursement. Further, cost overruns will be the responsibility of the project applicant. When applying for infrastructure projects, develop cost estimates after considering federal aid requirements as outlined in the Sponsor's Guide to Non-Traditional Projects, ADA standards and WisDOT's Bicycle Facilities Handbook.

It is very important to develop an accurate cost estimate. This can be done with the help of the municipality's professional staff or, if necessary, hiring an expert. If a private firm assists a sponsor with an application WisDOT has determined that this raises conflict of interest concerns as noted in Chapter 8 of the FDM. Therefore consultants who develop a SRTS application for a sponsor will not be able to later compete for federally funded design work if the project is funded. The Facilities Design Manual is online at <http://roadwaystandards.dot.wi.gov/standards/fdm/index.htm>.

When completing the budget please show if the project could be broken into components as the Selection Committee does consider partial funding of projects as appropriate. If your project can be broken into components please list them in the budget in the order of priority. Please make sure the budget is clear as to the costs of each component.

The local sponsor's costs to administer a project are not eligible for funding. These costs include project agreement preparation and review, attending meetings related to the project, preparing reimbursement requests and similar administrative work.

Project Timeline

Infrastructure - Small Infrastructure projects which are primarily signage and marking or those with completed design may be able to begin construction in FY 2013. The majority of Infrastructure projects should plan for construction in FY 2014 or 2015.

Non-Infrastructure – Projects should plan to start no sooner than fall 2012. Please give consideration to whether the Non-Infrastructure project will be started before or after completion of any Infrastructure project that might also be taking place. Some projects may want to request funds for some activities before construction and some after to keep SRTS momentum going at a school.

Application Review and Approval Process

A Selection Committee representing experts in various fields related to Safe Routes to School will review your application. Each section of the application is designed to help us learn as much about your project as possible. In order for the committee to select the best projects, your answers must be complete, clear and concise.

WisDOT will send a copy of the application to your Metropolitan Planning Organization (MPO) or Regional Planning Commission (RPC), as applicable. Their feedback is shared with the Selection Committee to assist in the review process. WisDOT encourages applicants to work with their MPO or RPC in developing their application. Information on Wisconsin MPOs and RPCs is available online at <http://www.dot.wisconsin.gov/projects/planorg/index.htm>.

The SRTS Selection Committee will meet to review and rank projects. The Committee will consider the following criteria in making their decision:

- Community/school has a completed SRTS Plan or has undertaken a similar assessment.
- Severity of identified problem.
- Solution(s) effectively addresses the identified problem(s).
- Potential of project to increase the number of children walking and/or biking to school.
- Project/activity is ready to start and timetable is reasonable.
- Community and school support for projects/activities.
- Community or school addresses issues of engineering, education, enforcement, and encouragement (you are not required to apply for funding for each area).
- Consideration of evaluation plan.
- Potential for program sustainability.
- Other project impacts such as improved childhood health, encouragement of healthy and active lifestyles, enhanced community security, likelihood of improving air quality, etc.

The WisDOT Secretary will approve the SRTS Selection Committee's funding recommendations. The Secretary makes final approvals for SRTS projects that are announced to locals through letters from the Governor's office.

WisDOT Schedule
2010 – 2012 Safe Routes to School Infrastructure and Non-Infrastructure Projects

Program	Project Applications Due	Selection Committee Meets	Approved Projects Announced
Infrastructure and Non-Infrastructure Projects	Friday, May 4	July 2012	August 2012

Project Issues and Post Approval Process

After project awards are announced WisDOT will hold a Locally Let Certification Training which all infrastructure project recipients must attend. Non-infrastructure projects recipients are not required to attend this training but will need to meet with the Safe Routes to School Coordinator to go over the process for recordkeeping, incurring costs and receiving reimbursements.

In addition, local sponsors receive a State Municipal Agreement from WisDOT that must be signed. Then each phase of the project must be authorized for charges by FHWA before reimbursable costs can be incurred. The Region staff or their representative will notify you when you can proceed with each phase of your project. The sponsor will pay for costs as they occur and then seek reimbursement through the Region’s Management Consultant for the expenses.

WisDOT will add delivery and oversight related costs to the initial project award amount. Because these costs vary by project size and complexity, they are estimated after the projects are approved and WisDOT staff and management consultants fully review the projects. These added costs are added at 100% federal funding but are also capped. It is important to fill out Question 8 - Existing Facilities and Project Information and Question 9 - Environmental/Cultural Issues as completely as possible so that WisDOT staff have the necessary information to correctly estimate the delivery and review costs.

Contact Information

If you need additional assistance with the application or have questions about Safe Routes to School please contact:

Renee Callaway, Wisconsin Safe Routes to School Coordinator, at 608-266-3973
 You can also email srts@dot.state.wi.us or visit
www.dot.wisconsin.gov/localgov/aid/saferoutes.htm for more information.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/17/12
Reports & Recommendations	SUBJECT: Policy on shoveling of new trail on S. 51st Street north of W. Rawson Avenue	ITEM NO. 6.8.

BACKGROUND

Please be advised that staff is receiving questions relative to shoveling of proposed trail that is planned on the west side of S. 51st Street north of W. Rawson Avenue and it would be advisable to be able to answer this question at the April 18, 2012 informational meeting.

ANALYSIS

The City's code requires the shoveling of sidewalk except for area abutting double frontage lots (abutting both the front and rear yard) and then the rear yard is exempt for shoveling.

Staff cannot find a definition of the difference between a trail and sidewalk in the City code; therefore, the trail would be considered a sidewalk as it parallels a City street.

A justification could be available for a revision to their policy as a trail is eight (8) feet wide and a sidewalk is five (5) feet wide.

OPTIONS

Please provide direction.

FISCAL NOTE

If the property owner does not shovel the trails and they are to be open year round, it will be necessary for the DPW to take care of the shoveling of the sidewalks.

RECOMMENDATION

Policy decision:

- 1.) Determine trails to have the same policy for shoveling of sidewalks
or
- 2.) Direct the City Attorney to prepare an ordinance change that property owners are not required to shovel trails if constructed over five (5) feet wide.

JMB/db/sg
Enc.

Jack Bennett

From: Marc McSorley [marc@single-source-inc.com]
Sent: Wednesday, April 04, 2012 6:57 PM
To: Jack Bennett
Subject: RE: Parcel No. 1 51st Street Franklin

Jack,

The landowner has an issue with maintaining the 8-foot trail. It is much larger than a sidewalk and too maintain would be a hardship on the owner.

Other municipalities allow the trail to be covered with snow in the winter due to its size or the City plows it. Is there any way around the landowner having to shovel/blow the snow? Thanks, marc

Marc McSorley
Single Source, Inc.
1250 South Sunny Slope Road
Brookfield, Wisconsin 53005
T: 262-789-8300
F: 262-789-1302

From: Jack Bennett [<mailto:JBennett@franklinwi.gov>]
Sent: Monday, March 26, 2012 2:59 PM
To: 'Marc McSorley'
Cc: Ron Romeis
Subject: RE: Parcel No. 1 51st Street Franklin

The following are my answers.

1. When will the project start? We are planning to start after the second week in July and complete by Mid August. 2012
2. Will there be a special assessment for the trail? No special assessment
3. Is the trail concrete or asphalt? Asphalt 8 feet wide
4. Who is responsible for maintenance of the trail, snow removal, etc? The present code is that the property owner must shovel the walk. The City would do any structural maintenance.

From: Marc McSorley [<mailto:marc@single-source-inc.com>]
Sent: Monday, March 26, 2012 12:15 PM
To: Jack Bennett
Subject: Parcel No. 1 51st Street Franklin

Jack,

I met with the owners on Saturday.

5. When will the project start?
6. Will there be a special assessment for the trail?
7. Is the trail concrete or asphalt?
8. Who is responsible for maintenance of the trail, snow removal, etc?

Thanks, marc

Marc McSorley
Single Source, Inc.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/17/12
Reports & Recommendations	SUBJECT: An ordinance to repeal no parking, from 7:30 a.m. to 4:30 p.m. on regular school days, on the south side of W. Drexel Avenue from 200 feet east to 700 feet east of S. 51 st Street	ITEM NO. <i>G.9.</i>

BACKGROUND

The Board of Public Works, at their April 10, 2012 meeting, heard a recommendation from staff to repeal prohibited parking on W. Drexel Avenue east of S. 51st Street.

ANALYSIS

Student parking from the Franklin High School has for years extended out to City streets. This has created localize problems with abutting residents.

It recently has been recognized that a section of the south side of W. Drexel Avenue, east of S. 51st Street, would provide parking for approximately 19 vehicles. This parking would abut School District lands, not residences. In addition, those parking could access the recently constructed walk along the east side of S. 51st Street without crossing any other streets.

A section of acceleration taper from the S. 51st Street (200 feet) would need to be retained without parking. The East Branch of the Root River bridge guard rails establishes the eastern limits of parking.

The Board recommended to the Common Council this action.

OPTIONS

Approve or deny recommendation.

FISCAL NOTE

The cost of signing is to be taken from DPW operational budget.

RECOMMENDATION

Motion to adopt Ordinance No. 2012 - ____ an ordinance to repeal no parking, from 7:30 a.m. to 4:30 p.m. on regular school days, on the south side of W. Drexel Avenue from 200 feet east to 700 feet east of S. 51st Street.

RJR/sg

Ron Romeis

From: Doug Schmidt [dougbowl@athenet.net]
Sent: Tuesday, April 03, 2012 10:57 AM
To: Ron Romeis; Richard Oliva; James Martins; Debbie.Engineering
Cc: Eric Schroeder; Jerry Schaefer; Jack Bennett
Subject: Re: Allowing Parking on W. Drexel Av. East of S.51 TH Street

Ron,
Please move forward with this suggestion. Since that area east of 51st is owned by the school district, it should not disrupt/disturb any neighbors . It would also create a shorter and safer walk for the students. I think it is a win-win proposal.
Doug

----- Original Message -----

From: Ron Romeis
To: [Richard Oliva](#) ; [James Martins](#) ; [Debbie.Engineering](#)
Cc: [Eric Schroeder](#) ; [Jerry Schaefer](#) ; [Jack Bennett](#) ; [Douglas Schmidt](#)
Sent: Monday, April 02, 2012 4:23 PM
Subject: Allowing Parking on W. Drexel Av. East of S.51 TH Street

The Board of Public Works at their last meeting voted to recommend to the Common Council the prohibiting of parking on W. Drexel Av west of S. 51 th street to S.55 th street. This was opposed by staff since it is believed this posting will push parking further and into neighborhoods onto streets like Evergreen.Street. Consideration has recently been given to dropping the posting on W. Drexel Av. on the South side only from east of S. 51 th Street to the east branch of the Root River bridge(approximately S. 49 th street) This allowance will front only open lands and,allow students to walk to the sidewalk on S. 51 th street without crossing a street . The DPW may also be able to add a foot or two of TB gravel to the 8 foot paved shoulder I am considering placing this matter on the next BPW agenda for April 10. Could you please give me your input as soon as possible Thanks, Ron

Ron,

The police department would support this alternative.

Rick Oliva
Chief of Police
Franklin Police Department

From: James Martins
Sent: Tuesday, April 03, 2012 9:02 AM
To: Ron Romeis
Subject: RE: Allowing Parking on W. Drexel Av. East of S.51 TH Street

My feeling is if you give these kids an inch they will take a mile. But from the emergency perspective, as long as hydrants are not blocked and driveway access is not interfered with I would defer to you and Chief Oliva.
Jim

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2012-_____

ORDINANCE TO REPEAL NO PARKING, FROM 7:30 A.M. TO 4:30 P.M. ON REGULAR SCHOOL DAYS, ON THE SOUTH SIDE OF W. DREXEL AVENUE FROM 200 FEET EAST TO 700 FEET EAST OF S. 51ST STREET

WHEREAS, the Board of Public Works has recommended repealing prohibited parking on W. Drexel Avenue east of S. 51st Street.

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin do ordain as follows:

SECTION I. Section 245.5(F) of the Municipal Code of the City of Franklin is hereby amended as follows:

REPEAL "south side of W. Drexel Avenue from 200 feet east to 700 feet east of S. 51st Street."

INTRODUCED at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012, by Alderman _____.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the _____ day of _____, 2012.

APPROVED:

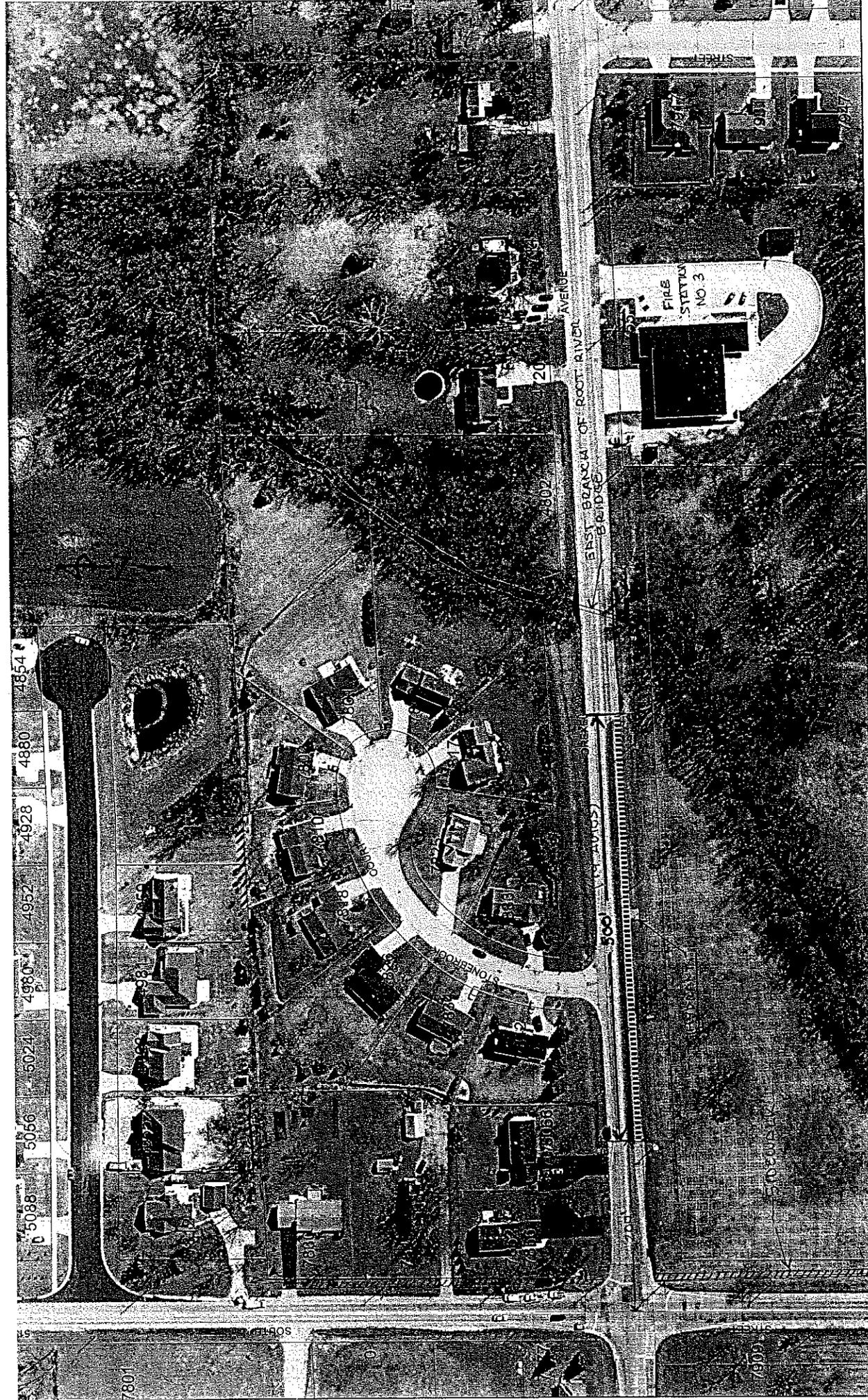
Thomas M. Taylor, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES ____ NOES ____ ABSENT ____

RJR/sg



W. DREXEL AVENUE
PROPOSED - ALLOWED PARKING

1" = 100'

CITY OF FRANKLIN
PROPOSED ALLOWED PARKING

FIRE
STATION
NO. 3

EAST BRANCH OF ROOT RIVER
BRIDGE

W. DREXEL AVENUE

4854 4880 4928 4952 4980 5024 5056 5088 5120

7801

7909

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/17/12
Reports & Recommendations	SUBJECT: An ordinance to prohibit parking, from 7:30 a.m. to 4:30 p.m. on regular school days, on both sides of W. Drexel Avenue from S. 51st Street to S. 55th Street.	ITEM NO. <i>G.10.</i>

BACKGROUND

The Board of Public Works, at their March 13, 2012 meeting, heard concern from a resident who lives on W. Drexel Avenue regarding parked cars and activity during school days.

ANALYSIS

Efforts to reach understanding with the drivers have not been successful. This has lead to the need to restrict parking on regular school days at this location.

The only other property owner who lives along this portion of W. Drexel Avenue did not see the need, but would not oppose this prohibiting of parking.

The Board recommended to the Common Council the prohibiting of parking on both sides of W. Drexel Avenue.

OPTIONS

Approve or deny recommendation.

FISCAL NOTE

The cost of signing is to be taken from DPW operational budget.

RECOMMENDATION

Motion to adopt Ordinance No. 2012 - ____ an ordinance prohibiting parking, from 7:30 a.m. to 4:30 p.m. on regular school days, on both sides of W. Drexel Avenue from S. 51st Street to S. 55th Street.

RJR/db

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2012-_____

ORDINANCE TO PROHIBIT PARKING, FROM 7:30 A.M. TO 4:30 P.M.
ON REGULAR SCHOOL DAYS, ON THE BOTH SIDES OF W. DREXEL AVENUE
FROM S. 51ST STREET TO S 55TH STREET

WHEREAS, the Board of Public Works has recommended establishing "No Parking on both sides of W. Drexel Avenue from S. 51st Street to S. 55th Street from 7:30 a.m. to 4:30 p.m. on regular school days."

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin do ordain as follows:

SECTION I. Section 245.5(F) of the Municipal Code of the City of Franklin is hereby amended as follows:

ADD "both sides of W. Drexel Avenue from S. 51st Street to S. 55th Street."

INTRODUCED at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2012, by Alderman _____.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the _____ day of _____, 2012.

APPROVED:

Thomas M. Taylor, Mayor

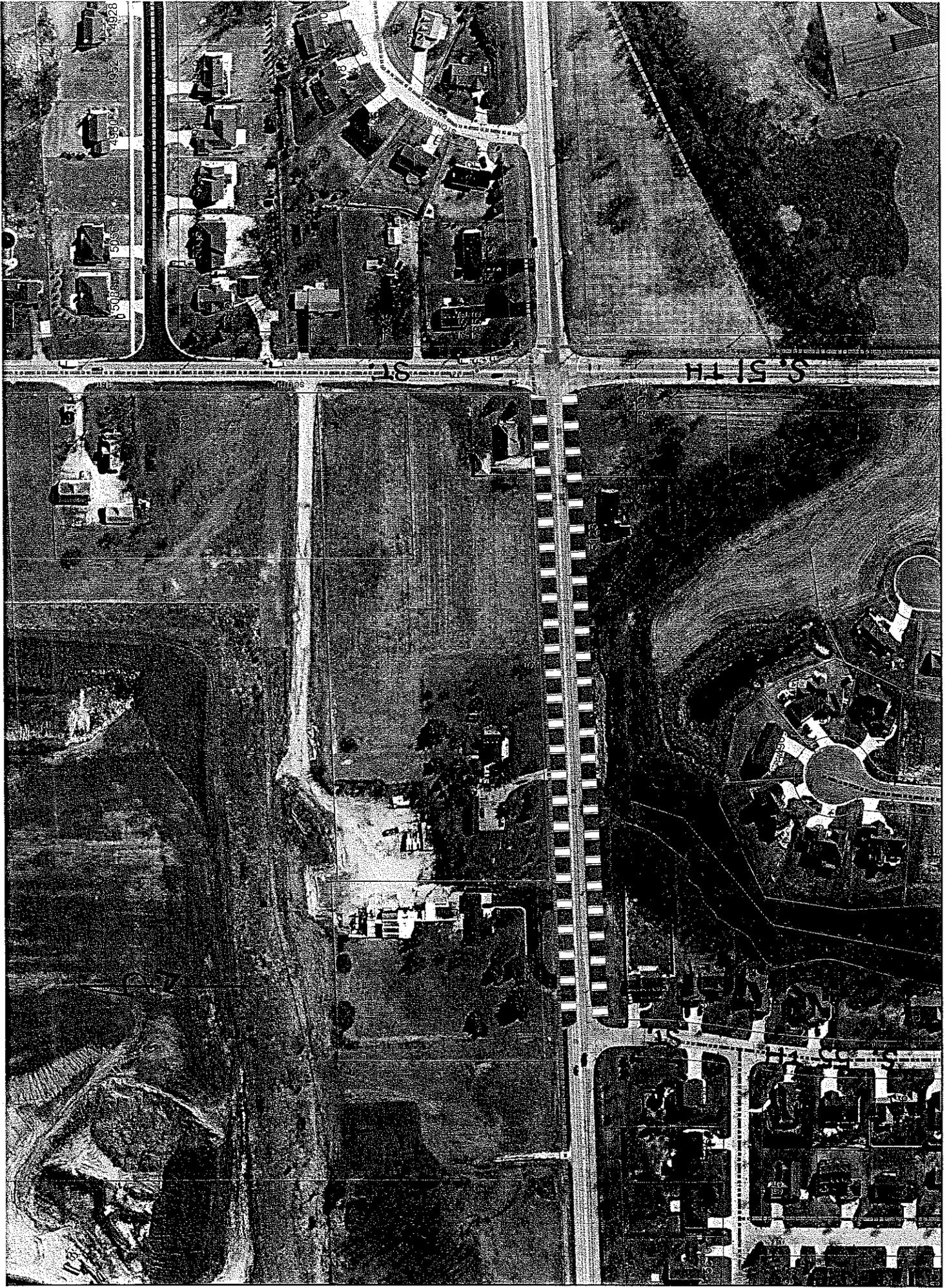
ATTEST:

Sandra L. Wesolowski, City Clerk

AYES ____ NOES ____ ABSENT ____

RJR/db

Ords/Drexel Avenue both sides from 51st to 55th Street 2012



1" = 200'

W. DREXEL AVENUE

LIMITS OF NO PARKING -- 7:30 AM TO 4:30PM ON REGULAR SCHOOL DAYS

<p>APPROVAL</p> <p><i>Slw</i> <i>MWZ</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/17/12</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Potential Pilot Project of Electronic Plan Submission and Review Software from e-PlanSoft</p>	<p>ITEM NUMBER</p> <p>G.11.</p>

The Technology Commission reviewed a proposal from e-PlanSoft for an electronic plan submission and review software. e-PlanSoft is a new company in the market that is looking for a good partner in the Wisconsin market. [Although e-PlanSoft is newer, their parent company is a large, well established architecture firm that developed the software in-house and set up e-PlanSoft about 1 ½ years ago to further develop and market the tool. It is primarily in use in California.] Staff from Building Inspection, Planning, and the Fire Department sat through a demonstration of the product and were very impressed.

Electronic plan review could improve coordination of plans between departments and enhance communications with developers. Ultimately it could be expected to speed up processes and reduce developer costs by eliminating trips and copies.

Technology Commission was supportive provided there were no hidden substantive costs or data risks. I am working with the vendor on just such a strategy, and tentative agreement has been worked out on a 6-month pilot program. Nonetheless, I wanted the Common Council to be aware of the efforts and to provide input if it so desired.

The application is a web-based tool, but copies of the plans as reviewed would be retained locally in PDF format. As such, there would be no risk to lost data if the City eventually decided not to participate. Ultimately integrating the documents directly with the building permit process and Govern would require an initial set-up integration. Those costs are not yet determined, but would likely be in the \$15,000 to \$20,000 range. All of those costs could be addressed in the next budget cycle, if the test of the product proved positive. Even at those costs, this product appears substantially less expensive than the other major players in the electronic plan review field. So, if the City wants to move forward with electronic plan reviews, this may very well be the best and cheapest opportunity. Annual maintenance costs if we ultimately moved forward in 2013 would likely be approximately \$6,300 which is not out of line for industry standards.

The purchase price of the product is typically \$35,000, but we are attempting to negotiate a long-term free pilot (possibly \$1). Integration with Govern would not occur at this time so certain identifying information would be subject to dual data entry. (Ultimately, after integration, the software will push/pull data to/from Govern.) Integration costs would only occur after separate Common Council authorization, if the software passes our testing. The expectation is that they will provide free initial training. The vendor is interested in us because of our size, location, and my intent for a two, three, or four department integration (Building, Planning, Engineering, and Fire.)

Ultimately, unless otherwise directed by the Mayor or Common Council, I will move forward with the pilot if I am sure our data and records can be maintained, the pilot is long enough to be effective, and there is no long term financial commitment; all three of which I believe are tentatively agreed to. The company has not yet done a 6-month pilot, but I convinced them that the multiple department participation, the training commitment, and the level of activity in the market place requires the longer pilot period. I would also likely proceed if there are some limited costs provided they are nominal and can be absorbed within the existing budget. [For example, if I have to add a memory card to a server or desk top unit, or copy training manuals, etc.]

Given the potential positive impact on the departmental operations, the potential benefits to the developers in the review process, the significant cost of most such products, and the apparent low risk to loss of data; if all of the technical aspects (band width, etc.) are resolved, I intend to move forward with a pilot if acceptable, mutual terms are worked out with the vendor, e-PlanSoft.

COUNCIL ACTION REQUESTED

No action is required, but the Common Council may wish to approve a motion supporting or encouraging Departmental participation in a pilot study of electronic plan review software from e-PlanSoft, which must occur within the scope of the approved budget.

<p>APPROVAL</p> 	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/17/2012</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Renewal of Maintenance Services for the City's Telephone & Voicemail Systems</p>	<p>ITEM NUMBER</p> <p><i>G.12.</i></p>

Back in 2008, the City's telephone voice mail system was replaced with a new Avaya Intuity Audix LX voice mail system. At that time, the City entered into a 4-year Avaya maintenance agreement through Technology Solutions Group (TSG), a vendor partner with Avaya, for its Intuity voice mail system and its Avaya phone system. This 4-year maintenance agreement ends on May 25, 2012.

Staff has met with its current Avaya Business Partner pricing maintenance vendor, TSG, on quotes for renewal of these telephone maintenance services and discussed pricing with a third party maintenance provider as well.

As Avaya has served the City very well, with quick response times when needed, staff recommends renewing another maintenance agreement with Avaya as provided by Technology Solutions Group (TSG) on behalf of Avaya. The current agreement for weekday, business-hours service ("8x5 Mon-Fri") is \$919.56 per month. 8x5 service has been contracted for in the past because this phone system does not cover the Police Department. Avaya's monthly pricing options are as follows:

1 year contract for 8x5 Mon-Fri	\$1,000.41
3 year contract for 8x5 Mon-Fri	\$968.03
4 year contract for 8x5 Mon-Fri	\$951.96

Third party vendors claim they could provide the City with lower monthly maintenance service costs of somewhere between \$200 to \$300 per month at the most. It is worth noting, however, that a few years ago Avaya discontinued providing other third party vendors with direct support, system patches, or firm ware upgrades, which could be a very critical aspect of these maintenance services. If phone issues were to arise, it could mean a difference of City phones being down for a short period of time to being down for 1 to 2 days. As such, the third party maintenance vendors are potentially riskier maintenance providers than previously. Avaya's proven record, the limited savings compared to potential productivity costs of phone system outages, and the importance of our phone network to our core business purposes, indicates that the best service is a better choice in this instance.

The 4-year contract would save at least \$771.36 over the term of the contract as compared to the 3-year contract. Our phone system is relatively new so a longer term contract is not a problem. If you are less comfortable with long-term contracts associated with technology services, a 3-year contract might be appropriate. If you believe accepting greater risk of phone system outages is acceptable in relation to the savings, the item should be laid over or only a one-year contract should be approved. If you wish to enhance the level of protection and service, a 4-year contract for 24/7 coverage would be \$1,178.68 per month.

I recommend approval of a 4-year service contract with Avaya to take advantage of the multi-year discount.

COUNCIL ACTION REQUESTED

Motion to direct the Director of Administration to enter into a new 48-month maintenance service agreement with Avaya, as provided by Technology Solutions Group (TSG) on behalf of Avaya, for the City's Intuity voice mail system and Avaya phone system.

APPROVAL <i>slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/17/12
Reports & Recommendations	SUBJECT: Emergency repair by way of a pipe relay of a sanitary sewer in Carter Circle east of S. 76 th Street	ITEM NO. <i>G.13.</i>

BACKGROUND

The Sewer and Water Superintendent has recommended that an emergency relay of sanitary sewer in Carter Circle located in the Whitstone Village Condominiums project should be completed as soon as possible to prevent back-ups.

ANALYSIS

Staff has negotiated a cost with the contractor Wanasak which handles our emergency repairs for sewer and water repairs. The estimate cost of this relay is \$20,000 to \$21,000 and would complete this work if approved.

OPTIONS

Approve

or

Table

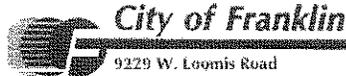
FISCAL NOTE

Funds are available in the City's sanitary sewer account.

RECOMMENDATION

Motion to authorize staff to proceed with the emergency relay of a portion of the sanitary sewer in Carter circle east of S. 76th Street at a cost of \$20,000 to \$21,000.

JMB/sg



City of Franklin

9229 W. Loomis Road
Franklin, WI 53132-9728

414-425-7500

License Committee

Agenda*

Alderman's Room

April 17, 2012 – 5:45 p.m.

1.	Call to Order & Roll Call	Time		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		Recommendations		
Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 5:50 p.m.	Gunderson, Marie L 10171 S Nicholson Rd Oak Creek, WI 53154 Buckhorn Inn			
Operator 5:55 p.m.	Singh, Rahul K 16245 Overhill Dr Brookfield, WI 53005 Jai Beru			
Taxi Cab Driver 6:00 p.m.	Hafiz, Abdul Rauf 1400 W Barnard Ave Milwaukee, WI 53221 Employer: Yellow Cab Co of Franklin			
Operator	Baratta, Tina M 11207 42 nd Ave Pleasant Prairie, WI 53158 The Hideaway Pub & Eatery			
Operator	Beudry, Steven J 1408 S 79 th St #205 West Allis, WI 53214 The Landmark			
Operator	Welch, Alisha R 1555 S 56 th St West Allis, WI 53214 Walgreens – Loomis Rd			
Operator	Gundersen, Brian 8133 S Forest Hills Cir Franklin, WI 53132 The Landmark			
Operator	Moore, Michelle 11751 W Birchwood Ln Franklin, WI 53132 The Landmark			
Operator	Helm, Amber 11401 Parkview Ln Hales Corners, WI 53130 The Landmark			
Operator	Najera, Ali L 8627 W Cascade Dr Franklin, WI 53132 The Landmark			
Taxi Cab Co	Orange Cab Services, LLC Owner: Parminder Singh 10155 W Forest Home Ave #101 Hales Corners, WI 53130			
Coin Machine Operator	A-S Amusement, Inc 8655 Golden Fields Dr Owner: Agim Zejneli Location of Machines: Andy's			

Temporary Class B Beer	St Martin of Tours School Fund Raiser Person in Charge: Jeanne Johnson Location: 7963 S 116 th St Event: Rat Pack Evening of Music & Dance Dates of Event: 5/5/2012			
Temporary Entertainment & Amusement	St Martin of Tours School Fund Raiser Person in Charge: Jeanne Johnson Location: 7963 S 116 th St Event: Rat Pack Evening of Music & Dance Dates of Event: 5/5/2012			
3.	Adjournment	Time		

*Notice is given that a majority of the Common Council may attend this meeting to gather information about an agenda item over which they have decision-making responsibility. This may constitute a meeting of the Common Council per State ex rel. Badke v. Greendale Village Board, even though the Common Council will not take formal action at this meeting.

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APPROVAL <i>Shu CAP</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 4/17/2012
Bills	Vouchers and Payroll Approval	ITEM NUMBER <i>I.1.</i>

Provided separately for Council approval is a list of vouchers Nos. 142409 through 142567 in the amount of \$ 745,795.93. Included in this listing is \$ 406.72 in library vouchers. The net City vouchers are \$ 745,389.21.

Approval is requested for the net payroll April 6, 2012 in the amount of \$344,664.90.

Approval is also requested for the following invoices on the RCI project received after the voucher deadline from Engineering that need to be paid by 4/27/2012

- Super Excavators, Inc 4/9/2012 RCI 60th to 76th 300,223.42
 - Super Excavators, Inc 4/9/2012 RCI 76th to 92nd 499,391.58
 - D. F. Tomasini, Inc 4/6/2012 RCI 92nd to 112th 501,797.68
 - Globe Contractors 4/5/2012 RCI 112th to 124th 1,642,597.12
- \$2,944,009.75

Note: These vouchers will be listed on the next voucher report but reduced from the approval total.

COUNCIL ACTION REQUESTED

Motion approving net City vouchers in the range of Nos. 142409 through 142567 in the amount of \$ 745,389.21 plus the four vouchers listed above in the amount of \$2,944,009.75.

Approval is requested for the net payroll April 6, 2012 in the amount of \$ 344,664.90.