

CITY OF FRANKLIN
COMMON COUNCIL MEETING**
FRANKLIN CITY HALL COUNCIL CHAMBERS
9229 W. LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA*

6:45 P.M. OR SUCH LATER TIME AS REQUIRED TO IMMEDIATELY FOLLOW THE
COMMITTEE OF THE WHOLE MEETING SCHEDULED TO BEGIN AT 6:30 P.M. ALL ON
MONDAY, APRIL 2, 2012

- 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 special meeting of March 26, 2012.
- D. Hearings
- E. Organizational Business
- F. Letters and Petitions
- G. Reports and Recommendations
 - 1. Consent Agenda
 - a. Anonymous donation in the amount of \$200 to the Health Department.
 - b. Donation from American Transmission Company, LLC, in the amount of \$250 to the Department of Public Works.
 - c. Donation from Mr. & Mrs. Dellwyn Sievert in the amount of \$200 to the Fire Department.
 - 2. Request from Franklin Trails Committee for approval to proceed with the Outdoor Recreation Grants Application, with assistance from City staff, for a portion of a trail system located immediately south of and east of the Pleasant View Elementary School.
 - 3. Status of "Welcome to City of Franklin" signs (Mayor Taylor).
 - 4. Preliminary resolution declaring intent to exercise special assessment powers granted by Section 66.071 of the Wisconsin Statutes for the installation of sanitary sewer on W. Ryan Road from S. 112th Street to the west City limits-setting hearing date and authorization to go out for bids.
 - 5. Authorization to hold an informational meeting for the reconstruction of S. 51st Street north of W. Rawson Avenue and the construction of a proposed trail.
 - 6. Authorization to proceed with the private property inflow and infiltration (ppii) as funded by the Milwaukee Metropolitan Sewerage District on S. 37th Place between W. Rawson Avenue and W. Madison Boulevard.
 - 7. Authorization to let bid for the painting of the Drexel Avenue Elevated Tank located at 8909 W. Drexel Avenue.
 - 8. Recommendations of the Committee of the Whole:
 - A. Review of and receipt of public input on a draft "Request for Proposals for Quarry Monitoring Services for the City of Franklin."
 - B. An Ordinance to Amend §30-1. of the Municipal Code to Amend Ward Boundaries as Required by 2011 Wisconsin Act 39.

Franklin Common Council Agenda

Page Two

April 2, 2012

- 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 3	Spring Election	7:00 a.m.-8:00 p.m.
April 5	Plan Commission	7:00 p.m.
April 17	Common Council	6:30 p.m.

CITY OF FRANKLIN
COMMON COUNCIL MEETING
MARCH 20, 2012
MINUTES

- ROLL CALL A. The regular meeting of the Common Council was held on March 20, 2012 and called to order at 6:30 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Wilhelm, Taylor, Schmidt and Skowronski. Also present were City Engineer Bennett, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:31 p.m.
- APPROVAL OF
MINUTES-3/6/12 C.2. Alderman Taylor moved to approve the minutes of the regular meeting of March 6, 2012. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- MAYORAL
APPOINTMENT E.1.a. Alderman Wilhelm moved to approve the Mayoral appointment of Dr. Carl Heigl to the Parks Commission, term expires 4/30/12. Seconded by Alderman Schmidt. On roll call, all voted Aye; motion carried.
- FORWARD
FRANKLIN
BUDGET/BUSINESS
PLAN G.1. Craig Haskins, Chair of the Forward Franklin Economic Development Committee, presented the Committee's budget/business plan as directed by the Common Council at their meeting of December 20, 2011.
Alderman Taylor moved to approve the budget/business plan of the Forward Franklin Economic Development Committee as proposed, with an amendment to the Business Appreciation Event to be funded at \$3,000.
Seconded by Alderman Wilhelm.
Alderman Taylor, seconded by Alderman Wilhelm, moved to call the question. On roll call, Aldermen Skowronski, Schmidt, Taylor, Wilhelm, and Olson voted Aye; Alderman Solomon voted No. Motion carried.
The vote on the main motion, Aldermen Wilhelm, Taylor, Schmidt, and Skowronski voted Aye; Aldermen Olson and Solomon voted No. Motion carried.
- TID 2 CLOSING G.2. Alderman Olson moved to take the appropriate action to authorize expenditure of or appropriation of an amount not to exceed \$5,000 for the TID 2 Closing Ceremony. Seconded by. All voted Aye; motion carried. Alderman Olson withdrew his motion.
Alderman Olson then moved to authorize expenditure of or appropriation of an amount not to exceed \$5,000 for the TID 2 Closing Ceremony, with funding from the Contingency Account, to be held as soon as possible. Seconded by Alderman Taylor. All voted Aye; motion carried.

- ORD. 2012-2070
AMENDING §80-9
KEEPING OF
VICIOUS OR
BARKING DOGS
- G.3. Alderman Olson moved to adopt Ordinance 2012-2070, AN ORDINANCE TO AMEND §80-9, "KEEPING OF VICIOUS OR BARKING DOGS" OF THE MUNICIPAL CODE OF THE CITY OF FRANKLIN, WISCONSIN, TO PROVIDE FOR MORE SPECIFIC REMEDIAL REGULATION. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2012-6791
CERTIFIED SURVEY
MAP-
H-D FRANKLIN, LLC
10000 S. FRANKLIN
DR. AND 4777 W.
IRONWOOD DR.
- G.4. Alderman Taylor moved to adopt Resolution No. 2012-6791, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A DIVISION OF PARCEL 1 OF CERTIFIED SURVEY MAP NO. 6201, IN PART OF THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4, AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 26, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (H-D FRANKLIN, LLC)(10000 SOUTH FRANKLIN DRIVE AND 4777 WEST IRONWOOD DRIVE). Seconded by Alderman Schmidt. All voted Aye; motion carried.
- MAYORAL
VOUCHER
APPROVAL
- G.5. Alderman Olson moved to direct staff to prepare an amendment to Resolution No. 2005-5965 and return to the April 2, 2012, Common Council meeting. Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- RES. 2012-6792
OPPOSING SB 438
AND AB 563 HOTEL
ROOM TAX
- G.6. Alderman Olson moved to adopt Resolution No. 2012-6792, A RESOLUTION OPPOSING PROPOSED AMENDMENT OF WISCONSIN STATUTE § 66.0615, SENATE BILL 438 AND ASSEMBLY BILL 563 RELATED TO HOTEL ROOM TAX REVENUES, with Alderman Olson further expressing appreciation to Mayor Taylor for placing this item on the agenda. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- RES. 2012-6793
CONTRACT-
STARK ASPHALT
(INNOVATIVE
WELLNESS CENTER)
- G.7. Alderman Solomon moved to adopt Resolution No. 2012-6793, A RESOLUTION AWARDDING CONTRACT TO THE LOWEST BIDDER, STARK ASPHALT, IN THE AMOUNT OF \$90,200.00, FOR THE INSTALLATION OF FINAL PAVEMENT SURFACE IN THE INNOVATIVE WELLNESS CENTER, subject to Stark Asphalt delivering a proper bid bond to the City Engineer. Seconded by Alderman Taylor. All voted Aye; motion carried.
- POSITION OF
SUPERINTENDENT
OF SEWER AND
WATER
- G.8. Alderman Taylor moved to authorize staff to begin the process to fill the position of Superintendent of Sewer and Water. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RES. 2012-6794
AMENDING CIVIL
SERVICE
DISPATCHER
VACATION
ALLOWANCE

G.9. Alderman Taylor moved to adopt Resolution No. 2012-6794, A RESOLUTION TO AMEND THE CIVIL SERVICE SYSTEM PERSONNEL ADMINISTRATION PROGRAM TO REINSTATE A PRIOR POLICY RELATED TO APPLICATION OF VACATION ALLOWANCE FOR DISPATCHERS. Seconded by Alderman Alderman Olson. All voted Aye; motion carried.

FRANKLIN QUARRY
INTERIM BLAST
MONITORING

G.10. Alderman Wilhelm moved to authorize the Mayor to accept the interim blast monitoring proposal submitted by Aquifer Science and that the future Request for Proposal include language to allow for review of outside established vault locations for monitoring and that citizen review of the monitoring plan be allowed before release with their input. Motion died due to lack of a second.

Alderman Wilhelm then moved to authorize the Mayor to accept the interim blast monitoring proposal submitted by Aquifer Science, with a deadline of the Request For Proposal to be placed on the April 2, 2012, Committee of the Whole, and subject to technical corrections. Seconded by Alderman Olson. All voted Aye; motion carried.

RYAN CREEK
INTERCEPTOR
MANHOLE SIZE
CHANGES

G.11. Alderman Wilhelm left the Council Chambers at 8:10 p.m. and returned at 8:21 p.m.

Alderman Skowronski moved to authorize the City Engineer to sign the following Change Orders for the Ryan Creek Interceptor Project:

1. Contract CO2006-C02 (Super Excavators) Change Order No. 1 to upsize six manholes at an increase in cost of \$30,700.00, increasing the cost from \$3,338,775.00 to \$3,369,475.00.
2. Contract CO2006-C03 (D.F. Tomasini, Inc.) Change Order No. 2 to upsize three manholes at an increase in cost of \$15,350.00, increasing the cost from \$5,474,692.00 to \$5,490,042.00. (Note: Change Order No. 1 was to eliminate any DNR permits relative to wetlands.)
3. Contract CO2006-C04 (Globe Contractors, Inc.) change Order No. 1 to upsize two manholes at an increase in cost of \$7,800.00, increasing the cost from \$4,797,210.00 to \$4,805,010.00.

Seconded by Alderman Taylor.

Alderman Skowronski moved to call the question. Seconded by Alderman Schmidt. Motion carried on a voice vote; Alderman Solomon voted No.

Motion carried on a voice vote for the main motion; Alderman Wilhelm voted No.

RES. 2012-6795
ENG. SERVICES
AGREEMENT
RUEKERT-MIELKE
W. RYAN RD.

- G.12. Alderman Skowronski moved to approve Resolution No. 2012-6795, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH RUEKERT-MIELKE FOR THE SANITARY SEWER EXTENSION OF W. RYAN ROAD FROM S. 112TH STREET TO THE CITY LIMITS. Seconded by Alderman Taylor.

Alderman Wilhelm vacated her seat at 8:41 p.m.

On the main motion, all voted Aye, motion carried.

ACQUISITION OF
PROPERTY FOR
S. 51ST STREET
TRAIL

- G.13. Alderman Schmidt moved to approve the offering price for Parcel No. 2, located at 6881 S. 51st Street for the multi-use trail construction on the west side of S. 51st Street from 1075 feet north of W. Rawson Avenue to W. Princeton Drive as discussed in closed session. Seconded by Alderman Solomon. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES

- H.1. Alderman Solomon moved to grant the following licenses:

Operator License to John D. Braovac, 1335 S. 124th Street, Brookfield; Heather E. Fletcher, 3966 S. 92nd Street; Adam J. Hoefs, 727 Bass Drive, Waterford; Carl W. Hopkins, 2270 N. 119th Street, Wauwatosa; Jenny L. Jennings, 26448 Kendra Lane, Wind Lake; Dale E. Steingold, 1832 108th Street, Franksville and Mandeep Singh Toor, 3840 W. Jerelin Drive;

Further moved to hold Operator License for Amanda M. Wichgers, 9565 W. Forest Home Avenue #9, Hales Corners subject to appearing before the License Committee. Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- I.1. Alderman Olson moved to approve net City vouchers in the range of Nos. 141073 through 142254 in the amount of \$14,010,672.11 subject to verification of the correct vendor for Check No. 142247. Seconded by Alderman Taylor. On roll call all voted Aye. Alderman Wilhelm absent. Motion carried.

Alderman Schmidt moved to approve the net payroll of March 9, 2012 in the amount of \$343,102.50. Seconded by Alderman Taylor. On roll call all voted Aye. Alderman Wilhelm absent. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:50 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried.

CITY OF FRANKLIN
SPECIAL COMMON COUNCIL MEETING
MARCH 26, 2012
MINUTES

- ROLL CALL AND CALL TO ORDER I. The special meeting of the Common Council was held on March 26, 2012 and called to order at 6:00 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 West Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Wilhelm, Taylor (arrived at 6:03 p.m.), Schmidt, and Skowronski. Also present were City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT PERIOD II. Citizen comment period was opened at 6:01 p.m. and closed at 6:01 p.m.
- APRIL 3, 2012 SPRING ELECTION AND PRESIDENTIAL PREFERENCE ELECTION III. Mayor Taylor and the City Clerk reported on the April 3, 2012, Spring Election and Presidential Preference Election preparation: Milwaukee County Election Commission production and delivery(ies) of printed ballots; timeliness and printing errors; and that despite caused extra costs, staff time and potential increased expected time expenditure by voters and poll workers at the polls, all votes will be counted.
- Alderman Olson moved to direct the City Clerk to record all additional staff hours spent due to the April 3, 2012, election ballot issues (late arriving ballots and printing errors) and direct the City Attorney to recover those funds. Seconded by Alderman Taylor. All voted Aye; motion carried.
- Alderman Taylor then moved that the City Clerk has the support and backing of the Franklin Common Council to make certain that everything is done to address circumstances to administer a successful election. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.
- It was then moved by Alderman Olson to authorize the City Clerk to obtain additional labor as needed to conduct a successful election. Seconded by Alderman Taylor. All voted Aye; motion carried.
- ADJOURNMENT IV. Alderman Taylor moved to adjourn the meeting at 6:35 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried.

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/02/12</p>
<p>Reports and Recommendations</p>	<p>Anonymous donation in the amount of \$200 to the Health Department</p>	<p>ITEM NUMBER</p> <p><i>G. l. a.</i></p>

The City of Franklin Health Department has received an anonymous donation in the amount of \$200.

COUNCIL ACTION REQUESTED

Motion to accept the anonymous donation of \$200 to the Health Department.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 4/02/2012
REPORTS & RECOMMENDATIONS	Donation of \$250.00 from American Transmission Company, LLC to the Public Works Department	ITEM NUMBER <i>G.1.b.</i>

The City of Franklin Public Works Department has received a donation from American Transmission Company, LLC in the amount of \$250.00 to assist in funding the annual City of Franklin Arbor Day / City-Wide Clean Up activities.

COUNCIL ACTION REQUESTED

Motion to accept the donation of \$250.00 from American Transmission Company, LLC which will be used for funding of the annual City of Franklin Arbor Day / City-Wide Clean Up activities.

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/02/12</p>
<p>Reports and Recommendations</p>	<p>Donation from Mr. & Mrs. Dellwyn Sievert in the amount of \$200 to the Fire Department</p>	<p>ITEM NUMBER</p> <p><i>G.I.C.</i></p>

The City of Franklin Fire Department has received a donation from Mr. & Mrs. Dellwyn Sievert in the amount of \$200.

COUNCIL ACTION REQUESTED

Motion to accept the donation of \$200 from Mr. & Mrs. Dellwyn Sievert to the Fire Department.



March 29, 2012

Dell and Elaine Sievert
5324 W. Drexel Ave.
Franklin, WI 53132

Dear Mr. and Mrs. Sievert,
Just wanted to express my deepest appreciation for your donation of \$200.00 to the Paramedics. This was not necessary. We just hope you are doing well and recovering. This donation will go in to a fund used for equipment and other needs of the Paramedics. Thank you for this generous gift, and all the best to you and your family.

Sincerely,

A handwritten signature in black ink, appearing to read 'James Martins', written in a cursive style.

James Martins
Fire Chief

<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;">04/02/12</p>
<p style="text-align: center;">REPORTS & RECOMMENDATIONS</p>	<p style="text-align: center;">REQUEST FROM FRANKLIN TRAILS COMMITTEE FOR APPROVAL TO PROCEED WITH THE OUTDOOR RECREATION GRANTS APPLICATION, WITH ASSISTANCE FROM CITY STAFF, FOR A PORTION OF A TRAIL SYSTEM LOCATED IMMEDIATELY SOUTH OF AND EAST OF THE PLEASANT VIEW ELEMENTARY SCHOOL</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>62.</i></p>

At their March 8, 2012 meeting, the Franklin Trails Committee approved a motion to direct the Chair to request that staff prepare a Council Action Sheet requesting Common Council support of the application for Outdoor Recreation Grants. It is anticipated that staff support will be provided by the Department of City Development and Engineering Department.

The Outdoor Recreation Grant Applications, due May 1, 2012, include potential funding from three different grant sources; the Stewardship Local Assistance Grants, Land and Water Conservation Fund (LWCF) Grants and the Recreational Trails Grants. The grants are administered by the Wisconsin Department of Natural Resources. Stewardship grants are funded by the State of Wisconsin and the LWCF and Recreational Trails grants are federally funded. Additional information is provided below and is attached.

- State Stewardship and Federal LWCF Applications: Eligible projects for these grants include acquisition of recreational land, development of outdoor recreation facilities, or updates to existing facilities. Successful projects may be reimbursed for up to 50% of the eligible total costs.
- Federal Recreational Trails Applications: Eligible projects include the same projects as the Stewardship and LWCF grants as well as snowmobile and ATV programs. Successful projects may be reimbursed for up to 50% of the eligible total costs. Two-thirds of the \$1.6 million funding, will go to projects with a maximum funding limit \$200,000 and the remaining third of available funding will go to projects with a funding limit of \$45,000.

The Franklin Trails Committee intends to apply for a multi-purpose trail on properties located to the south and southeast of Pleasant View Elementary School. Attached is a map showing the approximate location of a trail system through these properties, which is based on the City's Comprehensive Outdoor Recreation Plan and input from the Trails Committee. The Trails Committee does not anticipate completing the entire trail system at this time. The amount of the trail to be completed will depend on the Common Council's approval of funds to provide a 50% match for project costs. If

permission is granted by the Common Council to pursue a grant at this time, staff will provide the Trails Committee with cost estimates for different sections of the trail, so they may return to the Common Council with a final more detailed recommendation.

COUNCIL ACTION REQUESTED

A motion to direct the Franklin Trails Committee to proceed with the Outdoor Recreation Grants Application, with assistance from City staff, for a portion of a trail system located immediately south of and east of the Pleasant View Elementary School.

LEGEND

Proposed Trails

- Trail Option 1 (3,400 feet)
- Trail Option 2 (4,000 feet)
- Trail Option 3 (2,550 feet)
- Future Trail Option (6,350 feet)

Trail Type (2025 CORP)

- Road Shoulder
- Sidewalk
- Trail
- Unknown
- Existing "Non-Trail Network" Sidewalk

Trail System Status (2025 CORP)

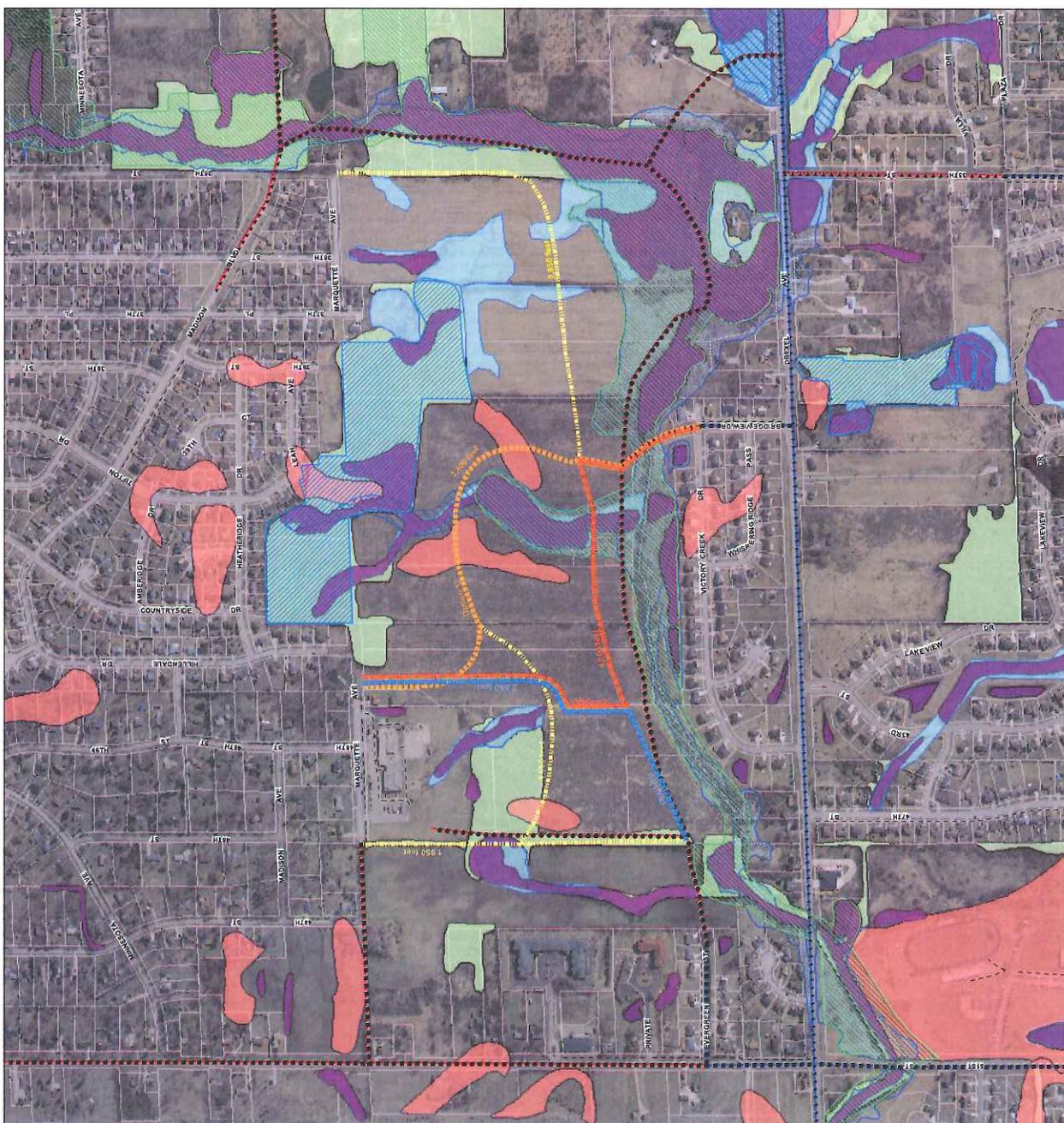
- Existing Trail
- Proposed Trail (e.g., ●●●●●)

City of Franklin Natural Resource Protection

- FEMA 100-Year Floodplain Zone A (2008)
- FEMA 100-Year Floodplain Zone AE (2008)
- Steep Slopes (7-12%)
- Steep Slopes (>13%)
- Wetlands
- Woodlands
- Stream

SEWRPC Natural Resource Protection

- SEWRPC Isolated Natural Resource Area
- SEWRPC Primary Environmental Corridor
- SEWRPC Secondary Environmental Corridor
- SEWRPC 2005 Wisconsin Wetland Inventory



This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. The map is provided for informational purposes only and may not be suitable or appropriate for legal, engineering, or surveying purposes.

DATE: February 22, 2012 FILE REF: 8700

TO: Local Units of Government in Southeastern Wisconsin

FROM: Jim Ritchie, Southeast Region Government Outreach Team Supervisor

SUBJECT: **Outdoor Recreation Grant Applications due May 1, 2012**

- **Stewardship Local Assistance Grants**
- **Land and Water Conservation Fund Grants**
- **Recreational Trails Grants**

Current Grant Eligibility List Attached

The Department of Natural Resources is pleased to inform you that application materials for Stewardship, Land and Water Conservation Fund (LWCF) and Recreational Trails grants are now available. Application forms and materials are fillable and downloadable off of the DNR's web site at <http://dnr.wi.gov/org/caer/cfa/Grants/Forms/StewAppInstructions.pdf>. We encourage you to obtain the application materials from our website. A limited number of paper copies are available from our office.

This year the application process is combined for the state Stewardship grants, as well as the federal LWCF and Recreational Trails grants. Applications are due May 1. Also, this year we request the submittal of both paper and electronic copies (CD or flash drive) of the applications to our office.

State Stewardship and Federal LWCF Applications. The Stewardship local assistance funding level this year is \$8 million. Successful projects may be reimbursed for up to 50% of the eligible total costs. If your community is planning to acquire recreational land, develop outdoor recreation facilities, or update existing facilities to ensure accessibility, an application form is available at the above link. This application covers the state Stewardship subprograms of Acquisition and Development of Local Parks, Urban Rivers, and Urban Green Space; as well as the federal LWCF grants. Additional Stewardship program information is available at <http://dnr.wi.gov/org/caer/cfa/LR/Stewardship/Local/local.html>.

Federal Recreational Trails Applications. The Recreational Trails funding level this year is approximately \$1.6 million. Successful projects may be reimbursed for up to 50% of the eligible total costs. This year, two thirds of the available funding will go to projects with a maximum funding limit of \$200,000 and the remaining third of available funding will go to projects with a maximum funding limit of \$45,000. This program can be used as a funding match for projects in the Stewardship Program as well as the Snowmobile and ATV programs; however, separate applications must be submitted for Snowmobile and ATV grants. Additional Recreational Trails program information is available at <http://dnr.wi.gov/org/caer/cfa/LR/SECTION/rectrails.html>.

A prerequisite for applying for state Stewardship or federal LWCF grant funds is to have a current local comprehensive outdoor recreation plan that has been adopted by your unit of government and submitted to DNR for review and eligibility approval. Your local plan must include a specific reference to the project(s) for which you will be seeking grant assistance. Attached is a **current grants eligibility list** for the Southeast Region. If you plan to apply for grant assistance in 2012 but do not have current eligibility, please contact us to review your outdoor recreation planning needs and status.

-over-

If you intend to apply for grant assistance to acquire land or an easement, please contact us as soon as possible. Land and easement acquisition projects take more advance time because appraisal and land and easement acquisition requirements must be met for your project to be eligible for grant assistance.

If your park development project involves both passive and active recreation items, you must submit two cost-estimate worksheets: one for the passive, "nature-based" Stewardship-eligible amenities and a separate one for active LWCF-eligible recreation items. Also note that additional Stewardship project rating questions continue this year to reflect jobs creation and economic growth opportunities.

As you may be aware, **all land acquisition project applications** must now be reviewed to determine if the project will provide public access for "nature based outdoor activities" (NBOA, defined as hunting, trapping, fishing, hiking, and cross country skiing). One or more of the NBOA activities may be prohibited or restricted only if necessary to protect public safety or to protect unique plant and animal communities. Because of this new policy, if you are planning on submitting an application for a land acquisition project **it is very important that you contact us as soon as possible.**

Even under the severe budget challenges facing all local units of government, public demand for outdoor recreation and preservation of natural resource areas continues to grow. We encourage you to consider applying for matching grant assistance in 2012 and look forward to our ongoing partnership to provide quality outdoor recreation opportunities in Wisconsin. This may be a great opportunity for you to address a local priority outdoor recreation need at a reduced cost to your local residents.

Please Remember: This year's application deadline is Tuesday, May 1, 2012. If you have questions or need assistance, do not hesitate to contact me about potential grant projects at (414) 263-8610 or e-mail me at jim.ritchie@wisconsin.gov or contact Dan Kaemmerer at (414) 263-8704 (daniel.kaemmerer@wisconsin.gov), prior to the application deadline.

If you are interested in other available grant programs administered by the Wisconsin Department of Natural Resources, please access our Community Financial Assistance web site at <http://dnr.wi.gov/org/caer/cfa/cfindex.html>. We look forward to hearing from you and continuing the terrific accomplishments we've made together in conservation and outdoor recreation!

NOTE: Mail your application to:

**Jim Ritchie
Wisconsin Department of Natural Resources – Southeast Region Office
2300 N. Dr. Martin Luther King Jr. Drive
Milwaukee, WI 53212**

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR</p> <p>COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/02/12</p>
<p>Reports and Recommendations</p>	<p>Status of "Welcome to City of Franklin" signs (Mayor Taylor)</p>	<p>ITEM NUMBER</p> <p><i>63</i></p>

Mayor Taylor has requested the item of the status of "Welcome to City of Franklin" signs be placed on this agenda.

Attached is correspondence from 1/04/11 when this item first appeared on the Common Council agenda.

COUNCIL ACTION REQUESTED

CITY OF FRANKLIN
COMMON COUNCIL MEETING
JANUARY 4, 2011
MINUTES

APPROVED JAN 18 2011

CC

- ROLL CALL A. The regular meeting of the Common Council was held on January 4, 2011 and called to order at 6:30 p.m. by Mayor Tom Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Wilhelm, Taylor, Schmidt and Skowronski. Also present were City Engineer Bennett, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:31 p.m.
- RECOGNITION OF
POLICE CAPTAIN
CLARK GROEN B.2.a. Mayor Taylor presented retiring Police Captain Clark Groen with a Certificate of Recognition.
- APPROVAL OF
MINUTES
12/21/10 C.1. Alderman Taylor moved to approve the minutes of the regular meeting of December 21, 2010. Seconded by Alderman Solomon. All voted Aye; motion carried.
- CONSENT AGENDA
LETTER OF CREDIT
STAYBRIDGE SUITES
HOTEL G.1.a. Alderman Solomon moved to approve the following consent agenda items:
Release the letter of credit for the Staybridge Suites Hotel located at 9575 S. 27th Street as provided by State Bank of Illinois Letter of Credit Number 1069 dated 12/18/2009;
- DONATIONS TO THE
FIRE DEPARTMENT G.1.b. Accept donations from Thomas Grant in the amount of \$350 to the Fire Department, from Brenwood Park Senior Apartments in the amount of \$220 to the Fire Department; and a \$50 gift card from Margaret Cain to the Fire Department.

Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- DRAINAGE IN THE
AREA OF 7371 S.
35TH STREET G.2. Alderman Wilhelm moved to refer drainage in the area of the 7300 block of S. 35th Street, including possible storm water basin on the City-owned lot at the intersection of S. 35th Street and W. Madison Boulevard, to staff for review and recommendation back to the Common Council. Seconded by Alderman Olson. All voted Aye; motion carried.
- WELCOME SIGNS G.3. Alderman Olson moved to refer the Welcome to Franklin signs to the Economic Development Commission for their review and recommendation, and further to request that the Economic Development Commission include citizens groups and staff recommendations in their review. Seconded by Alderman Taylor. All voted Aye; motion carried.

~~G.B.~~

Sandi Wesolowski

From: Greg Kowalski [greg.kowalski@wi.rr.com]
Sent: Tuesday, January 04, 2011 12:08 PM
To: Sandi Wesolowski
Cc: James Mullarkey
Subject: Welcome Signs for the City

Importance: High

Sandi: Please provide this letter o the aldermen at their places for tonight's agenda regarding Item G3.

Thank you.

Dear Mayor Taylor & Members of the Common Council,

I noticed on the agenda for this evening you will be looking at signs welcoming residents and visitors to the city. While not able to speak on the behalf of the entire Citizens for Community Development (CCD) Board, of which I'm Vice President of, I thought it would be important to point out that CCD has taken up this topic and created a subcommittee regarding not only signage, but overall beautification of the city, of which we intended to possibly raise funds for these items. I am not privileged to the financial methods the Common Council will be discussing, but I thought it's important to note that there are opportunities that exist which would not involve taking money out of the city's budget.

I would be pleased to have our organization continue the discussion for this item on our next board agenda with the addition of assisting the city council in this endeavor. Please let me know how we can be of assistance as our mission is to identify, analyze and provide viable solutions and resources to community development issues resulting in better living, working and recreating environments for individuals, families, businesses and organizations in and affiliated with the City of Franklin.

Sincerely,

-Greg

Greg Kowalski
Vice President
Citizens for Community Development
414-530-0038
www.ccdonline.org

Our Mission is to provide Franklin citizens with an organization that identifies, analyzes and provides viable solutions and resources to community development issues resulting in better living, working and recreating environments for individuals, families, businesses and organizations in and affiliated with the City of Franklin.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/2/12
Reports & Recommendations	SUBJECT: A preliminary resolution declaring intent to exercise special assessment powers granted by section 66.071 of the Wisconsin Statutes for the installation of sanitary sewer on W. Ryan Road from S. 112 th Street to the west City limits – setting hearing date & authorization to go out for bids	ITEM NO. <i>G.A.</i>

BACKGROUND

Pursuant to the planned installation of sanitary sewer on W. Ryan Road it is necessary to adopt the preliminary resolution for special assessments and obtain authorization to go out for bids.

ANALYSIS

The construction of the sanitary sewer will be financed through special assessments and sanitary sewer connection fees with no general revenue funding. The sanitary sewer installation will serve the area of W. Ryan Road west of S. 112th Street where the majority of property owners indicated their preference for the extension of sanitary sewer. It is recommended that a public hearing date be set for May 1, 2012 at 6:30 p.m.

OPTIONS

Adopt resolution
or
Table

FISCAL NOTE

The project cost for the sanitary sewer will be funded through special assessments and sanitary sewer connection fees.

RECOMMENDATION

A motion to adopt Resolution No. 2012 _____, a preliminary resolution declaring intent to exercise special assessment powers granted by section 66.071 of the Wisconsin Statutes for the installation of sanitary sewer on W. Ryan Road from S. 112th Street to the west City limits – setting hearing date & authorization to go out for bids.

and
Set the public hearing for May 1, 2012 at 6:30 p.m.
and
Authorize staff to go out for bids.

JMB/db

RESOLUTION NO. 2012- _____

A PRELIMINARY RESOLUTION DECLARING
INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS
GRANTED BY SECTION 66.0701 OF THE WISCONSIN STATUTES
FOR THE INSTALLATION OF SANITARY SEWER ON W. RYAN ROAD
FROM S. 112TH STREET TO THE WEST CITY LIMITS – SETTING HEARING DATE &
AUTHORIZATION TO GO OUT FOR BIDS

WHEREAS, the Common Council has determined that it is expedient and necessary for the best interests of the City and the property affected thereby that the following permanent improvements be made as hereinafter described:

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

1. The Common Council declares its intent to exercise police powers granted to it by law and adjudges that it is necessary for the health, safety and welfare of the public and affected property owners that sanitary sewer and appurtenances be installed in the following area, which constitutes the district limits:

W. Ryan Road from S. 112th Street to the west City limits.

2. The Common Council exercises its power to levy special assessments under its police power as authorized in Section 207-15 of the Municipal Code and Section 66.0701 of the Wisconsin Statutes.
3. The Common Council further declares that all assessments may be paid in one (1) payment when the work is completed, or in the next succeeding tax roll, or in a number of annual installments, or the number of installments as determined within the final resolution.
4. The City Engineer and/or his authorized representative is hereby directed to prepare the report described in Section 207-15 of the Municipal Code for this water main extension.
5. Upon completion of such report the City Engineer and/or his authorized representative is directed to file a copy thereof in the City Clerk's office for public inspection.
6. That the City Clerk is directed to schedule and give notice of a Public Hearing on said improvements to be conducted by the Mayor and Common Council in accordance with the provisions of Section 207-15 of the Municipal Code.

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 _____

JB/db

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/2/12
Reports & Recommendations	SUBJECT: Authorization to hold an informational meeting for the reconstruction of S. 51st Street north of W. Rawson Avenue and the construction of the proposed trail.	ITEM NO. <i>6.5.</i>

BACKGROUND

Pursuant to the proposed construction of S. 51st Street, north of W. Rawson Avenue and the proposed trail on the west side from the existing sidewalk to W. Princeton Drive and the sidewalk on the east side from the existing sidewalk to W. Xavier Drive, staff recommends that an informational meeting be held to inform the abutting property owners of the proposed project.

ANALYSIS

It is recommended that the meeting be held on Wednesday, April 18, 2012 from 4:00 p.m. to 6:30 p.m. at St. Paul's Lutheran Church – 6881 S. 51st Street.

OPTIONS

Approve
or
table.

FISCAL NOTE

None – Just staff time.

RECOMMENDATION

Motion to authorize staff to hold an informational meeting for the reconstruction of S. 51st Street and the construction of the associated trail and sidewalk north of W. Rawson Avenue, on April 18, 2012, from 4:00 p.m. to 6:30 p.m. at St. Paul's Lutheran Church – 6881 S. 51st Street.

JMB/db

APPROVAL <i>Slu</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 4/2/12
Reports & Recommendations	SUBJECT: Authorization to proceed with the private property inflow and infiltration (ppii) as funded by the MMSD on S. 37th Place between W. Rawson Avenue and W. Madison Blvd.	ITEM NO. <i>G.6.</i>

BACKGROUND

Pursuant to the proposed program for the MMSD funded private property inflow and infiltration program (ppii), please be advised that the City has received the signed agreement with the MMSD in which the District will be funding all the out-of-pocket cost of the proposed program.

ANALYSIS

The proposed ppii project is to test the laterals on S. 37th Place, from W. Rawson Avenue to W. Madison Boulevard, as a pilot program which may include a home inspection, root-cutting and cleaning of the lateral and dye water testing of the lateral including closed circuit televising. Property owner's co-operation will be necessary. Letters of explanation and an on-site meeting is planned to explain the program and gain co-operation. The proposed project as stated above is planned for this spring/summer and would be fully funded except for administration costs. (See draft of initial letter.)

The end result of the above program would be to identify laterals that have a high degree of inflow and/or infiltration (leaky laterals) with a recommendation for rehabilitation. The program would plan to replace the failing laterals at no cost to the property owner or the City. Prior to proceeding with the lateral rehabilitation, which will require public bidding, staff will bring the project back to the Common Council with a detailed cost estimate for authorization to go out for bids.

OPTIONS

Approve
or
Table

FISCAL NOTE

See attached program.

RECOMMENDATION

Motion to authorize staff to proceed with the pilot project on S. 37th Place between W. Rawson Avenue and W. Madison Boulevard as a pilot project for the MMSD private property inflow and infiltration (ppii) program and offer to the property owners the program at no cost to the property owners. (Project to be 100 percent funded by MMSD, except for administration costs.)

JMB/db

Good Day,

As you may be aware, the City of Franklin and the regional Milwaukee Metropolitan Sewerage District (MMSD) experienced unprecedented rainfall events over the last few years. These rain events caused significant overland flooding and basement backups in surrounding communities. The excessive storm water entering the sanitary sewer system created a hydraulic overload and overwhelmed the regional sanitary sewer system resulting in massive sanitary sewer by-passes in the system and large amounts of sewerage entering Lake Michigan. While the City of Franklin did not have significant sewerage backups, many communities in the region have large areas that were undulated with sewerage back-ups. As a result of these rain events and the damage caused by the flooding, the MMSD has allocated funding to all 28 communities in the District including the City of Franklin to study and correct the effects of storm water and groundwater inflow and infiltration (I/I) into the private sewer system.

We are pleased to announce that your neighborhood has been selected, due to sanitary sewers age in the City, to participate in a Pilot Program at no cost to the homeowner to identify and eliminate private sources of (I/I) into the public sanitary sewer system. The Pilot Program will be conducted at no cost to the homeowner, but will not be repeated again on this section of S. 37th Place (a onetime event).

Over the past years, the City has worked to eliminate I/I from entering the public sewers in its right of way (along streets). It is important to note, however, that removing only the public sources of I/I was found not to be enough; it is essential to investigate private sources also.

To that end, the City of Franklin has hired Ruekert & Mielke, Inc. and Visu Sewer, Inc. to assist in performing inspection services for this project including property inspections/surveys and dyed water testing with the televising of private sewer laterals. We hope to complete this work in late spring or early summer of this year. A final report of the investigation will be forwarded to each participating owner describing findings of the investigation, including a DVD of the closed circuit televising of the lateral, and recommendations to address sources of I/I. If significant private sewer lateral leaks or wet basement or yard drainage issues are found, you then may participate in the next phase of the program to fix the defects, again at no cost to you the homeowner. This could include the replacement or relining of the existing lateral. It is our understanding that many home owners are experiencing root problems with their lateral, and the replaced or relined lateral will eliminate root problems. This program could add value to your home as home inspection services are beginning to require the televising of laterals prior to lot sales.

Your participation in this Pilot Study is voluntary, but essential, in order for the City of Franklin to obtain accurate and useful information to improve the City's sanitary sewer system. Furthermore, the results of the Pilot Study will be used to establish a City-wide program for private source I/I removal.

The project will be discussed in greater detail at the public informational session planned to be held in the neighborhood this spring. City and Consultant personnel will be available to answer any questions about the program at that time. We look forward to meeting with you and receiving your input on this important endeavor. Should you have any questions, please contact me. This meeting will be held at the park on the northeast corner of S. 37th Place and W. Madison Boulevard from 4:00 p.m. to 6:30 p.m. on April 25, 2012.

If you feel comfortable with the above explanation, please sign the form and return it in the self-addressed envelope. Prior to the replacement or relining of the proposed or other rehabilitation approved work, you will be contacted and have the opportunity to accept or deny the proposed lateral rehabilitation.

Sincerely,

CITY OF FRANKLIN

John M. Bennett, P.E.

City Engineer

JMB/db

C: Ald. Wilhelm

PROPERTY OWNER AUTHORIZATION
FOR THE CITY OF FRANKLIN TO COMPLETE
SANITARY SEWER INSPECTION AND DYE WATER TESTING
OF THE SANITARY SEWER LATERAL

At _____ S. 37th Place

The City of Franklin is planning to inspect and complete dye water testing of the sanitary sewer laterals on S. 37th Place from W. Rawson Avenue to W. Madison Blvd. It is important to have co-operation from the property owners to complete the general property inspection and dye water testing which will be done at no cost to the property owner. In some cases where the lateral has extensive root problems it may be necessary to have the lateral cleaned and the roots cut prior to proceeding with the dye water testing. The cleaning and root cutting will be done by a private contractor and completed from the clean-out, either in the basement or on the first floor for homes without basements, again at no cost to the property owner.

- I (We) authorize the City and its contractor(s) to conduct an inside and/yard inspection, perform a televised inspection of the sanitary sewer lateral, clean and root cut the sewer lateral if necessary and complete dye testing of the lateral which will be conducted from outside the home.
- I (We) choose **NOT** to participate in the PPII Reduction Program and understand that this program is not planned to be offered at a future time.

Please note that if you have questions regarding this program or the procedures that are planned, the City will be holding an informational meeting at the park site located on the northeast corner of S. 37th Place and Madison Boulevard on April 25, 2012 from 4:00 p.m. to 6:30 p.m. This will be an open house type of meeting and you can attend anytime during the open hours.

Property Owner Name(s): _____

Property Address: _____ Email Address: _____

Mailing Address (if different): _____

Phone Numbers: _____ (daytime) _____ (evening) _____ (mobile)

Signature of Property Owner(s)

Date: _____

Signature of Property Owner (s)

Date: _____

Please complete and return to the Engineering Department in the self-addressed envelope.



Preserving The Environment •
Improving Water Quality

RECEIVED

MAR 23 2012

City of Franklin
Engineering Department

March 22, 2012

Mr. John Bennett, P.E.
Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132-9630

Dear Mr. Bennett:

Thank you for completing the work plan process for the PPI/I program. Enclosed is your completed copy of the Funding Agreement for Work Plan 1 for the City of Franklin. Please feel free to contact me if you have any questions.

Sincerely,

Jerome Flogel, P.E.
Senior Project Manager

Funding Agreement

Private Property Infiltration and Inflow Reduction Agreement

This Agreement is made between the Milwaukee Metropolitan Sewerage District (District) with its principal place of business at 260 West Seeboth Street, Milwaukee, Wisconsin 53204-1446 and the City of Franklin (Municipality), with its municipal offices at 9229 West Loomis Road, Franklin, Wisconsin 53132.

WHEREAS, Wisconsin law, through Section 66.0301 Stats., authorizes any municipality to enter into an intergovernmental cooperation agreement with another municipality for the furnishing of services; and

WHEREAS, the District is responsible for collecting and treating wastewater from the Municipality's locally owned collection system; and

WHEREAS, the Municipality's sewers collect wastewater from lateral sewers located on private property and owned by private property owners; and

WHEREAS, during wet weather events stormwater enters lateral sewers through defective pipes and leaky joints and connections ("infiltration) and stormwater also enters lateral sewers from foundation drains, improper connections and other sources ("inflow"); infiltration and inflow increases the amount of wastewater that the District must collect and treat; and

WHEREAS, during wet weather events infiltration and inflow ("I/I") into privately owned sewers contributes to the risk of sewer overflows; and

WHEREAS, the District wishes to fund measures to reduce I/I from private property.

Now, therefore, for the consideration of the mutual promises made by the parties to this Agreement, the parties agree as follows:

1. Date of Agreement

This Agreement becomes effective immediately upon signature by both parties and shall end when the Municipality receives final payment from the District; or when this Agreement is otherwise terminated as set forth herein.

2. District Funding

The District shall reimburse the Municipality for \$72,500 in costs for the private property I/I control work described in Attachment A ("the Work") excluding work completed for the lateral rehabilitation.. The District funding shall be provided as a reimbursement upon completion of the Work. An additional \$7,500 of reimbursement for the completed lateral rehabilitation work is contingent on the requirements detailed in Deliverables. Beyond the financial support for the Work, the District shall have no involvement in ownership, construction, maintenance or operation of the Work. The Municipality shall identify the District as a funder in informational literature and signage.

3. Procedure for Payment

The Municipality shall submit an invoice to the District not more often than monthly for the amount to be reimbursed. The invoice should include a documentation of all costs to be reimbursed. Invoices from consultants shall provide the hourly billing rates, if applicable, the hours worked by individuals, and a summary of the tasks accomplished.

Reports and invoices shall be submitted to:

Jerome Flogel, P.E.
Senior Project Manager
Milwaukee Metropolitan Sewerage District
260 West Seeboth Street
Milwaukee, WI 53204 – 1446

Final reimbursement will not be provided until the project is complete and the Deliverables identified in Attachment A have been received.

4. Changes in Work and Modifications to the Agreement

Any changes to the Work must be approved by the District, in writing, in advance. The District may not reimburse for work that is not included in Attachment A unless prior written approval from the District is obtained.

This Agreement may be modified only by a writing signed by both parties.

5. Ongoing Reporting Obligation

For a period of five years following the completion of the Work, the Municipality agrees to report to the District any problems which may arise with the completed Work. This information may be used by the District in planning future I/I reduction efforts.

6. Permits, Certificates and Licenses

The Municipality is solely responsible for ensuring compliance with all federal, state and local laws requiring permits, certificates and licenses required to implement the Work.

7. Public Bidding

In addition to the statutory requirements applicable to the Municipality, any work done and any purchases of materials and supplies involving an expenditure of greater than \$25,000 shall be subject to public bidding, with a contract awarded to the lowest responsible bidder complying with the invitation to bid.

8. Responsibility for Work, Insurance and Indemnification

The Municipality is solely responsible for planning, design, construction and maintenance of the Work, including the selection and payment of consultants, contractors, and materials. The Municipality is solely responsible for ensuring compliance with Wisconsin prevailing wage law.

The District shall not provide any insurance coverage of any kind for the Work or the Municipality.

The Municipality shall defend, indemnify and hold harmless the District and its Commissioners, employees, and agents against any and all damages, costs, liability and expense whatsoever (including attorneys fees and related disbursements) arising from or connected with the planning, design, construction, operation or maintenance of the Work.

9. Terminating the Agreement

The District may terminate this Agreement at any time prior to commencement of the Work. After the Work has commenced, the District may terminate the Agreement only for good cause, such as, but not limited to, breach of agreement by the Municipality. The Municipality may terminate the Agreement at any time, but will not receive any payment from the District if the Work is not completed.

10. Exclusive Agreement

This is the entire Agreement between the Municipality and the District regarding reimbursement for Work.

11. Severability

If any part of this Agreement is held unenforceable, the rest of the Agreement will continue in effect.

12. Applicable Law

This Agreement is governed by the laws of the State of Wisconsin.

13. Resolving Disputes

If a dispute arises under this Agreement, the parties agree to first try to resolve the dispute with the help of a mutually agreed-upon mediator in Milwaukee County. Any costs and fees other than attorney fees associated with the mediation shall be shared equally by the parties. If the dispute is not resolved within 30 days after it is referred to the mediator, either party may take the matter to court.

14. Notices

All notices and other communications in connection with this Agreement shall be in writing and shall be considered given as follows:

- when delivered personally to the recipient's address as stated on this Agreement; or
- three days after being deposited in the United States mail, with postage prepaid to the recipient's address as stated on this Agreement.

15. No Partnership

This Agreement does not create a partnership relationship nor give the Municipality the apparent authority to make promises binding upon the District. The Municipality does not have authority to enter into contracts on the District's behalf.

16. Assignment

The Municipality may not assign any rights or obligations under this Agreement without the District's prior written approval.

17. Public Records

The Municipality agrees to cooperate and assist the District in the production of any records in the possession of the Municipality that are subject to disclosure by the District pursuant to the State of Wisconsin's Open Records Law, §§19.31-19.39, Wis. Stats. The Municipality agrees to indemnify the District against any and all claims, demands, and causes of action resulting from the Municipality's failure to comply with this requirement.

MILWAUKEE METROPOLITAN SEWERAGE DISTRICT

CITY OF FRANKLIN

By: *Kevin L. Shafer*
Kevin L. Shafer, P.E.
Executive Director

By: *Thomas M. Taylor*
Thomas M. Taylor
Mayor

Date: 3/21/12

Date: 03/12/2012

Approved as to form:
William E. Gardi
Attorney for the District

City Clerk:
Sandra L. Wesolowski
Sandra Wesolowski



Attachment A
Franklin Funding Agreement #1
Scope of Work

1. Background Information.

The City of Franklin sanitary sewer system is relatively new when compared to the 28 other communities in the District. The District first provided sanitary sewer service to Franklin in early 1970 with the completion of the interceptor that generally follows the Root River to W. Ryan Road (S.T.H. 100) and then flows to the east along W. Ryan Road.

Prior to the District's extension of sanitary sewer service to Franklin, three areas were developed with private sewerage treatment plants: (1) Rawson Homes Subdivision (S. 37th Place and S. 36th Street south of W. Rawson Avenue) was developed during the mid 1950's and have the oldest sanitary sewers in the City; (2) Phase I of the Mission Mills Subdivision (S. Mission Drive both north and south of W. Church Street and connecting streets to S. Mission Drive) was developed in the mid 1960's and (3) Phase I of the Root River Heights Subdivision (S. 60th, S. 59th and S. 58th Street south of W. Drexel Avenue) which also was developed in the mid 1960's and the only area in the City that has sanitary sewers were installed along the rear lot lines. A small area in the northeast corner of the City was provided sanitary sewer service in 1974 from a sanitary sewer located in the City of Milwaukee which serves the two mobile home parks south of W. College Avenue west of S. 27th Street.

The first major sanitary sewer project constructed by the City was the East Central Sanitary Sewer project that was constructed in 1970 and serves the general area west of S. 27th Street to S. 47th Street and from W. Ryan Road to W. Acre Avenue. Over the last four decades many sanitary sewer projects were constructed until at the present time, all but 4.26 percent of the City's population is served by sanitary sewers (over 95 percent of the City's population now has sanitary sewer service). The City sanitary sewer system consists of 1,011,186 feet or 191.5 miles of sanitary sewers ranging from 8 inch diameter to 36 inch diameter which has 4,570 manholes. Beginning with the mid 1960's, all sanitary sewer installations were inspected by full time on-site inspections. During the early years, the District provided inspection services and when the District discontinued providing communities with inspection services, the City employed consulting engineering firms to provide full time on-site inspections.

The private laterals were permitted and inspected by the City's plumbing inspector. Until 1991 the City employed a part-time plumbing inspector who worked under the direction of the Mayor and then a plumbing contractor which provided part-time plumbing inspection. During the years of part-time inspection of laterals, the actual condition of the laterals is unknown as the inspection was not continuous and in many cases handled after normal work hours.

The likelihood of finding foundation drains connected to the sanitary sewer system in the City of Franklin is very unlikely as beginning in 1954 the state plumbing did not allow foundation drains to be connected to the sanitary sewer system and the oldest sanitary sewers were installed in or after 1955. Homes constructed prior to 1955 were served by private onsite systems and were required to comply with the plumbing code when connecting to the sanitary sewer. Also, it is anticipated that very few if any downspouts from roof gutters are connected to the sanitary sewer system as smoke testing in the 1990's confirmed that smoke was not coming from roof tops. This is not the case with many of the older communities within the District.

It is the opinion of staff after living with the City Sanitary Sewer System for over four decades that the private laterals in the older developments are most likely to have leaky private laterals as the materials, installation techniques and inspection improved each year. Staff has observed through closed circuit television that root problems have developed in the older lateral system which is an indication of leaky laterals.

2. Description of Work to be Performed Including Strategies and Methods.

Based on staff's experience with the City's sanitary sewer system (City Engineer 42 years and Sewer and Water Superintendent 38 years) it is our recommendation that the "PP/II" program - the private lateral rehabilitation be centered around the oldest sanitary sewer system as they are more likely to have leaky laterals, and roots have been observed by closed circuit television in many of the older laterals which indicate leaks. (Note: Staff has a closed circuit main line camera and a camera that can travel within the sanitary sewer main line which will provide the viewing of the actual lateral all the way to the building foundation).

The most cost effective method to determine if an area has leaky sanitary sewers or sanitary sewer laterals is to meter small areas that flow into a specific area that can be metered. Staff has already begun metering the oldest sanitary sewers in the City located in the Rawson Homes Subdivision as follows: (1) S. 37th Place between W. Rawson Avenue and W. Madison Boulevard metered in the spring of 2010, (2) the area of S. 36th Street north of Madison Boulevard and the area of S. 36th Street and S. 37th Place south of W. Madison Boulevard metered in the spring of 2011. The result of the metering of Rawson Homes indicates a relatively high level of leaky laterals.

It is recommended that the next older sanitary sewer system, the first phases of Mission Hills and Root River Heights sanitary sewers that were installed in the mid 1960's be metered in six locations in the spring of 2012 to determine if these systems have a clear water problem. The metering would be performed during a three month period during the months of April, May and June. If Mission Hills and/or Root River Heights indicate high levels of inflow and infiltration, the next oldest in the East Central System would be recommended for flow metering.

As staff has identified that the Rawson Homes Subdivision has leaky laterals from the evidence of a root problem in the laterals and the high clear water flow that was metered during rain events, it is recommended that a pilot or demonstration program be developed to correct the leaky laterals on S. 37th Place from W. Rawson Avenue to W. Madison Boulevard. This area of 33 homes was selected as 2/3 of the homes do not have basements, the mainline sanitary sewers are transit pipe with long laying length, and the sanitary sewers are very shallow (5 to 6 feet deep) which should provide least costly rehabilitation process.

The pilot or demonstration project would be completed to ascertain if it is cost effective to rehabilitate the laterals, if the rehabilitation is accepted by the majority of property owners, and if the District's funding is sufficient for the total City. A brief description of the proposed project is as follows:

- A. A public relations program would need to be developed as it will be necessary to obtain the permission of the 33 property owners to enter their property to conduct tests and rehabilitation of their laterals
- B. That with the property owner's permission, the plumbing inspector inspects the eleven (11) homes with basements.
- C. That, with the property owner's permission, a private sewer contractor would be hired to root cut and clean approximately ten laterals that were clogged with roots during an initial CCTV inspection.
- D. That, with the property owner's permission, dye would be injected on top of the lateral (at three locations - one at the bottom of the ditch, one near the foundation of the home and one in the middle between the first two).
- E. That, with the aid of closed circuit television in the main line sanitary sewer, the flow of the dye water that enters a lateral would be observed for each of the 33 laterals.
- F. The result of the dye study will be reviewed by the consultant, and a recommendation made as to the action to be taken, if any, on each lateral.

3. Reimbursement of sewer relining cost of \$7,500 at 7333 South 37th Street located in the Rawson Homes Subdivision (see attached documentation).

This Work Plan includes the investigation work to inspect the interior and exterior of 33 properties on 37th Place, the root cutting and cleaning of ten laterals that were clogged during an initial CCTV screening, the dye testing and televising of 33 private laterals, the benchmark flow monitoring at six locations in the City's oldest subdivisions and the reimbursement of \$7,500 to reline a lateral at 7333 South 36th Street.

4. Public Information and Education (I&E) Plan.

The City will take the lead in the I&E Program. They will be assisted by the Ruckert/Mielke Project Manager and Mr. Tom Feiza (Mr. Fix-It) at a neighborhood meeting. A letter will be sent to each homeowner seeking their cooperation and access to inspect their property and sewer

lateral. The City also anticipates using some of the I&E material already prepared by the MMSD.

5. Cost Estimate of Work.

Staff has negotiated a proposal with Ruekert/Mielke and have compared costs with the costs provided to the District and have found them very comparable. It has also negotiated a contract with Visu-Sewer to perform the closed circuit television, dye flooding and ditch flooding. The costs submitted are unit costs and the estimated expenditures for the pilot or demonstration program are as follows:

A. <u>Ruekert/Mielke</u>		
1. Lateral inspection and external house inspection		
33 @ \$125 each -----	\$ 4,125	
2. Summary of inspection report		
33 @ \$25/each-----	825	
3. Prepare MMSD work plan, administration and		
one staff meeting-----	3,500	
4. Review lateral inspection and recommend rehabilitation method		
33 @ \$25/house-----	<u>825</u>	
	<u>Subtotal for pilot study:</u>	\$ 9,275
5. Flow Metering in Root River Heights and Mission Hills		
(3 meters each)		
6 meters for 12 weeks @ \$400/meter week-----	\$28,800	
Reports of results @ \$500/meter-----	<u>3,000</u>	
	<u>Subtotal for metering:</u>	\$31,800
	<u>TOTAL Pilot Study and Metering:</u>	\$41,075
B. Visu-Sewer		
1. Camera set-up in five manholes @ \$350/each-----	\$ 1,750	
2. Set-up camera to launch in lateral 33 @ \$190/each-----	6,270	
3. Camera inspection of lateral		
@ 0.75/ft. (33 laterals @ 60 Ft.)-----	1,485	
4. Lateral dye injection, 3 per lateral		
33 laterals @ \$250/each-----	8,250	
5. Sonde location of laterals		
33 @ \$125/each -----	<u>4,125</u>	
	<u>TOTAL for pilot study:</u>	\$21,880
<u>TOTAL COST for Ruekert/Mielke and Visu-Sewer</u>		<u>\$62,955</u>

In addition to the above cost, it is estimated that in order to run a camera through each lateral, some laterals may require root cutting - estimate about 10 @ \$350/lateral or \$3,500. Also, some consulting time may be necessary for public information to create brochures and exhibits -

estimate \$5,000. The building inspection's plumbing inspector will make the inside inspections of the eleven homes with basements. It is estimated that the eleven inspections would take two hours each for 22 hours at \$46.30 per hour including benefits or a billable cost to the District of \$1,018.60 - use \$1,020.

Sewer lateral relining cost at 7333 S. 36th Street \$7,500.00

The total project cost is estimated as follows:

A. Consultant fees	\$62,955
B. Lateral cleaning	3,500
C. Public relations	5,000
D. Inspection	1,020
E. Lateral relining	<u>7,500</u>
TOTAL	<u>\$79,975</u>

6. Schedule of Work

- Flow Monitoring
April - June 2012
- Internal House Inspections
May - June 2012
- Sewer Lateral Dye Testing and CCTV
May - June 2012
- External House Inspections
May - June 2012
- Final Report with Recommendation and Estimate of Costs
July 2012
- Public Relations
March - July 2012

7. MMSD Reimbursement Requests

	February	March	April	May	June	July
Work Plan & Admin.	2,500			500		500
Flow Monitoring			10,000	10,000	8,800	3,000
Public Relations	3,000	1,000				1,000
Lateral Reimbursement	7,500					
Internal House Inspections					1,020	
External House Inspection					4,950	
Lateral Cleaning				3,500		
Lateral Dye and TV				10,000	11,800	
	\$13,000	\$1,000	\$10,000	\$24,000	\$26,650	\$4,500

8. Procurement Process

- Investigative Work - The City interviewed six firms for the engineering and inspection work and selected Ruekert & Mielke, Inc. and Visu-Sewer using the QBS process.
- Sewer Cleaning - Quotes will be obtained from local plumbing contractors.
- Sewer Relining - Homeowner selected Badger Plumbing and Excavation

9. Data Collection

- Sewer CCTV - Recorded in a log book and on digital video media.
- External House Inspection - recorded in digital file using eFields™ .
- Internal House Inspection - Recorded on paper forms.
- Flow Monitoring - Recorded in digital file.

10. Goals and Anticipated Outcomes

ANALYSIS

It is staff's recommendation that the City participate in the private property inflow and infiltration (PP/II) program that has been established and funded by the District. The proposed program would look at the oldest sanitary sewers and laterals to determine areas that have potential for excessive clean water from entering the sanitary sewer system. These areas can initially be identified through metering sections of the sanitary sewer system. It is staff's recommendation to proceed until excessive clear water is not found.

At the same time, funds are available to solve local drainage problems on private property on which water has entered the basement of homes or has the potential of entering basements of homes. This work will proceed in subsequent phases.

OPTIONS

Proceed on a pilot project to identify laterals that require rehabilitation and bring that information back to the Common Council for the review and action prior to proceeding with any construction of lateral rehabilitation. At the same time, through metering, obtain a better understanding how wide spread lateral rehabilitation is needed. Also, to proceed to identify areas with private property drainage problems where clear water enters basements.

It is also anticipated that the I&E Program will make the public aware of the consequences of PPII.

11. Content of Project Completion Report

- Internal House Inspection Reports and Findings
- External House Inspection Reports and Findings

- Flow Monitor Summary Report and Findings
- Lateral CCTV Logs and Findings
- Cost Estimates to Fix Defects
- Summary of Results, Defect Scoring, Recommendation of Cost Effective Repairs and Flow Summary Analysis

12. Photo/Video Documentation

Digital files will be prepared for all phases of the work with the exception of the internal house inspections.

13. Maps and Attachments. (See Attached)

14. Deliverables

1. Notification of and opportunity for participation in project related meetings including public meetings, contractor meetings, and Council meetings.
2. Samples of public outreach materials including notification letters, consent agreements, and general information materials.
3. The City will provide a summary report to the District consisting of:
 - a. Spreadsheet list of properties included in the project with tax id, address, and columns indicating which work tasks were applied to each property. (house inspection, lateral inspected, and defects found.)
 - b. Digital data or subset of data (including photos) as desired by the District,
 - c. Property rehabilitation recommendations and cost estimates.
 - d. Summary of public outreach and education program including strategies for success and response rate.
 - e. Flow monitoring results and interpretation.
 - f. Lessons learned including field work activities, planning/design process, and public outreach and education efforts.
4. Completed Lateral Rehabilitation work
 - a. Evidence of the pre work condition of the lateral as contributing clear water to the system
 - b. Verification of the completed work satisfactory to City standards , State codes, and the goal of eliminating clear water from the system.
 - c. Conclusion upon completion of the investigative work in the surrounding target area that the rehabilitation completed is consistent in methods and cost with the recommendations by the Engineer for the adjacent properties.

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
<i>slw</i> Reports & Recommendations	SUBJECT: Authorization to let bid for the painting of the Drexel Avenue Elevated Tank located at 8909 W. Drexel Avenue	4/2/12 ITEM NO. <i>G.7.</i>

BACKGROUND

Please be advised that the Board of Water Commissioners at their special meeting of March 27, 2012 has approved and has requested that the Common Council concur with the letting for bid for the painting of both the outside and inside of the 500,000 gallon Drexel Avenue Elevated Tank located at 8909 W. Drexel Avenue.

ANALYSIS

The Drexel Avenue Elevated Tank is now over 30 years old and the past inspections have indicated that it is necessary to paint the tank to prevent pitting. The budget for this tank painting is \$536,000. The plan is to start painting the tank August 1, 2012. The four (4) cell providers will start removing the antennas on July 9, 2012 and will install temporary antennas while the tank is being painted.

OPTION

Approve

or

Table

FISCAL NOTE

The cost of painting the tank will be funded by the Water Utility and paid for through the utility rates.

RECOMMENDATION

Motion to authorize staff to let bid for the painting of the Drexel Avenue Elevated Tank located at 8909 W. Drexel Avenue as approved and recommended by the Board of Water Commissioners.

JMB/sg

<p>APPROVAL</p> <p><i>Stw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>04/02/2012</p>
<p>Reports and Recommendations</p>	<p>RECOMMENDATIONS OF THE COMMITTEE OF THE WHOLE</p>	<p>ITEM NUMBER</p> <p><i>G. 8.</i></p>

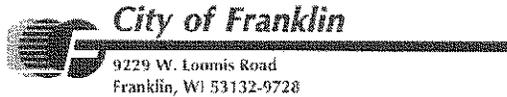
- A. Review of and receipt of public input on a draft "Request for Proposals for Quarry Monitoring Services for the City of Franklin."
- B. An Ordinance to Amend §30-1. of the Municipal Code to Amend Ward Boundaries as Required by 2011 Wisconsin Act 39.

COUNCIL ACTION REQUESTED

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>4/2/2012</p>
<p>Licenses and Permits</p>	<p>Miscellaneous Permits</p>	<p>ITEM NUMBER</p> <p><i>H.1.</i></p>

See attached list from meeting of April 2, 2012

COUNCIL ACTION REQUESTED



City of Franklin

9229 W. Loomis Road
Franklin, WI 53132-9728

414-425-7500

**License Committee
Agenda*
Alderman's Room
April 2, 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
Class B Beer 5:50 p.m.	Danforth, Cheryl E 3657 W College Ave #56 Milwaukee, WI 53221 Wal-Mart			
Operator 5:55 p.m.	Trapman, Shannon M 569 W15062 Cornell Cir Muskego, WI 53150 Auntie's			
Operator 6:00 p.m.	Wichgers, Amanda M 9565 W Forest Home Ave #9 Hales Corners, WI 53130 Walgreens – Loomis Rd			
Operator	Cook, Joshua R 570 W17778 Muskego Drive Muskego, WI 53150 The Hideaway Pub & Eatery			
Operator	Drakulic, David M 7525 W Clarke St Wauwatosa, WI 53213 Three Cellars			
Operator	Grube, Nichole F 7452 S 37 th Place Franklin, WI 53132 Three Cellars			
Operator	Gunderson, Marie L 10171 S Nicholson Rd Oak Creek, WI 53154 Buckhorn Inn			
Operator	Loh, June A 7930 W Coldspring Rd Greenfield, WI 53220 Wegner's St Martins Inn			
Operator	Schultz, Mary A 2664 Hidden Dr St Francis, WI 53235 CVS Pharmacy			
Operator	Toor, Balbir Kaur 3840 W Jerelin Dr Franklin, WI 53132 Franklin Mobil			
Class A Combination Change of Agent	Mega Marts, LLC d/b/a Pick n Save #6431 Location: 7780 S Lovers Lane Rd New Agent: Daniel J Romero			

Temporary Class B Beer	Civic Celebration – Fourth of July Festivities Person in Charge: Michael B Reichl Location: 9229 W Loomis Rd Dates of Event: 7/2/2012 thru 7/5/2012			
Temporary Entertainment & Amusement	Civic Celebration – Fourth of July Festivities Person in Charge: Michael B Reichl Location: 9229 W Loomis Rd Dates of Event: 7/2/2012 thru 7/5/2012			
Taxi Cab Driver	Hafiz, Abdul Rauf 1400 W Barnard Ave Milwaukee, WI 53221 Employer: Yellow Cab Co of Franklin			
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.

APPROVAL <i>Slw</i> <i>CD</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 4/2/2012
Bills	Vouchers and Payroll Approval	ITEM NUMBER <i>I.1.</i>

Provided separately for Council approval is a list of vouchers Nos. 142255 through 142408 in the amount of \$ 821,755.83. Included in this listing is \$ 22,065.88 in Library vouchers and \$ 135.00 in Fund 45 vouchers. The net City vouchers are \$ 799,554.95.

Approval is requested for the net payroll March 23, 2012 in the amount of \$ 338,886.01.

COUNCIL ACTION REQUESTED

Motion approving net City vouchers in the range of Nos.142255 through 142408 in the amount of \$ 799,554.95.

Approval is requested for the net payroll March 23, 2012 in the amount of \$ 338,886.01.