

CITY OF FRANKLIN  
COMMON COUNCIL MEETING\*\*  
FRANKLIN CITY HALL COUNCIL CHAMBERS  
9229 W. LOOMIS ROAD, FRANKLIN, WISCONSIN  
AGENDA\*  
TUESDAY, JANUARY 8, 2013, 6:30 P.M.

- A. Call to Order and Roll Call
- B.
  - 1. Citizen Comment Period
  - 2. Announcements from Mayor Taylor of upcoming community events & news items:
    - a. Announcement from Milwaukee County EMS System-Ronald Pirrallo stepping down as Director of Medical Services effective 1/01/13.
- C. Approval of Minutes
  - 1. Approval of regular meeting of December 18, 2012.
- D. Hearings
- E. Organizational Business
- F. Letters and Petition
  - 1. Email from Robert Montgomery regarding man-made pond at 8666 S. 116th Street.
- G. Reports and Recommendations
  - 1. Police Chief briefing on the Police Department's current state of preparedness in addressing critical incidents in the community and at our City's schools.
  - 2. Resolution Expressing the Substantial Concerns of the City of Franklin to the Decision by Milwaukee County to Transfer the Supervisory Authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff of Milwaukee County to Milwaukee County.
  - 3. Representation at the South Suburban Chamber of Commerce Annual Awards Dinner and request to transfer \$400 from Contingency Account.
  - 4. Donation from Sandra Young in the amount of \$100 to the Fire Department.
  - 5. Resolution imposing conditions and restrictions for the approval of a Special Use for a gasoline service station, convenience store and carwash use upon property located at approximately 10750 W. Speedway Drive (Kwik Trip, Inc., applicant).
  - 6. Resolution conditionally approving a 2 Outlot Certified Survey Map, being a division of Lots 2 and 3 of Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin (Menard, Inc.) (approximately 10750 W. Speedway Drive).
  - 7. Reschedule Common Council meeting for February 19, 2013 and Committee of the Whole/Common Council meetings for April 1 and 2, 2013.

Franklin Common Council

1/08/13

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- 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.

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

[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.]

REMINDERS:

January 17	Plan Commission	7:00 p.m.
January 22	Common Council	6:30 p.m.

B.2.a.

**Sandi Wesolowski**

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**Subject:** FW: EMS Announcement

**From:** [Genene.Hibbler@milwcnty.com](mailto:Genene.Hibbler@milwcnty.com) [mailto:Genene.Hibbler@milwcnty.com]

**Sent:** Thursday, January 03, 2013 9:28 AM

**Subject:** Fw: EMS Announcement

It has been my pleasure and privilege to serve as the Director of Medical Services for the Milwaukee County EMS system for over 20 years. I am immensely proud to have shared in the System's accomplishments that were made possible by the hard work of the Paramedics and EMTs, support of the Fire Chiefs and elected officials and the outstanding staff of Milwaukee County EMS.

So it is only after careful thought and consideration that effective 01 January 2013, I have stepped down as MCEMS Medical Director. It has been an honor to have been selected by Dr. Joe Darin to bring to fruition his 20 year vision of the Milwaukee County EMS System. Now is the time to hand off the System to the next generation of EMS Physicians.

The succession plan appoints Dr. Riccardo Colella in the lead role supported by Drs. Cady, Liu and Marquis. I am honored to have worked with these extraordinary MCW EMS Physicians and confident the System will remain in good hands under their thoughtful medical direction and expertise.

I intended to remain clinically and academically engaged in the MCW Department of Emergency Medicine and provide emergency patient care at Froedtert Hospital.

Sincerely

Ronald Pirrallo

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This message is intended for the sole use of the individual and entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended addressee, nor authorized to receive for the intended addressee, you are hereby notified that you may not use, copy, disclose or distribute to anyone the message or any information contained in the message. If you have received this message in error, please immediately advise the sender by reply email and delete the message.

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CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
DECEMBER 18, 2012  
MINUTES

- ROLL CALL                    A.        The regular meeting of the Common Council was held on December 18, 2012 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 Steve Olson, Tim Solomon, Kristen Wilhelm, Steve Taylor, Doug Schmidt, and Ken Skowronski. Also present were City Engineer John M. Bennett, Director of Administration Mark Luberda, and City Clerk Wesolowski.
- CITIZEN COMMENT            B.        Mayor Taylor asked that the Sandy Hook victims in Newtown, Connecticut, be remembered in a moment of silence. Citizen comment period was opened at 6:32 p.m. and closed at 6:40 p.m.
- APPROVAL OF MINUTES-  
12/04/12                    C.1.        Alderman Skowronski moved to approve the minutes of the regular meeting of December 4, 2012. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- APPROVAL OF MINUTES-  
12/07/12                    C.2.        Alderman Solomon moved to approve the minutes of the special meeting of December 7, 2012. Seconded by Alderman Olson. All voted Aye; motion carried.
- APPOINTMENT                E.1.a.      Alderman Olson moved to approve the Mayoral appointment of Luther Graef to the Board of Water Commissioners-Ald. Dist. 1, term expires 9/30/16. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.
- POPULATION AND EMPLOYMENT FORECASTS            F.1.        Letter from Kenneth Yunker, Southeastern Wisconsin Regional Planning Commission, regarding Advisory Committee for population and employment forecasts.
- EXTENSION OF SANITARY SEWER  
S. 76TH ST./W RYAN RD.    G.1.        Alderman Olson moved to direct staff to survey for the extension of sanitary sewer as follows: S. 76th Street from a point 3,000 feet south of W. Ryan Road to a point 1,400 feet north of W. Ryan Road and on W. Ryan Road from a point 2,600 feet west of S. 76th Street to S. 76th Street and return the results to the Common Council. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- FIRE CHIEF SELECTION PROCESS    G.2.        Robert Donohoo, Chairman of the Police and Fire Commission, updated the Common Council on the Fire Chief selection process relative to filling the vacancy by the retirement of Fire Chief James Martins.

- REVISED FIRE CHIEF JOB DESCRIPTION G.3. Alderman Olson moved to approve the revised job description for the Fire Chief. Seconded by Alderman Taylor. All voted Aye; motion carried.
- CONTRACT FOR ASSESSMENT AND PROPERTY REVALUATION SERVICES G.4. Alderman Taylor moved to accept the proposed agreement between the City of Franklin and Tyler Technologies, Inc. for assessment and property revaluation services for the period 2013 through 2015, subject to approval by the City Attorney as to indemnification and Force Majeure language, and authorize the Mayor, Director of Clerk Services, and Director of Administration to execute such contract. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- 2013 CONTRACT FOR GIS SUPPORT AND DATABASE MAINTENANCE SERVICES G.5. Alderman Olson moved to authorize the Director of Administration to execute a contract with Geographic Marketing Advantage, LLC for Geographic Information System Support and Database Maintenance Services in a form substantially equivalent to the 2012 contract but incorporating a 2% rate increase effective January 1, 2013. Seconded by Alderman Taylor. All voted Aye; motion carried.
- 2013 INFORMATION TECHNOLOGY SERVICES AGREEMENT G.6. Alderman Olson moved to authorize the Director of Administration to execute the attached Information Technology Services Agreement between Heartland Business Systems and the City of Franklin effective January 1, 2013. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2012-6850 2013 AGREEMENT WITH JSA CIVIL ENVIRONMENTAL ENGINEERS, INC. G.7. Alderman Skowronski moved to adopt Resolution No. 2012-6850, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN AGREEMENT TO CONTINUE PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES TO MONITOR COMPLIANCE AT THE METRO RECYCLING & DISPOSAL FACILITY TO DECEMBER 31, 2013, WITH JSA CIVIL ENVIRONMENTAL ENGINEERS, INC. Seconded by Alderman Solomon. All voted Aye; motion carried.
- MILWAUKEE COUNTY CORRECTIONAL FACILITY-SOUTH G.8. Alderman Taylor moved that the letter to Milwaukee County regarding the Milwaukee County change of administrative authority for the Milwaukee County Correctional Facility-South be held until the Common Council meeting of 1/08/2013. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- RES. 2012-6851 CELLULAR 9-1-1 RESPONSE SERVICES – COMPENSATION G.9. Alderman Taylor moved to adopt Resolution No. 2012-6851. A RESOLUTION REGARDING COMPENSATION TO THE CITY OF FRANKLIN FOR CELLULAR 9-1-1 RESPONSE SERVICES WITHIN MILWAUKEE COUNTY. Seconded by Alderman Solomon. All voted Aye; motion carried.

ACQUISITION OF  
W. MARQUETTE AVE.

- G.10. Alderman Wilhelm moved to authorize staff to proceed with the acquisition of the right-of-way for the extension of W. Marquette Avenue from S. 49th Street to the west property line of the Pleasant View Elementary School site and W. Evergreen Street from a point 800 feet east of S. 51st Street west 540 feet to the west line on the City's undeveloped park land south of the Pleasant View Elementary School and refer said acquisition to the Board of Public Works and Planning Commission, with the understanding that school access takes priority over park access. Seconded by Alderman Taylor. Upon unanimous Aye voice vote, motion carried.

RES. 2012-6852  
INTERGOVERNMENTAL  
AGREEMENT –  
SOUTHEAST WI CLEAN  
WATER NETWORK

- G.11. Alderman Taylor moved to adopt Resolution No. 2012-6852. A RESOLUTION AUTHORIZING THE CITY TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT ALLOWING THE VILLAGE OF MOUNT PLEASANT TO ACT AS FISCAL AGENT FOR THE SOUTHEAST WISCONSIN CLEAN WATER NETWORK. Seconded by Alderman Skowronski. All voted Aye; motion carried.

HISTORICAL SOCIETY  
REQUEST FOR DPW  
ASSISTANCE

- G.12. At the request of the Franklin Historical Society, Alderman Wilhelm moved to grant Department of Public Works the authority to transport disassembled sections of the Wendt barn from W. Oakwood Road to the Department of Public Works grounds where it will be stored for a period of time not to exceed two years, subject to legal review of the liability waiver to be signed prior to beginning the work. Seconded by Alderman Taylor. Motion carried on a voice vote; Alderman Schmidt "abstained".

RES. 2012-6853  
NON-ELECTIVE AND  
NON-DISCRETIONARY  
CONTRIBUTION TO  
CITY'S EMPLOYEES'  
RETIREMENT PLANS

- G.13. Alderman Taylor moved to adopt Resolution No. 2012-6853. A RESOLUTION TO AMEND THE ESTABLISHED NON-ELECTIVE AND NON-DISCRETIONARY CONTRIBUTION BY PARTICIPATING EMPLOYEES TO THE CITY OF FRANKLIN BARGAINING EMPLOYEES' RETIREMENT PLAN AND TO THE CITY OF FRANKLIN CERTAIN EMPLOYEES' RETIREMENT PLAN as amended. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2012-6854  
2013 WAGE  
ADJUSTMENT, PAY  
RATE AND MONTHLY  
HEALTH INSURANCE  
PREMIUM

- G.14. Alderman Olson moved to adopt Resolution No. 2012-6854. A RESOLUTION TO ESTABLISH THE 2013 NON-REPRESENTED EMPLOYEE GENERAL WAGE ADJUSTMENT; THE RATES OF PAY, WAGE SCHEDULE, AND PAY PLAN STRUCTURE FOR TEAMSTERS; AND THE EMPLOYEE COST SHARE OF MONTHLY HEALTH INSURANCE PREMIUMS. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RES. 2012-6855  
2013 WAGE  
ADJUSTMENTS FOR  
LIBRARY EMPLOYEES

G.15. Alderman Schmidt moved to adopt Resolution No. 2012-6855. A RESOLUTION TO RECEIVE LIBRARY BOARD WAGE RECOMMENDATIONS AND AUTHORIZE 2013 WAGE ADJUSTMENTS FOR THE LIBRARY EMPLOYEES FALLING UNDER THE CIVIL SERVICE SYSTEM. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2012-6856  
AMENDMENT TO THE  
PERSONNEL ADMIN.  
PUBLIC WORKS/SEWER  
AND WATER  
EMPLOYEES

G.16. Alderman Taylor moved to adopt Resolution No. 2012-6856, A RESOLUTION TO AMEND THE CIVL SERVICE SYSTEM PERSONNEL ADMINISTRATION PROGRAM TO INCORPORATE PROMOTION AND TRANSFER LANGUAGE RELATIVE TO PUBLIC WORKS AND SEWER & WATER POSITIONS. Seconded by Alderman Solomon. All voted Aye; motion carried.

AMENDMENT TO  
RETIREMENT PLAN

G.17. Alderman Solomon moved to amend the City of Franklin Bargaining Employees' Retirement Plan and the City of Franklin Certain Employees' Retirement Plan for the purpose of complying with the Heroes Earnings Assistance and Relief Tax Act of 2008, incorporating all required provisions and incorporating the optional provisions to the extent that such provisions are already an intended benefit of the plan, and authorizing the Director of Administration, as Plan Administrator, to approve final language as recommended by special counsel and to execute the amendments. Seconded by Alderman Olson. All voted Aye; motion carried.

2013 CASUALTY  
INSURANCE COVERAGE

G.18. Alderman Taylor moved to authorize the Director of Administration to renew the City's casualty insurance plans with R&R Insurance/League of Wisconsin Municipalities Mutual Insurance and the Local Government Property Insurance Fund as noted above for the upcoming 2012 year. Seconded by Alderman Schmidt. All voted Aye; motion carried.

CLOSED SESSION-  
CITY PURCHASE OF  
PROPERTY FOR SALE  
(TAX KEY NO.  
885-9996-000, 9.7 ACRES)

G.19. Alderman Skowronski moved to direct the Director of Administration to work with the City Attorney to submit an offer to purchase Tax Key No. 885-9996-000, 9.7 acres in the Woodview Neighborhood in the vicinity of Planned Public Park Site Pn3 in the Comprehensive Outdoor Recreation Plan as recommended by Park Commission. Alderman Skowronski withdrew his motion.

Alderman Olson then moved to enter closed session at 7:51 p.m. pursuant to Section 19.85(1)(e), Wis. Stats., to consider the potential acquisition of and an offer to sell the property bearing Tax Key No. 885-9996-000, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

PROPERTY SALE-  
CONTINUED

Upon reentering open session at 7:58 p.m., Alderman Olson moved to authorize the City Attorney and the appropriate City personnel to move forward with the Offer to Purchase for Tax Key No. 885-9996-000, 9.7 acres in the Woodview Neighborhood in the vicinity of Planned Public Park Site Pn3 in the Comprehensive Outdoor Recreation Plan at dollars discussed in closed session and at the discretion of the Mayor and the City Attorney negotiate for potential funding of dollars in that purchase for maintenance. Seconded by Alderman Solomon. All voted Aye; motion carried.

MISCELLANEOUS  
LICENSES

H.1. Alderman Solomon moved to grant the following licenses;

Operator License to Christopher B. Birmingham, 2206 15th Ave., South Milwaukee; Jason W. Frenczak, 6943 S. Tumble Creek Dr. and Ashley J. Lipp, 1918 S. Grand Ave., Waukesha;

People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant to Fleet Reserve Association Branch 14-Scholarships, fee waivers-Labor Day fair permit on 9/1-9/2/13 at St. Martins Fair; City of Franklin Civic Celebrations, fee waivers-temporary operator licenses, entertainment & amusement license, Class B beer & wine, soda and park permits on 7/2-7/5/13 at Lions Legend Park I & II; City of Franklin National Night Out kick-off, fee waivers-park permit, temporary entertainment & amusement, food license on 8/5/13 at library, library parking lot and Legend Park I baseball field areas; City of Franklin Safety City/Health Dept., fee waivers-park permit on 7/8-7/19/13 & 8/12-8/23/13 at Ken Windl Park; Franklin Historical Society-Barn Raising, fee waivers-building permits at Legend Park (dates to be determined) subject to satisfactory insurance certificate & proof of non-profit status; Franklin Lions & Lioness Club-meetings & fund raisers, fee waivers-St. Martins fair permits, temporary Class B beer & wine licenses and temporary operator licenses on 3/30, 7/23, 8/13, 8/27, 9/1-9/2/13 at St. Martins Fair, Legend Park I and Ken Windl; Franklin Park Concerts-free concerts, fee waivers-park permits, band shell fees, temporary entertainment & amusement license on 6/23, 7/21, 8/4, 8/18/13 at Legend Park I; Forest Park Middle School-Charity Fund Raiser, fee waivers-park permits on 5/13/13 (rain date 6/7/13) at Lions Legend Park I and II; Knights of Columbus-Arts & Crafts Show, fee waivers-extraordinary event, temporary Class B beer license and temporary operator license on 9/1/13 at Sacred Heart School of Theology; RAMS Club-Rainbow Aero Modelers Society, fee waivers-temporary entertainment & amusement & food license on 7/27 & 7/28/13 at 7200 W. Oakwood Rd.-R.A.M.S. field subject to satisfactory article certificate of exemption; St. Martin of Tours Fund Raisers,

MISCELLANEOUS  
LICENSES-  
CONTINUED

fee waivers-Labor Day fair permit, temporary Class B beer & wine temporary entertainment & amusement and temporary operator licenses on 4/13, 5/17-19, 9/1-2 fall & spring fund raiser dates to be determined at St. Martins fair and St. Martin of Tours Church or School; St. Paul's Lutheran Church-Community Out Reach, fee waivers-park permit on 5/30/13 at Lions Legend Park II; VFW Post 10394 Franklin-Hales Corners-Fund Raiser, fee waivers-temporary entertainment & amusement, temporary Class B beer and St. Martins Fair permit on 9/1-2/13 at St. Martins Fair; Victory of the Lamb Church-Fall Family Festival, fee waivers-park permit, temporary entertainment & amusement, food license on 10/12/13 at Lions Legend Park I subject to satisfactory insurance certificate and Xaverian Missionaries-Annual Festival, fee waivers-extraordinary event license, temporary Class B beer and wine license, temporary operator licenses, temporary food license, and sign permits on 6/22-23/13 at 4500 Xavier Dr. subject to satisfactory insurance certificate. Seconded by Alderman Taylor.

Alderman Olson, seconded by Alderman Taylor, moved to divide question. All voted Aye; motion carried.

Alderman Olson moved to deny People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant to RAMS Club-Rainbow Aero Modelers Society, fee waivers-temporary entertainment & amusement & food license on 7/27 & 7/28/13 at 7200 W. Oakwood Rd.-R.A.M.S. field subject to proof of non-profit status. Motion died for lack of a second.

Alderman Taylor, seconded by Alderman Skowronski, moved to approve People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant to RAMS Club-Rainbow Aero Modelers Society, fee waivers-temporary entertainment & amusement & food license on 7/27 & 7/28/13 at 7200 W. Oakwood Rd.-R.A.M.S. field subject to satisfactory article certificate of exemption. On roll call, Aldermen Solomon, Wilhelm, Taylor, and Schmidt voted Aye, Alderman Olson voted No. Motion carried.

VOUCHERS AND  
PAYROLL

I.1.

Alderman Taylor moved to approve net City vouchers in the range of Nos. 145353 through 145520 dated December 18, 2012 in the amount of \$1,767,368.56. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve net payroll dated December 14, 2012 in the amount of \$344,034.08. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Franklin Common Council

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ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:10 p.m.  
Seconded by Alderman Olson. All voted Aye; motion carried.

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F.I.

**Sandi Wesolowski**

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**From:** tom2563@att.net  
**Sent:** Sunday, December 30, 2012 9:27 PM  
**To:** Robert Montgomery  
**Cc:** Sandi Wesolowski; Jack Bennett; Ron Romeis; Bill Wucherer  
**Subject:** Re: Flooding S 116th Street

I will request that the City Clerk place your message on the next Common Council Agenda under letters and petitions for the review of the aldermen.

Sent from my iPad

On Dec 30, 2012, at 5:44 PM, Robert Montgomery <[colonelmontgomery@gmail.com](mailto:colonelmontgomery@gmail.com)> wrote:

The man made pond dug by Clayton Glowinska at 8666 S 116th Street Franklin, WI has spread beyond the authorized one acre. The ponds drainage was crushed by Mr. Glowinska employees in 1995. The result is that the pond now floods adjacent properties. The pond is now exceeds 5 acres in size and is flooding adjacent land not owned by Mr. Glowinska . The pond is causing destruction of adjacent residences. Attempts over the last two years to have the City of Franklin solve this problem has resulted in nothing being done except investigate and move the concern to the DNR. The five acre pond is now flooding septic systems with cross contamination of ground water with bacterial, viral, parasitical, animal waste and chemical contaminants. Mr. Glowinska used fill to hold back the flooding of his land in 2001. One of many unanswered questions is why are the adjacent residents not being allowed to also use fill to protect their property, septic systems and health? Why is the City allowing this health threat to persist? Why has the City of Franklin not developed a plan to correct this flooding? I am requesting the opportunity to present the issue to the Common Council.

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<p><b>APPROVAL</b></p> <p><i>Slw</i></p>	<p><b>REQUEST FOR COUNCIL ACTION</b></p>	<p><b>MEETING DATE</b></p> <p>1/08/2013</p>
<p><b>REPORTS AND RECOMMENDATIONS</b></p>	<p><b>Police Chief briefing on the Police Department's current state of preparedness in addressing critical incidents in the community and at our City's schools</b></p>	<p><b>ITEM NUMBER</b></p> <p><i>6.1.</i></p>

Police Chief Rick Oliva will brief the Common Council regarding the Police Department's current state of preparedness in addressing critical incidents occurring in the community and at our City's schools.

**COUNCIL ACTION REQUESTED**

As directed.

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<p><b>APPROVAL</b></p> <p><i>Slee</i></p>	<p><b>REQUEST FOR COUNCIL ACTION</b></p>	<p><b>MEETING DATE</b></p> <p>January 8, 2013</p>
<p><b>REPORTS AND RECOMMENDATIONS</b></p>	<p>A Resolution Expressing the Substantial Concerns of the City of Franklin to the Decision by Milwaukee County to Transfer the Supervisory Authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff of Milwaukee County to Milwaukee County</p>	<p><b>ITEM NUMBER</b></p> <p><i>G.2.</i></p>

Following the considerations by the Common Council of the subject matter of the transfer of the supervisory authority for the Milwaukee County Correctional Facility – South and the recommendation of the Community Safety Response Task Force at it's meeting on December 13, 2012, attached is a draft resolution.

**COUNCIL ACTION REQUESTED**

A motion to adopt A Resolution Expressing the Substantial Concerns of the City of Franklin to the Decision by Milwaukee County to Transfer the Supervisory Authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff of Milwaukee County to Milwaukee County.

## RESOLUTION NO. 2013-\_\_\_\_\_

A RESOLUTION EXPRESSING THE SUBSTANTIAL CONCERNS OF THE CITY OF FRANKLIN TO THE DECISION BY MILWAUKEE COUNTY TO TRANSFER THE SUPERVISORY AUTHORITY OF THE MILWAUKEE COUNTY CORRECTIONAL FACILITY – SOUTH FROM THE OFFICE OF THE SHERIFF OF MILWAUKEE COUNTY TO MILWAUKEE COUNTY

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WHEREAS, the City of Franklin Common Council became aware of an interest by the Milwaukee County Board to transfer the supervisory authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff to Milwaukee County, and considered that interest at its regular meetings on November 13, 2012 and December 4, 2012, in part directing the convening of and review by the City of Franklin Community Safety Response Task Force, which convened on December 13, 2012; and

WHEREAS, the Milwaukee County Board is in possession of the National Institute of Corrections report, January, 2008, which decried the unsafe and troubled conditions at the then House of Correction, and which resulted in the transfer of the Milwaukee County departmental supervisory authority of the House of Correction to the Office of the Sheriff; and

WHEREAS, the Milwaukee County Board is also in possession of the National Institute of Corrections Technical Assistance Project Final Report (NIC TA # 10J1013) A Focused Review of the Milwaukee Correctional Center-South Facility, December 20, 2009, providing in part in its Executive Summary:

Sheriff David A. Clarke, Jr. assumed responsibility for the deeply troubled Milwaukee HoC on January 1, 2009. The positive and comprehensive transformation of that facility in less than a year's time is nothing short of miraculous. That is not hyperbole but is the carefully considered conclusion of the author based on over thirty years of observing and studying changes in correctional facilities. Security throughout the facility and in all of the community programs operated by HoC had been abysmal; security has improved dramatically on every front.”; and

WHEREAS, the City of Franklin Community Safety Response Task Force reviewed the aforementioned Final Report, as well as a County of Milwaukee Interoffice Communication regarding “Implementation of the Transfer of the County Correctional Facility – South (CCFS, formerly called the House of Correction), to the Executive Branch as a re-created department effective April, 2013” and facts regarding litigation of the subject of the transfer of supervisory authority, at its meeting on December 13, 2012, as well as discussed the prior history of escapes/walk-aways from the House of Correction prior to the transfer in 2009 of its supervisory authority, the imminent danger to the Community upon such an occurrence, and the fact that there have been none since the January 1, 2009 supervision by the Office of the Sheriff; the Task Force further considered the fact of the

location of the Correctional Facility – South and the proximate residential development and population and Community uses, as well as the proximate location of the Franklin Business Park, and heard from longtime Franklin residents and officials including Alderman Doug Schmidt and Police Inspector Gaylord Hahn, describing the substantial changes over time not only to the areas surrounding the Facility, but also in the Facility's change over time from what used to essentially be a work farm for work release non-dangerous misdemeanants, to being a regional jail; and

WHEREAS, the City of Franklin Community Safety Response Task Force members include in part the City of Franklin Chief of Police Richard P. Oliva, and the former Deputy District Attorney for Milwaukee County and current City of Franklin Police and Fire Commission Chairman Robert D. Donohoo; the Task Force acted unanimously in recommending to the Common Council that it notify Milwaukee County of the City's deep concerns, primarily with regard to public safety and security, and that the City of Franklin should be involved with any Milwaukee County considerations whatsoever with regard to the operation of the Milwaukee County Correctional Facility – South, and further, that the City of Franklin opposes any transfer of the supervisory authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff; and

WHEREAS, the Common Council having considered the recommendation of the Task Force, as well as the information and experience provided by the Alderman for the District within which the Facility is located, Alderman Steve Olson, and Mayor Thomas M. Taylor, both having had substantial experience working on behalf of the City with regard to the Facility before and after the January 1, 2009 transfer of its supervisory authority to the Office of the Sheriff, and the Common Council having concurred in the recommendation as fully necessary to protect the health, safety and welfare of the City of Franklin and its surrounding communities.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the City of Franklin appreciates the substantial improvement of the operation of the Milwaukee County Correctional Facility – South accomplished by the Office of the Sheriff of Milwaukee County since the transfer of the supervisory authority to that Office on January 1, 2009 and the benefits to the protection of the health, safety and welfare of the community arising therefrom, and the Common Council respectfully opposes any transfer of such supervisory authority back to a Milwaukee County department.

BE IT FURTHER RESOLVED, upon consideration of the obvious locational and public service contributions and needs required by the Milwaukee County Correctional Facility – South from the City of Franklin, that Milwaukee County reconsider any and all decisions made resulting in any transfer of the supervisory authority of the Milwaukee County Correctional Facility – South from the Office of the Sheriff, and that the City of

RESOLUTION NO. 2013-\_\_\_\_\_

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Franklin be included in any communications and considerations of the subject matter henceforth.

BE IT FINALLY RESOLVED, that the City Clerk be and the same is hereby directed to send a copy of this Resolution to the Milwaukee County Board and the Milwaukee County Executive.

Introduced at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

APPROVED:

\_\_\_\_\_  
Thomas M. Taylor, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSENT \_\_\_\_\_

<b>APPROVAL</b>  <i>Slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b>  <b>1/8/2013</b>
<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>Representation at the South Suburban Chamber of Commerce Annual Awards Dinner</b>	<b>ITEM NUMBER</b>  <i>G.3.</i>

The South Suburban Chamber of Commerce is having its annual Awards Dinner on Wednesday, January 30, 2013 at the Crowne Plaza Hotel. The purpose of this event is networking with other Chamber members and to celebrate the Business of the Year and Pride in Premises winners. Attendance at such events is typical core components of basic economic development community relation activities.

Dinner is \$50 per person. Funding a table for 8 City-sponsored individuals would cost \$400 and would cover the Mayor, Aldermen, and the Chairman of the Forward Franklin EDC. If any of these individuals are unable to attend, an invitation would be extended to other Forward Franklin EDC members to fill the spaces, and further to staff if necessary.

Funding for Forward Franklin EDC activity was placed within the Contingency appropriations.

### **COUNCIL ACTION REQUESTED**

Motion to authorize use of \$400 of Contingency appropriations for City representative participation at the South Suburban Chamber of Commerce Annual Awards Dinner.

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<b>APPROVAL</b> <i>Slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> <b>1/08/13</b>
<b>Reports and Recommendations</b>	<b>Donation from Sandra Young in the amount of \$100 to the Fire Department</b>	<b>ITEM NUMBER</b> <i>G.4.</i>

The City of Franklin Fire Department has received a donation from Sandra Young in the amount of \$100 to be used toward providing fire prevention activities in the community.

**COUNCIL ACTION REQUESTED**

Motion to accept the donation of \$100 from Sandra Young to the Fire Department.

To Everyone Who Helped

A number of you responded to my house on December 8th to try to revive my husband. Although he did not make it, I truly appreciated all the effort and care you exerted for over 45 minutes. I also appreciated the kindness from everyone involved. Thank you so much for doing what you do and being there!

Thanks for everything.

Sandi Young

<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;">01/08/13</p>
<p style="text-align: center;">REPORTS &amp; RECOMMENDATIONS</p>	<p style="text-align: center;">RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A GASOLINE SERVICE STATION, CONVENIENCE STORE AND CARWASH USE UPON PROPERTY LOCATED AT APPROXIMATELY 10750 WEST SPEEDWAY DRIVE (KWIK TRIP, INC., APPLICANT)</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>G. 5.</i></p>

At its December 20, 2012, meeting the Plan Commission recommended approval of a resolution imposing conditions and restrictions for the approval of a special use for a gasoline service station, convenience store and carwash use upon property located at approximately 10750 West Speedway Drive (Kwik Trip, Inc., Applicant).

The Plan Commission also made a motion that the "Common Council consider when installing sidewalks along Highway 100, to ensure a sidewalk is placed adjacent to the bank property and connected to the Kwik Trip property all the way down, conditioned on adequate funding."

Additionally, staff is recommending the Common Council add the following as a condition of approval: That this Special Use is subject to approval with revisions to the grading plan to provide for a sloping easement for a sidewalk along West Speedway Drive which may be installed at a later date within City of Franklin right-of-way.

**COUNCIL ACTION REQUESTED**

A motion to adopt Resolution No. 2013-\_\_\_\_\_, a resolution imposing conditions and restrictions for the approval of a special use for a gasoline service station, convenience store and carwash use upon property located at approximately 10750 West Speedway Drive (Kwik Trip, Inc., Applicant).

RESOLUTION NO. 2013-\_\_\_\_\_

A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A GASOLINE SERVICE STATION, CONVENIENCE STORE AND CARWASH USE UPON PROPERTY LOCATED AT APPROXIMATELY 10750 WEST SPEEDWAY DRIVE (KWIK TRIP, INC., APPLICANT)

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WHEREAS, Kwik Trip, Inc. having petitioned the City of Franklin for the approval of a Special Use in an M-1 Limited Industrial District under Standard Industrial Classification Title No. 5541 "Gasoline Service Stations", to allow for a gasoline service station, convenience store and carwash use upon property located at approximately 10750 West Speedway Drive, bearing Tax Key Nos. 704-1009-001 and 704-1009-002, more particularly described as follows:

Being a division of Lots 2 and 3 of Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin; and

WHEREAS, such petition having been duly referred to the Plan Commission of the City of Franklin for a public hearing, pursuant to the requirements of §15-9.0103D. of the Unified Development Ordinance, and a public hearing having been held before the Plan Commission on the 20th day of December, 2012, and the Plan Commission thereafter having determined to recommend that the proposed Special Use be approved, subject to certain conditions, and the Plan Commission further finding that the proposed Special Use upon such conditions, pursuant to §15-3.0701 of the Unified Development Ordinance, will be in harmony with the purposes of the Unified Development Ordinance and the Comprehensive Master Plan; that it will not have an undue adverse impact upon adjoining property; that it will not interfere with the development of neighboring property; that it will be served adequately by essential public facilities and services; that it will not cause undue traffic congestion; and that it will not result in damage to property of significant importance to nature, history or the like; and

WHEREAS, the Common Council having received such Plan Commission recommendation and also having found that the proposed Special Use, subject to conditions, meets the standards set forth under §15-3.0701 of the Unified Development Ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the petition of Kwik Trip, Inc., for the approval of a Special Use for the property particularly described in the preamble to this Resolution, be and the same is hereby approved, subject to the following conditions and restrictions:

KWIK TRIP, INC. – SPECIAL USE  
RESOLUTION NO. 2013-\_\_\_\_\_

Page 2

1. That this Special Use is approved only for the use of the subject property by Kwik Trip, Inc., successors and assigns, as a gasoline service station, convenience store and carwash use, which shall be developed in substantial compliance with, and operated and maintained by Kwik Trip, Inc., pursuant to those plans City file-stamped December 11, 2012 and annexed hereto and incorporated herein as Exhibit A.
2. Kwik Trip, Inc., successors and assigns, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, for the Kwik Trip, Inc. gasoline service station, convenience store and carwash, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.
3. The approval granted hereunder is conditional upon Kwik Trip, Inc., and the gasoline service station, convenience store and carwash use for the property located at approximately 10750 West Speedway Drive: (i) being in compliance with all applicable governmental laws, statutes, rules, codes, orders and ordinances; and (ii) obtaining all other governmental approvals, permits, licenses and the like, required for and applicable to the project to be developed and as presented for this approval.
4. Outdoor display and sales areas shall be limited to the merchandising areas as shown on the Site Plan City file-stamped December 11, 2012, unless otherwise approved by Department of City Development Staff.
5. All signage shall be subject to review and approval by the Architectural Review Board and issuance of a Sign Permit from the Inspection Department.
6. Applicant shall submit a final storm water management plan to the Engineering Department for review and approval, prior to the issuance of a Building Permit.
7. That this Special Use is subject to approval with revisions to the grading plan to provide for a sloping easement for a sidewalk along West Speedway Drive which may be installed at a later date within City of Franklin right-of-way.
8. Pursuant to §15-5.0203 of the Unified Development Ordinance, the Common Council hereby finds that the applicant has submitted reasonably sufficient proof that the minimum number of required parking spaces would exceed the subject proposed use's projected parking demand. The 29 parking spaces depicted on the Site Plan City file-stamped December 11, 2012, being a 41% reduction from the 49 spaces otherwise generally required under the Unified Development Ordinance, are hereby approved.

KWIK TRIP, INC. – SPECIAL USE  
RESOLUTION NO. 2013- \_\_\_\_\_

Page 3

BE IT FURTHER RESOLVED, that in the event Kwik Trip, Inc., successors or assigns, or any owner of the subject property, does not comply with one or any of the conditions and restrictions of this Special Use Resolution, following a ten (10) day notice to cure, and failure to comply within such time period, the Common Council, upon notice and hearing, may revoke the Special Use permission granted under this Resolution.

BE IT FURTHER RESOLVED, that any violation of any term, condition or restriction of this Resolution is hereby deemed to be, and therefore shall be, a violation of the Unified Development Ordinance, and pursuant to §15-9.0502 thereof and §1-19. of the Municipal Code, the penalty for such violation shall be a forfeiture of no more than \$2,500.00, or such other maximum amount and together with such other costs and terms as may be specified therein from time to time. Each day that such violation continues shall be a separate violation. Failure of the City to enforce any such violation shall not be a waiver of that or any other violation.

BE IT FURTHER RESOLVED, that this Resolution shall be construed to be such Special Use Permit as is contemplated by §15-9.0103 of the Unified Development Ordinance.

BE IT FURTHER RESOLVED, pursuant to §15-9.0103G. of the Unified Development Ordinance, that the Special Use permission granted under this Resolution shall be null and void upon the expiration of one year from the date of adoption of this Resolution, unless the Special Use has been established by way of the issuance of an occupancy permit for such use.

BE IT FINALLY RESOLVED, that the City Clerk be and is hereby directed to obtain the recording of a certified copy of this Resolution in the Office of the Register of Deeds for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

APPROVED:

\_\_\_\_\_  
Thomas M. Taylor, Mayor

KWIK TRIP, INC. – SPECIAL USE  
RESOLUTION NO. 2013- \_\_\_\_\_

Page 4

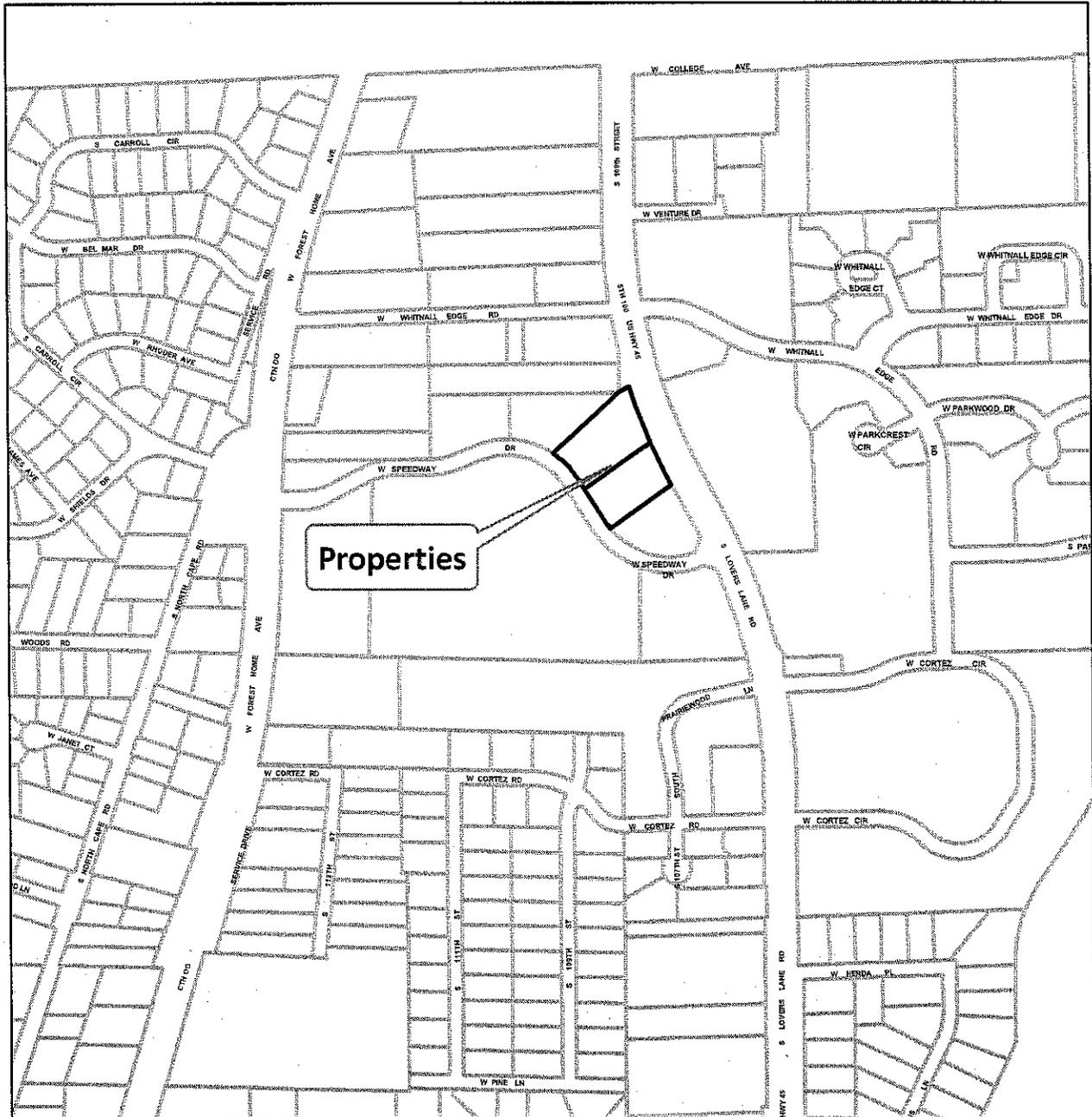
ATTEST:

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Sandra L. Wesolowski, City Clerk

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSENT \_\_\_\_\_

# ~West Speedway Drive Kwik Trip



0      395      790      1,580 Feet

*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 not be sufficient or appropriate for legal, engineering, or surveying purposes.*

City Development 2012  
(2010 Aerial Layer)



Nick Fuchs  
Planning Department  
City of Franklin  
9229 West Loomis Road  
Franklin, Wisconsin, 53132

December 6, 2012

Dear Mr. Fuchs,

Kwik Trip Inc. is requesting to be placed on the December 20th Planning Commission agenda for consideration of a Special Use application regarding the potential development of a Kwik Trip store location in the Menards development on Speedway Drive.

Kwik Trip is proposing the construction of new convenience store with fueling canopy and double bay carwash. The new store and carwash are proposed to be mostly brick with stucco accents. Colored elevations are included in the submittal. This location is planned to be registered for LEED certification with the United States Green Building Council.

Kwik Trip prides itself on providing the convenience of everyday grocery needs at competitive prices. Fresh fruit, potatoes, onions, milk, bread, eggs, butter, and ice cream are stocked daily. A large selection of cold and hot beverages are available, along with hot food choices, such as pizza, cheeseburgers, and soup. Cold food selections such as salads and sandwiches are also available along with a large bakery selection.

A double bay carwash is as part of the development. It is a detached structure using the same architectural materials as the principal building. Customers will have the option of selecting a touch free or soft touch wash option in both bays.

The project is estimated to cost \$4,000,000 including the associated equipment. With the opening of the site, an estimated 20 to 25 jobs will be added to the community.

The site will allow for 29 parking stalls and 20 fueling position stalls. Due to the fueling positions not being included in the overall parking stall count, we are requesting a parking reduction of 41%. This site is similar in scope to our existing site located at 924 Fleetfoot Dr in Waukesha. The site in Waukesha consist of a c store and double bay carwash and 28 parking stalls (not including the fueling positions).

Please find the enclosed submittal which includes a site plan, landscape plan, and colored building elevations.

We appreciate your time and consideration. Please call me at 608-793-6461 if you have any questions or need additional copies submitted.

Sincerely,



Bradford Fry, PE  
Store Engineering



Our Mission: "To serve our customers and community more effectively than anyone else by treating our customers, co-workers and suppliers as we, personally, would like to be treated, and to make a difference in someone's life."

Kwik Trip & Kwik Star Stores • Tobacco Outlet Plus • Convenience Transportation, LLC • Hearty Platter Restaurants & Cafés

### Planning Comments

1. a. The building noted sizes has been updated on the SP1. The noted 3100 sf is retail floor space.  
b. The estimated project cost is \$4,000,000 including equipment  
c. Picnic tables, bike rack cut sheets are provided  
d. plans will be emailed to the noted address.
2. a. additional plantings are noted on the L1  
b. Requested outdoor storage areas are noted on the SP1.1 (keynote 27)  
c. Retaining wall material will consist of Rockwood Classic 8 DOT (8"x18"x12")  
d. sidewalk hatched area as noted on SP1.1  
e. future sidewalk connection to Hwy 100 noted on SP1.1  
f. 40' setback noted on SP1
3. Parking reduction noted on SP1 and cover letter. Similar to 924 Fleetfoot in Waukesha.
4. a. Requirements confirmed for Alternative Minimum Landscape Surface ratio and caliper  
b. Landscape plan as shown is sufficient  
c. Planting species has been updated per staff recommendations
5. a. External lighting cut sheets and photos are attached  
b. average foot candles under the canopy are noted as 36.6 fc  
c. building cross section and electrical plan attached to display OB light
6. Fueling canopy upgraded to full brick columns and standing seam metal roof
7. a. Canopy signage removed from fascia  
b. signage as shown on the structures reference only
8. a. Storm water comments updated
9. CSM updated per attached comments

### Engineering Comments

1. a. Pipe material is outside city right of way
2. a. Future walk to the east will be escrowed in a development agreement  
b. oil skimmer maintenance agreement to be recorded before construction
3. a. Franklin template placed on detail sheet  
b. 6" main will be placed in an easement as requested  
c. note on modifying existing sanitary structure on SP4
4. a. Driveway detail updated  
b. retaining wall is less than 4' and will be designed by the installer and manufacturer  
c. curb updated to Franklin template

### Certified Survey Map

- 5.8. updated per comments



Our Mission: "To serve our customers and community more effectively than anyone else by treating our customers, co-workers and suppliers as we, personally, would like to be treated, and to make a difference in someone's life."

Kwik Trip & Kwik Star Stores • Tobacco Outlet Plus • Convenience Transportation, LLC • Hearty Platter Restaurants & Cafés

**City of Franklin  
Department of City Development**

Date: November 29, 2012

To: Leah Berlin, Kwik Trip, Inc.

From: City Development Staff

RE: Kwik Trip Special Use and Certified Survey Map – Staff Comments

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Please be advised that City Staff has reviewed the above application for the Kwik Trip development located at approximately 10750 West Speedway Drive. Department comments are as follows for the Special Use and Certified Survey Map submitted by Leah Berlin, and date stamped by the City of Franklin on November 19, 2012.

**Planning Department Comments**

**Special Use**

**1. General:**

- Please verify or clarify the building size. The Site Plan (Sheet SP1) indicates a building size of 8,560 square feet. It also indicates the convenience store at 5,785 square feet and additional floor area at 3,100 square feet, which totals 8,885 square feet. Also, make sure the square footage amount is consistent with the responses to the special use standards, which state a building floor area of 13,360 square feet.
- In a revised project narrative, staff recommends providing details such as estimated project costs, number of employees, fiscal impact and the like.
- Staff recommends providing catalog sheets for all pedestrian amenities (e.g. bike rack, picnic tables and trash receptacle).
- Please email pdf's of the final Plan Commission submittal to [generalplanning@franklinwi.gov](mailto:generalplanning@franklinwi.gov).

**2. Site Plan:**

- Staff has concerns with the dumpster enclosure location adjacent to Highway 100, especially the visibility of the gate. Is it feasible to relocate the enclosure so the gate is not visible from Highway 100? Please also consider an additional evergreen planting to the north, adjacent to Highway 100 (east of the sanitary sewer easement) to further screen the gate from Highway 100.
- Please note that staff anticipates recommending a condition to only allow outdoor storage and sales as depicted on the Site Plan; therefore, please make certain that the areas currently shown are sufficient for the proposed and future outdoor sales and storage. Staff's intent is to limit these areas and avoid clutter on the sidewalk along the building front.
- Please provide details illustrating the type/materials, size and height of the proposed retaining wall.

- Staff recommends consideration of an appropriate location to provide a pedestrian walkway connecting the Kwik Trip site to the sidewalk on the west side of W. Speedway Drive, adjacent to the Menards store entrance. This connection may include pedestrian striping/crossing areas within the parking lot and a sidewalk within the Kwik Trip site.
- Staff recommends discussing the location of a sidewalk along Highway 100 with the State of Wisconsin Department of Transportation and to illustrate the approximate location of the future sidewalk on the Site Plan. Staff believes the latest plans include a sidewalk on both sides of Highway 100; however, staff is not aware if additional right-of-way will be needed. Staff does see that a future connection to that sidewalk is provided.
- Please include, on Sheet SP1 under Building Setbacks, that the minimum building setback is 40 feet from Highway 100 (per Section 15-5.0108).

### 3. Parking:

- Please note that staff has determined the 20 parking spaces at the fueling pumps do not count towards the required parking for the convenience store. Therefore, a parking reduction of 41% is required. Staff supports the parking reduction, however, recommends providing additional parking data, such as typical Kwik Trip demand and the amount of parking provided at similar developments.
- Please formerly request the parking reduction in a revised project narrative and indicate the requested reduction on the Site Plan (Sheet SP1), similar to the notation regarding the Landscape Surface Ratio.

### 4. Landscape Plan:

- Please confirm all requirements for utilizing the Alternative Minimum Landscape Surface Ratio per Section 15-5.0302E are being met. This includes a minimum caliper of three inches for Canopy/Shade Trees (Overstory Trees) and a minimum caliper of two inches for Decorative or Ornamental Trees.
- Although, the minimum landscaping quantity required is based on the 29 provided parking spaces, staff recommends providing the additional plantings as shown. The site does contain added impervious surface due to the fueling area and a reduction in parking is being requested; therefore, staff finds that additional plantings beyond the minimum required is appropriate in this case. Furthermore, Section 15-5.0302B.4. requires commensurate landscaping with certain uses such as gasoline service stations. Staff believes the additional plantings as shown meets the intent of this Section to ensure sufficient landscaping is provided onsite.
- Please verify that all requirements of Section 15-5.0302F. of the UDO are met, such as the minimum number of different species planted. Staff recommends providing a minimum of 3 different species of evergreen plantings and a minimum of 4 trees of each type.
- Please indicate areas for snow storage on the Landscape Plan (Sheet L1).

### 5. Lighting Plan:

- Please provide catalog pages or cut sheets with photographs of all proposed outdoor lighting types.

- What is the average footcandle level under the canopy? Staff recommends the average does not exceed 30 footcandles.
  - The Mounting Height for the OB light type (8' Industrial Strip Light) states, "SEE ARCHITECTURAL ELEVATIONS". Please make sure that light is clearly labeled on the building elevations submitted.
6. Fueling Canopy
- Staff recommends that the entire columns for the fueling canopy consist of brick to match the building.
  - Staff recommends the fueling canopy include a roof matching the roof of the convenience store building.
7. Signage
- Please eliminate the canopy signage, which is not allowed per Section 15-3.0703L6.e. of the Unified Development Ordinance.
  - Signs are subject to Architectural Review Board approval. Please label all signage and note on the plans that signs are shown for reference only and are subject to separate review and approval.
8. Storm water Management
- Staff understands that Kwik Trip will utilize existing storm water management facilities and the assumptions made in 2003 at the time of the McNards store development. Staff recommends including a brief summary of the storm water management plan in a revised project narrative, primarily addressing the impact of the Kwik Trip development and the future development of the remaining two vacant outlots. Examples of possible questions relating to storm water management are below and should be generally addressed.
    - i. Does the preliminary storm water management planning consider the future development of the two remaining outlots?
    - ii. At what intensity did the original storm water management plan anticipate for the future development of the outlots?
    - iii. Are any adjustments required as Kwik Trip will be utilizing the Alternative Minimum Landscape Surface ratio and providing more impervious surface than may have been anticipated in the original planning (or is it not a significant amount regarding storm water)?

#### Certified Survey Map

9. A note on Sheet 1 states, "UTILITY EASEMENT SEE PAGE 3." Is this meant to read "PAGE 2?" A utility easement does not appear on Sheet 3. Please verify this notation is correct.

#### Engineering Department Staff Comments

##### Special Use

The Franklin Engineering Department has reviewed this submittal and has the following comments.

1. Plan sheet SP3 shows development storm sewer discharging to abutting property to northwest. The direction is correct; however flow should be conveyed in

concrete pipe to existing pipe (manhole) northwest. The last lengths should be sized to receive flow from lands to northwest. Use concrete pipe in the City right-of-way.

2. SP1.1
  - a. Future walk to cast to be by the developer's agreement, escrow for 50 lineal feet of concrete walk.
  - b. The oil skimmer needs to be maintained by agreement.
3. SP4
  - a. Detail new sanitary sewer manhole. Use Franklin standard.
  - b. Only one hydrant shown. Place 6" water main and hydrant in an easement. The 6" main may not be large enough to accommodate all use potential.
  - c. Modify existing sanitary manhole, eliminate sections of chimney or barrel. Rebuild with external seal, Adaptor Inc. or approved equal.
4. SP5
  - a. Concrete walk/pad detail (9). 4" should be 5" or 7" section in traffic and driveways.
  - b. Provide an engineered detail for the proposed retaining wall.
  - c. The proposed concrete curb shall be vertical face per Franklin standards.

#### Certified Survey Map

The Engineering Department has completed its review of the above proposed certified survey map. Prior to recommending it for approval, the following conditions must be met:

5. Must resolve all technical omissions and deficiencies identified by the City of Franklin and County of Milwaukee such as:
  - a) Page 1 of 5; Under legend-Change "INDICATES NO ACCESS" to "INDICATES NO VEHICULAR ACCESS".
  - b) Page 4 of 5; Under SURVEYOR'S CERTIFICATE, last paragraph of this certificate, insert "Division - 15".
6. Must show the recording information of the utility easement such as:
  - c) 20' Sanitary Easement- Doc# 09202813, Rec. March 17, 2006
  - d) 20' Water main Easement- Doc# 08948225, Rec. January 1, 2005

#### Police Department Staff Comments

The Franklin Police Department's only concern reference Kwik Trip is that refueling is not for Semi-tractor/trailers because of the weight restriction on the roadway. Overweight deliveries and pickups are allowed by law.

The Franklin Police Department has no police concerns reference the application for a Certified Survey Map to reconfigure two outlots located adjacent to Menards for the development of a Kwik Trip gas station.

**Fire Department Staff Comments**

Planning staff did not receive Fire Department comments. Staff recommends contacting Gordon Jepsen, Fire Marshal, at 414-425-1420.

**Milwaukee County**

**Certified Survey Map**

1. Will Utility Easement be recorded with the Register of Deeds office?
2. Certified Survey map No 7435 is now known as Certified Survey Map No 7699.







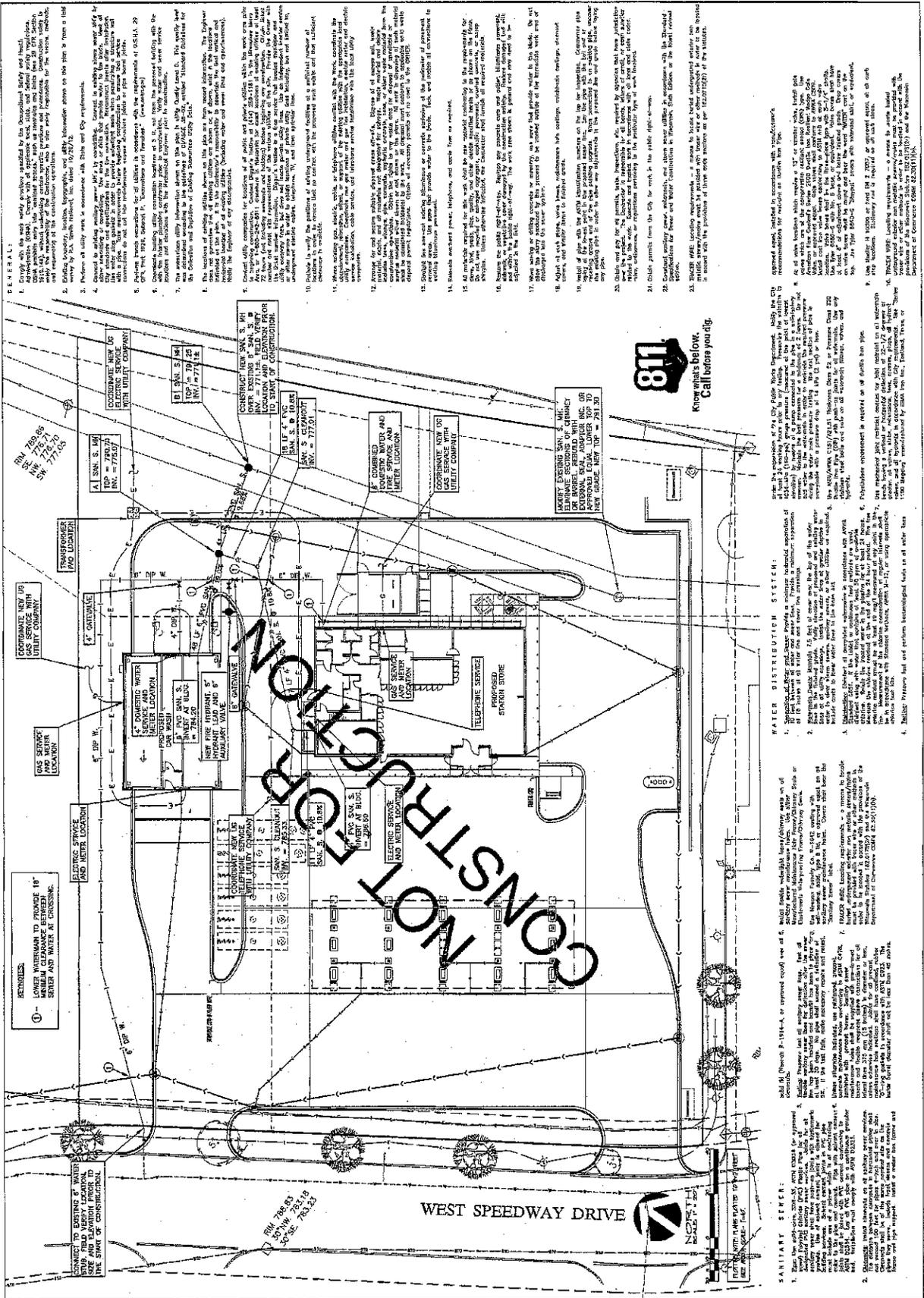




**AWIK TRIP, Inc.**  
 P.O. BOX 2107  
 826 OAK STREET  
 LACROSSE, WI 54601-2107  
 PH. (888) 781-9389  
 FAX. (608) 781-9390

**UTILITY PLAN**  
**CONVENIENCE STORE 857**  
 FRANKLIN, WISCONSIN

SCALE: AS SHOWN  
 DATE: 11/11/2007  
 DRAWN BY: [Signature]  
 CHECKED BY: [Signature]  
 PROJECT NO.: [Number]  
 SHEET NO.: [Number]  
 TOTAL SHEETS: [Number]



**GENERAL:**

1. Utility work to be installed shall be in accordance with the applicable City Ordinance.
2. Utility work shall be installed in accordance with the applicable City Ordinance.
3. Utility work shall be installed in accordance with the applicable City Ordinance.
4. Utility work shall be installed in accordance with the applicable City Ordinance.
5. Utility work shall be installed in accordance with the applicable City Ordinance.
6. Utility work shall be installed in accordance with the applicable City Ordinance.
7. Utility work shall be installed in accordance with the applicable City Ordinance.
8. Utility work shall be installed in accordance with the applicable City Ordinance.
9. Utility work shall be installed in accordance with the applicable City Ordinance.
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11. Utility work shall be installed in accordance with the applicable City Ordinance.
12. Utility work shall be installed in accordance with the applicable City Ordinance.
13. Utility work shall be installed in accordance with the applicable City Ordinance.
14. Utility work shall be installed in accordance with the applicable City Ordinance.
15. Utility work shall be installed in accordance with the applicable City Ordinance.
16. Utility work shall be installed in accordance with the applicable City Ordinance.
17. Utility work shall be installed in accordance with the applicable City Ordinance.
18. Utility work shall be installed in accordance with the applicable City Ordinance.
19. Utility work shall be installed in accordance with the applicable City Ordinance.
20. Utility work shall be installed in accordance with the applicable City Ordinance.
21. Utility work shall be installed in accordance with the applicable City Ordinance.
22. Utility work shall be installed in accordance with the applicable City Ordinance.
23. Utility work shall be installed in accordance with the applicable City Ordinance.
24. Utility work shall be installed in accordance with the applicable City Ordinance.
25. Utility work shall be installed in accordance with the applicable City Ordinance.
26. Utility work shall be installed in accordance with the applicable City Ordinance.
27. Utility work shall be installed in accordance with the applicable City Ordinance.
28. Utility work shall be installed in accordance with the applicable City Ordinance.
29. Utility work shall be installed in accordance with the applicable City Ordinance.
30. Utility work shall be installed in accordance with the applicable City Ordinance.

**811**  
 Know what's below.  
 Call before you dig.

**WATER DISTRIBUTION SYSTEM:**

1. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
2. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
3. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
4. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
5. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
6. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
7. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
8. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
9. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.
10. Specifications for water distribution system shall be in accordance with the applicable City Ordinance.

**SANITARY SEWER:**

1. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
2. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
3. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
4. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
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6. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
7. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
8. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
9. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.
10. Specifications for sanitary sewer system shall be in accordance with the applicable City Ordinance.

**REVISIONS:**

1. Lower clearance between sewer and main at driveway.
2. Lower clearance between sewer and main at driveway.
3. Lower clearance between sewer and main at driveway.
4. Lower clearance between sewer and main at driveway.
5. Lower clearance between sewer and main at driveway.
6. Lower clearance between sewer and main at driveway.
7. Lower clearance between sewer and main at driveway.
8. Lower clearance between sewer and main at driveway.
9. Lower clearance between sewer and main at driveway.
10. Lower clearance between sewer and main at driveway.







AWIK TRIP, Inc.
1828 OAK STREET
LACROSSE, WI 54601-2007
PK 18081 784-8888
FAX 18081 784-8880



NO. DATE DESCRIPTION
EROSION CONTROL DETAILS
CONVENIENCE STORE 857
FRANKLIN, WISCONSIN
SHEET SWPPP2

INSPECTIONS-MAINTENANCE-DAILY RECORD-ARENA THE RUFF PLAN
1. Construction and before of project...
2. All inspection...
3. Contractor shall remove all soil...
4. All soil...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

GENERAL SOIL STABILIZATION:
Establishment of bank...
1. All...
2. All...
3. All...
4. All...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

INSITES
1828 OAK STREET
LACROSSE, WI 54601-2007
PK 18081 784-8888
FAX 18081 784-8880

EROSION CONTROL:
Apply necessary...
1. All...
2. All...
3. All...
4. All...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

GENERAL SOIL STABILIZATION:
Establishment of bank...
1. All...
2. All...
3. All...
4. All...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

INSITES
1828 OAK STREET
LACROSSE, WI 54601-2007
PK 18081 784-8888
FAX 18081 784-8880

GENERAL STOREMATE POLLUTION PREVENTION:
Apply for and submit...
1. All...
2. All...
3. All...
4. All...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

GENERAL SOIL STABILIZATION:
Establishment of bank...
1. All...
2. All...
3. All...
4. All...
5. All...
6. All...
7. All...
8. All...
9. All...
10. All...

INSITES
1828 OAK STREET
LACROSSE, WI 54601-2007
PK 18081 784-8888
FAX 18081 784-8880





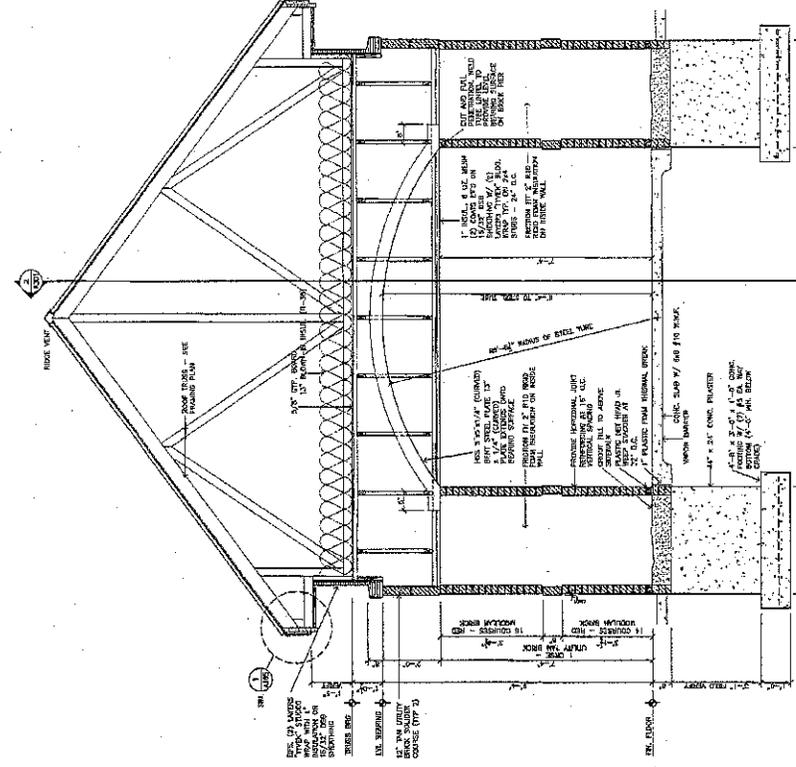
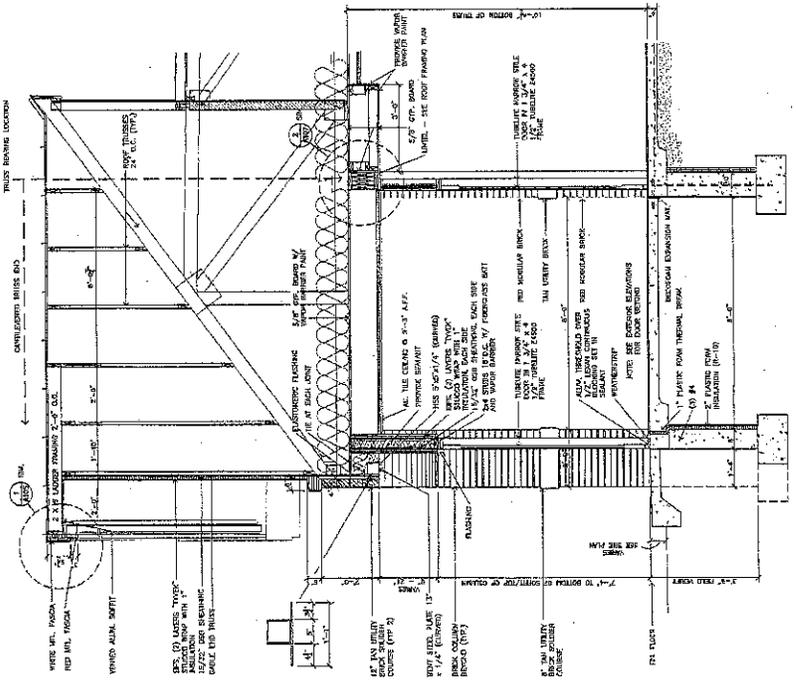






Prepared for: CARPENTRY  
 Checked: JTB, G  
 Drawn: JTB  
 Date: 11/11/10  
 Project: AMIK STORES  
 Location: 1000 West 10th Ave, Denver, CO 80202  
 Scale: 1/8" = 1'-0"

A301











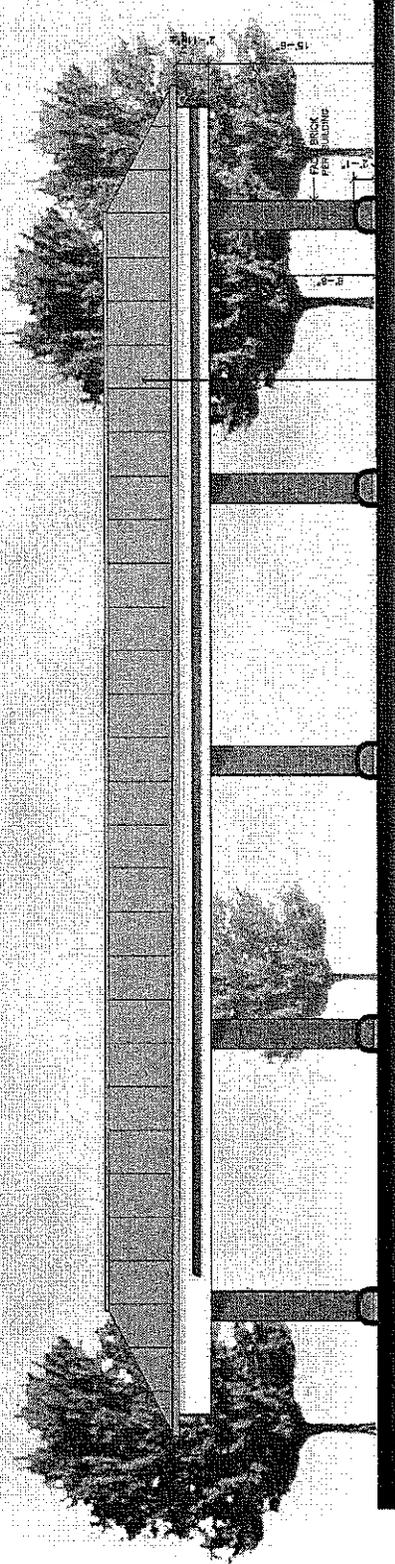
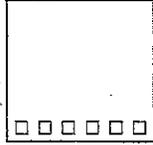
**LARSON**  
ARCHITECT

1924 Nakoma Avenue  
Tulsa, Oklahoma 74105  
646-7951-8300  
FAX (646) 794-6399



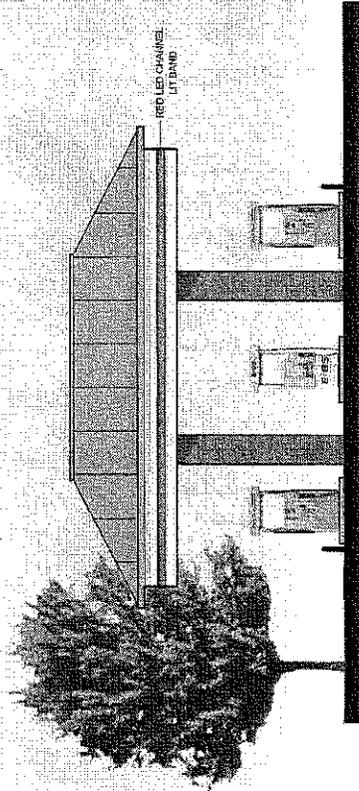
FUEL CANOPY

Revised:  
Drawn:  
Checked: JPL  
Drawn: JPL  
Project #:



STANDING SEAM  
METAL ROOF

FRONT ELEVATION



RED LED CHANNEL  
LIT BAND

SIDE ELEVATION

<p style="text-align: center;"><b>APPROVAL</b></p> <p style="text-align: center;"><i>Slw</i></p>	<p style="text-align: center;"><b>REQUEST FOR COUNCIL ACTION</b></p>	<p style="text-align: center;"><b>MEETING DATE</b></p> <p style="text-align: center;">01/08/13</p>
<p style="text-align: center;"><b>REPORTS &amp; RECOMMENDATIONS</b></p>	<p style="text-align: center;"><b>RESOLUTION CONDITIONALLY APPROVING A 2 OUTLOT CERTIFIED SURVEY MAP, BEING A DIVISION OF LOTS 2 AND 3 OF CERTIFIED SURVEY MAP NO. 7721, BEING A PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 6 AND PART OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 5, ALL IN TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (MENARD, INC.) (APPROXIMATELY 10750 WEST SPEEDWAY DRIVE)</b></p>	<p style="text-align: center;"><b>ITEM NUMBER</b></p> <p style="text-align: center;"><i>G.6.</i></p>

At their meeting on December 20, 2012, the Plan Commission recommended approval of a resolution conditionally approving a 2 Outlot Certified Survey Map, being a division of Lots 2 and 3 of Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, All in Town 5 North, Range 21 East, in the City of Franklin, County of Milwaukee, Wisconsin (Menard, Inc.) (Approximately 10750 West Speedway Drive).

**COUNCIL ACTION REQUESTED**

A motion to adopt Resolution No. 2013-\_\_\_\_\_, a resolution conditionally approving a 2 Outlot Certified Survey Map, being a division of Lots 2 and 3 of Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, All in Town 5 North, Range 21 East, in the City of Franklin, County of Milwaukee, Wisconsin (Menard, Inc.) (Approximately 10750 West Speedway Drive).

## RESOLUTION NO. 2013-\_\_\_\_\_

A RESOLUTION CONDITIONALLY APPROVING A 2 OUTLOT CERTIFIED SURVEY MAP, BEING A DIVISION OF LOTS 2 AND 3 OF CERTIFIED SURVEY MAP NO. 7721, BEING A PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 6 AND PART OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 5, ALL IN TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN  
(MENARD, INC.)  
(APPROXIMATELY 10750 WEST SPEEDWAY DRIVE)

---

WHEREAS, the City of Franklin, Wisconsin, having received an application for approval of a certified survey map, such map being a division of Lots 2 and 3 of Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin, more specifically, of the property located at approximately 10750 West Speedway Drive, bearing tax key nos. 704-1009-001 and 704-1009-002, Menard, Inc., applicant; said certified survey map having been reviewed by the City of Franklin Plan Commission and the Plan Commission having recommended approval thereof pursuant to certain conditions; and

WHEREAS, the Common Council having reviewed such application and City of Franklin Plan Commission recommendation, and the Common Council having determined that such proposed certified survey map is appropriate for approval pursuant to law upon certain conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Certified Survey Map submitted by Menard, Inc., as described above, be and the same is hereby approved, subject to the following conditions:

1. That any and all objections made and corrections required by the City of Franklin, by Milwaukee County, and by any and all reviewing agencies, shall be satisfied and made by the applicant, prior to recording.
2. That all land development and building construction permitted or resulting under this Resolution shall be subject to impact fees imposed pursuant to §92-9. of the Municipal Code or development fees imposed pursuant to §15-5.0110 of the Unified Development Ordinance, both such provisions being applicable to the development and building permitted or resulting hereunder as it occurs from time to time, as such Code and Ordinance provisions may be amended from time to time.
3. Each and any easement shown on the Certified Survey Map shall be the subject of

MENARD, INC. – CERTIFIED SURVEY MAP  
RESOLUTION NO. 2012-\_\_\_\_\_

Page 2

separate written grant of easement instrument, in such form as provided within the *City of Franklin Design Standards and Construction Specifications* and such form and content as may otherwise be reasonably required by the City Engineer or designee to further and secure the purpose of the easement, and all being subject to the approval of the Common Council, prior to the recording of the Certified Survey Map.

4. Menard, Inc., successors and assigns, and any developer of the Menard, Inc. 2 outlot certified survey map project, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.
5. The approval granted hereunder is conditional upon Menard, Inc. and the 2 outlot certified survey map project for the property located at approximately 10750 West Speedway Drive: (i) being in compliance with all applicable governmental laws, statutes, rules, codes, orders and ordinances; and (ii) obtaining all other governmental approvals, permits, licenses and the like, required for and applicable to the project to be developed and as presented for this approval.

BE IT FURTHER RESOLVED, that the Certified Survey Map, certified by owner, Menard, Inc., be and the same is hereby rejected without final approval and without any further action of the Common Council, if any one, or more than one of the above conditions is or are not met and satisfied within 180 days from the date of adoption of this Resolution.

BE IT FINALLY RESOLVED, that upon the satisfaction of the above conditions within 180 days of the date of adoption of this Resolution, same constituting final approval, and pursuant to all applicable statutes and ordinances and lawful requirements and procedures for the recording of a certified survey map, the City Clerk is hereby directed to obtain the recording of the Certified Survey Map, certified by owner, Menard, Inc., with the Office of the Register of Deeds for Milwaukee County.

Introduced at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

MENARD, INC. – CERTIFIED SURVEY MAP  
RESOLUTION NO. 2013-\_\_\_\_\_

Page 3

APPROVED:

\_\_\_\_\_  
Thomas M. Taylor, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSENT \_\_\_\_\_

# CERTIFIED SURVEY MAP NO. \_\_\_\_\_

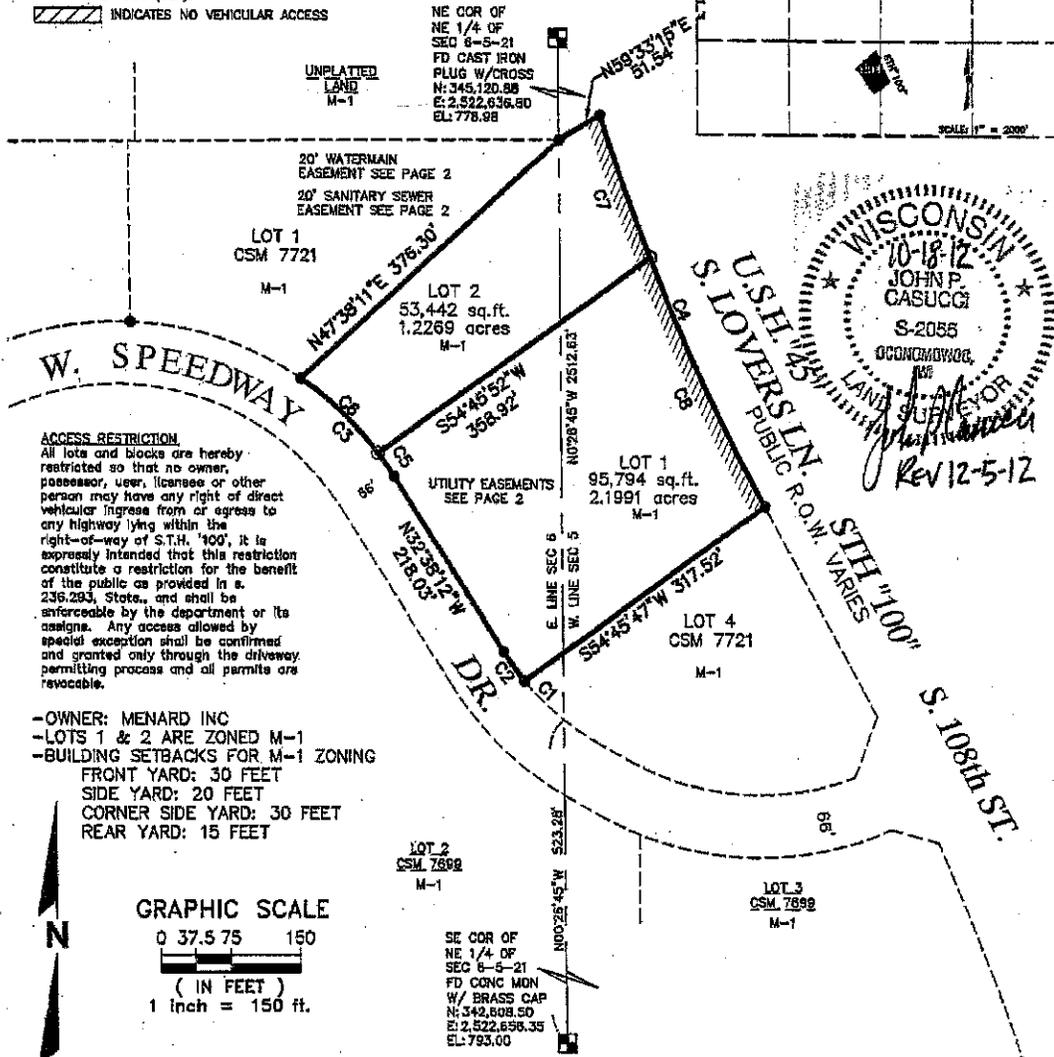
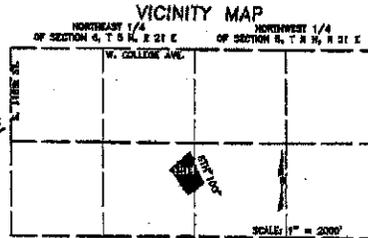
A division of Lots 2 and 3 Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin.

BEARINGS REFERENCED TO GRID NORTH OF THE WISCONSIN COORDINATE SYSTEM, SOUTH ZONE. THE EAST LINE OF NORTHEAST 1/4 OF SECTION 6-5-21 HAS A BEARING OF N00°26'45"W

- - INDICATES 1" IRON PIPE (FOUND).
- - INDICATES 1.315" O.D. IRON PIPE, 24" LENGTH, 1.68 LBS. PER LINEAL FOOT (SET).
- ▨ - INDICATES NO VEHICULAR ACCESS

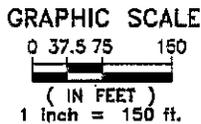
NE COR OF NE 1/4 OF SEC 6-5-21  
FD CAST IRON PLUG W/CROSS  
N: 345.120.98  
E: 2,522.636.90  
EL: 778.98

UNPLATTED LAND  
M-1



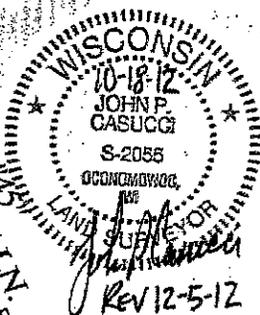
**ACCESS RESTRICTION**  
All lots and blocks are hereby restricted so that no owner, possessor, user, licensee or other person may have any right of direct vehicular ingress from or egress to any highway lying within the right-of-way of S.T.H. '100', it is expressly intended that this restriction constitute a restriction for the benefit of the public as provided in s. 236.203, Stats., and shall be enforceable by the department or its assigns. Any access allowed by special exception shall be confirmed and granted only through the driveway permitting process and all permits are revocable.

- OWNER: MENARD INC
- LOTS 1 & 2 ARE ZONED M-1
- BUILDING SETBACKS FOR M-1 ZONING  
FRONT YARD: 30 FEET  
SIDE YARD: 20 FEET  
CORNER SIDE YARD: 30 FEET  
REAR YARD: 15 FEET



LOT 2  
CSM 7899  
M-1

SE COR OF NE 1/4 OF SEC 6-5-21  
FD CONC MON W/ BRASS CAP  
N: 342,608.00  
E: 2,522,656.35  
EL: 793.00



**R.A. Smith National, Inc.**

*Beyond Surveying  
and Engineering*

16745 W. Bluemound Road, Brookfield WI 53005  
262-781-1000 Fax 262-797-7373 www.rasmithnational.com  
Appleton, WI Orange County, CA Pittsburgh, PA

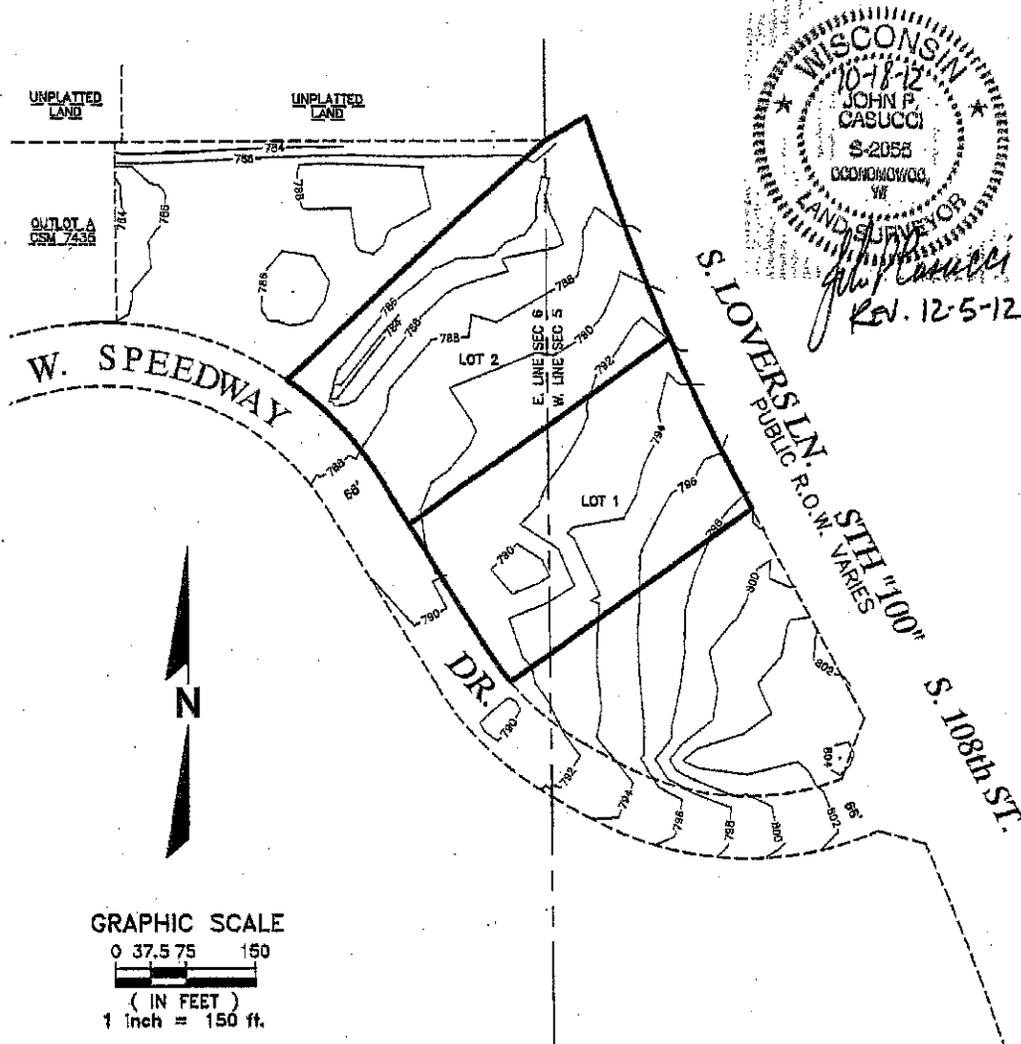
S:\5165615.dwg  
CS101L15.DWG\CS101L15

CURVE TABLE							
CURVE	ARC	RADIUS	CHORD	CHORD BRG	TANGENT IN	TANGENT OUT	DELTA
C1	58.92'	287.00'	58.82'	N46°04'30"W	N81°57'24"W	N40°11'36"W	11°45'47"
C2	37.85'	287.00'	37.83'	N36°24'54"W	N40°11'36"W	N32°38'12"W	7°33'25"
C3	144.44'	351.00'	143.42'	N44°25'31"W	N32°38'12"W	N56°12'50"W	23°34'38"
C4	450.09'	2361.83'	449.41'	S23°14'08"E	S17°46'34"E	S28°41'41"E	10°58'07"
C5	29.69'	351.00'	29.88'	N39°03'35"W	N32°38'12"W	N37°28'58"W	4°50'47"
C6	114.78'	351.00'	114.24'	N48°50'34"W	N37°28'58"W	N56°12'50"W	18°43'81"
C7	160.18'	2361.83'	160.12'	S18°43'07"E	S17°46'34"E	S21°59'41"E	3°53'07"
C8	269.93'	2361.83'	269.75'	S25°10'41"E	S21°59'41"E	S28°41'41"E	7°02'01"



CERTIFIED SURVEY MAP NO. \_\_\_\_\_

A division of Lots 2 and 3 Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin.



**R.A. Smith National, Inc.**

*Beyond Surveying  
and Engineering*

16745 W. Bluemound Road, Brookfield WI 53005  
252-761-1000 Fax 262-797-7373 www.rasmithnational.com  
Appleton, WI Orange County, CA Pittsburgh, PA

S:\5165615\dwg\CS103L15.DWG\CS104L15

CERTIFIED SURVEY MAP NO. \_\_\_\_\_

A division of Lots 2 and 3 Certified Survey Map No. 7721, being a part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin.

SURVEYOR'S CERTIFICATE

STATE OF WISCONSIN     }  
                                      :SS  
WAUKESHA COUNTY        }

I, JOHN P. CASUCCI, Registered Land Surveyor, do hereby certify:

THAT I have surveyed, divided and mapped a division of Lots 2 and 3 of Certified Survey Map No. 7721, being part of the Southeast 1/4 of the Northeast 1/4 of Section 6 and part of the Southwest 1/4 of the Northwest 1/4 of Section 5, all in Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin, bounded and described as follows:

COMMENCING at the Southeast corner of the Northeast 1/4 of Section 6; thence North 00°26'45" West along the East line of said 1/4 section 523.28 feet to a point on the North line of West Speedway Drive; thence Northwesterly 58.92 feet along said North line and an arc of a curve whose center lies to the Northeast, whose radius is 287.00 feet and whose chord bears North 46°04'30" west 58.82 feet to the point of beginning of the lands to be described; thence Northwesterly 37.85 feet along said North line and an arc of a curve whose center lies to the Northeast, whose radius is 287 feet and whose chord bears North 36°24'54" West 37.83 feet to a point; thence North 32°38'12" west along said North line 218.03 feet to a point; thence Northwesterly 144.44 feet along said North line and an arc of a curve whose center lies to the Southwest, whose radius is 351.00 feet and whose chord bears North 44°25'31" West 143.42 feet to the Southeast corner of Lot 1 of Certified Survey Map No. 7721; thence North 47°38'11" East along the Southeasterly line of said Lot 376.30 feet to a point; thence North 59°33'15" East 51.54 feet to a point in the Westerly line of South Lovers Lane; thence Southeasterly 450.09 feet along said Westerly line and an arc of a curve whose center lies to the Northeast, whose radius is 2361.83 feet and whose chord bears South 23°14'08" East 449.41 feet to the Northerly corner of Lot 4 of Certified Survey Map No. 7721; thence South 54°45'47" West along the Northwesterly line of said Lot 317.52 feet to the point of beginning.

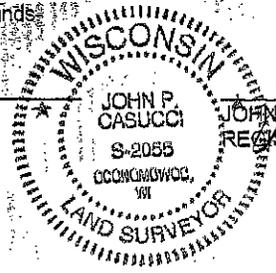
Containing 149,236 square feet or 3.4260 acres.

THAT I have made such survey, land division and map by the direction of MENARD INC, owner.

THAT such map is a correct representation of all the exterior boundaries of the land surveyed and the land division thereof made.

THAT I have fully complied with the provisions of Chapter 236.34 of the Wisconsin Statutes and the City of Franklin Unified Development Ordinance Division-15 in surveying, dividing, and mapping said lands.

DATE October 18, 2012  
Rev. 12-5-12



John P. Casucci (SEAL)  
JOHN P. CASUCCI,  
REGISTERED LAND SURVEYOR S-2055



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<p><b>APPROVAL</b></p> <p><i>slw</i></p>	<p><b>REQUEST FOR COUNCIL ACTION</b></p>	<p><b>MEETING DATE</b></p> <p>1/08/2013</p>
<p><b>REPORTS AND RECOMMENDATIONS</b></p>	<p><b>Reschedule Common Council meeting for February 19, 2013 and Committee of the Whole/Common Council meetings for April 1 and 2, 2013</b></p>	<p><b>ITEM NUMBER</b></p> <p>G.7.</p>

Due to the Spring Primary Election on February 19, 2013, and the Spring Election on April 2, 2013, the Common Council may wish to reschedule the Common Council meeting of February 19, 2013, the Committee of the Whole meeting of April 1, 2013, and the Common Council meeting of April 2, 2013.

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	3	4 Committee of the Whole meeting	5 Common Council meeting	6	7	8
9	10	11	12	13	14	15
16	17	18	19 PRIMARY ELECTION	20	21	22
23	24	25	26	27	28	Notes

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	3	4 COMMITTEE OF THE WHOLE MEETING	5 Common Council meeting	6	7	8
9	10	11	12	13	14	15
16	17	18	19 Common Council meeting	20	21	22
23	24	25	26	27	28	29
30	31	Notes				

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2 Spring Election	3	4	5	6
7	8	9	10	11	12	13
14	15	16 Common Council meeting	17	18	19	20
21	22	23	24	25	26	27
28	29	30	Notes			

**COUNCIL ACTION REQUESTED**

Motion to reschedule February 19, 2013 Common Council meeting to February (18 or 20), 2013, and combine the Committee of the Whole and Common Council meeting on Monday, April 1, 2013.

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<p>APPROVAL</p> <p><i>slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p><b>1/8/2013</b></p>
<p>Licenses and Permits</p>	<p><b>Miscellaneous Permits</b></p>	<p>ITEM NUMBER</p> <p><i>H.1.</i></p>

See attached list from meeting of January 8, 2013

COUNCIL ACTION REQUESTED



# City of Franklin

9229 W. Loomis Road  
Franklin, WI 53132-9728

414-425-7500

## License Committee

### Agenda\*

Alderman's Room

January 8, 2013 – 6:00 pm

<b>1.</b>	<b>Call to Order &amp; Roll Call</b>	<b>Time</b>		
<b>2.</b>	<b>License Application Reviews</b>			
		<b>Recommendations</b>		
<b>Type/ Time</b>	<b>Applicant Information</b>	<b>Approve</b>	<b>Hold</b>	<b>Deny</b>
<b>Operator 2012-13 6:00 p.m.</b>	<b>Doucette, Nora M</b> 3637 S 123 <sup>rd</sup> St Greenfield, WI 53228 The Landmark			
<b>Operator 2012-13</b>	<b>Dodge, Amy L</b> 10105 W Coldspring Dr Greenfield, WI 53228 The Landmark			
<b>Operator 2012-13</b>	<b>Kaur, Jasleen</b> 2040 W Jonathan Dr Oak Creek, WI 53154 Wal-Mart Store #1551			
<b>3.</b>	<b>Adjournment</b>	<b>Time</b>		

\*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.

<b>APPROVAL</b> <i>Slw</i> <i>CAF</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 1/08/13
<b>Bills</b>	<b>Vouchers and Payroll Approval</b>	<b>ITEM NUMBER</b> <i>I. 1.</i>

Provided for Council approval is a list of vouchers dated January 8, 2013 Nos. 145521 through 145710 in the amount of \$1,319,991.24. Included in this listing is \$ 10,454,60 in library vouchers.

The net city vouchers for January 8, 2013 are \$ 1,309,536.64.

Approval is requested for the net payroll dated December 28, 2012 in the amount of \$373,174.92.

### COUNCIL ACTION REQUESTED

Motion approving net City vouchers in the range Nos. 145521 through Nos.145710 in the amount of \$1,309,536.64 dated January 8, 2013.

Motion approving net payroll dated December 28, 2012 in the amount of \$373,174.92.