

CITY OF FRANKLIN
COMMON COUNCIL MEETING*
FRANKLIN LAW ENFORCEMENT CENTER COURTROOM
9455 W. LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA**

TUESDAY, MARCH 17, 2009, 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. Recognition of Police Chief Oliva by The National Committee for Employer Support of the Guard and Reserve.
- C. Approval of Minutes
1. Approval of regular meeting of March 3, 2009.
- D. Hearings
- E. Organizational Business
- F. Letters and Petitions
- G. Reports and Recommendations
1. Submittal of road reconstruction projects for second stage of Federal Stimulus Funding.
2. Mayoral proclamation and resolution supporting and promoting the 2010 Census.
3. Presentation of Franklin Police Department 2008 Annual Report by Police Chief Oliva.
4. Ordinance to Amend the Unified Development Ordinance Text at §15-4.0103F. to Allow for Natural Resource Features Mitigation Within the City of Franklin Outside of the Same Subwatershed in which the Development Site is Located (Alderman Wilhelm).
5. Request of Milwaukee County Conservation Coalition to amend the Natural Resource Features Mitigation Plan for The Shoppes at Wyndham Village (Alderman Wilhelm).
6. Resolution rescinding Resolution No. 2007-6352 and conditionally approving a 2 lot Certified Survey Map, being a division of a part of the Southwest 1/4 of the Southwest 1/4 of Section 23, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin (Forest View – Franklin Limited Partnership) (approximately 5720 W. Ryan Road and north thereof).
7. Resolution extending the time for satisfaction of conditions of approval for a condominium plat and Special Use for Forest View Condominium at approximately 5720 West Ryan Road and north thereof, conditionally approved by Resolution Nos. 2007-6354 and 2007-6353 on October 2, 2007 (Forest View – Franklin Limited Partnership) (approximately 5720 W. Ryan Road and north thereof).
8. Environmental Commission Administrative Rules and Procedures.
9. Resolution awarding a quotation for the removal of an underground fuel storage tank located in the right-of-way in W. Drexel Avenue at S. 27th Street to North Shore Environmental Construction, Inc. at a cost of \$4,820.
10. Resolution authorizing certain officials to accept a distribution easement with WE Energies to install, operate, maintain and replace underground utility facilities and appurtenances for Mission Hills Subdivision, SW Section 8.
- Immediately prior to the automatic recess at 9:30 p.m., items remaining on the agenda will be prioritized by the Mayor and Common Council. Any items not addressed prior to 10:00 p.m. will be referred to the next Common Council meeting. The Council reserves the right to vary from these times as it deems appropriate.

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11. Resolution awarding the 2009 Bituminous and Aggregate Material bids.
12. Ordinance to amend the Municipal Code to provide regulations and fees relating to licensure and regulation of retail food establishments, restaurants, school kitchens, hotels, motels, tourist rooming houses, bed and breakfast establishments, food vending machines, vending machine operators, vending machine commissaries, campgrounds, recreational and educational camps, and swimming pools and Common Council direction and authorization to the Health Officer to enter into agent terms of agreement with the Department of Health Services and Department of Agriculture, Trade, and Consumer Protection.
13. Resolution Supporting Legislation Clarifying That Prevailing Wage Rates Do Not Apply To Infrastructure Improvements Within Private Development Projects That Were Constructed By Developers And Dedicated To Municipalities.
14. Ordinance To Amend The Municipal Code To Provide That The Common Council President Shall Preside At Meetings Of The Committee Of The Whole (Alderman Taylor).
15. Change Order No. 2 for the reconstruction of W. Drexel Avenue from W. Loomis Road (STH 36) to S. Lovers Lane Road (STH 100).
16. *In the Matter of the Complaint Against: Jeffrey M. Belski*, holder of an operator's alcohol beverage license as a bartender for the Buckhorn Inn premises at 9461 South 27th Street, Franklin, Wisconsin; License Committee Recommendation upon Hearing pursuant to Wis. Stat. §125.12(2) and §158-1. of the Municipal Code of the City of Franklin, Wisconsin. The Common Council may enter closed session pursuant to Wis. Stat. §19.85(1)(a) to deliberate upon any proposed and submitted stipulated disposition of the complaint by the parties to the proceedings and the December 23, 2008 License Committee recommendation, to discuss the Common Council's determination thereon, and to reenter open session at the same place thereafter to act on such matters as discussed therein as it deems appropriate.
17. *In the Matter of the Complaint Against: Carrie Karlson*, holder of an operator's alcohol beverage license as a bartender for the Buckhorn Inn premises at 9461 South 27th Street, Franklin, Wisconsin; License Committee Recommendation upon Hearing pursuant to Wis. Stat. §125.12(2) and §158-1. of the Municipal Code of the City of Franklin, Wisconsin. The Common Council may enter closed session pursuant to Wis. Stat. §19.85(1)(a) to deliberate upon any proposed and submitted stipulated disposition of the complaint by the parties to the proceedings and the December 23, 2008 License Committee recommendation, to discuss the Common Council's determination thereon, and to reenter open session at the same place thereafter to act on such matters as discussed therein as it deems appropriate.
18. Water supply and distribution facilities impact fees recalculations for nonresidential development. The Common Council may enter closed session pursuant to §19.85(1)(e), to deliberate upon the subject of the recalculation of water supply and distribution facilities impact fees, and to develop a collection and disbursement allocation, implementation and negotiation strategy, for competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

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19. Deliberation upon the strategy for negotiating economic incentives for two properties within Franklin. The Common Council may enter closed session pursuant to §19.85(1)(e), Wis. Stats., for market competition and competitive bargaining reasons, for deliberation upon the strategy for negotiating economic incentives and terms relating to the potential sale, purchase, and development of Franklin Business Park properties or such properties within Franklin to which such incentives could apply and for the investing of public funds and governmental actions in relation thereto and to effect such development, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.
20. Claim of James Bacik alleging vehicle damage sustained when vehicle hit a pothole on S. 51st Street. The Common Council may enter closed session pursuant to §19.85(1)(e) and (g), Stats., to consider a claim of James Bacik alleging sustained vehicle damage due to hitting a pothole on S. 51st Street and may reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

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 Environmental Commission and Fire & Police Commission may attend this meeting to gather information about an agenda item over which the Environmental Commission and Fire & Police Commission have decision-making responsibility. This may constitute a meeting of the Environmental Commission and Fire & Police Commission per State ex rel. Badke v. Greendale Village Board, even though the Environmental Commission and Fire & Police 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:

March 18	Special Common Council (At Oak Creek City Hall)	7:00 p.m.
March 19	Plan Commission	7:00 p.m.
April 6	Committee of the Whole	6:30 p.m.
April 7	Common Council	6:30 p.m.
April 7	Spring Election	7:00 a.m.-8:00 p.m.