

CITY OF FRANKLIN
COMMON COUNCIL MEETING*
FRANKLIN CITY HALL COUNCIL CHAMBERS
9229 WEST LOOMIS ROAD, FRANKLIN WISCONSIN
AGENDA**
TUESDAY, SEPTEMBER 23, 2014
6:30 PM

- A. Call to Order and Roll Call
- B.
 - 1. Citizen Comment Period
 - 2. Mayoral Announcements:
 - (a) Update on City Engineer hiring.
 - (b) Mayor's Health Challenge.
 - (c) Inspection Department staffing.
 - (d) Radio System fees.
- C. Approval of minutes of regular meeting of September 9, 2014
- D. Hearings
- E. Organizational Business
Boards and Commissions Appointments
- F. Letters and Petitions
- G. Reports and Recommendations
 - 1. Authorization to engage Quarles & Brady, LLP as Bond Counsel for \$2 Million City of Franklin General Obligation Promissory Notes, Series 2014A.
 - 2. A Resolution Providing for the Sale of Approximately \$2,000,000 General Obligation Promissory Notes, Series 2014A
 - 3. Authorization to Engage Quarles & Brady, LLC as Bond Counsel for \$1.3 Million City of Franklin General Obligation Water System Bonds, Series 2014B.
 - 4. Initial Resolution Authorizing General Obligation Bonds in an amount not to Exceed \$1,300,000 for Water System Projects.
 - 5. A Resolution Providing for the Sale of Not to Exceed \$1,300,000 General Obligation Water System Bonds, Series 2014B.
 - 6. A Resolution Directing Publication of Notice to Electors Relating to Bond Issue.
 - 7. Presentation of the Mayor's 2015 Recommended Budget and Review of the Budget Preparation Timetable.
 - 8. An Ordinance to Amend §183-76 of the Municipal Code, "Arrows and other projectiles", pursuant to 2013 Wisconsin Act 71 limiting the local governmental unit authority to regulate hunting with a bow and arrow or crossbow.
 - 9. Contract Approval for Time Warner Cable's Installation and Maintenance of Fiber Optic line.
 - 10. Authorization to Enter an Agreement for the Repainting of Above Ground Fuel Storage Tanks.

11. Authorization to Purchase a Play Structure for Lions Legend Park As Recommended By the Park Commission.
12. A Resolution to Award the Contract for the reroofing of the Public Works Department Salt Storage Building to Engineered Buildings, Inc. in amount of \$68,550.00.
13. A Resolution Approving a Conveyance of Rights in Land, Conveying a Temporary Construction Easement and a Lump Sum Agreement for Payment for Lands or Interests in Lands from Public Utility, to and With the State of Wisconsin Department of Transportation, as they Pertain to City of Franklin Easements in the Area of the Reconstruction of South 27th Street (STH 241) Project from West College Avenue to West Drexel Avenue.
14. Recommendation from the Franklin Water Commission to survey property owners abutting W. St. Martins Road from S.T.H. 100 (S. Lovers Lane) to W. Forest Home Avenue (CTH 00) as to their desire for the extension of City water.
15. Ordinance to add to Section 245.5(D)(4) of the Municipal Code to establish no parking on the north side of W. Brenwood Park Drive from the center of W. Loomis Road to a point 300 feet to the southeast.
16. Future business parks, mixed use and retail development potential locations, potential acquisition(s) of property for future business parks, mixed use and/or retail development centers, and potential creation, establishment and operational aspects of future business parks, mixed use and/or retail development centers. The Common Council may enter closed session pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to the potential acquisition and development of property within the City for future business park(s), mixed use and/or retail development centers, service, product and potential investment proposals for such purpose(s) and the investing of public funds and governmental actions in relation thereto and to effect such development, including service, product and potential investment contract terms and provisions, and including the terms and provisions of potential development agreement(s) for the development of property within a tax incremental district for future business park, mixed use and/or retail development centers purposes, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

H. Licenses and Permits
Miscellaneous Licenses

I. Bills
Vouchers and Payroll approval

J. Adjournment

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

Common Council Agenda

September 23, 2014

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

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

REMINDERS:

October 7	Common Council	6:30 p.m.
October 9	Plan Commission	7:00 p.m.
October 21	Common Council	6:30 p.m.
October 23	Plan Commission	7:00 p.m.
October 26	Trick or Treat	4:00-7:00 p.m.

CITY OF FRANKLIN
COMMON COUNCIL MEETING
SEPTEMBER 9, 2014
MINUTES

- | | | |
|--------------------------------------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ROLL CALL | A. | The regular meeting of the Common Council was held on September 9, 2014 and called to order at 6:30 p.m. by Council President Kristen Wilhelm in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. Mayor Steve Olson and Alderman Dan Mayer were excused. On roll call, the following were in attendance: Aldermen Mark Dandrea, Council President Kristen Wilhelm, Alderwoman Janet Evans, Alderman Doug Schmidt, and Alderwoman Susanne Mayer. Also present were Assistant City Engineer Ronald Romeis, Director of Administration Mark Luberdia, City Attorney Jesse Wesolowski and City Clerk Sandra Wesolowski. Council President Wilhelm stated that she will be voting as Alderwoman on Items G.4., G.5., and G.6. |
| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:38 p.m. and closed at 7:05 p.m. |
| MAYOR
ANNOUNCEMENT | B.2. | The following 2014 Tobacco-Free billboard contest winners from the Forest Park Middle School were introduced: Sierra Block, Ben Marz, Jordan Gawlitta, Katie Lehman and Karissa Demotto. |
| APPROVAL OF
MINUTES-8/19/14 | C.1. | Alderman Schmidt moved to approve the minutes of the regular meeting of August 19, 2014, as corrected at Item I.1. Seconded by Alderwoman Evans. All voted Aye; motion carried. |
| QUARRY MONITORING
COMM. APPOINTMENT | E.1. | Alderman Schmidt moved to confirm Alderwoman Wilhelm's appointment of Jill Erickson for a 3-year term to the Quarry Monitoring Committee expiring 5/30/2017. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman Schmidt, and Alderwoman S. Mayer voted Aye; Alderwoman Evans voted No. Motion failed for lack of necessary majority votes of all members of the Common Council. |
| THANK YOU LETTER
FROM GREENDALE
FIRE DEPT. | F. | It was noted that the City received a thank you letter from the Village of Greendale Fire Department re: assistance from the Franklin Fire and Police Department with an incident on August 25, 2014. |
| CONSENT AGENDA | G.1. | Alderwoman Evans moved to approve the following consent agenda items: |
| DONATIONS | G.1.(a) | Accept the donation from Aurora Health Care in the amount of \$100 for the 2014 National Night Out Event; and |
| FINANCIAL REPORT | G.1.(b) | Receive and place on file the July 2014 Month Financial Report; and |
| PROJECTS FOR BIDDING | G.1.(c) | Continue to move forward with the bid process of the Department |

- RES. 2014-7012
AWARDING CONTRACT
PAVEMENT MARKING
PROGRAM
- G.1.(d)
- of Public Works Salt Shed Roof Project and the Fire Station #1 Roof Repairs Project; and
Adopt Resolution No. 2014-7012, A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER FOR THE 2014 PAVEMENT MARKING PROGRAM IN THE CITY OF FRANKLIN.
Approval of the consent agenda items was seconded by Alderman Schmidt. All voted Aye; motion carried.
- RES. 2014-7013
INSTALLATION OF
FENCE
4219 W. BARNWOOD CT.
- G.2.
- Alderman Evans moved to deny a resolution authorizing the installation of a fence within the 30 foot planting strip plat restriction, upon Lot 9 in Southwood East Addition No. 2 Subdivision (4219 West Barnwood Court)(Joshua B. Borreson and Michelle R. Borreson, Applicants). Motion died due to lack of a second.
Alderman Dandrea moved to adopt Resolution No. 2014-7013, A RESOLUTION AUTHORIZING THE INSTALLATION OF A FENCE WITHIN THE 30 FOOT PLANTING STRIP PLAT RESTRICTION, UPON LOT 9 IN SOUTHWOOD EAST ADDITION NO. 2 SUBDIVISION (4219 WEST BARNWOOD COURT) (JOSHUA B. BORRESON AND MICHELLE R. BORRESON, APPLICANTS). Seconded by Alderman Schmidt. Upon voice vote, Alderman Evans voted No. Motion carried.
- RES 2014-7014
SPECIAL USE
EWALD CHRYSLER
JEEP DODGE, LLC
- G.3.
- Alderman S. Mayer moved to adopt Resolution No. 2014-7014, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A DISPLAY, RETAIL SALES, LEASE AND RENTAL OF NEW AND PRE-OWNED AUTOMOBILES, TRUCKS AND RECREATIONAL VEHICLES BUSINESS USE UPON PROPERTY LOCATED AT 6321 SOUTH 108TH STREET (EWALD CHRYSLER JEEP DODGE, LLC, APPLICANT). Seconded by Alderman Schmidt. All voted Aye; motion carried.
- QUARRY MONITORING
REPORT AND
RECOMMENDATIONS
- G.4.
- Alderman Schmidt moved to direct staff to continue to work with the Quarry Monitoring Committee and respond back with Quarry Monitoring recommendations with a report back to the Common Council on November 18, 2014. Seconded by Alderman S. Mayer.
Alderman Schmidt moved to call the question. Seconded by Alderman S. Mayer. All voted Aye; motion carried.
On the main motion, all voted Aye; motion carried.
Alderman Evans moved to direct staff to provide an update on the Reclamation Plan to the Common Council at their meeting on October 21, 2014. Seconded by Alderman S. Mayer. All voted Aye; motion carried.

AGREEMENT FOR
QUARRY MONITORING
SERVICES

- G.5. Alderman Schmidt moved that Stantec Consulting Services, Inc. provide an estimate for renewed Quarry monitoring services for 2015 including the changes by the Quarry Monitoring Committee. Seconded by Alderwoman Evans. All voted Aye; motion carried.
- Alderwoman S. Mayer moved to refer the subject matter to the Quarry Monitoring services for the potential consult to with staff and the Committee and bring the proposal back to the Common Council. Seconded by Alderman Dandrea. All voted Aye; motion carried.

TEMPORARY
CONSTRUCTION
EASEMENT FOR
RECONSTRUCTION OF S
27TH ST.

- G.6. Alderman Schmidt moved that a resolution approving a conveyance of rights in land, conveying a temporary construction easement and a lump sum agreement for payment for lands or interests in lands from public utility, to and with the State of Wisconsin Department of Transportation, as they pertain to City of Franklin easements in the area of the reconstruction of South 27th Street (STH 241) Project from West College Avenue to West Drexel Avenue, be tabled and the Assistant City Engineer be directed to bring this item to the September 23, 2014 Common Council meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.

ORD 2014-2146
AMEND ORD 2013-2120
BUDGET AMENDMENTS
TO THE 2014 BUDGET

- G.7. Alderman Dandrea moved to adopt Ordinance No. 2014-2146, AN ORDINANCE TO AMEND ORDINANCE 2013-2120, AN ORDINANCE ADOPTING THE 2014 ANNUAL BUDGETS FOR THE GENERAL FUND, THE DEVELOPMENT FUND, AND THE CAPITAL IMPROVEMENT FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2014 TO APPROVE BUDGET AMENDMENTS TO THE 2014 BUDGET. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES

- H.1. Alderman Dandrea moved to approve the following licenses:
Grant Operators' Licenses to Melissa Wolff, 5833 S. 110th St., Hales Corners; James Becker, 6813 W. Wedgewood Dr., Milwaukee; Son Thanh Le, 4927 W. Woodland Dr.; Kristen Menzel, 6938A S. Howell Ave., Oak Creek; Doan Nguyen, 3252 S. 108th St. #4, Milwaukee; and
Hold Operator's License for Qyinn Applin, 4521 W. Ramsey Ave. #65, Greendale, for additional information; and
Grant Extraordinary Entertainment and Amusement License to Kronos, Inc., Ronald Farber, for a 5K Wellness Fun Run/Walk on September 14, 2014.
Seconded by Alderman Schmidt. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I.1. Alderman Schmidt moved to approve net general checking account City vouchers in the range Nos. 153408 through 153617 excluding #153485 in the amount of \$1,209,304.37 dated August 18, 2014 through September 4, 2014. Seconded by Alderwoman Evans. On roll call, all voted Aye. Motion carried.

Alderwoman Evans moved to approve net payroll dated September 5, 2014 in the amount of \$335,476.74 and payments of the various payroll deductions in the amount of \$210,564.01 plus any City matching payments, where required. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve property tax settlements dated August 15, 2014 totaling \$1,631,339.58. Seconded by Alderman Dandrea. All voted Aye; motion carried.

ADJOURNMENT

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

<p>APPROVAL <i>Slw Paul</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Sept 23, 2014</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Authorization to engage Quarles & Brady, LLP as Bond Counsel for \$2 Million City of Franklin General Obligation Promissory Notes, Series 2014A</p>	<p>ITEM NUMBER <i>G.I.</i></p>

Background

Quarles & Brady, LLP has represented the City of Franklin in debt offering over the years. A proposed \$2 Million budgeted General Obligation Note is under consideration for later this fall. The General Obligation note will fund the Capital Improvement Fund approved projects for 2014.

Recommendation

Fiscal Impact

See attached draft agreement

COUNCIL ACTION REQUESTED

Motion to Authorize to engagement of Quarles & Brady, LLP as Bond Counsel for \$2 Million City of Franklin General Obligation Promissory Notes, Series 2014A



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Milwaukee, Wisconsin 53202-4426
414.277.5000
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Attorneys at Law in
Chicago
Indianapolis
Madison
Milwaukee
Naples
Phoenix
Tampa
Tucson
Washington, D.C.

September 17, 2014

VIA EMAIL AND REGULAR MAIL

Mr. Paul Rotzenberg
Director of Finance & Treasurer
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Scope of Engagement Re: Proposed Issuance of \$2,000,000 City of Franklin (the "City")
General Obligation Promissory Notes, Series 2014A

Dear Mr. Rotzenberg:

We are pleased to be working with you again as the City's bond counsel.

The purpose of this letter is to set forth the role we propose to serve and responsibilities we propose to assume as bond counsel in connection with the issuance of the above-referenced Notes (the "Securities") by the City.

Role of Bond Counsel

Bond counsel is engaged as a recognized independent expert whose primary responsibility is to render an objective legal opinion with respect to the authorization and issuance of municipal obligations. If you desire additional information about the role of bond counsel, we would be happy to provide you with a copy of a brochure prepared by the National Association of Bond Lawyers.

As bond counsel we will: examine applicable law; prepare authorizing and closing documents; consult with the parties to the transaction, including the City's financial advisor or underwriter or placement agent, prior to the issuance of the Securities; review certified proceedings; and undertake such additional duties as we deem necessary to render the opinion. As bond counsel, we do not advocate the interests of the City or any other party to the transaction. We assume that the parties to the transaction will retain such counsel as they deem necessary and appropriate to represent their interests in this transaction.

Subject to the completion of proceedings to our satisfaction, we will render our opinion that:

- 1) the Securities are valid and binding general obligations of the City;

Mr. Paul Rotzenberg
September 17, 2014
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- 2) all taxable property in the territory of the City is subject to ad valorem taxation without limitation as to rate or amount to pay the Securities; and
- 3) the interest paid on the Securities will be excludable from gross income for federal income tax purposes (subject to certain limitations which may be expressed in the opinion).

The opinion will be executed and delivered by us in written form on the date the Securities are exchanged for their purchase price (the "Closing") and will be based on facts and law existing as of its date. Upon delivery of the opinion, our responsibilities as bond counsel will be concluded with respect to this financing; specifically, but without implied limitation, we do not undertake (unless separately engaged) to provide any post-closing compliance services including any assistance with the City's continuing disclosure commitment, ongoing advice to the City or any other party concerning any actions necessary to assure that interest paid on the Securities will continue to be excluded from gross income for federal income tax purposes, or participating in an Internal Revenue Service, Securities Exchange Commission or other regulatory body survey or investigation regarding or audit of the Securities.

In rendering the opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation.

Diversity of Practice; Consent to Unrelated Engagements

Because of the diversity of practice of our firm, members of our firm other than those who serve you may be asked to represent other clients who have dealings with the City regarding such matters as zoning, licensing, land division, real estate, property tax or other matters which are unrelated to our bond counsel work. Ethical requirements sometimes dictate that we obtain the City's consent to such situations even though our service to you is limited to the specialized area of bond counsel. We do not represent you in legal matters regularly, although we may be called upon for special representation occasionally, and our bond counsel work does not usually provide us information that will be disadvantageous to you in other representations. We do not believe that such representations of others would adversely affect our relationship with you, and we have found that local governments generally are agreeable to the type of unrelated representation described above. We would like to have an understanding with you that the City consents to our firm undertaking representations of this type. Your approval of this letter will serve to confirm that the City has no objection to our representation of other clients who have dealings with the City, unrelated to the borrowing and finance area or any other area in which we have agreed to serve it. If you have any questions or would like to discuss this consent further, please call us.

We also want to advise you that from time to time we represent underwriters of municipal obligations. In past transactions that are not related to the issuance of the Securities and our role as bond counsel, we may have served as underwriter's counsel to the financial

Mr. Paul Rotzenberg
September 17, 2014
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institution that has or will underwrite the Securities. We may also be asked to represent underwriters, including the underwriter of the Securities, in future transactions that are not related to the issuance of the Securities or our role as bond counsel. By engaging our services under the terms of this letter, the City consents to our firm undertaking representations of this type.

A form of our opinion and a form of a Continuing Disclosure Certificate (which we may prepare) may be included in the Official Statement or other disclosure document for the Securities. However, as bond counsel, we will not assume or undertake responsibility for the preparation of an Official Statement or other disclosure document with respect to the Securities, nor are we responsible for performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document. If an Official Statement or other disclosure document is prepared and adopted or approved by the City, we will either prepare or review any description therein of: (i) Wisconsin and federal law pertinent to the validity of the Securities and the tax treatment of interest paid thereon and (ii) our opinion.

Fees

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing, (ii) the duties we will undertake pursuant to this letter, (iii) the time we anticipate devoting to the financing, and (iv) the responsibilities we assume, we estimate that our fee as bond counsel will be \$8,500 including all out-of-pocket expenses, including travel costs, photocopying, faxes, deliveries, filing fees, and other necessary office disbursements. Such fee and expenses may vary: (i) if the principal amount of Securities actually issued differs significantly from the amount stated above, (ii) if material changes in the structure of the financing occur, or (iii) if unusual or unforeseen circumstances arise which require a significant increase in our time, expenses or responsibility. Our fees and expenses may increase if the Securities are insured by a municipal bond insurance company, as municipal bond insurance companies require additional opinions and documents. If at any time we believe that circumstances require an adjustment of our original fee estimate, we will consult with you. It is our understanding that the City is responsible for our fee.

If, for any reason, the financing is not consummated or is completed without the rendition of our opinion as bond counsel, we will expect to be compensated at our normal hourly rates for time actually spent, plus out-of-pocket expenses. Our fee is usually paid either at the Closing out of proceeds of the Securities or pursuant to a statement rendered shortly thereafter. We customarily do not submit any statement until the Closing unless there is a substantial delay in completing the financing.

Limited Liability Partnership

Our firm is a limited liability partnership ("LLP"). Because we are an LLP, no partner of the firm has personal liability for any debts or liabilities of the firm except as otherwise required by law, and except that each partner can be personally liable for his or her own malpractice and

Mr. Paul Rotzenberg
September 17, 2014
Page 4

for the malpractice of persons acting under his or her actual supervision and control. As an LLP we are required by our code of professional conduct to carry at least \$10,000,000 of malpractice insurance; currently, we carry coverage with limits substantially in excess of that amount. Please call me if you have any questions about our status as a limited liability partnership.

Conclusion and Request for Signed Copy

If the foregoing terms of this engagement are acceptable to you, please so indicate by returning the enclosed copy of this letter dated and signed by an appropriate officer, retaining the original for your files. If we do not hear from you within thirty (30) days, we will assume that these terms are acceptable to you, but we would prefer to receive a signed copy of this letter from you.

We are looking forward to working with you and the City in this regard.

Very truly yours,

QUARLES & BRADY LLP



Rebecca A. Speckhard

RAS:SMW:jmm

Enclosures

#360022.00031

cc: Mr. Mark W. Luberd (via email)
Ms. Sandra L. Wesolowski (via email)
Jesse A. Wesolowski, Esq. (via email)
Ms. Dawn R. Gunderson Schiel (via email)
Ms. Mary Zywiec (via email)
Ms. Sue Porter (via email)

Accepted and Approved:

CITY OF FRANKLIN

By: _____

Its: _____
Title

Date: _____

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<p>APPROVAL</p> <p><i>Slw Paul</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>Sept 23, 2014</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY \$2,000,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2014A</p>	<p>ITEM NUMBER</p> <p><i>G.2.</i></p>

Background

The General Obligation promissory Notes, Series 2014 A will fund the approved projects in the 2014 Capital Improvement funds.

Recommendation

Fiscal Impact

See attached Resolution

COUNCIL ACTION REQUESTED

Motion to approve resolution providing for the sale of approximately \$2,000,000 general obligation promissory notes, series 2014A

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. _____

RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY
\$2,000,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2014A

WHEREAS, the City of Franklin, Milwaukee County, Wisconsin (the "City") is presently in need of an amount of approximately \$2,000,000 for public purposes, including projects listed in the City's Capital Improvement Program; and

WHEREAS, it is desirable to borrow said funds through the issuance of general obligation promissory notes pursuant to Section 67.12(12), Wisconsin Statutes;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. The Notes. The City shall issue general obligation promissory notes designated "General Obligation Promissory Notes, Series 2014A" (the "Notes") in an amount of approximately \$2,000,000 (the "Notes") for the purposes above specified.

Section 2. Sale of the Notes. The Common Council hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with the City's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) be and hereby is directed to cause notice of the sale of the Notes to be publicized at such times and in such manner as the City Clerk may determine and to cause copies of a complete, official Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall cause an Official Statement concerning this issue to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Section 5. Award of the Notes. Following receipt of bids for the Notes, the Common Council shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the Common Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Introduced at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Steve Olson
Mayor

ATTEST:

Sandra L. Wesolowski
Director of Clerk Services/City Clerk

(SEAL)

AYES ___ NOES ___ ABSENT ___



EHLERS
LEADERS IN PUBLIC FINANCE

September 23, 2014

Pre-Sale Report for

City of Franklin, Wisconsin

\$2,000,000 General Obligation Promissory Notes,
Series 2014A

And

\$1,300,000 General Obligation Water Utility Bonds, Series
2014B



City of Franklin

A Thriving Community in Southeastern Wisconsin

Prepared by:

Dawn Gunderson
Senior Financial Advisor/Vice President

Michael C. Harrigan
Senior Financial Advisor/Chairman

And

Todd Taves
Senior Financial Advisor/Principal



Executive Summary of Proposed Debt

Proposed Issue:	<p>\$2,000,000 General Obligation Promissory Notes, Series 2014A and \$1,300,000 General Obligation Water Utility Bonds, Series 2014B</p>
Purposes:	<p>The proposed Notes include financing for the following purposes: Finance 2014 Capital Projects</p> <ul style="list-style-type: none"> • GO Promissory Notes, Series 2014A. Debt service will be paid from ad valorem property taxes. <p>The proposed Bonds include financing for the following purposes: Water Projects and Water Share of Facility Costs</p> <ul style="list-style-type: none"> • GO Water Utility Bonds, Series 2014B. Debt service will be paid from water revenues.
Authority:	<p>The Notes are being issued pursuant to Wisconsin Statute(s):</p> <ul style="list-style-type: none"> • 67.12(12) <p>The Bonds are being issued pursuant to Wisconsin Statute(s):</p> <ul style="list-style-type: none"> • 67.04 <p>The Notes and the Bonds will be general obligations of the City for which its full faith, credit and taxing powers are pledged.</p> <p>The Notes and the Bonds count against the City's General Obligation Debt Capacity Limit of 5% of total City Equalized Valuation. Following issuance of the Notes and the Bonds, the City's total General Obligation debt principal outstanding will be \$36,601,522, which is approximately 20% of its limit. Remaining General Obligation Borrowing Capacity will be approximately \$142 million.</p>
Term/Call Feature:	<p>The Notes are being issued for a 10 year term. Principal on the Notes will be due on March 1 in the years 2015 through 2024. Interest is payable every six months beginning March 1, 2015.</p> <p>The Notes maturing on and after March 1, 2022 will be subject to prepayment at the discretion of the City on March 1, 2021 or any date thereafter.</p> <p>The Bonds are being issued for a 20 year term. Principal on the Bonds will be due on March 1 in the years 2015 through 2034. Interest is payable every six months beginning March 1, 2015.</p>



	The Bonds maturing on and after March 1, 2023 will be subject to prepayment at the discretion of the City on March 1, 2022 or any date thereafter.
Bank Qualification:	Because the City is issuing less than \$10,000,000 in the calendar year, the City will be able to designate the Notes as "bank qualified" obligations. Bank qualified status broadens the market for the Notes, which can result in lower interest rates.
Rating:	<p>The City's most recent bond issues were rated "Aa2" by Moody's Investors Service. In 2010, the City was upgraded by Moody's to "Aa1". The City will request a new rating for the Notes and the Bonds.</p> <p>If the winning bidder on the Notes and the Bonds elects to purchase bond insurance, the rating for the issue may be higher than the City's bond rating in the event that the bond rating of the insurer is higher than that of the City.</p>
Basis for Recommendation:	Based on our knowledge of your situation, your objectives communicated to us, our advisory relationship as well as characteristics of various municipal financing options, we are recommending the issuance of General Obligation Bonds and General Obligation Notes as a suitable financing option because this is the most overall cost effective option that still maintains future flexibility for the repayment of debt.
Method of Sale/Placement:	<p>In order to obtain the lowest interest cost to the City, we will solicit competitive bids for purchase of the Notes and the Bonds from local banks in your area and regional underwriters.</p> <p>We have included an allowance for discount bidding equal to 1.00% of the principal amount of the Note issue and 1.25% of the Bond issue. The discount is treated as an interest item and provides the underwriter with all or a portion of their compensation in the transaction.</p> <p>If the Notes and Bonds are purchased at a price greater than the minimum bid amount (maximum discount), the unused allowance may be used to lower your borrowing amount.</p> <p>Premium Bids: Under current market conditions, most investors in municipal bonds prefer "premium" pricing structures. A premium is achieved when the coupon for any maturity (the interest rate paid by the issuer) exceeds the yield to the investor, resulting in a price paid that is greater than the face value of the bonds. The sum of the amounts paid in excess of face value is considered "reoffering premium."</p> <p>For this issue of Notes and Bonds, any premium amount received that is in excess of the underwriting discount and any capitalized interest amounts must be placed in the debt service fund and used to pay a portion of the interest payments due on the Notes and the Bonds.</p> <p>The amount of premium allowed can be restricted in the bid specifications. Restrictions on premium may result in fewer bids, but may also</p>



	eliminate large adjustments on the day of sale and unintended results with respect to debt service payment impacts. Ehlers will identify appropriate premium restrictions for the Notes and the Bonds intended to achieve the City's objectives for this financing.
Other Considerations:	Bidders will be provided the option to bid term bonds on both the Notes and Bonds. If the winning bidder bids term bonds, Bond Trust Services will be engaged to provide paying agent services.
Review of Existing Debt:	We have reviewed all outstanding indebtedness for the City and find that there are no refunding opportunities at this time. We will continue to monitor the market and the call dates for the City's outstanding debt and will alert you to any future refunding opportunities.
Continuing Disclosure:	Because the City has more than \$10,000,000 in outstanding debt (including this issue) and this issue is over \$1,000,000, the City will be agreeing to provide certain updated Annual Financial Information and its Audited Financial Statement annually as well as providing notices of the occurrence of certain "material events" to the Municipal Securities Rulemaking Board (the "MSRB"), as required by rules of the Securities and Exchange Commission (SEC). The City is already obligated to provide such reports for its existing bonds, and has contracted with Ehlers to prepare and file the reports.
Arbitrage Monitoring:	Because the Notes and the Bonds are tax-exempt securities/tax credit securities, the City must ensure compliance with certain Internal Revenue Service (IRS) rules throughout the life of the issue. These rules apply to all gross proceeds of the issue, including initial bond proceeds and investment earnings in construction, escrow, debt service, and any reserve funds. How issuers spend bond proceeds and how they track interest earnings on funds (arbitrage/yield restriction compliance) are common subjects of IRS inquiries. Your specific responsibilities will be detailed in the Tax Exemption Certificate prepared by your Bond Attorney and provided at closing. We recommend that you regularly monitor compliance with these rules and/or retain the services of a qualified firm to assist you. We also recommend that you establish written procedures regarding compliance with IRS rules.
Risk Factors:	GO with Planned Abatement: The City expects to abate a portion of the City debt service with special assessments, impact fees and water utility revenues. In the event these revenues are not available, the City is obligated to levy property taxes in an amount sufficient to make all debt payments.
Other Service Providers	This debt issuance will require the engagement of other public finance service providers. This section identifies those other professionals, so Ehlers can coordinate their engagement on your behalf. Where you have previously used a particular firm to provide a service, we have assumed that you will continue that relationship. For services you have not previously required, we have



	<p>identified a service provider. Fees charged by these professionals will be paid from proceeds of the obligation, unless you notify us that you wish to pay them from other sources. Our pre-sale bond sizing includes a good faith estimate of these fees, so their final fees may vary. If you have any questions pertaining to the identified professionals that will be involved in the issuance process or their role, please contact us.</p> <p>Bond Attorney: Quarles & Brady LLP</p> <p>Paying Agent: Bond Trust Services Corporation, if term bonds</p> <p>Rating Agency: Moody's Investor Services</p>
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This presale report summarizes our understanding of the City's objectives for the structure and terms of this financing as of this date. As additional facts become known or capital markets conditions change, we may need to modify the structure and/or terms of this financing to achieve results consistent with the City's objectives.



Proposed Debt Issuance Schedule

Pre-Sale Review by Common Council	September 23, 2014
Distribute Official Statement:	November 4, 2014
Conference with Rating Agency:	Week of November 10, 2014
Common Council Meeting to Award Sale of the Bonds:	December 2, 2014
Closing Date:	December 18, 2014

Attachments

Sources and Uses of Funds

Proposed Debt Service Schedules and tax rate impact

Debt Capacity Schedule

Bond Buyer Index

Ehlers Contacts

Financial Advisors:	Dawn Gunderson	(262) 796-6166
	Michael Harrigan	(262) 796-6165
	Todd Taves	(262) 796-6173
Disclosure Coordinator:	Sue Porter	(262) 796-6167
Financial Analyst:	Mary Zywiec	(262) 796-6171

The Official Statement for this financing will be mailed to the Common Council at their home address or e-mailed for review prior to the sale date.



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YEAR	Equalized Value TID Out Projection	Change in EV	Annual P & I Payment	Net Levy for Debt Svc	Net Rate for Total Debt Svc
2014	3,310,920,800	-3.37%	4,764,419	1,600,000	0.48
2015	3,473,233,200	4.90%	4,700,981	1,878,051	0.54
2016	3,473,233,200	0.00%	3,140,051	1,446,810	0.42
2017	3,481,916,283	0.25%	3,084,291	1,391,400	0.40
2018	3,495,325,864	0.50%	3,028,901	1,336,370	0.38
2019	3,600,570,808	2.89%	3,003,313	1,311,150	0.36
2020	3,636,576,516	1.00%	2,898,476	1,206,690	0.33
2021	3,663,850,840	0.75%	2,898,914	1,207,515	0.33
2022	3,682,170,095	0.50%	1,691,003	0	0.00
2023	3,691,375,520	0.25%	1,690,598	0	0.00
2024	3,700,603,959	0.25%	1,690,182	0	0.00
2025	3,719,106,978	0.50%	1,689,756	0	0.00
2026	3,747,000,281	0.75%	1,689,319	0	0.00
2027	3,820,413,433	1.96%	1,688,872	0	0.00
2028	3,849,066,534	0.75%	1,688,414	0	0.00
2029	3,877,934,533	0.75%	1,687,944	0	0.00
2030	3,907,019,042	0.75%	1,687,463	0	0.00
2031	3,936,321,684	0.75%	1,686,970	0	0.00
2032	3,965,844,097	0.75%	0	0	0.00
2033	3,985,673,318	0.50%	0	0	0.00
2034	4,005,601,684	0.50%	0	0	0.00
2035	4,015,615,688	0.25%	0	0	0.00
TOTALS			44,409,869	11,377,986	

2014 Issue

YEAR	G.O. Notes, Series 2014 A			G.O. Water Utility Bonds, Series 2014 B			Less: Special Assessments	Less: Impact Fees	Less: Water Portion	Net Levy for Debt Svc	Net Rate for Total Debt Svc	YEAR
	Prin (\$/1)	Rate ¹	Interest	Prin (\$/1)	Rate ²	Interest						
2014	50,000	0.550%	27,118	55,000	0.550%	23,748	(149,169)	(206,000)	(78,748)	1,600,000	0.48	2014
2015	100,000	0.700%	38,158	55,000	0.700%	33,513		(84,968)	(88,513)	1,600,000	0.46	2015
2016	150,000	1.000%	37,058	55,000	1.000%	33,045		(78,458)	(88,045)	1,500,000	0.43	2016
2017	160,000	1.300%	35,268	55,000	1.300%	32,413		(31,638)	(87,413)	1,500,000	0.43	2017
2018	170,000	1.550%	32,910	55,000	1.550%	31,629		(14,060)	(86,629)	1,500,000	0.42	2018
2019	180,000	1.800%	29,373	55,000	1.800%	30,708			(85,708)	1,416,663	0.39	2019
2020	180,000	2.000%	26,553	60,000	2.000%	29,613			(89,613)	1,414,068	0.39	2020
2021	335,000	2.300%	20,900	60,000	2.300%	28,323			(89,323)	355,900	0.10	2021
2022	335,000	2.450%	12,944	60,000	2.450%	26,898			(85,383)	347,944	0.09	2022
2023	340,000	2.600%	4,420	60,000	2.600%	25,383			(85,383)	344,420	0.09	2023
2024				65,000	2.750%	23,709			(86,709)	0	0.00	2024
2025				65,000	2.850%	21,889			(86,889)	0	0.00	2025
2026				65,000	3.050%	19,971			(84,971)	0	0.00	2026
2027				70,000	3.250%	17,843			(87,843)	0	0.00	2027
2028				70,000	3.350%	15,533			(85,533)	0	0.00	2028
2029				75,000	3.450%	13,066			(88,066)	0	0.00	2029
2030				75,000	3.550%	10,441			(85,441)	0	0.00	2030
2031				80,000	3.650%	7,650			(87,650)	0	0.00	2031
2032				80,000	3.700%	4,710			(84,710)	0	0.00	2032
2033				85,000	3.800%	1,615			(86,615)	0	0.00	2033
2034												2034
2035												2035
TOTALS	2,000,000		265,299	1,300,000		431,696	(149,169)	(415,124)	(1,731,696)	13,078,992		TOTALS

NOTES

- ¹ Estimated Rates based Aa3 rated sale 8/15/14 plus .25 .
- ² Assumes TIF able to support all debt service payments. Any shortfall would need to be made up with property tax levy

Planning Estimates

Year	Series	Maturity	Face Amt	Rate	2014		2015		2016		2017		2018		2019		2020		2021		2022		Total	Net Book Value																					
					Prin	Int																																							
2014	2014	5/15/2014	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2015	2015	5/15/2015	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2016	2016	5/15/2016	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2017	2017	5/15/2017	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2018	2018	5/15/2018	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2019	2019	5/15/2019	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2020	2020	5/15/2020	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2021	2021	5/15/2021	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
2022	2022	5/15/2022	1,000,000	5.00%	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000																					
Total																							1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	0	1,000,000	1,000,000	1,000,000

Planning Estimates

September 23, 2014
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Franklin Ehlert & Associates, Inc.

City of Franklin

Current and Projected Debt Limit Calculations
With Proposed 2014 - 2022 G.O. Notes

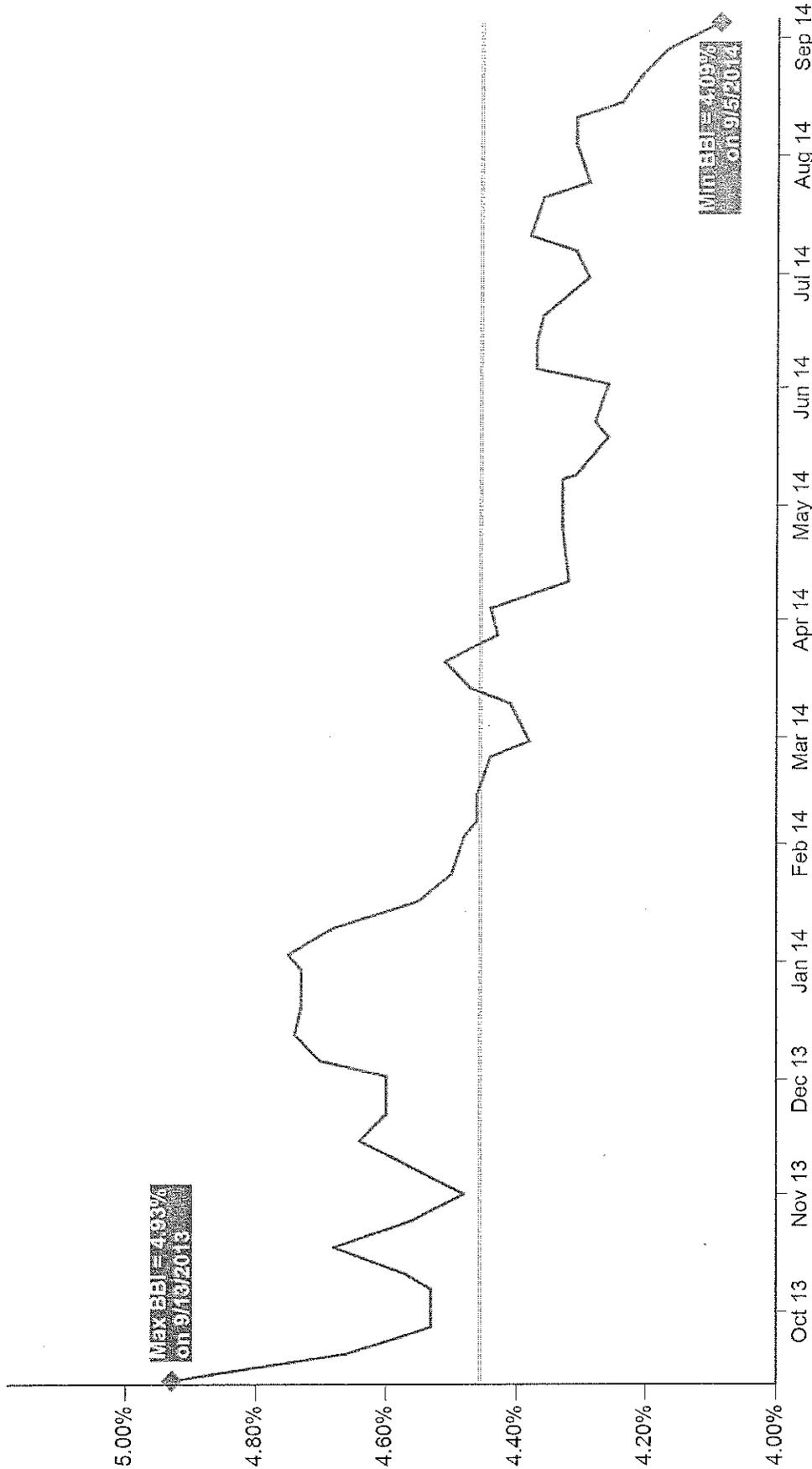
YEAR	PROJECTED TID IN EQ VALUE	CHANGE IN EV	DEBT LIMIT	EXIST DEBT PRIN OUTSTANDING	% OUTSTANDING	% OF LIMIT	2014 Notes DEBT PRIN	2014 Bonds DEBT PRIN	2015 Notes DEBT PRIN	2015 Notes DEBT PRIN	2016 Notes DEBT PRIN	2016 Notes DEBT PRIN	2017 Notes DEBT PRIN	2017 Notes DEBT PRIN	2018 Notes DEBT PRIN	2018 Notes DEBT PRIN	2019 Notes DEBT PRIN	2019 Notes DEBT PRIN	2020 Notes DEBT PRIN	2020 Notes DEBT PRIN	2021 Notes DEBT PRIN	2021 Notes DEBT PRIN	2022 Notes DEBT PRIN	2022 Notes DEBT PRIN	COMB EXIST & NEW PRIN	% OF LIMIT *	RESIDUAL CAPACITY	YEAR
2014	3,589,694,100	5.14%	179,484,705	93,301,522	100.00%	18.55%	2,000,000	1,300,000																	36,601,522	20.39%	142,883,183	2014
2015	3,589,694,100	0.00%	179,484,705	29,452,276	88.48%	16.42%	1,950,000	1,245,000	5,095,000																37,742,276	21.03%	141,742,429	2015
2016	3,598,668,335	0.25%	179,935,417	27,095,228	81.36%	15.06%	1,850,000	1,190,000	3,995,000																36,130,228	20.68%	143,803,189	2016
2017	3,616,661,677	0.50%	180,833,084	24,719,693	74.23%	13.67%	1,700,000	1,135,000	2,845,000																32,349,693	17.89%	148,483,391	2017
2018	3,643,786,640	0.75%	182,189,332	22,324,970	67.04%	12.25%	1,540,000	1,080,000	1,615,000																30,409,970	16.69%	151,779,462	2018
2019	3,680,224,506	1.00%	184,011,225	19,880,341	59.70%	10.80%	1,370,000	1,025,000	1,415,000																27,390,341	14.89%	156,620,884	2019
2020	3,707,826,190	0.75%	185,391,309	17,465,069	52.49%	9.42%	1,190,000	970,000	1,205,000																26,330,069	14.20%	159,064,240	2020
2021	3,726,365,321	0.50%	186,318,266	14,973,400	44.96%	8.04%	1,010,000	910,000	985,000																23,128,400	12.41%	163,189,866	2021
2022	3,735,681,234	0.25%	186,784,062	13,634,560	40.94%	7.30%	675,000	850,000	755,000																22,469,560	12.80%	164,374,503	2022
2023	3,745,020,437	0.25%	187,251,022	12,262,759	36.82%	6.55%	340,000	790,000	515,000																19,587,759	10.46%	167,663,263	2023
2024	3,763,745,559	0.50%	188,187,277	10,857,184	32.60%	5.77%	0	730,000	265,000																1,950,000	8.62%	171,595,083	2024
2025	3,791,973,631	0.75%	189,598,682	9,417,003	28.28%	4.97%	0	665,000	0																1,850,000	7.47%	175,816,679	2025
2026	3,820,413,433	0.75%	191,020,672	7,941,365	23.85%	4.10%	0	600,000	0																1,700,000	7.27%	179,629,307	2026
2027	3,849,066,534	0.75%	192,453,327	6,429,397	19.31%	3.34%	0	535,000	0																1,525,000	4.56%	183,488,930	2027
2028	3,877,934,533	0.75%	193,886,727	4,880,204	14.65%	2.52%	0	465,000	0																1,350,000	4.56%	187,126,522	2028
2029	3,907,019,042	0.75%	195,350,952	3,292,870	9.89%	1.69%	0	395,000	0																1,100,000	3.49%	190,863,082	2029
2030	3,936,321,685	0.75%	196,816,084	1,666,456	5.00%	0.85%	0	320,000	0																800,000	2.30%	194,429,628	2030
2031	3,965,844,097	0.75%	198,292,205	0	0.00%	0.00%	0	245,000	0																400,000	1.21%	198,047,205	2031
2032	3,985,673,318	0.50%	199,283,666	0	0.00%	0.00%	0	165,000	0																245,000	0.12%	199,113,666	2032
2033	4,005,601,684	0.50%	200,280,084	0	0.00%	0.00%	0	85,000	0																165,000	0.08%	200,195,084	2033
2034	4,015,615,688	0.25%	200,780,784	0	0.00%	0.00%	0	0	0																85,000	0.04%	200,780,784	2034
2035	4,025,654,728	0.25%	201,282,736	0	0.00%	0.00%	0	0	0																0	0.00%	201,282,736	2035

* City Debt Policy is no more than 40% of Statutory limit



1 YEAR TREND IN MUNICIPAL BOND INDICES

Weekly Rates September, 2013 - September, 2014



September 23, 2014
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The Bond Buyer "20 Bond Index" (BBI) shows average yields on a group of municipal bonds that mature in 20 years and have an average rating equivalent to Moody's Aa2 and S&P's AA.

Source: The Bond Buyer



EHLERS
LEADERS IN PUBLIC FINANCE

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<p>APPROVAL <i>Paul</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Sept 23, 2014</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Authorization to engage Quarles & Brady, LLC as Bond Counsel for \$1.3 Million City of Franklin General Obligation Water System Bonds, Series 2014B</p>	<p>ITEM NUMBER <i>G.3.</i></p>

Background

Quarles & Brady, LLP has represented the City of Franklin in debt offerings over the years. A proposed \$1.3 Million General Obligation Bond is under consideration for later this fall. The General Obligation Bond will fund various Water Projects such as the Water & Waste Water Facility, the S 76th Street water main repairs and a proposed 2015 water main replacement on W Scepter Circle.

Recommendation

Fiscal Impact

See attached draft agreement

COUNCIL ACTION REQUESTED

Motion to Authorize to engagement of Quarles & Brady, LLP as Bond Counsel for \$1.3 Million City of Franklin General Obligation Water System Bonds, Series 2014B



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Attorneys at Law in
Chicago
Indianapolis
Madison
Milwaukee
Naples
Phoenix
Tampa
Tucson
Washington, D.C.

September 17, 2014

VIA EMAIL AND REGULAR MAIL

Mr. Paul Rotzenberg
Director of Finance & Treasurer
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Scope of Engagement Re: Proposed Issuance of \$1,300,000 City of Franklin (the "City")
General Obligation Water System Bonds, Series 2014B

Dear Mr. Rotzenberg:

We are pleased to be working with you again as the City's bond counsel.

The purpose of this letter is to set forth the role we propose to serve and responsibilities we propose to assume as bond counsel in connection with the issuance of the above-referenced Bonds (the "Securities") by the City.

Role of Bond Counsel

Bond counsel is engaged as a recognized independent expert whose primary responsibility is to render an objective legal opinion with respect to the authorization and issuance of municipal obligations. If you desire additional information about the role of bond counsel, we would be happy to provide you with a copy of a brochure prepared by the National Association of Bond Lawyers.

As bond counsel we will: examine applicable law; prepare authorizing and closing documents; consult with the parties to the transaction, including the City's financial advisor or underwriter or placement agent, prior to the issuance of the Securities; review certified proceedings; and undertake such additional duties as we deem necessary to render the opinion. As bond counsel, we do not advocate the interests of the City or any other party to the transaction. We assume that the parties to the transaction will retain such counsel as they deem necessary and appropriate to represent their interests in this transaction.

Subject to the completion of proceedings to our satisfaction, we will render our opinion that:

- 1) the Securities are valid and binding general obligations of the City;

Mr. Paul Rotzenberg
September 17, 2014
Page 2

- 2) all taxable property in the territory of the City is subject to ad valorem taxation without limitation as to rate or amount to pay the Securities; and
- 3) the interest paid on the Securities will be excludable from gross income for federal income tax purposes (subject to certain limitations which may be expressed in the opinion).

The opinion will be executed and delivered by us in written form on the date the Securities are exchanged for their purchase price (the "Closing") and will be based on facts and law existing as of its date. Upon delivery of the opinion, our responsibilities as bond counsel will be concluded with respect to this financing; specifically, but without implied limitation, we do not undertake (unless separately engaged) to provide any post-closing compliance services including any assistance with the City's continuing disclosure commitment, ongoing advice to the City or any other party concerning any actions necessary to assure that interest paid on the Securities will continue to be excluded from gross income for federal income tax purposes, or participating in an Internal Revenue Service, Securities Exchange Commission or other regulatory body survey or investigation regarding or audit of the Securities.

In rendering the opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation.

Diversity of Practice; Consent to Unrelated Engagements

Because of the diversity of practice of our firm, members of our firm other than those who serve you may be asked to represent other clients who have dealings with the City regarding such matters as zoning, licensing, land division, real estate, property tax or other matters which are unrelated to our bond counsel work. Ethical requirements sometimes dictate that we obtain the City's consent to such situations even though our service to you is limited to the specialized area of bond counsel. We do not represent you in legal matters regularly, although we may be called upon for special representation occasionally, and our bond counsel work does not usually provide us information that will be disadvantageous to you in other representations. We do not believe that such representations of others would adversely affect our relationship with you, and we have found that local governments generally are agreeable to the type of unrelated representation described above. We would like to have an understanding with you that the City consents to our firm undertaking representations of this type. Your approval of this letter will serve to confirm that the City has no objection to our representation of other clients who have dealings with the City, unrelated to the borrowing and finance area or any other area in which we have agreed to serve it. If you have any questions or would like to discuss this consent further, please call us.

We also want to advise you that from time to time we represent underwriters of municipal obligations. In past transactions that are not related to the issuance of the Securities and our role as bond counsel, we may have served as underwriter's counsel to the financial

Mr. Paul Rotzenberg
September 17, 2014
Page 3

institution that has or will underwrite the Securities. We may also be asked to represent underwriters, including the underwriter of the Securities, in future transactions that are not related to the issuance of the Securities or our role as bond counsel. By engaging our services under the terms of this letter, the City consents to our firm undertaking representations of this type.

A form of our opinion and a form of a Continuing Disclosure Certificate (which we may prepare) may be included in the Official Statement or other disclosure document for the Securities. However, as bond counsel, we will not assume or undertake responsibility for the preparation of an Official Statement or other disclosure document with respect to the Securities, nor are we responsible for performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document. If an Official Statement or other disclosure document is prepared and adopted or approved by the City, we will either prepare or review any description therein of: (i) Wisconsin and federal law pertinent to the validity of the Securities and the tax treatment of interest paid thereon and (ii) our opinion.

Fees

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing, (ii) the duties we will undertake pursuant to this letter, (iii) the time we anticipate devoting to the financing, and (iv) the responsibilities we assume, we estimate that our fee as bond counsel will be \$8,000 including all out-of-pocket expenses. Such fee and expenses may vary: (i) if the principal amount of Securities actually issued differs significantly from the amount stated above, (ii) if material changes in the structure of the financing occur, or (iii) if unusual or unforeseen circumstances arise which require a significant increase in our time, expenses or responsibility. Our fees and expenses may increase if the Securities are insured by a municipal bond insurance company, as municipal bond insurance companies require additional opinions and documents. If at any time we believe that circumstances require an adjustment of our original fee estimate, we will consult with you. It is our understanding that the City is responsible for our fee.

If, for any reason, the financing is not consummated or is completed without the rendition of our opinion as bond counsel, we will expect to be compensated at our normal hourly rates for time actually spent, plus out-of-pocket expenses. Our fee is usually paid either at the Closing out of proceeds of the Securities or pursuant to a statement rendered shortly thereafter. We customarily do not submit any statement until the Closing unless there is a substantial delay in completing the financing.

Limited Liability Partnership

Our firm is a limited liability partnership ("LLP"). Because we are an LLP, no partner of the firm has personal liability for any debts or liabilities of the firm except as otherwise required by law, and except that each partner can be personally liable for his or her own malpractice and for the malpractice of persons acting under his or her actual supervision and control. As an LLP

Mr. Paul Rotzenberg
September 17, 2014
Page 4

we are required by our code of professional conduct to carry at least \$10,000,000 of malpractice insurance; currently, we carry coverage with limits substantially in excess of that amount. Please call me if you have any questions about our status as a limited liability partnership.

Conclusion and Request for Signed Copy

If the foregoing terms of this engagement are acceptable to you, please so indicate by returning the enclosed copy of this letter dated and signed by an appropriate officer, retaining the original for your files. If we do not hear from you within thirty (30) days, we will assume that these terms are acceptable to you, but we would prefer to receive a signed copy of this letter from you.

We are looking forward to working with you and the City in this regard.

Very truly yours,

QUARLES & BRADY LLP



Rebecca A. Speckhard

RAS:SMW:jmm
Enclosures
#360022.00030

cc: Mr. Mark W. Luberd (via email)
Ms. Sandra L. Wesolowski (via email)
Jesse A. Wesolowski, Esq. (via email)
Ms. Dawn R. Gunderson Schiel (via email)
Ms. Mary Zywiec (via email)
Ms. Sue Porter (via email)

Accepted and Approved:

CITY OF FRANKLIN

By: _____

Its: _____

Title

Date: _____

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<p>APPROVAL <i>Slw Paul</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Sept 23, 2014</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$1,300,000 FOR WATER SYSTEM PROJECTS</p>	<p>ITEM NUMBER <i>G.4.</i></p>

Background

The General Obligation Water System Bonds, Series 2014B will fund the Water and Waste Water facility, the S 76th Street water main repairs, and a proposed 2015 water main replacement on W Scepter Cr.

Recommendation

Fiscal Impact

See attached Resolution

COUNCIL ACTION REQUESTED

Motion to approve initial resolution authorizing general obligation bonds in an amount not to exceed \$1,300,000 for water system projects

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. _____

INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED
\$1,300,000 FOR WATER SYSTEM PROJECTS

BE IT RESOLVED by the Common Council of the City of Franklin, Milwaukee County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$1,300,000 for the public purpose of paying the cost of water system projects.

Introduced at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Steve Olson
Mayor

ATTEST:

Sandra L. Wesolowski
Director of Clerk Services/City Clerk

(SEAL)

AYES ___ NOES ___ ABSENT ___

APPROVAL <i>Paul Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE Sept 23, 2014
REPORTS & RECOMMENDATIONS	RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED \$1,300,000 GENERAL OBLIGATION WATER SYSTEM BONDS, SERIES 2014B	ITEM NUMBER <i>G.5.</i>

Background

The General Obligation promissory Notes, Series 2014B will fund the Water & Waste Water Facility, the S 76th Street main repairs and a 2015 proposed water main replacement on W Scepter Cr.

Recommendation

Fiscal Impact

See attached Resolution

COUNCIL ACTION REQUESTED

**MOTION TO ADOPT RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED
\$1,300,000 GENERAL OBLIGATION WATER SYSTEM BONDS, SERIES 2014B**

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. _____

RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED
\$1,300,000 GENERAL OBLIGATION WATER SYSTEM BONDS, SERIES 2014B

WHEREAS, the City of Franklin, Milwaukee County, Wisconsin (the "City") has adopted an initial resolution (the "Initial Resolution") authorizing the issuance of general obligation bonds in an amount not to exceed \$1,300,000 for the public purpose of paying the cost of water system projects (the "Project");

WHEREAS, the Common Council hereby finds and determines that the Project is within the City's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes; and

WHEREAS, the Common Council of the City hereby finds and determines that general obligation bonds in an amount not to exceed \$1,300,000 should be issued pursuant to the Initial Resolution.

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

Section 1. Issuance of the Bonds. The bonds authorized by the Initial Resolution shall be designated "General Obligation Water System Bonds, Series 2014B" (the "Bonds") and, provided no sufficient petition for referendum is received with respect to the Initial Resolution, shall be issued in an amount not to exceed \$1,300,000 for the purpose above specified.

Section 2. Sale of the Bonds. The Common Council hereby authorizes and directs that the Bonds be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Bonds as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with the City's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the City Clerk may determine and to cause copies of a complete, official Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall also cause an Official Statement to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Section 5. Award of the Bonds. Following receipt of bids for the Bonds, the Common Council shall consider taking further action to provide the details of the Bonds; to award the Bonds to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax

sufficient to pay the principal of and interest on the Bonds as the same becomes due as required by law.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the Common Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Introduced at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Steve Olson
Mayor

ATTEST:

Sandra L. Wesolowski
Director of Clerk Services/City Clerk

(SEAL)

AYES ___ NOES ___ ABSENT ___

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APPROVAL <i>Slw Pol</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE Sept 23, 2014
REPORTS & RECOMMENDATIONS	RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS RELATING TO BOND ISSUE	ITEM NUMBER <i>G.6.</i>

Background

The General Obligation promissory Notes, Series 2014A will fund the 2014 Capital Improvement Fund approved projects.

Recommendation

Fiscal Impact

See attached Resolution

COUNCIL ACTION REQUESTED

Motion to adopt resolution directing publication of notice to electors relating to bond issue

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. _____

RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS
RELATING TO BOND ISSUE

WHEREAS, an initial resolution authorizing general obligation bonds has been adopted by the Common Council of the City of Franklin, Milwaukee County, Wisconsin (the "City") and it is now necessary that said initial resolution be published to afford notice to the residents of the City of its adoption;

NOW, THEREFORE, BE IT RESOLVED that the City Clerk shall, within 15 days, publish a notice to the electors in substantially the form attached hereto in the official City newspaper as a class 1 notice under ch. 985, Wis. Stats.

Introduced at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 23rd day of September, 2014.

Steve Olson
Mayor

Attest:

Sandra L. Wesolowski
Director of Clerk Services/City Clerk

(SEAL)

AYES ___ NOES ___ ABSENT ___

CITY OF FRANKLIN

NOTICE TO ELECTORS RELATING TO BOND ISSUE

NOTICE IS HEREBY GIVEN, that on September 23, 2014, at a meeting of the Common Council of the City of Franklin, the following resolution was adopted and recorded pursuant to Section 67.05(1), Wisconsin Statutes:

INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED
\$1,300,000 FOR WATER SYSTEM PROJECTS

BE IT RESOLVED by the Common Council of the City of Franklin, Milwaukee County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$1,300,000 for the public purpose of paying the cost of water system projects.

The Wisconsin Statutes (s. 67.05(7)(b)) provide that the initial resolution need not be submitted to the electors unless within 30 days after adoption of the initial resolution a petition is filed in the City Clerk's office requesting a referendum. This petition must be signed by electors numbering at least 10% of the votes cast for governor in the City at the last general election.

City of Franklin

Sandra L. Wesolowski
Director of Clerk Services/City Clerk

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APPROVAL <i>Slw</i> 	REQUEST FOR COUNCIL ACTION	MEETING DATE 9/23/2014
REPORTS & RECOMMENDATIONS	Presentation of the Mayor's 2015 Recommended Budget and Review of the Budget Preparation Timetable	ITEM NUMBER <i>G.7.</i>

The Mayor's 2015 Recommended Budget will be presented to the Common Council for it to forward to the Committee of the Whole in accordance with Section 13-2, "Preparation of Budget" of the City of Franklin Municipal Code.

The Director of Administration will present an "overview of [the] budget and major budget initiatives" as set forth in the 2015 Budget Preparation Timetable as adopted by the Common Council. The presentation will primarily consist of a PowerPoint presentation on the budget and review of the budget timetable.

Note that the budget timetable indicates that following the presentation, Aldermen will "determine or identify additional materials or information needed for 10/6 budget discussions." This will enable staff to prepare advance information as may be requested and also inform department heads as to who is expected to be in attendance. A copy of the budget timetable is attached for your convenience.

A copy of the Mayor's 2015 Recommended Budget document will be provided at the meeting.

COUNCIL ACTION REQUESTED

Motion to forward consideration of the Mayor's 2015 Recommended Budget to the Committee of the Whole.

Provide other direction to staff, as appropriate, relative to additional materials or information needed for the October 6th budget discussions.

City of Franklin
2015 Annual Budget
BUDGET PREPARATION TIMETABLE
February 18, 2014

Schedule

Tuesday, September 23	Common Council Meeting Agenda Item: Presentation on overview of budget and major budget initiatives. Aldermen determine or identify additional materials or information needed for 10/6 budget discussions. [NOTE: This date presumes the Common Council reschedules September's regular meetings due to Labor Day and the 5-week month.)
Wednesday September 24 To Monday, October 6	Aldermen may contact department heads with budget questions
Monday, October 6	Committee of the Whole Agenda Item: Review of Mayor's Recommended Budget.
Tuesday, October 7	Alternate day for additional Committee of the Whole meeting and budget discussion in conjunction with regular Common Council meeting.
Friday, October 17	Last day for budget changes to be included in the Public Hearing notice.
Monday, October 20 To Thursday, October 23	Submission and Preparation of Public Hearing Notice
Tuesday, October 21	Regular Common Council Meeting, available for discussion of any budget topic as may be needed.
Thursday, October 30	Publication of Preliminary Budget and Hearing Notice
Monday, November 3	Rescheduled Common Council meeting available for discussion of an budget topic as may be needed.
Tuesday, November 18	Common Council Meeting: Public Hearing on the Proposed Annual Budget AND Adoption of Annual Budget [Note: The late date does not provide opportunity for delay]

Note: The proposed calendar anticipates rescheduling of September's regular Common Council Meeting and anticipates rescheduling Tuesday, November 4th's meeting to avoid the election. Additionally, subsequent actions that affect the Common Council's regular meeting schedule may impact this calendar.

<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;">September 23, 2014</p>
<p style="text-align: center;">REPORTS AND RECOMMENDATIONS</p>	<p style="text-align: center;">An Ordinance to Amend §183-76 of the Municipal Code, “Arrows and other projectiles”, pursuant to 2013 Wisconsin Act 71 limiting the local governmental unit authority to regulate hunting with a bow and arrow or crossbow</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center;"><i>G. 8.</i></p>

Attached is a copy of 2013 Wisconsin Act 71, §183-76 of the Municipal Code as it exists and highlighted to show the proposed amendments, and a draft copy of the above. The Chief of Police and the City Attorney will be at the meeting to present the item.

COUNCIL ACTION REQUESTED

A motion to adopt An Ordinance to Amend §183-76 of the Municipal Code, “Arrows and other projectiles”, pursuant to 2013 Wisconsin Act 71 limiting the local governmental unit authority to regulate hunting with a bow and arrow or crossbow.

ORDINANCE NO. 2014-_____

AN ORDINANCE TO AMEND §183-76 OF THE MUNICIPAL CODE, "ARROWS AND OTHER PROJECTILES", PURSUANT TO 2013 WISCONSIN ACT 71 LIMITING THE LOCAL GOVERNMENTAL UNIT AUTHORITY TO REGULATE HUNTING WITH A BOW AND ARROW OR CROSSBOW

WHEREAS, 2013 Wisconsin Act 71, and Act to renumber and amend 29.038 (3); and to create 29.038 (3) (b) of the Statutes, relating to restrictions imposed by local governmental units on hunting with a bow and arrow or crossbow, was enacted on December 12, 2013 and became effective on December 14, 2013; and

WHEREAS, the Chief of Police having reviewed the Act and the number of other Wisconsin Statutes pertaining to the discharge of a bow or crossbow, the Municipal Code regulations pertaining to the discharge of arrows and other projectiles in the City as they pertain to the use of a bow or crossbow, as well as determining that the retention of the existing permit process for bow and arrow hunting was necessary to protect and further the public health and safety, and that it was necessary to amend the existing Municipal Code to incorporate statutory provisions as required and as permitted by the Wisconsin Statutes; and

WHEREAS, the Common Council having found and determined that such amendment as recommended was necessary to protect the public health, safety and welfare.

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

SECTION 1: §183-76A. of the Municipal Code of the City of Franklin, Wisconsin, is hereby amended to read as follows:

“A. Prohibited. No person shall throw, shoot or discharge any bullet, pellet, B-B, marble, stone or other missile or projectile by hand or by any other means, for hunting purposes, at, in or into any building or within 500 feet from any building or upon or within 500 feet from any boundary of real property upon which there exists a street, sidewalk, alley, highway, park or playground, or any real property used by or owned by the public or within 1,700 feet of any hospital, sanatorium or the grounds of any school. The terms "hunt" or "hunting" as used in this section shall have the meanings as set forth under § 29.001(42), Wis. Stats., as amended from time to time. No person may shoot a bow and arrow for hunting or target shooting purposes, except as allowed by Subsection B. below. An owner of lands together with the invitees of such owner may shoot a bow and arrow upon the lands belonging to such owner for the purpose of pest control without regard to any

distance prohibition under this Section being applied to any building on the owner's lands, provided that the owner's and any invitees' permit(s) issued under Subsection C. include a statement of the type of animal to be destroyed and the specific injury or damage to persons or property to be stopped or prevented by such authorization, which may be approved and shall be signed by the Chief of Police or designee upon that officer's determination that the owner has shown satisfactory proof that such authorization is necessary to prevent such injury or damage and which authorization shall be only for the type of animal specified on the permit(s)."

SECTION 2:

§183-76B. of the Municipal Code of the City of Franklin, Wisconsin, is hereby amended to read and to create §§183-76B.(1) and (2) as follows:

"B. Bow and arrow hunting and target shooting. The owner of any lands within the City, together with the invitees of such owner, may shoot a bow and arrow upon the lands belonging to such owner for the purposes of hunting or target shooting, subject to compliance with Subsections C. through H. below, except as set forth under Subsection B. (1) and (2) below.

(1) The distance restrictions under Subsection A. above shall apply to target shooting.

(2) A person may hunt with a bow and arrow or crossbow, except that such hunting activity is prohibited: (i) in any area within 100 yards from a building which is a permanent structure used for human occupancy (including a manufactured home as defined in Wis. Stat. § 101.91(2)), unless the person who owns the land on which such building is located allows the hunter to hunt within such area; (ii) upon any property owned or leased by the City of Franklin; (iii) pursuant to Wis. Stat. § 29.301 (1), within 1,700 feet of any hospital, sanatorium or the grounds of any school, where the restricted area is designated by signs; (iv) pursuant to Wis. Stat. § 167.30, within 40 rods (660 feet) of any park, square or enclosure owned or controlled by the City of Franklin (*note: Milwaukee County Code of General Ordinances § 47.05 prohibits bowhunting within any Milwaukee County Park or Parkway [as determined to be authorized by the Wisconsin Department of Natural Resources upon review pursuant to Wis. Stat. § 29.038(4)]*); (v) pursuant to Wis. Stat. § 167.31(2)(d) and subject to the exceptions set forth therein, when and where the person discharges a bolt or an arrow from a bow or crossbow from or across a highway or within 50 feet of the center of a roadway; (vi) in furtherance of the public health and safety, under any circumstances where the discharge of a bow or

crossbow may endanger the life, limb or property of another; and (vii) at any time and in any area when and where the person who hunts with a bow and arrow or crossbow does not discharge the arrow or bolt from the respective weapon toward the ground.”

SECTION 3: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 4: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 5: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2014, by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2014.

APPROVED:

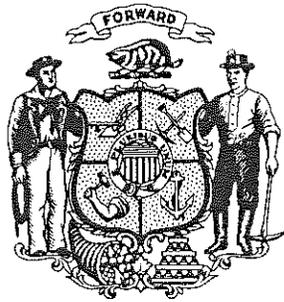
Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

State of Wisconsin



2013 Assembly Bill 8

Date of enactment: December 12, 2013
Date of publication*: December 13, 2013

2013 WISCONSIN ACT 71

AN ACT to renumber and amend 29.038 (3); and to create 29.038 (3) (b) of the statutes; relating to: restrictions imposed by local governmental units on hunting with a bow and arrow or crossbow.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 29.038 (3) of the statutes is renumbered 29.038 (3) (a) and amended to read:

29.038 (3) (a) ~~A~~ Except as provided in par. (b), a local governmental unit may enact an ordinance or adopt a regulation, resolution or other restriction that has an incidental effect on hunting, fishing or trapping, but only if the primary purpose is to further public health or safety.

SECTION 2. 29.038 (3) (b) of the statutes is created to read:

29.038 (3) (b) 1. In this paragraph:

a. "Building" means a permanent structure used for human occupancy and includes a manufactured home, as defined in s. 101.91 (2).

b. "Restriction" means an ordinance, regulation, resolution, or other restriction enacted or adopted by a local governmental unit.

2. Except as provided in subd. 3., a local governmental unit may not enact or adopt a restriction that prohibits a person from hunting with a bow and arrow or crossbow within the jurisdiction of that local governmental unit.

3. A local governmental unit may enact or adopt a restriction that does any of the following:

a. Prohibits a person from hunting with a bow and arrow or crossbow within a specified distance, not to exceed 100 yards, from a building located on another person's land. A restriction enacted or adopted under this subd. 3. a. shall provide that the restriction does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building.

b. Requires a person who hunts with a bow and arrow or crossbow to discharge the arrow or bolt from the respective weapon toward the ground.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

Draft 9/16/14

§ 163-76 Arrows and other projectiles.

[Amended 12-5-2000 by Ord. No. 2000-1625]

A.

Prohibited. No person shall throw, shoot or discharge any bullet, pellet, B-B, marble, ~~arrow~~, stone or other missile or projectile by hand or by any other means, for hunting purposes, at, in or into any building or within 500 feet from any building or upon or within 500 feet from any boundary of real property upon which there exists a street, sidewalk, alley, highway, park or playground, or any real property used by or owned by the public or within 1,700 feet of any hospital, sanatorium or the grounds of any school. The terms "hunt" or "hunting" as used in this section shall have the meanings as set forth under § 29.001(842), Wis. Stats.,^[1] as amended from time to time. No person may shoot a bow and arrow for hunting or target shooting purposes, except as allowed by Subsection B, below. An owner of lands together with the invitees of such owner may shoot a bow and arrow upon the lands belonging to such owner for the purpose of pest control without regard to ~~any the above five hundred-foot distance prohibition under this Section~~ being applied to any building on the owner's lands, provided that the owner's and any invitees' permit(s) issued under Subsection C, include a statement of the type of animal to be destroyed and the specific injury or damage to persons or property to be stopped or prevented by such authorization, which may be approved and shall be signed by the Chief of Police or designee upon that officer's determination that the owner has shown satisfactory proof that such authorization is necessary to prevent such injury or damage and which authorization shall be only for the type of animal specified on the permit(s).

[1]:

Editor's Note: Section 29.01, Wis. Stats., was renumbered in part and repealed in part by 1997

Act 248. See now § 29-001(42), Wis. Stats.

B.

Bow and arrow hunting and target shooting. The owner of any lands within the City, together with the invitees of such owner, may shoot a bow and arrow upon the lands belonging to such owner for the purposes of hunting or target shooting, ~~except as may be prohibited under Subsection A and subject to compliance with Subsections C, through H, below, except as set forth under Subsection B. (1) and (2) below.~~

(1) The distance restrictions under Subsection A. above shall apply to target shooting.

(2) A person may hunt with a bow and arrow or crossbow, except that such hunting activity is prohibited: (i) in any area within 100 yards from a building which is a permanent structure used for human occupancy (including a manufactured home as defined in Wis. Stat. § 101.91(2)), unless the person who owns the land on which such building is located allows the hunter to hunt within such area; (ii) upon any property owned or leased by the City of Franklin; (iii) pursuant to Wis. Stat. § 29.301 (1), within 1,700 feet of any hospital, sanatorium or the grounds of any school, where the restricted area is designated by signs; (iv) pursuant to Wis. Stat. § 167.30, within 40 rods (660 feet) of any park, square or enclosure owned or controlled by the City of Franklin (note: Milwaukee County Code of General Ordinances § 47.05 prohibits bowhunting within any Milwaukee County Park or Parkway [as determined to be authorized by the Wisconsin Department of Natural Resources upon review pursuant to Wis. Stat. § 29.038(4)]); (v) pursuant to Wis. Stat. § 167.31(2)(d) and subject to the exceptions set forth therein, when and where the person discharges a bolt or an arrow from a bow or crossbow from or across a highway or within 50 feet of the center of a roadway; (vi) in furtherance of the public health and safety, under any circumstances where the discharge of a bow or crossbow may endanger the life, limb or property of another; and (vii) at any time and in any area when and where the person who hunts with a bow and arrow or crossbow does not discharge

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the arrow or bolt from the respective weapon toward the ground.

C. Bow and arrow permits.

(1) No person shall shoot a bow and arrow within the City without having first obtained a permit therefor.

(2) A permit to shoot a bow and arrow may be issued by the Chief of Police or his or her agent upon the following qualifications:

(a) No permit shall be issued to any person under the age of 12 years.

(b) The application for such permit by a person between the ages of 12 and 16 years shall be signed by the parent or guardian of the person applying.

D. Regulations pertaining to permits. The following regulations are imposed upon bow and arrow shooting permits:

(1) No person shall shoot upon any lands, except as an owner or an invitee of the owner, and if an invitee, with a written permission on the person of the invitee specifying the name of the invitee and the permission to shoot or hunt granted, signed and dated by the owner.

(2) No person shall hunt without having in his or her possession a valid permit and hunting license issued by the Wisconsin Department of Natural Resources or without displaying on his or her person such hunting license tags as may be required and in such manner as may be required by the Wisconsin Statutes or Administrative Code, while hunting.

(3) No person between the ages of 12 and 16 shall hunt, unless accompanied by a parent or guardian.

(4) No person shall have in his or her possession or control any poisoned arrow, arrow with explosive tips or any bow drawn, held or released by mechanical means, except that a person may possess and control such mechanical bow or a crossbow, provided that such person is concurrently in possession of a valid license or permit as required by the Wisconsin Department of Natural Resources for the possession and/or use of such bow drawn, held or released by mechanical means or crossbow.

(5) No person shall transport a bow and arrow in any manner, unless such bow is unstrung or enclosed within a carrying case.

(6) No person shall hunt with an arrow having a point with a diameter of greater than 1 7/8 inches.

(7) No person shall hunt with a bow having less than 25 tested drawing weight at 26 inches of draw.

(8) No person shall violate any provision of the Wisconsin Statutes or Administrative Code or Rule or Order of the Wisconsin Department of Natural Resources applicable to hunting, while hunting with a bow and arrow.

(9) No person shall permit any other person to use his or her permit.

(10) Permits shall be valid from August 31 of the year of issue and expire on August 31 of the year immediately subsequent to the year of issuance; except that any permit as it may be used for hunting shall only be valid during such times within the aforesaid license year that occur within the times and hours specified by the Wisconsin Department of Natural Resources for legal bow and arrow hunting.

E. Permit fees.

(1) Residents of the City shall pay no fee for the issuance of a permit.

(2) Nonresidents shall pay a fee of \$7 for the issuance of a permit.

F. Regulation of archery ranges.

(1) License required. No premises shall be used or permitted to be used, leased or hired as an archery range to practice target shooting without being licensed therefor.

(2) License fee. The license fee for archery ranges shall be \$25 per year, and the license shall expire on July 1, after the granting thereof, unless sooner revoked.

(3) Licenses for corporation, etc. No corporation, firm, association or club shall be granted a license hereunder except to an agent thereof appointed by it who is, at the time of filing such application, an officer, manager or member thereof, a citizen of the United States and a resident

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of the state for at least two years prior to the date of such application.

(4) Licenses for individuals. No individual shall be granted a license hereunder unless he or she shall have been, at the time of filing of such application, a citizen of the United States and a resident of the state for at least two years prior to the date of such application.

G. Application for license. Application for a license for any premises required to be licensed hereunder shall be made, in writing, and accompanied by the license fee. Such application shall contain the following information:

- (1) Name of applicant; state whether a firm, association, corporation, club or individual.
- (2) Address of applicant.
- (3) If applicant is an individual, state age.
- (4) If applicant is not an individual, state names and addresses of all officers and members of applicant.
- (5) Location and description of premises sought to be licensed.
- (6) Statement as to whether such premises are owned or leased by applicant.
- (7) Qualification of applicant.
- (8) Name of agent of applicant to whom license shall be issued.
- (9) Furnish proof of appointment of agent.
- (10) Qualification of agent.

H. Regulations for shooting premises.

- (1) All targets should be regulation forty-eight-inch target faces. The center of the bull's-eye shall be 48 inches above the ground.
- (2) The range shall be at least 50 yards longer than the longest distance to be shot.
- (3) The targets shall be 10 yards apart from center of bull's-eye to center of bull's-eye.
- (4) No range shall be conducted nearer than 500 feet to a public highway, public building or private residence.

I. Rocket or missile launching. No rocket or missile shall be launched from public or private property unless a permit has been issued by the City Clerk, after the applicant has met the following conditions:

- (1) Launch site shall not be less than 600 feet by 600 feet.
- (2) Written approval for use of land shall be on file.
- (3) Liability insurance in the amount of \$1,000,000 shall be on file, holding harmless the City or landowner from liability.
- (4) The applicant shall comply with the National Association of Rocketry - Hobby Industry Association of America Model Rocket Safety Code.
- (5) No rocket or missile shall be launched within 500 feet of a structure or building.

J. See § 183-75A of this Code for exceptions to this section which allow for shotgun hunting and bow hunting upon lands owned and managed by the Wisconsin Department of Natural Resources within the Big Muskego Lake Wildlife Area.

[Added 8-17-2010 by Ord. No. 2010-2016]

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>9-23-14</p>
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<p>REPORTS & RECOMMENDATIONS</p>	<p>Contract Approval for Time Warner Cable's Installation and Maintenance of Fiber Optic line</p>	<p>ITEM NUMBER</p> <p><i>6.9.</i></p>
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The Police Department is requesting approval of a contract with Time Warner Cable to install and maintain a fiber optic line from the police department to the City of Waukesha's Communication Center needed for connection to the Milwaukee County radio system.

The cost of the project is as follows:

Installation of line: \$750.00

Line maintenance: \$544.00 per month for a 5 year contract.

Funding exists for this contract as this service will replace existing service for T-1 lines provided by AT&T which would increase to \$785.70 per month if the current contract would be renewed.

A copy of the contract is attached.

COUNCIL ACTION REQUEST

A motion to approve the contract between the City of Franklin and Time Warner Cable for the installation and maintenance of a fiber optic line.