

**CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
AUGUST 24, 2004  
MINUTES**

- CALL TO ORDER      A.      Mayor Klimetz called the regular Common Council meeting of August 24, 2004 to order at 6:30 p.m. in the Council Chambers of Franklin City Hall, 9229 W. Loomis Road, Franklin, Wisconsin.
- Present were: Mayor Klimetz, Aldermen Olson, Solomon, Gardner, Kosovich, Sohns and Bergmann. Also present were City Engineer Bennett, Dir. of Admin. Petre, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT      B.      Citizen comment period was opened at 6:31 p.m. and closed at 6:38 p.m.
- MINUTES-8/10/04      C-1.      Alderman Kosovich moved to approve the regular Common Council meeting minutes of August 10, 2004 as presented. Seconded by Alderman Olson. All voted Aye; motion carried.
- F-1.      Alderman Sohns moved that Item F.1.c. be removed from the consent agenda and Items F.6 through F.11, inclusive, be added to the consent agenda. Seconded by Olson. All voted Aye; motion carried.
- F-1.      Alderman Olson moved to approve the following:
- STREET LIGHT-TUCKAWAY CONDOMINIUMS      a.      Authorize the City Engineer to sign a street light appendix with the WE Energies for the installation of one street light, two 100-watt light fixtures on one fiberglass pole at a cost of \$5,616.84 to be billed to the developer and the developer is responsible for the restoration and erosion control. Light is to be installed at the street intersection;
- RES. 2004-5752 PAVEMENT MARKING      b.      Resolution No. 2004-5752, RESOLUTION AWARDED BID TO THE LOWEST BIDDER FOR THE 2004 PAVEMENT MARKING PROGRAM IN THE CITY OF FRANKLIN to Crowley Construction Corp. in the amount of \$25,102.00;
- RES. 2004-5753 W. PUETZ ROAD LAND DEDICATION      F-6.      Resolution No. 2004-5753, A RESOLUTION DEDICATING LANDS ON THE SOUTH SIDE OF W. PUETZ ROAD WEST OF S. 27TH STREET FOR THE IMPROVEMENT;
- ORD. 2004-1807 STOP SIGN-S. MISSION DR.      F-7.      Ordinance No. 2004-1807, AN ORDINANCE TO AMEND SECTION 245.3 OF THE MUNICIPAL CODE RELATING TO STOP SIGN LOCATION, S. MISSION DRIVE AT W. ROBINWOOD LANE;
- ORD. 2004-1808 PARKING-S. MISSION DR.      F-8.      Ordinance No. 2004-1808, ORDINANCE TO AMEND SECTION 245-5D OF THE MUNICIPAL CODE TO ESTABLISH NO PARKING ON MISSION DRIVE (on west side, from W. Robinwood Lane to 150 north);
- ORD. 2004-1809 PARKING-W. ROBINWOOD LANE      F-9.      Ordinance No. 2004-1809, ORDINANCE TO AMEND SECTION 245.5(D) OF THE MUNICIPAL CODE TO ESTABLISH NO PARKING ON ROBINWOOD LANE (from north side, from S. Mission Drive to 200 feet east);

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SANITARY SEWER INSTALLATION-BRIARWOOD F-10. Acceptance of the request from the property owner at 9209 W. St. Martins Road to have installed one sanitary sewer lateral and pay the City the Briarwood Project assessment for one sanitary sewer;

RES. 2004-5754 EASEMENT-BERKSHIRE SUBDIVISION F-11. Resolution No. 2004-5754, A RESOLUTION ACCEPTING AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF STORM SEWER FOR LOTS 12, 13, 15 AND 16 OF BERKSHIRE SUBDIVISION.

Above items seconded by Alderman Sohns. All voted Aye; motion carried.

BUILDING PERMIT FEE WAIVER REQUEST-ST. JAMES CHURCH F-1c. Alderman Gardner moved to approve the request to waive the building permit fee in the amount of \$948.00 for St. James Catholic Church, and to further request a roll call vote. Seconded by Alderman Sohns. On roll call, Aldermen Gardner and Kosovich voted Aye; Aldermen Olson, Solomon, Sohns and Bergmann voted No. Motion failed. Alderman Bergmann then moved to deny the request to waive the building permit fee in the amount of \$948.00 for St. James Catholic Church, and to further request a roll call vote. Seconded by Alderman Olson. On roll call, Aldermen Bergmann, Sohns, Solomon and Olson voted Aye; Aldermen Kosovich and Gardner voted No. Motion carried.

FINAL PLAT-PRAIRIE GRASS PRESERVE F-2. Alderman Solomon moved to table a resolution contingently approving the final plat for Prairie Grass Preserve (Prairie Grass Preserve, LLC) to the 9/07/04 Common Council meeting. Seconded by Alderman Bergmann. Alderman Solomon moved to call for the question. All voted Aye; motion carried. On the motion to table, all voted Aye; motion carried.

AGREEMENT-PRAIRIE GRASS PRESERVE F-3. Alderman Solomon moved to table a resolution authorizing certain officials to execute a subdivision development agreement with the developer of Prairie Grass Preserve to 9/07/04 Common Council meeting. Seconded by Alderman Sohns. All voted Aye; motion carried.

RES. 2004-5755 BUILDING ADDITION-WAHLGREN SCHWENN, INC. F-4. Alderman Solomon moved to adopt Resolution No. 2004-5755, RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A CONCEPTUAL AND FINAL SITE AND BUILDING PLAN RESOLUTION FOR PROPERTY LOCATED AT 9935 Oakwood Park Drive, Southwest 1/4 of Section 26 (Ken Wahlgren, Wahlgren Schwenn, Inc.). Seconded by Alderman Sohns. All voted Aye; motion carried.

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- RES. 2004-5756  
AGREEMENT-  
NORTH CAPE PARK
- F-5. Alderman Bergmann moved to adopt Resolution No. 2004-5756, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN AGREEMENT WITH P.F. SCHMITTER ARCHITECTS, INC. FOR ARCHITECTURAL DESIGN AND PROJECT MANAGEMENT FOR THE RENOVATION OF THE BUILDING LOCATION AT NORTH CAPE PARK, 11615 W. Rawson Avenue, (flat fee). Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2004-5757  
PUBLIC HEALTH  
NURSE
- F-12. Alderman Solomon moved to adopt Resolution No. 2004-5757, A RESOLUTION APPROVING JOB DESCRIPTION FOR THE POSITION OF PUBLIC HEALTH NURSE FOR THE CITY OF FRANKLIN. Seconded by Alderman Gardner. All voted Aye; motion carried.
- FAIR LABOR  
STANDARDS ACT
- F-13. Alderman Solomon moved to approve changes in the Fair Labor Standards Act job status for various positions listed on the 8/9/04 Human Resources report. Seconded by Alderman Sohns. All voted Aye; motion carried.
- RES. 2004-5758  
SALARY GRADE-  
POLICE CHIEF
- F-14. Alderman Sohns moved to adopt Resolution No. 2004-5758, RESOLUTION CREATING A NEW SALARY GRADE XI IN THE CITY OF FRANKLIN'S COMPENSATION PLAN FOR NON-REPRESENTED MANAGEMENT EMPLOYEES AND REALLOCATION OF THE POSITION OF CHIEF OF POLICE FROM SALARY GRADE X TO NEW SALARY GRADE XI. Seconded by Alderman Solomon. All voted Aye; motion carried.
- ORD. 2004-1810  
BENEFITS-  
CHIEF OF POLICE
- Alderman Solomon moved to adopt Ordinance No. 2004-1810, AN ORDINANCE ESTABLISHING FRINGE BENEFITS FOR FULL TIME NON-REPRESENTED MANAGEMENT EMPLOYEES IN THE CITY OF FRANKLIN. Seconded by Alderman Gardner. All voted Aye; motion carried.
- Alderman Solomon moved to amend the title for Ordinance 2004-1810 to AN ORDINANCE CREATING STANDARD BENEFITS AND CONDITIONS OF EMPLOYMENT FOR NEW CHIEF OF POLICE HIRED AFTER 8/24/04 IN THE CITY OF FRANKLIN. Seconded by Alderman Gardner. All voted Aye; motion carried.
- POPULATION
- F-15. Alderman Bergmann moved to direct City Clerk to submit challenge to the 2004 population estimate of 31,804 based upon dwelling unit information with further direction that departments prepare documentation and evidence to submit to the Wisconsin Department of Administration. Seconded by Alderman Solomon. All voted Aye; motion carried.

- APPOINTMENTS            G-1.     Alderman Solomon moved to confirm Mayoral appointment of Glenn Elliott, term expires 7/1/07, to the Civic Celebrations Commission. Seconded by Alderman Bergmann. On roll call, all voted Aye; motion carried.
- Alderman Olson moved to confirm Mayoral appointment of Lev DeBack, term expires 4/30/05, to the Environmental Commission. Seconded by Alderman Gardner. On roll call, all voted Aye; motion carried.
- Alderman Olson moved to confirm Mayoral reappointment of Rob Spitzer, term expires 8/30/08, to the Community Development Authority. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.
- Alderman Solomon moved to confirm Mayoral appointment of David Zumstein, term expires 8/1/05, to the Economic Development Commission. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.
- LICENSES                    H-1.     Alderman Gardner moved to grant the following licenses subject to meeting all licensing requirements: Seconded by Alderman Solomon. All voted Aye; motion carried.
- Operator License to Brian Niznansky, 1912 E. Linwood Ave., Milwaukee; Jeffrey F. Terp, 26430 Grace Dr., Wind Lake; Jovo Acamovic, 3833 S. 76th St. #2, Milwaukee; Bethany L. Linvik, 2501 S. Chase Ave., Milwaukee; Jason J. Rukstad, 3568 S. 33rd St., Greenfield; Shannon Schilling, W1292 State Hwy. 11, Burlington and Kimberly A. Winn, 5491 S. 26th St., Milwaukee;
- Class B Combination to Domnick's Bar & Grill, LLC, Lauren Cerull, Agent, 11027 S. 27th Street pending satisfactory inspections;
- Temporary Class B Beer & Wine to St. Sava Serbian Orthodox Cathedral United Serbian Soccer Club, Jovo Acamovic, 3833 S. 76th St., Milwaukee;
- Temporary Class B Beer & Extraordinary Entertainment & Amusement to Knights of Columbus #4580, 7335 S. Lovers Lane Road, Robert J. Szalacinski, Trustee on 9/5/04;
- Fee Waiver-Food, Soda, Class B Beer & Extraordinary Entertainment & Amusement to Knights of Columbus #4580, 7335 S. Lovers Lane Road, Robert J. Szalacinski, Trustee on 9/5/04 except services incurred by City staff, Sanitarian, Fire Department and Police Department. Seconded by Alderman Solomon. All voted Aye; motion carried.

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**VOUCHERS**

I-1. Alderman Solomon moved to approve City vouchers in the range of 107797 thru 107948 in the amount of \$792,757.51. Seconded by Alderman Gardner. On roll call, all voted Aye; motion carried;

Alderman Bergmann moved to approve net payroll of August 20, 2004 in the amount of \$284,062.48. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

**ADJOURNMENT**

J. Alderman Bergmann moved to adjourn the Common Council meeting at 7:47 p.m. Seconded by Alderman Sohns. All voted Aye; motion carried.