

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
NOVEMBER 1, 2005
MINUTES**

- ROLL CALL A. The regular meeting of the Common Council held on November 1, 2005 and was called to order at 6:32 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Hammelman, Kosovich, Sohns and Skowronski. Also present were City Engineer Bennett, Dir. of Community Development Wheaton, Fire Chief Martins, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT B-1. Citizen comment period was opened at 6:32 p.m. and closed at 6:34 p.m.
- ANNOUNCEMENT B-2. No action was taken on the following announcements from Mayor Taylor:
- Wisconsin Junior Miss Program on November 12, 2005;
- 8th Annual Polish Independence Day/Veterans Day Observance and Awards Luncheon on November 13, 2005.
- MINUTES-10/18/05 C-1. Alderman Hammelman moved to approve minutes of the regular meeting of October 18, 2005. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- MINUTES-10/24/05 C-2. Alderman Kosovich moved to approve minutes of special meeting of October 24, 2005 (joint with Finance Committee). Seconded by Alderman Skowronski. All voted Aye; motion carried.
- MINUTES-10/24/05 C-3. Alderman Hammelman moved to approve minutes of special meeting of October 24, 2005 (joint with Personnel and Finance Committees). Seconded by Alderman Solomon. All voted Aye; motion carried.
- HEARINGS-W. TUCKAWAY PINES CIRCLE D-1. The public hearing regarding the vacation of a portion of West Tuckaway Pines Circle (CSM No. 7110) was opened at 6:44 p.m. and closed at 6:45 p.m.
- RES. 2005-5973 W. TUCKAWAY PINES CIRCLE F-1. Alderman Sohns moved to adopt Resolution No. 2005-5973 to vacate a portion of West Tuckaway Pines Circle (CSM No. 7110). Seconded by Alderman Kosovich. All voted Aye; motion carried.
- RES. 2005-5981 S. 36TH STREET AND W. ACRE AVENUE-SPECIAL ASSESSMENT-WATER MAIN F-2. Alderman Sohns moved to adopt Resolution No. 2005-5981, A FINAL RESOLUTION DIRECTING INSTALLATION OF, PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLING WATER MAIN ON W. ACRE AVENUE FROM S. 35TH STREET TO S. 36TH STREET AND ON S. 36TH STREET FROM W. ACRE AVENUE 500 FEET TO THE NORTH AND FROM W. ACRE AVENUE 380 FEET TO THE SOUTH. Seconded by Alderman Olson. All voted Aye; motion carried.

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- RES. 2005-5987
S. 36TH STREET
AND W. ACRE
AVENUE
- F-3. Alderman Sohns moved to adopt Resolution No. 2005-5987, A RESOLUTION AWARDDING A CONTRACT TO THE LOW BIDDER FOR WATER MAIN CONSTRUCTION IN S. 36TH STREET AND W. ACRE AVENUE to MJ Construction, Inc. in the amount of \$131,002.55. Seconded by Alderman Solomon. All voted Aye; motion carried.
- GENERAL FUND,
LIBRARY FUND,
SEWER SERVICE
FUND, CAPITAL
OUTLAY FUND,
EQUIPMENT
REVOLVING FUND,
STREET IMPR.
FUND, DEBT
SERVICE FUND
CAP. IMPR. FUND
TAX LEVY
ORD. 2005-
ADOPTING 2006
BUDGET
- F-4. Alderman Sohns moved to accept the presentation of the 2006 proposed budgets from the Finance Officer. Seconded by Alderman Olson. All voted Aye; motion carried.
Alderman Solomon then moved to adopt the following:
2006 Expenditure Budget for the General Fund of \$21,646,000;
2006 Expenditure Budget for the Library Fund of \$1,125,736;
2006 Operating Expenditure Budget of \$2,029,693 and a 2006 Capitalized Equipment Budget of \$74,100 for the Sewer Service Fund;
2006 Expenditure Budget for the Capital Outlay Fund of \$431,600;
2006 Expenditure Budget for the Equipment Revolving Fund of \$401,500;
2006 Expenditure Budget for the Street Improvement Fund of \$965,800;
2006 Expenditure Budget for the Debt Service Fund of \$2,733,188;
2006 Expenditure Budget for the Capital Improvement Fund for projects having Common Council approval of \$377,100 and \$2,187,254 authorization for projects awaiting Common Council approval;
2006 City of Franklin Tax Levy of \$17,566,000 for support of the 2006 Budgets that will result in an approximate tax rate of \$6.82 for City purposes; and
Adoption of Ordinance No. 2005-1859, AN ORDINANCE ADOPTING THE ANNUAL BUDGETS FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2006.
Seconded by Alderman Olson. All voted Aye; motion carried.
- ORD. 2005-1859
2006 ANNUAL
BUDGET
- CONSENT
AGENDA
- STREET LIGHT-
S. 51ST STREET &
PRESERVATION
WAY
- F-5a. Authorize the City Engineer to sign a street light appendix with the WE Energies for the installation of two street lights, 150 watt light fixture on two fiberglass poles (Madison type) at a cost of \$9,301.78 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 (S. 51st Street & S. Preservation Way);
- DONATION
- F-5b. Accept the \$200.00 donation from the Milwaukee Southwest Suburban Kiwanis Club;
- DONATION
- F-5c. Accept the donation of \$500.00 from Wal-Mart Foundation for the Fire Department;
- DONATION
- Accept the donation of \$1,000.00 from Sam's Club for the Fire Department.
Approval of consent items seconded by Alderman Skowronski. All voted Aye; motion carried. (Also see Item F-15a.)

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- RES. 2005-5988 F-6. Alderman Olson moved to adopt Resolution No. 2005-5988, A RESOLUTION APPROVING A ONE-YEAR AGREEMENT WITH CONNECTION STRATEGIES ENTERPRISES, INC. (FORMERLY TECHNOLOGY CONSULTING CORPORATION) FOR CONTINUED INFORMATION TECHNOLOGY SUPPORT SERVICES FOR THE PERIOD DECEMBER 31, 2005 THROUGH DECEMBER 31, 2006 at a rate increase of 3%, as recommended by the Technology Commission. Seconded by Alderman Kosovich. All voted Aye; motion carried.
- RES. 2005-5989 F-7. Alderman Hammelman moved to adopt Resolution No. 2005-5989, A RESOLUTION TO AMEND RESOLUTION NO. 2005-5920 IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR PROPERTY LOCATED AT APPROXIMATELY 6525 SOUTH 27TH STREET (MAXIM REALTY & DEVELOPMENT LLC), as amended. Seconded by Alderman Olson. All voted Aye; motion carried.
- ORD. 2005-1860 F-8. Alderman Hammelman moved to adopt Ordinance No. 2005-1860, AN ORDINANCE TO AMEND §15-3.0419 OF THE UNIFIED DEVELOPMENT ORDINANCE, PLANNED DEVELOPMENT DISTRICT NO. 14 (JEWEL-OSCO/HOME DEPOT) (MAXIM REALTY GROUP LLC, APPLICANT), 6525 S. 27th Street, as amended. Seconded by Alderman Sohns. All voted Aye; motion carried.
- ST. MARTINS F-9. Alderman Olson moved to direct the Plan Commission to hold a public hearing to rezone certain properties on St. Martins Road from R-8 Multiple-Family Residence District to R-3 Suburban/Estate Single-Family Residence District. Seconded by Alderman Sohns. All voted Aye; motion carried.
- PUBLIC HEARING F-10. Alderman Solomon moved to direct the Plan Commission to hold a public hearing to amend the Unified Development Ordinance to allow fences in rear yards on double frontage lots. Seconded by Alderman Olson. All voted Aye; motion carried.
- ORD. 2005-1861 F-11. Alderman Skowronski moved to adopt Ordinance No. 2005-1861, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO I-1 INSTITUTIONAL DISTRICT (CITY OF FRANKLIN), approximately S. North Cape Road, W. Rawson Avenue and W. Forest Home Avenue. Seconded by Alderman Solomon. All voted Aye; motion carried.

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- ORD. 2005-1862 F-12. Alderman Skowronski moved to adopt Ordinance No. 2005-1862, AN AMEND UDO FOR PERMITTED USES ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0603 TO LIST AND THEREFORE ALLOW CERTAIN PARK AND RECREATIONAL USES AS PERMITTED USES IN THE I-1 INSTITUTIONAL DISTRICT. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5990 F-13. Alderman Sohns moved to adopt Resolution No. 2005-5990, A PUBLIC WORKS EMERG. RESPONSE MUTUAL AID AGREEMENT RESOLUTION AUTHORIZING THE PARTICIPATION OF THE CITY OF FRANKLIN IN A PUBLIC WORKS EMERGENCY RESPONSE MUTUAL AID AGREEMENT. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- BRIARWOOD F-14. Alderman Skowronski moved to direct the City Engineer to sign SANITARY SEWER PROJECT Change Order No. 3 for Rawson Contractors, Inc. for the Briarwood Sanitary Sewer Project No. 2003-S101 in the amount of a contract increase of \$14,728.08. Seconded by Alderman Olson. All voted Aye; motion carried.
- 2006 FISCAL F-15a. The public hearing on the 2006 proposed budget was held at the YEAR BUDGET Committee of the Whole on 10/31/05. (Also see Item F-4).
- SPECIAL F-15b. The public hearing for special assessment for installing water main on ASSESSMENT FOR W. ACRE AVE. W. ACRE AVE. W. Acre Avenue from S. 35th Street to S. 36th Street and on S. 36th Street from W. Acre Avenue 500 feet to the north and from W. Acre Avenue 380 feet to the south was held at the Committee of the Whole on 10/31/05.
- CAPITAL OUTLAY F-15c. Upon recommendation of the Finance Committee, Alderman Solomon FUND moved to approve the request of the Police Department to use unused funding from the Capital Outlay Fund Balance, or, if not available, from the General Fund Balance to purchase an additional thirty (30) new firearms at a net approximate cost of \$11,000. Seconded by Alderman Sohns. All voted Aye; motion carried.
- ORGANIZATIONAL F-15d. No action was taken on the current organizational structure of STRUCTURE OF administration in the City (referred from 10/24/05 special Common ADMINISTRATION Council meeting).
- DISCONTINUANCE- F-15e. Alderman Olson moved to reiterate the City's intent to renegotiate a PRIMARY ALS TO contract with Milwaukee County relative to Primary ALS (Advanced VILLAGE OF Life Support) Services and that additional revenue be provided for HALES CORNERS compensation of services to Hales Corners, and further that if legal counsel is required, additional legal counsel be approved. Seconded by Alderman Sohns. All voted Aye; motion carried.

APPOINTMENTS

G-1. Alderman Skowronski moved to confirm the Mayoral appointment of James Kerr, term expiring 8/01/07, to the Economic Development Commission. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Diane Oleson, term expires 8/01/06, to the Economic Development Commission. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Alderman Sohns moved to confirm the Mayoral appointment of Norman Hintz, term expires 8/01/09, to the Economic Development Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Einar Carstensen, term expires 9/30/10, to the Board of Water Commissioners. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

LICENSES AND PERMITS

H-1. Alderman Solomon moved to grant the following licenses subject to meeting all licensing requirements:

Operator License for Reiad, Awadallah, 6633 S. 47th Street; Dawn M. Berndt, 12320 W. Oakwood Road; Krista L. Crownover, 1304 S. 49th Street, Milwaukee; Holly A. Daniels, 7211 S. 38th Street; Linda J. Jasper, 1535 E. Triopoli Avenue, Milwaukee; Patrick J. Letz, 2169 S. Muskego Avenue, Milwaukee; Susan M. Mlynczak, 6921 Spring Street, Racine; Jeffrey P. Ross, 6250 S. 51st Street #5, Greendale and Tamara M. Scott, 5350 S. 124th Street, Hales Corners;

New Class B Combination License for TJAL Holdings, Inc., d/b/a Irish Cottage, Agent: Teresa J. Losiniecki, 11433 W. Ryan Road subject to satisfactory water test;

and also moved to hold Operator License for Patricia A. Suess, 5636 43rd Avenue, Kenosha and Michelle M. Moore 11751 Birchwood Lane subject to appearing before the License Committee;

and also moved to hold new Class A Combination License for Frankie's Discount Liquor LLC, d/b/a Frankie's Discount Liquor, Agent: Dina-Bouraxis Awadallah, 6955 S. 27th Street subject to satisfactory building inspection;

and also moved to deny Operator License for Daniel R. Wehr, 12210 W. Grange Avenue, Hales Corners for habitual law offender contrary to §125.04(5)(a) and (b). Seconded by Alderman Sohns. All voted Aye; motion carried.

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- VOUCHERS I-1. Alderman Kosovich moved to approve net City vouchers in the range of Nos. 113412 thru 113609 in the amount of \$906,673.61. Seconded by Alderman Hammelman. On roll call, all voted Aye; motion carried.
- PAYROLL Alderman Olson moved to approve the net payroll of October 28, 2005 in the amount of \$302,703.82. Seconded by Alderman Kosovich. On roll call, all voted Aye; motion carried.
- ADJOURNMENT J. Alderman Solomon moved to adjourn the Common Council meeting at 7:15 p.m. Seconded by Alderman Olson. All voted Aye; motion carried.