

Franklin Common Council

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- RES. 2005-5843 F-1. Alderman Kosovich moved to adopt Resolution No. 2005-5843, A
W. ASHLAND WAY RESOLUTION TO VACATE A PORTION OF WEST ASHLAND
VACATION WAY FROM S. OAKWOOD PARK DRIVE TO A POINT 1239
FEET WEST OF SOUTH OAKWOOD PARK DRIVE (CSM NO.
6804), with the inclusion of a statement that no objections have been
received or filed. Seconded by Alderman Solomon. All voted Aye;
motion carried.
- CONSENT AGENDA Alderman Skowronski moved to approve the following:
- SIGN PERMIT FEES F-2a. Waive the permit fees for four temporary signs in the amount of \$200
for Xaverian Missionaries from 6/06/05 thru 6/27/05;
- RES. 2005-5863 F-2b. Adopt Resolution No. 2005-5863, A RESOLUTION DESIGNATING
OFFICIAL AN OFFICIAL NEWSPAPER, CNI Newspapers from 5/01/05-
NEWSPAPER 4/30/06.
Approval of consent agenda items seconded by Alderman Olson. All
voted Aye; motion carried.
- TAX INCREMENT F-3. Alderman Olson moved to authorize City staff and Community
DISTRICTS Development Authority (CDA), with the assistance of the City's Tax
Increment District Financial Advisor, to proceed with the steps
necessary for continuation of the creation of TID Nos. 3 and 4 as
outlined in the 4/26/05 memo from the City's TID Financial Advisor.
Seconded by Alderman Hammelman. All voted Aye; motion carried.
- SENIOR CITIZENS F-4. A 2005 Franklin Seniors Travel Program update was given by Mrs.
Shirley Bird, tour director.
- NSF CHECKS F-5. Alderman Solomon moved to refer an ordinance change to 6/06/05
Committee of the Whole relating to establishing a minimum \$500
level for Non-Sufficient Fund (NSF) check prosecution. Seconded by
Alderman Kosovich. All voted Aye; motion carried.
- AGREEMENT- F-6. Alderman Skowronski moved to approve the addendum to the
PARAMEDIC Emergency Medical Services Agreement for Paramedic Services
SERVICES between Milwaukee County Department of Health and Human
Services and the City of Franklin, directing the Mayor and City Clerk
to execute said addendum. Seconded by Alderman Hammelman. All
voted Aye; motion carried.
- RES. 2005-5864 F-7. Alderman Kosovich moved to adopt Resolution No. 2005-5864, A
CSM- RESOLUTION CONDITIONALLY APPROVING A CERTIFIED
WALLEN, MLG SURVEY MAP, BEING A DIVISION OF A PART OF THE
DEVELOPMENT NORTHWEST 1/4 OF SECTION 26, TOWNSHIP 5 NORTH,
RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE
COUNTY, WISCONSIN (TIMOTHY WALLEN, MLG
DEVELOPMENT INC.) (APPROXIMATELY 4500 WEST
ASHLAND WAY), subject to closing on the property. Seconded by
Alderman Solomon. All voted Aye; motion carried.

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- RES. 2005-5865
SPECIAL USE
AMENDMENT-
TUCKAWAY PINES
- F-8. Alderman Olson moved to adopt Resolution No. 2005-5865, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE AMENDMENT TO RESOLUTION 2001-5317 FOR TUCKAWAY PINES CONDOMINIUMS AT APPROXIMATELY 8050 SOUTH 76TH STREET (TUCKAWAY PINES LLC). Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5866
AGREEMENT-
LOWE'S HOME
IMPROVEMENT
- F-9. Alderman Hammelman moved to adopt Resolution No. 2005-5866, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A RESTATED DEVELOPMENT AGREEMENT FOR LOWE'S HOME IMPROVEMENT DEVELOPMENT. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5867
EASEMENT-
BECK CARTON/
TRANSPAK CAMPUS
- F-10. Alderman Olson moved to adopt Resolution No. 2005-5867, A RESOLUTION RELEASING THREE LANDSCAPE EASEMENTS FROM LANDS WITHIN THE FRANKLIN BUSINESS PARK AT OR ABOUT THE INTERSECTION OF WEST ASHLAND WAY AND SOUTH OAKWOOD PARK DRIVE AND ALSO ALONG WEST RYAN ROAD, subject to closing on the property as recommended by the City Attorney. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2005-5868
AGREEMENT-
W. ASHLAND WAY
- F-11. Alderman Solomon moved to adopt Resolution No. 2005-5868, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH R.A. SMITH AND ASSOCIATES, INC. FOR THE REMOVAL OF A PORTION OF THE PAVEMENT OF W. ASHLAND WAY WEST OF S. OAKWOOD PARK DRIVE AND TO CONSTRUCT A CUL-DE-SAC ON THE EAST END OF W. ASHLAND WAY, subject to closing on the property. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2005-5869
S. 57TH STREET &
W. OAKWOOD PARK
DRIVE
- F-12. Alderman Solomon moved to adopt Resolution No. 2005-5869, A PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS GRANTED BY SECTION 66.0701 OF THE STATE STATUTES FOR INSTALLING CURB AND GUTTER, DRIVEWAY APPROACHES IN S. 57TH STREET AND W. OAKWOOD PARK DRIVE FROM W. FRANKLIN DRIVE TO W. 54TH STREET and set a public hearing date for 6/06/05 at 6:30 p.m. Seconded by Alderman Kosovich. All voted Aye; motion carried.
- 11123 W. ST.
MARTINS ROAD
- F-13. Alderman Olson moved to direct the Plan Commission to initiate the rezoning process for a parcel of land, 11123 W. St. Martins Road to change the zoning from B-2 General Business District to VB Village Business District. Seconded by Alderman Kosovich. Aldermen Olson, Solomon, Hammelman and Kosovich voted Aye; Alderman Skowronski abstained. Motion carried.

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RES. 2005-5870 F-14. Alderman Solomon moved to adopt Resolution No. 2005-5870, A AGREEMENT- RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A 7140 S. WOELFEL SANITARY SEWER CONNECTION AGREEMENT WITH ROAD GREGORY D. NESENBAUM FOR PROPERTY LOCATED AT 7140 S. WOELFEL ROAD, FRANKLIN, WISCONSIN, as amended by the City Attorney and City Engineer. Seconded by Alderman Olson. All voted Aye; motion carried.

RES. 2005-5871 F-15. Alderman Solomon moved to adopt Resolution No. 2005-5871, A MMSD RESOLUTION REQUESTING THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT TO INCORPORATE CERTAIN PROPERTY PREVIOUSLY EXCLUDED FROM THE DISTRICT INTO THE DISTRICT. Seconded by Alderman Olson. All voted Aye; motion carried.

SANITARY SEWER F-16. Alderman Solomon moved to direct staff to proceed with the CONNECTION necessary documents to allow Mr. Terry Briscoe to connect the existing home at 7165 W. Woelfel Road and a proposed new home located to the south to the existing sanitary sewer on W. Stone Hedge Drive subject to execution of an agreement as recommended by the City Engineer. Seconded by Alderman Hammelman. All voted Aye; motion carried.

SANITARY SEWER F-17. Alderman Olson moved to direct staff to proceed with the installation INSTALLATION of sanitary sewer to the William M. Mainus, 9174 W. St. Martins Road property only, with cost to be assessed as a residential property. Motion died due to lack of a second.

Alderman Solomon then moved to direct staff to proceed with the installation of sanitary sewer to the William M. Mainus, 9174 W. St. Martins Road property only. Seconded by Alderman Olson. Alderman Solomon then withdrew his motion.

Alderman Olson moved to direct staff to proceed with the installation of sanitary sewer to the William M. Mainus, 9174 W. St. Martins Road property only. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2005-5872 F-18. Alderman Solomon moved to adopt Resolution No. 2205-5872, A AGREEMENT- RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN SANITARY SEWER ENGINEERING SERVICES AGREEMENT WITH GRAEF, EXTENSION-W. ST. ANHALT, SCHLOEMER AND ASSOCIATES, INC. FOR THE MARTINS ROAD SANITARY SEWER EXTENSION ON THE NORTHEAST SIDE OF W. ST. MARTINS ROAD FROM A POINT APPROXIMATELY 500 FEET NORTHWEST OF S. 92ND STREET TO A POINT 50 FEET NORTHWEST OF S. 92ND STREET. Seconded by Alderman Olson. All voted Aye; motion carried.

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- RES. 2005-5873
EASEMENT-
STONE HEDGE
SUBDIVISION
- F-19. Alderman Solomon moved to adopt Resolution No. 2005-5873, A RESOLUTION RELEASING A 70' LANDSCAPE EASEMENT FROM LANDS WITHIN STONE HEDGE SUBDIVISION AND LANDS TO THE SOUTH AND TO THE EAST TO BE WITHIN STONE HEDGE ADDITION NO. 1 SUBDIVISION. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2005-5874
FAITH CHRISTIAN
FELLOWSHIP
- F-20. Alderman Solomon moved to adopt Resolution No. 2005-5874, A RESOLUTION AUTHORIZING THE ASSIGNMENT OR TRANSFER OF THE SUBDIVISION DEVELOPMENT AGREEMENT FOR THE FAITH CHRISTIAN FELLOWSHIP CERTIFIED SURVEY MAP TO SONAG COMPANY, INC. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- EASEMENT-
W. RYAN ROAD
- F-21. Alderman Kosovich moved to authorize certain officials to sign a temporary release of easement document for parcels, Tax Key No. 902-0020, 920-0021 and 902-0022 located at 9510, 9518 and 9526 Fairway Circle for the reconstruction of W. Ryan Road from S. 27th Street to the Root River. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- W. DREXEL
AVENUE
RECONSTRUCTION
- F-24. Alderman Solomon moved to direct staff to proceed with the bidding of W. Drexel Avenue based on Plan A additions. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- RES. 2005-5875
W. DREXEL
AVENUE
- F-22. Alderman Solomon moved to adopt Resolution No. 2005-5875, A PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS GRANTED BY SECTION 66.0701 OF THE STATE STATUTES FOR INSTALLING CURB AND GUTTER, DRIVEWAY APPROACHES IN W. DREXEL AVENUE FROM W. LOOMIS ROAD TO 400 FEET EAST and set a public hearing date for 6/06/05 at 6:30 p.m. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- REGULATIONS FOR
ILLICIT
DISCHARGES AND
CONNECTIONS
- F-23. Alderman Skowronski moved to direct the Plan Commission to undertake the subject text amendment process for the construction site erosion control ordinance and to additionally hear and recommend upon the illicit discharge and connection ordinance. Seconded by Alderman Solomon. All voted Aye; motion carried.
- HVAC
ENGINEERING
SERVICES
- F-25. Alderman Solomon moved to direct staff to review a resolution authorizing officials to execute an HVAC Engineering Services Agreement with Ring & Duchateau for study of the City Hall HVAC System and return to 6/21/05 Common Council meeting. Seconded by Alderman Skowronski. All voted Aye; motion carried.

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- TRANSITIONAL FACILITY F-26a. Alderman Olson moved that the Plan Commission further review the neighborhood plan for the Root River Parkway/House of Corrections Area in relation to Chapter 980, Stats., transitional facility location and sexually violent persons placement. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- VIRCHOW KRAUSE & COMPANY F-26b. Alderman Solomon moved to accept 2004 Comprehensive Annual Financial Report and Report on Internal Controls from Virchow Krause & Company. Seconded by Alderman Kosovich. All voted Aye; motion carried.
- RES. 2005-5876 BUDGET CHANGES F-26c. Alderman Solomon moved to adopt Resolution No. 2005-5876, RESOLUTION APPROVING 2005 BUDGET CHANGES TO THE HIGHWAY, COMMUNITY DEVELOPMENT, UNCLASSIFIED AND TRANSFERS DEPARTMENTS OF THE GENERAL FUND, THE CAPITAL OUTLAY FUND, THE EQUIPMENT REVOLVING FUND AND THE CAPITAL IMPROVEMENT FUND. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- CLOSED SESSION-DNR F-27. Alderman Skowronski moved to enter closed session at 8:25 p.m. pursuant to §19.85(1)(e) and (g), Stats. to confer with the City Attorney as legal counsel for the Common Council who is rendering advice concerning strategy to be adopted by the Council with respect to litigation upon the Wisconsin Department of Natural Resources Notice of Violation/Notice of Claim dated July 30, 2004, alleging violation of general permit for bypasses or overflows from sewage collection systems (WI004734103) in which it is likely to become involved and to consider the retention to additional legal representation upon such notices and for the likely litigation and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Olson. On roll call, Aldermen Olson, Hammelman, Kosovich and Skowronski voted Aye; Alderman Solomon voted No. Motion carried.

The Common Council reentered open session at 8:34 p.m.

- DNR Alderman Solomon moved that the City Treasurer/Finance Officer be authorized to consider such statements and approve payment as discussed by the Common Council in closed session together with the limits thereon relating to the Wisconsin Department of Natural Resources Notice of Violation/Notice of Claim dated July 30, 2004, alleging violation of general permit for bypasses or overflows from sewage collection systems (WI004734103). Seconded by Alderman Olson. All voted Aye; motion carried.

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WASTE FACILITY SITING COMMITTEE G-1. Alderman Olson moved to accept, with gratitude, the resignation of Tom Taylor from the Waste Facility Siting Committee. Seconded by Alderman Kosovich. All voted Aye; motion carried.

RES. 2005-5877
WASTE FACILITY SITING COMMITTEE Alderman Hammelman moved to adopt Resolution No. 2005-5877, A RESOLUTION TO APPOINT A CITY OF FRANKLIN MEMBER TO THE WASTE FACILITY SITING COMMITTEE PURSUANT TO §289.33(7)(d), STATS. Seconded by Alderman Kosovich. All voted Aye; motion carried.

APPOINTMENTS G-2. Alderman Kosovich moved to confirm the Mayoral reappointment of Walter Naujock, term expires 4/30/08, to the Architectural Board. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Solomon moved to confirm the Mayoral reappointment of Vance Werner, term expires 4/30/08, to the Architectural Board. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Kosovich moved to confirm the Mayoral reappointment of David Fowler, term expires 4/30/08, to the Environmental Commission. Seconded by Alderman Hammelman. All voted Aye; motion carried.

Alderman Solomon moved to confirm the Mayoral reappointment of Dennis Ciche, term expires 4/30/06, to the Finance Committee. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Skowronski moved to confirm the Mayoral reappointment of Patricia Nissen, term expires 4/30/07, to the Board of Health. Seconded by Alderman Kosovich. All voted Aye; motion carried.

Alderman Kosovich moved to confirm the Mayoral reappointment of Robert Fedran, term expires 4/30/07, to the Board of Health. Seconded by Alderman Skowronski. All voted Aye; motion carried.

Alderman Skowronski moved to confirm the Mayoral reappointment of Dr. Henry Wengelewski, term expires 4/30/07, to the Board of Health. Seconded by Alderman Kosovich. All voted Aye; motion carried.

Alderman Solomon moved to confirm the Mayoral reappointment of Renee Fuller, term expires 4/30/07, to the Board of Health. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Hammelman moved to confirm the Mayoral reappointment of Jacquelyn Ignatowski, term expires 7/01/08, to the Library Board. Seconded by Alderman Skowronski. All voted Aye; motion carried.

Alderman Skowronski moved to confirm the Mayoral reappointment of Donald York, term expires 7/01/08, to the Library Board. Seconded by Alderman Solomon. All voted Aye; motion carried.

Alderman Skowronski moved to confirm the Mayoral reappointment of Michael Clavette, term expires 4/30/08, to the Board of Public Works. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Roseann Lewandowski, term expires 4/30/06, to the Personnel Committee. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Marvin Wolff to the Board of Review. Seconded by Alderman Kosovich. All voted Aye; motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Alderman Kosovich to the License Committee (to replace Alderman Skowronski). Seconded by Alderman Hammelman. All voted Aye; motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Alderman Skowronski to the Finance Committee (to replace Alderman Kosovich). Seconded by Alderman Hammelman. All voted Aye; motion carried.

LICENSES

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

Operator License to Gloria Perez-Alva, 2515 W. Grant Street, Milwaukee subject to quarterly review & Kapila Vimal, 10195 W. Coldspring Road #J104, Milwaukee. Seconded by Alderman Hammelman. All voted Aye; motion carried.

VOUCHERS

I-1. Alderman Olson moved to approve City vouchers in the range of 111155 thru 111372 in the amount of \$717,103.81. Seconded by Alderman Kosovich. On roll call, all voted Aye; motion carried.

PAYROLL

Alderman Solomon moved to approve net payroll of April 29, 2005 in the amount of \$303,747.53. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J. Alderman Kosovich moved to adjourn the Common Council meeting at 8:45 p.m. Seconded by Alderman Hammelman. All voted Aye; motion carried.