

**CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
APRIL 4, 2011  
MINUTES**

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|---|------|--|
| ROLL CALL   | A.   | The regular meeting of the Common Council was held on April 4, 2011 and called to order at 6:41 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, Wilhelm, Taylor, Schmidt and Skowronski. Also present were City Engineer Bennett, Director of Administration Luberd, City Attorney Wesolowski and City Clerk Wesolowski.   |
| CITIZEN COMMENT   | B.1. | Citizen comment period was opened at 6:42 p.m. and closed at 6:45 p.m.   |
| APPROVAL OF<br>MINUTES-3/15/2011  | C.1. | Alderman Solomon moved to approve the minutes of the regular meeting of March 15, 2011. Seconded by Alderman Olson. All voted Aye; motion carried.   |
| PUBLIC HEARING-<br>SPECIAL<br>ASSESSMENTS FOR<br>WATER MAIN IN<br>W. OAKWOOD ROAD | D.1. | A public hearing was opened at 7:22 p.m. regarding special assessments for installing water main in W. Oakwood Road from 400 feet west of S. 34th Street to 4,200 feet west of S. 34th Street and 1,000 feet north in an easement from W. Oakwood Road to W. Oakwood Park Drive. This public hearing was closed at 7:23 p.m.   |
| MUNICIPAL<br>COLLABORATION<br>SUBCOMMITTEE  | F.1. | Mayor Taylor noted a letter from Laurie Panella, Information Management Services Division of County of Milwaukee, regarding Municipal Collaboration Subcommittee update.   |
| BASEBALL<br>DIAMONDS ON<br>S. 80TH STREET   | F.2. | Alderman Olson moved to suspend the regular order of business to allow representatives from Franklin Force to speak. Seconded by Alderman Taylor. All voted Aye; motion carried. Alderman Solomon moved to return to the regular order of business. Seconded by Alderman Skowronski. All voted Aye; motion carried.<br>Alderman Skowronski moved that a letter from Franklin Force dated 3/28/11 regarding the scheduling and maintenance of the baseball diamonds located on S. 80th Street south of W. Ryan Road be referred to the Park Commission and the City Attorney for the preparation of an agreement for the lease of the baseball diamonds, with the suggestion that the lease be modeled after the lease in effect between the Little League and Milwaukee County. Seconded by Alderman Olson. Upon unanimous Aye voice vote, motion carried. |
| RES. 2011-6700<br>SPECIAL<br>ASSESSMENTS FOR<br>WATERMAIN IN W.<br>OAKWOOD ROAD   | G.1. | Alderman Taylor moved to adopt Resolution No. 2011-6700, A FINAL RESOLUTION DIRECTING INSTALLATION OF, PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLATION OF WATERMAIN IN W. OAKWOOD ROAD FROM 400 FEET WEST OF S. 34TH STREET TO 4,200 FEET WEST OF S. 34TH STREET AND 1,000 FEET NORTH  |

W. OAKWOOD ROAD-  
CONTINUED

IN AN EASEMENT FROM W. OAKWOOD ROAD TO W. OAKWOOD PARK DRIVE. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RES. 2011-6701  
AWARDING BID-  
WATER MAIN IN W.  
OAKWOOD ROAD

G.2. Alderman Taylor moved to adopt Resolution No. 2011-6701, A RESOLUTION AWARDING BID TO THE LOWEST BIDDER FOR WATER MAIN CONSTRUCTION IN W. OAKWOOD ROAD FROM 400 FEET WEST OF S. 34TH STREET TO 4,200 FEET WEST OF S. 34TH STREET AND 1,000 FEET NORTH IN AN EASEMENT FROM W. OAKWOOD ROAD TO W. OAKWOOD PARK DRIVE to United Sewer & Water, Inc. in the amount of \$509,187.00. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2011-6702  
AWARDING BID FOR  
RECONSTRUCTION  
OF W. OAKWOOD  
ROAD

G.3. Alderman Taylor moved to adopt Resolution No. 2011-6702, A RESOLUTION AWARDING CONTRACT TO THE LOWEST BIDDER, PAYNE AND DOLAN, INC. IN THE AMOUNT OF \$222,842 FOR RECONSTRUCTION OF W. OAKWOOD ROAD FROM 1,400 FEET WEST OF S. 34TH STREET TO S. 60TH STREET. Seconded by Alderman Schmidt. On roll call, Aldermen Solomon, Wilhelm, Taylor, Schmidt, and Skowronski voted Aye; Alderman Olson voted No. Motion carried.

REGIONAL WATER  
SUPPLY PLAN

G.4. Alderman Wilhelm moved to table to the April 19, 2011, Common Council meeting A RESOLUTION ENDORSING THE REGIONAL WATER SUPPLY PLAN FOR SOUTHEASTERN WISCONSIN AS DEVELOPED BY THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION. Seconded by Alderman Taylor. Alderman Taylor then withdrew his second. Motion died due to the lack of a second.  
Alderman Skowronski moved to adopt A RESOLUTION ENDORSING THE REGIONAL WATER SUPPLY PLAN FOR SOUTHEASTERN WISCONSIN AS DEVELOPED BY THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION. Seconded by Alderman Solomon. Alderman Skowronski withdrew his motion.  
Alderman Wilhelm then moved to table A RESOLUTION ENDORSING THE REGIONAL WATER SUPPLY PLAN FOR SOUTHEASTERN WISCONSIN AS DEVELOPED BY THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION to the April 19, 2011, Common Council meeting. Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2011-6703  
APPLY TO SEWRPC  
FOR INCLUSION OF  
AREAS FOR RYAN  
CREEK INTERCEPTOR  
SEWER

G.5. Alderman Skowronski moved to adopt Resolution No. 2011-6703, A RESOLUTION DIRECTING THE CITY ENGINEER TO APPLY TO THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION FOR THE INCLUSION OF THE SOUTH CENTRAL AND SOUTHWESTERN AREAS OF THE CITY OF FRANKLIN IN THE SOUTHEASTERN WISCONSIN REGIONAL

RYAN CREEK  
INTERCEPTOR  
SEWER-CONTINUED

PLANNING COMMISSION PLANNED SANITARY SEWER SERVICE AREA AND TO SET A DATE FOR A PUBLIC HEARING UPON THE PROPOSED AMENDMENT TO THE PLANNED SANITARY SEWER SERVICE AREA FOR THE CITY OF FRANKLIN TO ALLOW FOR THE INSTALLATION OF THE RYAN CREEK INTERCEPTOR SEWER. Seconded by Alderman Solomon. Upon unanimous Aye voice vote, motion carried.

RES. 2011-6704  
2011 BITUMINOUS  
AND AGGREGATE  
MATERIALS

G.6. Alderman Olson moved to adopt Resolution No. 2011-6704, A RESOLUTION AWARDDING 2011 BITUMINOUS AND AGGREGATE MATERIAL CONTRACTS. Seconded by Alderman Taylor. All voted Aye; motion carried.

AGREEMENT-TITAN  
PUBLIC SAFETY  
SOLUTIONS FOR  
MUNICIPAL COURT  
RECORDS  
MANAGEMENT  
SYSTEM

G.7. Alderman Schmidt moved to authorize the Mayor to execute a License Agreement, Support Agreement, and Software Escrow Agreement with Titan Public Safety Solutions, LLC, for acquisition and installation of a new Municipal Court Records Management System in accordance with the provisions of the 2011 approved Capital Outlay Fund budget and contingent upon acceptance by the City Attorney of terms for Sections 7.4, 9.2, and 12.8 of the License Agreement and 9.1 of the System Support Agreement. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

UNLAWFUL TAX  
CLAIM BY NICOLE R.  
BUSKE,  
9250 S. 46TH ST.

G.8. Alderman Solomon moved to deny the Sec. 74.35, Wis. Stats., appeal, or claim for unlawful tax by Owen Buske, Agent for Nicole R. Buske, for Parcel 881-0005-000, 9250 S. 46th Street, for the reasons as provided by the City Assessor in his memo dated March 30, 2011. Seconded by Alderman Olson. Alderman Taylor, seconded by Alderman Skowronski, moved to suspend the regular order of business to allow Owen Buske to speak. On roll call, Aldermen Skowronski, Schmidt, Taylor, and Wilhelm voted Aye; Aldermen Solomon and Olson voted No. Motion carried. Alderman Taylor, seconded by Alderman Skowronski, moved to return to the regular order of business. All voted Aye; motion carried. On the main motion to deny the claim by Owen Buske for unlawful tax, all voted Aye; motion carried.

EXCESSIVE  
ASSESSMENT CLAIM  
BY TIM DILLETT, 8868  
W. SILVERWOOD CT.

G.9. Alderman Schmidt moved to deny the Sec. 74.37, Wis. Stats., appeal, or claim on excessive assessment by Tim Dillett for Parcel 839-0107-000, 8868 W. Silverwood Court, for the reasons as provided by the City Assessor in his memo dated March 30, 2011. Seconded by Alderman Olson. All voted Aye; motion carried.

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**4/04/11**

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EXCESSIVE  
ASSESSMENT CLAIM  
BY LAWRENCE  
HOFFER, 4015 W.  
JERELIN DR.

G.10. Alderman Wilhelm moved to table to April 19, 2011 Common Council meeting the excessive assessment claim by Lawrence L. Hoffer. Seconded by Alderman Schmidt. Alderman Schmidt withdrew his second. Motion died due to lack of a second. Alderman Olson moved to deny the Sec. 74.37, Wis. Stats., appeal, or claim on excessive assessment by Lawrence L. Hoffer for Parcel 739-0175-000, 4015 W. Jerelin Drive, for the reasons as provided by the City Assessor in his memo dated March 30, 2011. Seconded by Alderman Solomon. On roll call, Aldermen Olson, Solomon, Taylor, Schmidt, and Skowronski voted Aye; Alderman Wilhelm voted No. Motion carried.

EXCESSIVE  
ASSESSMENT CLAIM  
BY LON ARFSTEN,  
8161 S. 59TH ST.

G.11. Alderman Solomon moved to deny the Sec. 74.37, Wis. Stats., appeal, or claim on excessive assessment by Lon D. Arfsten for Parcel 806-0170-000, 8161 S. 59th Street for the reasons as provided by the City Assessor in his memo dated March 30, 2011. Seconded by Alderman Taylor. All voted Aye; motion carried.

STAFFING CHANGE  
IN TREASURY OFFICE

G.12. Alderman Olson moved to place on file the request increase to 1.05 FTE for Cashier Clerks and a decrease to .35 FTE for the Lead Cashier position in the Treasury Office as requested by the Finance Officer/Treasurer. Seconded by Alderman Schmidt. All voted Aye; motion carried.

NOTIFICATION  
SYSTEM PUBLIC  
RECORD INFO

G.13. Alderman Olson moved to place on file the information from the Director of Administration regarding the public record components of the Franklin Notification System. Seconded by Alderman Taylor. All voted Aye; motion carried.

CITY HALL COPIER

G.14. Alderman Solomon moved to authorize the Director of Administration to enter into a new 4-year lease agreement for a copier for City Hall with Ricoh Business Solutions for the period of 5/01/2011 through 4/30/2015, including the Data Overwrite Security System Tool, for an estimated total annual lease amount of \$3,820.99. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RES. 2011-6705  
COMPREHENSIVE  
OUTDOOR  
RECREATION PLAN

G.15. Alderman Solomon moved to adopt Resolution No. 2011-6705, A RESOLUTION FOR ADOPTION OF THE COMPREHENSIVE OUTDOOR RECREATION PLAN: 2025 FOR THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN, as presented at the public hearing on March 1, 2011 with minor changes submitted by Alderman Wilhelm as specified by Alderman Solomon, and to include an addition to Chapter 8 as read into the record by the Director of Clerk Services, and to include Item 24 as recommended by Alderman Wilhelm. Seconded by Alderman Taylor. Alderman Skowronski moved to call the question. Seconded by Alderman Solomon. Chair stated that Alderman Skowronski did

ORD. 2011-2039  
AMEND  
COMPREHENSIVE  
MASTER PLAN

not have the floor and therefore the motion was not appropriate. Alderman Skowronski then moved to call the question. Seconded by Alderman Solomon. On roll call, Aldermen Skowronski, Schmidt, and Solomon voted Aye; Aldermen Taylor, Wilhelm, and Olson voted No. Motion failed due to the lack of a majority vote.

On the vote for the adoption of Resolution No. 2011-6705, Aldermen Solomon, Wilhelm, Taylor, Schmidt, and Skowronski voted Aye; Alderman Olson voted No. Motion carried.

Alderman Solomon moved to adopt Ordinance No. 2011-2039, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO INCORPORATE THE COMPREHENSIVE OUTDOOR RECREATION PLAN: 2025 with the amendments included in the adoption of Resolution No. 2011-6705. Seconded by Alderman Taylor. On roll call, Aldermen Skowronski, Schmidt, Taylor, Wilhelm and Solomon voted Aye; Alderman Olson voted No. Motion carried.

MISCELLANEOUS  
LICENSES

H.1. Alderman Solomon moved to grant the following licenses:

Class A Combination Change of Agent for Walgreen Co., new agent: Morgenthaler, Neil J. at 9909 W. Loomis Road pending payment;

Further moved to approve Operator License for Frank J. Prochaska, 3101 W. Drexel Avenue #207; Jonathan P. Schubert, 1417 Devon Road, Burlington and Lucinda A. Sommers, 6929 S. 117th Street;

Further moved to hold Operator License for Lan Nguyen, 1320 W. Ramsey Avenue #4, Milwaukee and Laurie CL Walvisch, 234 Montana Avenue #2, South Milwaukee, both subject to appearing before the License Committee. Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND  
PAYROLL

I.1. Alderman Schmidt moved to approve the net City vouchers in the range of Nos. 137840 through 138057 in the amount of \$1,668,687.74. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

Alderman Olson moved to approve the net payroll of March 25, 2011, in the amount of \$338,929.46. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:55 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried.