

CITY OF FRANKLIN
COMMON COUNCIL MEETING
APRIL 16, 2013
MINUTES

ROLL CALL

- A. City Clerk Sandi Wesolowski administered the Oaths of Office to Mark Dandrea, First District Alderman; Daniel M. Mayer, Second District Alderman; and Doug Schmidt, Fifth District Alderman.

The regular meeting of the Common Council was held on April 16, 2013 and called to order at 6:34 p.m. by Mayor Tom Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Mark Dandrea, Daniel M. Mayer, Kristen Wilhelm, Steve Taylor, Doug Schmidt, and Ken Skowronski. Also present were City Engineer John M. Bennett, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski and City Clerk Sandi Wesolowski.

CITIZEN COMMENT

- B. Citizen comment period was opened at 6:35 p.m. and closed at 6:40 p.m.

APPROVAL OF
MINUTES-4/2/13

- C.1. Alderman Skowronski moved to approve the minutes of the regular meeting of April 2, 2013, as corrected. Seconded by Alderman Schmidt. All voted Aye; motion carried.

APPOINTMENTS

- E.2. Alderman Taylor requested that Item E.2., the selection of Common Council President, be moved forward on the agenda and taken up at this time.

There being no objections, Mayor Taylor called for nominations for Common Council President.

Alderman Wilhelm nominated Alderman Taylor.

Alderman Mayer nominated Alderman Skowronski.

Hearing no further nominations, Mayor Taylor closed nominations.

Alderman Taylor accepted the nomination and Alderman Skowronski accepted the nomination.

Conducting the election by secret ballot, Alderman Taylor received four votes and Alderman Skowronski received two votes. Alderman Taylor was declared Common Council President.

- E.1.a. Alderman Schmidt moved to approve the Mayoral appointment of John Howard to the Finance Committee, term expires 4/30/13. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

- E.1.b. Alderman Mayer moved to approve the Mayoral appointment of Ken Skowronski II to the Board of Public Works, term expires 4/30/15. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

APPOINTMENTS-
CONTINUED

- E.1.c.1. Alderman Taylor moved to approve the Mayoral appointment of Alderman Dandrea to the Finance Committee, term expires 4/30/14. Seconded by Alderman Wilhelm. On roll call, all voted Aye; motion carried.
- E.1.c.2. Alderman Skowronski moved to approve the Mayoral appointment of Alderman Dandrea to the Personnel Committee, term expires 4/19/16. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.
- E.1.c.3. Alderman Taylor moved to approve the Mayoral appointment of Alderman Dandrea to the License Committee, term expires 4/30/14. Seconded by Alderman Mayer. On roll call, all voted Aye; motion carried.
- E.1.c.4. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Mayer to the Personnel Committee, term expires 4/19/16. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.
- E.1.c.5. Alderman Dandrea moved to approve the Mayoral appointment of Alderman Mayer to the Technology Commission, term expires 4/19/16. Seconded by Alderman Wilhelm. On roll call, all voted Aye; motion carried.
- E.1.c.6. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Mayer to the Environmental Commission, term expires 4/30/14. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.
- E.1.c.7. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Wilhelm to the Parks Commission, term expires 4/30/14. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.
- E.1.c.8. Alderman Mayer moved to approve the Mayoral appointment of Alderman Taylor to the Civic Celebrations Commission, term expires 4/30/14. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.
- E.1.c.9. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Taylor to the Finance Committee, term expires 4/30/14. Seconded by Alderman Mayer. On roll call, all voted Aye; motion carried.
- E.1.c.10. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Taylor to the License Committee, term expires 4/30/14. Seconded by Alderman Wilhelm. On roll call, all voted Aye; motion carried.

APPOINTMENTS-
CONTINUED

E.1.c.11. Alderman Skowronski moved to approve the Mayoral appointment of Alderman Schmidt to the Board of Public Works, term expires 4/19/16. Seconded by Alderman Mayer. On roll call, all voted Aye; motion carried.

E.1.c.12. Alderman Taylor moved to approve the Mayoral appointment of Alderman Schmidt to the Library Board, term expires 4/19/16. Seconded by Alderman Mayer.

At 7:17 p.m. Mayor Tom Taylor passed the gavel to Council President Steve Taylor. Mayor Taylor read a letter of resignation from Barbara Roark, Library Director. The gavel was returned to Mayor Tom Taylor at 7:20 p.m.

On the roll call vote of the main motion, all voted Aye; motion carried.

E.1.c.13. Alderman Taylor moved to approve the Mayoral appointment of Alderman Schmidt to the Personnel Committee, term expires 4/19/16. Seconded by Alderman Mayer. On roll call, all voted Aye; motion carried.

E.1.c.14. Alderman Skowronski moved to approve the Mayoral appointment of Alderman Skowronski to the Plan Commission, term expires 4/30/14. Seconded by Alderman Schmidt.

Alderman Skowronski withdrew his motion and Alderman Schmidt withdrew his second.

Upon review of the timing of the appointment, Mayor Taylor rescinded his appointment of Alderman Skowronski to the Plan Commission at this time.

E.1.c.15. Alderman Wilhelm moved to approve the Mayoral appointment of Alderman Skowronski to the Finance Committee, term expires 4/30/14. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

E.1.c.16. Alderman Schmidt moved to approve the Mayoral appointment of Alderman Skowronski to the License Committee, term expires 4/30/14. Seconded by Alderman Mayer. On roll call, all voted Aye; motion carried.

LETTER FROM ARBOR
DAY FOUNDATION

F.1. Mayor Taylor noted a letter from John Rosenow, Chief Executive, Arbor Day Foundation, congratulating the City of Franklin on earning recognition as a 2012 Tree City, USA.

NICE RECORDING
EXPRESS DIGITAL
VOICE LOGGING
SYSTEM

G.1. Alderman Taylor moved to accept the new lease agreement with Word Systems, Inc. through Brentwood Capital Solutions and Kansas State Bank for the NICE Recording eXpress Digital Voice Logging System as recommended by the Police Department. Seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2013-6876
CERTIFIED SURVEY
MAP
CREATIVE HOMES, INC.
6600 S. 51ST STREET

G.2. Alderman Wilhelm moved to adopt Resolution No. 2013-6876, A RESOLUTION CONDITIONALLY APPROVING A 4 LOT CERTIFIED SURVEY MAP, BEING LOT 1 CERTIFIED SURVEY MAP NO. 7720, AND OUTLOT 3 AND OUTLOT 4 OF BERKSHIRE ADDITION NO. 1, ALL LOCATED IN THE SOUTHWEST ¼ OF THE NORTHEAST 1/4 SECTION 2, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (RICK J. PRZYBYLA, PRESIDENT OF CREATIVE HOMES, INC./JEFFREY J. JENSEN AND SUZANNE K. JENSEN LIVING TRUST AND CREATIVE HOMES, INC., OWNERS) (APPROXIMATELY 6600 SOUTH 51ST STREET AND OUTLOTS 3 AND 4 OF BERKSHIRE ADDITION NO. 1). Seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2013-6877
SUBDIVISION
DEVELOPMENT
AGREEMENT-
BERKSHIRE CERTIFIED
SURVEY MAP

G.3. Alderman Skowronski moved to adopt Resolution No. 2013-6877, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A SUBDIVISION DEVELOPMENT AGREEMENT WITH THE DEVELOPER OF BERKSHIRE CERTIFIED SURVEY MAP. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

BUILDABLE AREA-
LOT 31 WOODLANDS OF
FRANKLIN
SUBDIVISION

G.4. Alderman Wilhelm moved to refer a proposed front yard setback variance and/or a Natural Resource Special Exception, for the property located at 4471 W. Melissa Court (Lot 31 of the Woodlands of Franklin Subdivision) to staff to return subject to the Common Council at their 5/07/2013 meeting with a prepared Sec. 236 resolution to release a portion of the 30 foot wetland buffer/setback easement subject to receipt of written application for such purpose. Seconded by Alderman Taylor.
Alderman Wilhelm, seconded by Alderman Taylor, moved to suspend the rules to allow the Ahmed Ali, property owner, to speak. All voted Aye; motion carried.
Alderman Wilhelm moved to return to regular order of business. Seconded by Alderman Taylor. All voted Aye; motion carried.
On the main motion to refer the matter to staff, all voted Aye; motion carried.

QUARRY MONITORING
CONTRACT

G.5. At 8:00 p.m. Mayor Tom Taylor passed the gavel to Council President Steve Taylor, who then chaired the meeting. The gavel returned to Mayor Tom Taylor at 8:02 p.m.
Alderman Schmidt moved to authorize the contract with Stantec Consulting Services Inc. for \$41,300 as identified in the Professional Services Agreement to be executed, as to be modified in accordance with the staff recommendation in the Common Council Action Sheet, subject to finalization of the site visit costs not to exceed \$41,300, and City Attorney approval of boilerplate language. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

QUARRY MONITORING
CONTRACT-
CONTINUED

Alderman Schmidt then moved to authorize the Quarry Monitoring Committee to determine the time frames when the approved monitoring services should be implemented and to continue to work with the Quarries (Payne & Dolan and Vulcan). Seconded by Alderman Dandrea. All voted Aye; motion carried.

STATUS REPORT-
PROPOSED REZONING
9733 S 76TH ST.

G.6. Alderman Skowronski moved to table the proposed rezoning and Comprehensive Master Plan amendment for the property located at approximately 9733 S. 76th Street (City of Franklin, applicant). Seconded by Alderman Taylor. All voted Aye; motion carried.

SURFACE
TRANSPORTATION
PROGRAM GRANT
W. PUETZ RD.

G.7. Alderman Dandrea moved to authorize staff to proceed with the preparation of the Surface Transportation Program Grant for the design, right-of-way acquisition and construction of the improvement, in urban section of W. Puetz Road from S. 76th Street to W. St. Martins Road. Seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2013-6878
AWARDING 2013 LOCAL
STREET IMPROVEMENT
PROGRAM CONTRACT

G.8. Alderman Skowronski moved to adopt Resolution No. 2013-6878, A RESOLUTION AWARDED CONTRACT TO THE LOWEST BIDDER, BLACK DIAMOND GROUP, INC. IN THE AMOUNT OF \$697,788.80 FOR THE 2013 LOCAL STREET IMPROVEMENT PROGRAM. Seconded by Alderman Mayer. All voted Aye; motion carried.

INFORMATIONAL
UPDATE ON STATE
LEGISLATIVE ITEMS

G.9. Alderman Taylor moved to receive and place on file an informational update on State Legislative items that may affect or impact the City of Franklin. Seconded by Alderman Mayer. All voted Aye; motion carried.

REPLACEMENT OF
ROOF AREA B-
FIRE STATION NO. 1

G.10. Alderman Taylor moved to authorize the Director of Administration to include Roof Area B of Fire Station No. 1 that is included in the 2013 budget to the already authorized roof contract with Industrial Roofing Services, Inc. for replacement of Roof Area A of Franklin City Hall and Roof Area A of Fire Station No. 1. Seconded by Alderman Schmidt. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES

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

Class A Combination, New Agent, to Franklin Quik Chek, LLC, d/b/a Quik Chek Foods, 8305 S. 27th St., Agent: Chandresh Singh and Change of Agent to Ultra Mart Foods, LLC, d/b/a Pick'n Save #6360, 7201 S. 76th St., Agent: John W. Stachowiak;

Operator License to Michele L. Curtis, 12045 W. St. Martins Rd. with warning letter from City Clerk and Kathleen A. King, 8524 6 Mile Rd., Caledonia;

LICENSES-
CONTINUED

Further moved to hold Operator License for Trisha A. Segura, 7 Ohio St., Racine 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 net City vouchers in the range of Nos. 146765 through 146905 dated April 16, 2013 in the amount of \$900,415.94. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to approve net payroll dated April 5, 2013 in the amount of \$326,852.40. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:34 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried.