APPROVED MAY 6, 2014

CITY OF FRANKLIN COMMON COUNCIL MEETING APRIL 15, 2014 MINUTES

ROLL CALL	A.	City Clerk Sandra Wesolowski administered the Oaths of Office to Steve Olson, Mayor, City of Franklin; Kristen Wilhelm, Third District Alderwoman; Janet M Evans, Fourth District Alderwoman; and Susanne M Mayer, Sixth District Alderwoman.
		The regular meeting of the Common Council was held on April 15, 2014 and called to order at 6:32 p.m. by Mayor Steve Olson in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Alderman Mark Dandrea, Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderwoman Janet Evans, Alderman Doug Schmidt, and Alderwoman Susanne Mayer. Also present were City Engineer John M. Bennett, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski and City Clerk Sandra Wesolowski.
CITIZEN COMMENT	B.1.	Citizen comment period was opened at 6:33 p.m. and closed at 6:36 p.m.
PROCLAMATION THOMAS M. TAYLOR	B.2.a.	Mayor Olson presented a proclamation in recognition of Mayor Thomas M. Taylor.
PROCLAMATION STEVE F. TAYLOR	B.2.b.	Mayor Olson noted a proclamation to Steve F. Taylor in gratitude for his public service.
PROCLAMATION JODI VANDEN BOOM	B.2.c.	Mayor Olson noted a proclamation to Jodi Vanden Boom in recognition for her thirty-four years of service to the community.
APPOINTMENT DEPUTY CITY CLERK	B.2.d.	Mayor Olson announced the appointment of Shirley J. Roberts as Deputy City Clerk effective May 5, 2014.
APPOINTMENT- J. MICHAEL BARTELS	B.2.e.	Mayor Olson announced the appointment of J. Michael Bartels to The Rock Professional Baseball Stadium Development Proposal Franklin Task Force.
MILW. CO. DOT S. NORTH CAPE RD.	B.2.f.	Mayor Olson noted the letter from Brian Dranzik, Milwaukee County Department of Transportation, regarding reconstruction of S. North Cape Road (CTH J) in the City of Franklin.
APPROVAL OF 3/31/14 MINUTES	C.1.	Alderman D. Mayer moved to approve the minutes of the regular meeting of March 31, 2014. Seconded by Alderman Dandrea. All voted Aye; motion carried.
APPOINTMENTS BOARDS AND COMMISSIONS	E.1.a.	Alderman Schmidt moved to approve the appointment of Gene Ninnemann as Weed Commissioner/Cutting Services for 2014 at the rate of \$85 per hour. Seconded by Alderman D. Mayer. On roll cell all voted Aver motion certified

roll call, all voted Aye; motion carried.

APPOINTMENTS-CONTINUED

- E.1.b.1 Alderman D. Mayer moved to approve the Mayoral appointment of Alderman Dandrea to the Finance Committee, term expires 4/30/15. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.
- E.1.b.2. Alderwoman Wilhelm moved to approve the Mayoral appointment of Alderman Dandrea to the License Committee, term expires 4/30/15. Seconded by Alderman D. Mayer. On roll call, all voted Aye; motion carried.
- E.1.b.3. Alderwoman Evans moved to approve the Mayoral appointment of Alderman Dandrea to the Community Development Authority, term expires 4/19/16. Seconded by Alderman D. Mayer. On roll call, all voted Aye; motion carried.
- E.1.b.4. Alderman Schmidt moved to approve the Mayoral appointment of Alderman D. Mayer to the Environmental Commission, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.5. Alderman Dandrea moved to approve the Mayoral appointment of Alderman D. Mayer to the Fair Commission, term expires 4/19/16. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.
- E.1.b.6. Alderwoman S. Mayer moved to approve the Mayoral appointment of Alderwoman Wilhelm to the License Committee, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.7. Alderman Schmidt moved to approve the Mayoral appointment of Alderwoman Wilhelm to the Parks Commission, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.8. Alderman D. Mayer moved to approve the Mayoral appointment of Alderwoman Wilhelm to the Forward Franklin Economic Development Commission, term expires 4/18/17. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.9. Alderman Schmidt moved to approve the Mayoral appointment of Alderwoman Wilhelm to the Quarry Monitoring Committee, term expires 5/31/16. Seconded by Alderman D. Mayer. On roll call, all voted Aye; motion carried.
- E.1.b.10. Alderman Dandrea moved to approve the Mayoral appointment of Alderwoman Evans to the Finance Committee, term expires 4/30/15. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.

APPOINTMENTS-CONTINUED

- E.1.b.11. Alderwoman Wilhelm moved to approve the Mayoral appointment of Alderwoman Evans to the License Committee, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.12. Alderman D. Mayer moved to approve the Mayoral appointment of Alderwoman Evans to the Civic Celebrations Commission, term expires 4/30/16. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.
- E.1.b.13. Alderman D. Mayer moved to approve the Mayoral appointment of Alderwoman Evans to the Board of Health, term expires 4/18/17. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- E.1.b.14. Alderman D. Mayer moved to approve the Mayoral appointment of Alderwoman S. Mayer to the Finance Committee, term expires 4/30/15. Seconded by Alderwoman Evans. On roll call, all voted Aye; motion carried.
- E.1.b.15. Alderman Dandrea moved to approve the Mayoral appointment of Alderman S. Mayer to the Plan Commission, term expires 4/30/15. Seconded by Alderwoman Wilhelm. On roll call, Alderwoman S. Mayer, Alderwoman Evans, Alderwoman Wilhelm, Alderman D. Mayer, and Alderman Dandrea voted Aye; Alderman Schmidt Abstained. Motion carried.
- E.1.b.16. Alderwoman Evans moved to approve the Mayoral appointment of Alderwoman S. Mayer to the Complete Streets and Connectivity Committee, term expires 11/1/16. Seconded by Alderman D. Mayer. On roll call, all voted Aye; motion carried.
- E.2. Mayor Olson called for nominations for Common Council President.

Alderman Schmidt nominated Alderwoman Wilhelm. Seconded by Alderman Dan Mayer.

Alderwoman Evans nominated Alderman Dan Mayer. Seconded by Alderman Dandrea.

Hearing no further nominations, Mayor Olson closed nominations.

Conducting the election by secret ballot, Alderwoman Kristen Wilhelm received four (4) votes and Alderman Dan Mayer received two (2) votes. Alderwoman Wilhelm was declared Common Council President.

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G.1.

Alderwoman Wilhelm moved to adopt Resolution No. 2014-6977, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A DANCE, MUSIC AND ACTING INSTRUCTION USE UPON PROPERTY LOCATED AT 10001 WEST ST. MARTINS ROAD (STACY M. TUSCHL, OWNER OF STUDIO 21 POM & DANCE ACADEMY, INC. D/B/A THE ACADEMY OF PERFORMING ARTS, APPLICANT). Seconded by Alderman D. Mayer. All voted Aye; motion carried.

ORD. NO. 2014-2136 AMEND UDO-B-3 COMMUNITY BUSINESS DISTRICT

G.2.

Alderman D. Mayer moved to adopt Ordinance No. 2014-2136, AN **ORDINANCE** TO **AMEND** THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0603 STANDARD INDUSTRIAL CLASSIFICATION TITLE NO. 6531 "REAL ESTATE AGENTS AND MANAGERS" TO ALLOW FOR SUCH USE AS A PERMITTED USE IN THE B-COMMUNITY BUSINESS **DISTRICT** (CITY FRANKLIN, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.

ORD. NO. 2014-2137 AMEND MUNICIPAL CODE – FILLING AND GRADING OF LAND

G.3.

Alderwoman Wilhelm moved to adopt Ordinance No. 2014-2137, AN ORDINANCE TO AMEND THE MUNICIPAL CODE AS IT PERTAINS TO THE FILLING AND GRADING OF LAND TO FURTHER REGULATE FILLING UPON A SITE EQUAL TO OR IN EXCESS OF 500 CUBIC YARDS OF SOIL as amended. Seconded by Alderwoman Evans. All voted Aye; motion carried.

FEBRUARY 2014 FINANCIAL REPORT G.4.

Alderman Schmidt moved to receive and file the February 2014 Monthly Financial Report. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

Alderman Dandrea was excused from the meeting at 7:05 p.m.

RES, 2014-6978 SIGNATURES FOR CHECKS AND ORDERS

G.5.

Alderwoman Wilhelm moved to adopt Resolution No. 2014-6978, RESOLUTION DESIGNATING SIGNATURES FOR CHECKS AND ORDERS PURSUANT TO SECTION 66.0607 WISCONSIN STATUTES. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

CLOSED SESSION-THE ROCK SPORTS COMPLEX

G.6.

Alderman Schmidt moved that the agenda of the April 22, 2014, Special Common Council meeting include any such matters related to the Memorandum Of Understanding with Zimmerman Ventures, LLC, as the Mayor determines may be necessary for immediately subsequent action by the Common Council following its consideration of the MOU. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

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CLOSED SESSION-THE ROCK SPORTS COMPLEX-CONTINUED It was then moved by Alderwoman Evans to enter closed session at 7:30 p.m. pursuant to Wis. Stat. 19.85(1)(e), to deliberate the Rock Sports Complex, LLC/Zimmerman Ventures, LLC proposal for a public-private partnership agreement and the investing of public funds and governmental actions in relation thereto, for competitive and bargaining reasons and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye; motion carried.

Upon reentering open session at 8:07 p.m. Alderman D. Mayer moved to suspend the regular order of business to allow residents to speak. Seconded by Alderwoman Evans. All voted Aye; motion carried.

Alderman D. Mayer, seconded by Alderwoman Evans, moved to return to regular order of business. All voted Aye; motion carried.

MISCELLANEOUS LICENSES

H.1. Alderman Schmidt moved to grant the following licenses:
2013-14 New Operator License to Austin T. Hein, 8501 W.
Cascade Oaks Ct. and Toni Ordonez-Hodge, W14416 Easy
Street, Muskego. Seconded by Alderwoman Evans. All voted Aye; motion carried.

VOUCHERS AND PAYROLL

I.1.

Alderman D. Mayer moved to approve net general checking account City vouchers in the range Nos. 151690 through 151841 in the amount of \$857,031.57 dated April 3, 2014 through April 10, 2014. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve net payroll dated April 4, 2014 in the amount \$322,504.79 (estimate previously approved at \$332,000.00) and payments of the various payroll deductions in the amount of \$203,711.63 (estimate previously approved at \$209,000.00), plus any City matching payments, where required. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve net payroll dated April 18, 2014 in the amount of \$350,865.77 and payroll deductions and City matching payments of \$376,921.69. Seconded by Alderwoman Evans. On roll call, all voted Aye. Motion carried.

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VOUCHERS AND PAYROLL-CONTINUED Alderman D. Mayer moved to approve net payroll dated May 2, 2014 estimated at \$326,000.00 and payments of the various payroll deductions estimated at \$206,000.00 plus any City matching payments, where required. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve property tax settlements in the range of Nos. 13271 through Nos. 13273 in the amount of \$6,358.10 dated April 3, 2014. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderwoman Evans moved to approve Sewer Fund loan payment dated April 30, 2014 of \$1,404,457.28. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J.

Alderman Schmidt moved to adjourn the meeting at 8:17 p.m. Seconded by Alderman D. Mayer. All voted Aye; motion carried.