

**CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
AUGUST 21, 2007  
MINUTES**

- ROLL CALL                   A.       The regular meeting of the Common Council was held on August 21, 2007 and called to order at 6:30 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, Planning Manager Dietl, Fire Chief Martins, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT           B-1.     Citizen comment period was opened at 6:31 p.m. and closed at 6:32 p.m.
- MINUTES-08/07/07         C-1.     Alderman Olson moved to approve minutes of the regular meeting of August 7, 2007 as presented. Seconded by Alderman Kosovich. All voted Aye; motion carried.
- CONSENT AGENDA           Alderman Olson moved to approve the following consent agenda items:
- STREET LIGHT INSTALLATION-CARDINAL HEIGHTS       F-1a.     Authorize the City Engineer to sign a street light appendix with WE Energies for the installation of three (3) street lights, 150 watt coach light fixtures on three concrete poles at a cost of \$11,594.79 to be billed to the developer and the developer is responsible for the restoration and erosion control. Lights are to be installed at the street intersections;
- RES. 2007-6325 EASEMENTS-RIVER PARK #2 SUBDIVISION       F-1b.     Adopt Resolution 2007-6325, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT PERMANENT STORM AND SANITARY SEWER EASEMENTS FOR RIVER PARK ADDITION NO. 2 SUBDIVISION;
- LETTER OF CREDIT-AUTUMN RIDGE CONDOMINIUMS       F-1c.     \*Authorize staff to release the letter of credit No. 1869 from Anchor Bank which has been placed as security for the public improvement in the Autumn Ridge Condominium development as recommended by the Engineering Department;
- WAIVER-PARK FEES-FRANKLIN HIGH SCHOOL       F-1d.     Approve the request for waiver of park permit fees by the Franklin High School Junior Class for use of Lions Legend Park Pavilion Phase II;  
Approval of consent items seconded by Alderman Sohns. All voted Aye; motion carried.
- \*Alderman Olson, seconded by Alderman Kosovich, moved to reconsider the motion to approve the consent agenda of 8/21/07. All voted Aye; motion carried.  
Alderman Olson, seconded by Alderman Kosovich, then moved to approve all items on the consent agenda except F-1-c. All voted Aye; motion carried.

- ORD. 2007-1918                      F-2.                      Alderman Sohns moved to introduce Ordinance 2007-1918, AN ORDINANCE ADOPTING AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO REPEAL AND RECREATE CHAPTER 210 OF THE MUNICIPAL CODE ENTITLED "SIGNS AND BILLBOARDS" BY REFERENCE, as amended. Seconded by Alderman Olson. Aldermen Olson, Solomon, Hammelman, Kosovich, and Sohns voted Aye; Alderman Skowronski voted No. Motion carried.
- ORD. 2007-1919                      F-3.                      Alderman Sohns moved to approve Ordinance No. 2007-1919, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0313 TO REDUCE THE REQUIRED MINIMUM LOT AREA FOR OUTDOOR PARKS IN THE P-1 PARK DISTRICT. Seconded by Alderman Solomon. All voted Aye; motion carried.
- ORD. 2007-1920                      F-4.                      Alderman Sohns moved to adopt Ordinance No. 2007- , AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE CERTAIN PARCELS OF LAND FROM R-5 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT TO P-1 PARK DISTRICT (CITY OF FRANKLIN, APPLICANT) (APPROXIMATELY SOUTH HARVARD DRIVE AND SOUTH LYNETTE COURT). Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2007-6326                      F-5.                      Alderman Sohns moved to adopt Resolution No. 2007-6326, A RESOLUTION CONDITIONALLY APPROVING A COMBINATION OF LAND OF A PART OF THE SOUTHWEST ¼ OF SECTION 2, TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (APPROXIMATELY SOUTH HARVARD DRIVE AND SOUTH LYNETTE COURT) (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Solomon. All voted Aye; motion carried.
- ORD. 2007-1921                      F-6.                      Alderman Sohns moved to adopt Ordinance No. 2007-1921, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT §15-9.0205 TO CLARIFY THAT A TEXT AMENDMENT DOES NOT REQUIRE NOTICE MORE THAN A CLASS 2 PUBLICATION NOTICE. Seconded by Alderman Olson. All voted Aye; motion carried.
- E-MAIL STORAGE                      F-7.                      Alderman Olson moved to adopt authorize the Director of Administration to purchase an Email Storage & Searchable Records Maintenance Device (email archiving solution) following direct negotiation, that the purchase not exceed \$15,000 and be made from the Capital Outlay Fund, and that a future budget modification be submitted transferring the necessary funds from the 50th Anniversary Fund. Seconded by Alderman Sohns. All voted Aye; motion carried.
- AND SERCHABLE  
RECORDS  
MAINTENANCE  
DEVICE PURCHASE

- LETTER OF UNDERSTANDING – PROFESSIONAL FIREFIGHTERS ASSOC. F-8. Alderman Hammelman moved to authorize the Mayor, Director of Clerk Services, and Director of Administration to execute the Letter of Understanding between the City of Franklin and the Franklin Professional Firefighters Association, Local 2760 I.A.F.F. regarding inclusion of the paramedic lieutenant position into the union contract, as amended if required by the Director of Administration. Seconded by Alderman Sohns. All voted Aye; motion carried.
- PARAMEDIC LIEUTENANT JOB DESCRIPTION F-9. Alderman Sohns moved to approve the revised job description of the Paramedic Lieutenant, incorporating the referenced modification, as amended. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- POPULATION ESTIMATE F-10. No action was taken regarding notification from the State of Wisconsin Department of Administration of the January 1, 2007 population estimate of 33,380.
- ORD. 2007-1922 AMEND MUNICIPAL CODE CRITERY USED TO DENY, SUSPEND, REVOKE LICENSES AND PERMITS F-11. Alderman Hammelman moved to adopt Ordinance No. 2007-1922, AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF FRANKLIN AS IT PERTAINS IN PART TO THE CRITERIA UTILIZED TO DENY, SUSPEND OR REVOKE LICENSES AND PERMITS ISSUED BY THE CITY OF FRANKLIN. Seconded by Alderman Solomon. All voted Aye; motion carried.
- CLOSED SESSION-BURTON ROBERTSON ARBITRATION AWARD F-12. Alderman Sohns moved to enter closed session at 8:05 p.m. pursuant to §19.85(1)(f) and (g), Stats., to confer with legal counsel who has rendered written advice on strategy with respect to litigation in which it may likely become involved related to a grievance arbitration award pertaining to the denial of employment benefits, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 8:19 p.m. Alderman Kosovich moved to authorize City officials to enter into settlement agreement with Professional Firefighters Union and Burton Robertson consistent with discussion in closed session and conditioned upon said agreement not exceeding in value the reimbursement of \$11,740.60 in overpayments on health insurance and not more than \$8,400.00 in severance costs, and further contingent upon execution of the agreement by the Union and Mr. Robertson. Seconded by Alderman Sohns. All voted Aye; motion carried.

LICENSES AND  
PERMITS

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

Operator License to Philip A. Bischoff, 602 Aber Drive, Waterford with warning letter from City Clerk; Nicole M. Shindel, 1775 W. Timber Ridge Lane, Oak Creek with warning letter from City Clerk; John B. Lehman, 11871 Woodland Circle, Hales Corners with warning letter from City Clerk; Joel B. Clifford, 11205 W. Bluemound Road, Wauwatosa with warning letter from City Clerk; Christopher J. Dirk, 2319 W. Wilbur Avenue, Greenfield; Wendy A. Domoracki, 10015 W. Ridge Road, Hales Corners; Nancy L. Emerick, 56 Virginia Street, Racine; Randeep Singh Kang, 315A W. Sunnyview Drive, Oak Creek; Nora L. Kozlowski, 26150 S. Windlake Road, Windlake; Biljana Maric, 6634 W. Eden Place, Milwaukee and Susan M. Mlynczak, 6921 Spring Street, Mount Pleasant;

Temporary Entertainment & Amusement License to Romey's Place, Owner: Nathan J. Fabry, 7508 S. North Cape Road, Labor Day Fair Event September 2 & 3, 2007 and Franklin Cultural Arts Concert in the Park August 25, 2007, person in charge: Don Dorsan;

Temporary Class B Beer & Wine License to Franklin Cultural Arts Concert In the Park August 25, 2007, person in charge: Don Dorsan and St. Martin of Tours School-Casino Night Fundraiser on October 7, 2007, 7963 S. 116<sup>th</sup> Street, person in charge: Diane Winkowski;

Fee Waiver for Temporary Class B Beer & Wine, Food, Soda, and Entertainment & Amusement Licenses for Franklin Cultural Arts Concert in the Park August 25, 2007 with the exception of City expenses incurred;

Temporary Entertainment & Amusement License to St. Martin of Tours School-Casino Night Fundraiser on October 7, 2007, 7963 S. 116<sup>th</sup> Street, person in charge: Diane Winkowski;

Fee Waiver for Food, Soda, Temporary Class B Beer & Wine, and Temporary Entertainment & Amusement for St. Martin of Tours School-Casino Night Fundraiser on October 7, 2007. Seconded by Alderman Solomon. All voted Aye; motion carried.

VOUCHERS

I-1. Alderman Sohns moved to approve net City vouchers in the range of Nos. 121768 through 121930 in the amount of \$881,436.75. Seconded by Alderman Kosovich. On roll call, all voted Aye; motion carried.

PAYROLL

Alderman Kosovich moved to approve the net City payroll of August 17, 2007 in the amount of \$317,437.06. Seconded by Alderman Hammelman. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J.

Alderman Hammelman moved to adjourn the meeting at 8:21 p.m. Seconded by Alderman Solomon. All voted Aye; motion carried.