CITY OF FRANKLIN COMMON COUNCIL MEETING DECEMBER 21, 2010 MINUTES

ROLL CALL	A.	The regular meeting of the Common Council was held on December 21, 2010 and called to order at 6:30 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 Solomon, Wilhelm, Taylor, Schmidt and Skowronski. Alderman Olson was excused. Also present were City Engineer Bennett, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski.
		Mrs. Miracle and the band members from the Forest Park Middle School attended the Common Council meeting and performed holiday (music, songs, carols).
CITIZEN COMMENT	B.	Citizen comment period was opened at 6:35 p.m. and closed at 6:40 p.m.
APPROVAL OF MINUTES 12/07/10 AND 12/09/10	C.1. and C.2.	Alderman Skowronski moved to approve the minutes of the regular meeting of December 7, 2010. Seconded by Alderman Schmidt. All voted Aye; motion carried.
12/09/10		Alderman Wilhelm moved to approve the minutes of the special meeting of December 9, 2010. Seconded by Alderman Schmidt. All voted Aye; motion carried.
ORD. 2010-2034 SYNTHETIC MARIJUANA	G.1.	Alderman Taylor moved to adopt Ordinance No. 2010-2034, AN ORDINANCE TO AMEND §183-23. OF THE MUNICIPAL CODE TO REGULATE THE SALE AND USE OF SYNTHETIC MARIJUANA. Seconded by Alderman Solomon. All voted Aye; motion carried.
RYAN CREEK INTERCEPTOR POLICY	G.2.	It was the consensus of the Common Council to approve the initial proposed policy dated December 15, 2010, relative to sewer extension and cost recovery for the Ryan Creek Interceptor service area in the southwest portion of the City.
RES. 2010-6685 MLG/FRANKLIN LLC CSM	G.3.	Alderman Taylor moved to adopt Resolution No. 2010-6685, A RESOLUTION CONDITIONALLY APPROVING A 1 LOT AND 2 OUTLOT CERTIFIED SURVEY MAP, BEING PART OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 25, TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (MLG/FRANKLIN LLC) (APPROXIMATELY THE NORTHWEST CORNER OF SOUTH 27TH STREET AND WEST WHEATON WAY). Seconded by Alderman Schmidt. All voted Aye; motion carried.

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	RES. 2010-6686 SPECIAL USE HARTLAND MEADOWS LLC 6538 S. LOVERS LANE RD.	G.4.	Alderman Skowronski moved to adopt Resolution No. 2010-6686, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A PHYSICAL FITNESS CENTER USE UPON PROPERTY LOCATED AT 6538 SOUTH LOVERS LANE ROAD (GARDEN PLAZA SHOPPING CENTER)(HARTLAND MEADOWS, LLC, APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.
	RES. 2010-6687 WATERMAIN EASEMENT FOR DENTAL ASSOC. 6855 S. 27TH ST.	G.5.	Alderman Wilhelm moved to adopt Resolution No. 2010-6687, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A WATER MAIN EASEMENT FOR DENTAL ASSOCIATES LOCATED AT 6855 SOUTH 27TH STREET. Seconded by Alderman Taylor. All voted Aye; motion carried.
	REQUEST FOR PERMIT FEE REIMBURSEMENT (UHL, 7371 S. 35TH ST.)	G.6.	Alderman Wilhelm moved to suspend the regular order of business and allow Curtis and Dominique Uhl to speak. Seconded by Alderman Taylor. All voted Aye; motion carried. Alderman Wilhelm moved to return to the regular order of business. Seconded by Alderman Solomon. All voted Aye; motion carried.
			Alderman Wilhelm moved to reimburse Curtis and Dominique Uhl, 7371 S. 35th Street, an amount not to exceed \$500 for permit fees paid for repairs due to a disaster impact, which caused extremely rare structural damage and a severe financial hardship. Seconded by Alderman Schmidt. On roll call, Aldermen Wilhelm and Schmidt voted Aye; Aldermen Solomon, Taylor, and Skowronski voted No. Motion failed.
			Alderman Wilhelm then moved to place review of drainage of this area on the next Common Council agenda. Seconded by Alderman Taylor. All voted Aye; motion carried.
	ORD. 2010-2035 SPEED LIMITS	G.7.	Alderman Taylor moved to adopt Ordinance No. 2010-2035, AN ORDINANCE TO AMEND THE MUNICIPAL CODE AS IT PERTAINS TO VEHICULAR TRAFFIC SPEED LIMITS IN THE FRANKLIN BUSINESS PARK, THE FRANKLIN INDUSTRIAL PARK AND ON S. 60TH STREET FROM W. RYAN ROAD TO W. OAKWOOD RD. Seconded by Alderman Wilhelm. All voted Aye; motion carried.
	ORD. 2010-2036 PUBLIC SIDEWALK SNOW REMOVAL	G.8.	Alderman Taylor moved to adopt Ordinance No. 2010-2036, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO PROVIDE AN EXEMPTION FROM PUBLIC SIDEWALK

SNOW REMOVAL REQUIREMENTS FOR OWNERS OF SINGLE-FAMILY RESIDENTIAL PROPERTY ABUTTING PUBLIC SIDEWALKS WHERE THE DENSITY OF THE DWELLING STRUCTURES IS MORE THAN 750 FEET

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SNOW REMOVAL-CONTINUED PROPERTY FRONTAGE ABUTTING THE PUBLIC SIDEWALK. Seconded by Alderman Schmidt.
Alderman Taylor moved to call the question. Seconded by Alderman Wilhelm. All voted Aye; motion carried.
On the vote for the main motion, all voted Aye; motion carried.

RES. 2010-6688 LANDFILL MONITORING AGREEMENT WITH JSA CIVIL ENVIRON ENGINEERS, INC. G.9.

G.10.

Alderman Skowronski moved to adopt Resolution No. 2010-6688, Α RESOLUTION **AUTHORIZING CERTAIN OFFICIALS** TO **EXECUTE** AN **AGREEMENT** TO **CONTINUE PROFESSIONAL ENVIRONMENTAL** ENGINEERING SERVICES TO MONITOR COMPLIANCE AT THE METRO RECYCLING & DISPOSAL FACILITY TO DECEMBER 31, 2011, WITH JSA CIVIL ENVIRONMENTAL ENGINEERS, INC. Seconded by Alderman Solomon. All voted Aye; motion carried.

OAK LEAF TRAIL HEADS NAMING REQUEST Alderman Skowronski moved that a resolution respectfully requesting Milwaukee County to dedicate and name the trailheads of the Oak Leaf Trial in the City of Franklin to and in honor of Lyle E. Sohns (January 31, 1950-December 6, 2010) be tabled until the Milwaukee County Supervisor can present to the Common Council detailed plans on Milwaukee County property. Seconded by Alderman Schmidt. All voted Aye; motion carried.

TID 2 FEASIBLE G.11. TERMINATION DATE

Alderman Solomon moved to direct staff to take the necessary actions to terminate Tax Increment Finance District No. 2 by December 31, 2011. Seconded by Alderman Schmidt. All voted Aye; motion carried.

GIS CONTRACT FOR G.12. 2011

Alderman Wilhelm moved to direct the Director of Administration to negotiate the same rate with Geographic Marketing Advantage, LLC, for Geographic Information System support and database maintenance services for 2011, for the same rate as 2010 based on lost revenue and the need to keep costs down for the City. Seconded by Alderman Taylor. Alderman Taylor withdrew his second. Motion died due to the lack of a second.

Alderman Solomon moved to approve the contract with Geographic Marketing Advantage, LLC, for Geographic Information System support and database maintenance services for 2011, in the amount not to exceed \$119,750. Seconded by Alderman Taylor. At 8:20 p.m. Mayor Taylor passed the gavel to Council President Taylor, who then chaired the meeting. The gavel was returned to Mayor Taylor at 8:23 p.m. At 8:28 p.m. Mayor Taylor again passed the gavel to Council President Taylor, who then chaired the meeting. The gavel was returned to Mayor Taylor at 8:31 p.m. On the vote for the main motion, all voted Aye; motion carried.

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G.13.

BD/COMM BACKGROUND CHECK POLICY

Alderman Taylor moved to adopt the Administrative Policy dated 12/21/2010 pertaining to background checks on applicants for Board and Commission appointments. Seconded by Alderman Schmidt. All voted Aye; motion carried.

LICENSES AND PERMITS

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

Operator License to Joseph A. Lukic, 2213 S. 79th Street; Hoang K. Nguyen, 3868 White Court, New Berlin; Mary L. Ross-Slupecki, 6432 S. 17th Street, Milwaukee; Michael R. Sandleback, 5551 N. Navajo Avenue, Glendale and Chi K. Vu, S78 W16075 Woods Road, Muskego;

Further moved to approve Taxi Cab Drivers & Vehicle License for Abdinaasier Mohamud Ali, 518 E. Center Street, Milwaukee; Gurjapbir Singh Kahlon, 7313 S. Hillendale Drive; Olakunie I. Sanyaolu, 8662 W. Medford Avenue, Milwaukee subject to satisfactory inspection and payment of fees; Singh Parminder, 6199 Highland Lane Apt. #1, Greendale and Todd Smith, 2415 Nicholson Avenue #450-07, South Milwaukee;

Further moved to approve Taxi Cab Driver License for Lucky Singh, 4563 S. Whitnall Avenue #211, Milwaukee;

Further moved to approve Entertainment & Amusement License to Formula Four, Inc., d/b/a Jakob's Pub, Agent: Donald E. Wick, 6951 S. Lovers Lane Road;

Further moved to hold Operator License for Ashley J. Lipp, 5868 S. Honey Creek Drive, Milwaukee subject to appearing before the License Committee:

Further moved to hold Taxi Cab Driver License for Harpreet Singh, 3824 S. 16th Street, Milwaukee subject to appearing before the License Committee. Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Solomon moved to hold Operator License for Carrie L. Karlson, 8869 S. Oak Park Drive #2, Oak Creek until next License Committee meeting and also to refer to City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND PAYROLL

I.1. Alderman Skowronski moved to approve net City vouchers in the range of Nos. 136595 through 136775 in the amount of \$695,924.51. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

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VOUCHERS AND PAYROLL-CONTINUED

Alderman Schmidt moved to approve the net payroll of December 17, 2010, in the amount of \$338,437.87. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J.

Alderman Taylor moved to adjourn the meeting at 8:50 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried.