

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
DECEMBER 7, 2010
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on December 7, 2010 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, Wilhelm, Taylor, Schmidt and Skowronski. Also present were City Engineer Bennett, 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. |
| PLAQUE | B.2.a. | Mayor Taylor noted a plaque of appreciation from the Fleet Reserve Association, Milwaukee Branch 14. |
| MINUTES-
11/16/10 | C.1. | Alderman Skowronski moved to approve minutes of the regular meeting of November 16, 2010. Seconded by Alderman Wilhelm. All voted Aye; motion carried. |
| APPOINTMENTS | E.1.a. | Alderman Skowronski moved to approve the Mayoral appointment of John Nelson to the Fire and Police Commission, term expires 4/30/13. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried. |
| | E.1.b. | Alderman Wilhelm moved to approve the Mayoral appointment of John Michlig to the Plan Commission, term expires 4/30/13. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried. |
| SANITARIAN SERVICES | F.1. | The letter from City of Oak Creek regarding termination of Intergovernmental Agreement to provide sanitarian services between the Cities of Oak Creek and Franklin was noted. |
| PARAMEDIC SERVICES | F-2. | No action was taken on the new rates for Milwaukee County Paramedic Services for 1/1/11. |
| READER'S DIGEST | F-3. | The letter from <i>Reader's Digest</i> regarding WE HEAR YOU AMERICA campaign for community funding and promotional support was noted by the Mayor. |
| RES. 2010-6682
EASEMENT-
WALGREEN'S | G.1. | Alderman Solomon moved to adopt Resolution No. 2010-6682, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A WATER MAIN EASEMENT FOR WALGREENS, APPROXIMATELY 7100 S. 76TH STREET. Seconded by Alderman Taylor. All voted Aye; motion carried. |

- ORD. 2010-2033
AMEND PDD #14
JEWEL-OSCO/HOME
DEPOT (BRY
FRANKLIN LLC)
- G.2. Alderman Olson moved to adopt Ordinance No. 2010-2033, AN ORDINANCE TO AMEND SECTION 15-3.0419 OF THE UNIFIED DEVELOPMENT ORDINANCE TO AMEND PLANNED DEVELOPMENT DISTRICT NO. 14 (JEWEL-OSCO/HOME DEPOT) (BRY FRANKLIN LLC, APPLICANT) (6525 SOUTH 27TH STREET). Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- RES. 2010-6683
SPECIAL USE-
REKOWSKI-PIEPER
ELECTRIC, INC.
- G.3. Alderman Skowronski moved to adopt Resolution No. 2010-6683, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR AN ELECTRICAL CONTRACTING BUSINESS USE UPON PROPERTY LOCATED AT 11320 WEST FOREST HOME AVENUE (STEVEN G. REKOWSKI OF PIEPER ELECTRIC, INC., APPLICANT). Seconded by Alderman Schmidt. On roll call, Aldermen Olson, Wilhelm, Taylor, Schmidt, and Skowronski voted Aye; Alderman Solomon voted No. Motion carried.
- JOHN'S DISPOSAL
SURETY BOND
- G.4. Alderman Olson moved to approve a modification of the solid waste contract to reduce the surety bonding to 25 percent for the first year base bid and direct the City Attorney to prepare the document for execution. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2010-6684
AGREEMENT-
RYAN CREEK
SERVICE AREA
- G.5. Alderman Wilhelm moved to adopt Resolution No. 2010-6684, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT FOR THE DEVELOPMENT OF A SEWER EXTENSION AND COST RECOVERY POLICY FOR FUTURE SANITARY SEWER EXTENSIONS IN THE RYAN CREEK SERVICE AREA as amended. Seconded by Alderman Solomon. All voted Aye; motion carried.
- W. OAKWOOD
ROAD
- G.6. Alderman Taylor moved to authorize staff to hold an informational meeting on January 13, 2011 for the extension of water main on W. Oakwood Road from 425 feet west of S. 34th Street to 4648 W. Oakwood Road. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- CITY'S
WATERWAYS
- G.7. Alderman Schmidt moved to authorize staff to proceed with the quality selection of a consulting engineering firm to complete the Source Loading and Management Model (SLAMM) analysis and implementation plan required by the Wisconsin Department of Natural Resources (DNR) for the reduction of urban pollutants entering the City's waterways. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

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| SPEED LIMIT-
BUSINESS PARK
AND INDUSTRIAL
PARK | G.8. | Alderman Olson moved to direct the City Attorney to draft an ordinance increasing the speed limit from 25 MPH to 30 MPH for streets in the Franklin Business Park, Franklin Industrial Park and along S. 60th Street from W. Ryan Road to W. Oakwood Road. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| 2011 CASUALTY
INSURANCE
COVERAGE | G.9. | Alderman Solomon moved to authorize the Director of Administration to renew the City's casualty insurance plans with R&R Insurance/League of Wisconsin Municipalities Mutual Insurance and the Local Government Property Insurance Fund for the upcoming 2011 year, with the exception of the Storage Tank policy, whereby authorizing the Director of Administration to select the appropriate bidder considering policy rates and coverage once all quotes are obtained. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| MUNICIPAL TAX
RATES | G.10. | The comparison of municipal property tax rates and other municipal charges was presented for informational purposes only. |
| BACKGROUND
CHECKS | G.11. | Alderman Wilhelm moved to direct the Director of Administration to revise the 12/07/2010 version of the Administrative Policy for background checks on applicants for boards and commissions appointments based on Common Council recommendations, with input from the Municipal Judge. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| FEDERAL HEALTH
CARE REFORM | G.12. | No action was necessary regarding the update on the impacts of the Patient Protection and Affordable Care Act (PPACA) or Federal Health Care Reform. |
| WATER SUPPLY AND
DISTRIBUTION
FACILITIES IMPACT
FEE | G.13. | Alderman Olson moved to approve the following: (1) receive the reports on impact fees fund balance levels and on the Water Supply and Distribution Facilities Impact Fees, (2) to direct the Director of Administration to pursue the adjustments to the water impact fee payments as mandated by Section 92-9 H.(2)(b)[3] of the Municipal Code and as generally as presented on Table 3 and on the Fiscal Impact Comparison in the Supplemental Information, including seeking additional payments and issuing reimbursements, (3) to establish a three-year, no interest payment option to be administered by the Director of Finance and Treasurer, and (4) to direct and authorize the Director of Administration to put a practice in place to ensure continued adjustments occur, as needed, as additional customers complete their fifth year of usage. Seconded by Alderman Taylor. All voted Aye; motion carried. |

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| BUILDING PERMITS FEES | G.14. | Alderman Taylor moved to deny reimbursement of building permit fees paid by Curtis and Dominique Uhl, 7371 S. 35th Street. Seconded by Alderman Skowronski. Alderman Taylor withdrew his motion. Alderman Taylor then moved to table the request from Curtis and Dominique Uhl for reimbursement of building permit fees to the Common Council meeting of 12/21/2010. Seconded by Alderman Wilhelm. All voted Aye; motion carried. |
| W. ST. MARTINS ROAD | G.15.A. | Alderman Solomon moved to table to a date indefinite the proposed relocation of W. St. Martins Road west of STH 100 that was presented at the 12/06/10 Committee of the Whole meeting until the City is notified of grant approval. Seconded by Alderman Olson. All voted Aye; motion carried. |
| FAIR COMMISSION ACTIVITIES | G.15.B. | No action was taken on the Franklin Fair Commission activities and operations update that was presented at the 12/06/10 Committee of the Whole meeting. |
| ACQUISITION OF PROPERTY-W. OAKWOOD ROAD | G.16. | Alderman Taylor moved to accept the acquisition of easement rights for the extension of water main north of W. Oakwood Road and west of 4648 W. Oakwood Road as recommended by the City Engineer. Seconded by Alderman Olson. All voted Aye; motion carried. |
| ADJOURNMENT | J. | <p>At 8:15 p.m. City Hall was evacuated due to a natural gas leak; therefore, no action was taken at this meeting on agenda Items G.17., G-18., H-1., and I-1.</p> <p>Alderman Olson moved to adjourn the meeting at 8:15 p.m. Seconded by Alderman Taylor. All voted Aye; motion carried.</p> |