

APPROVED DECEMBER 20, 2016

CITY OF FRANKLIN
COMMON COUNCIL MEETING
DECEMBER 6, 2016
MINUTES

- ROLL CALL
- A. The regular meeting of the Common Council was held on December 6, 2016 and called to order at 6:30 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 D. Mayer, Alderwoman Kristen Wilhelm, Alderman Steve Taylor, Alderman Mike Barber and Alderwoman Susanne Mayer. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT
- B.1 Citizen comment period was opened at 6:32 p.m. and closed at 6:44 p.m.
- MAYORAL ANNOUNCEMENT
- B.2. The 2016 Franklin Police Department award recipients were announced by Police Inspector Eric Schroeder.
- APPROVAL OF MINUTES
- C. Alderman Taylor moved to approve the minutes of the regular Common Council Meeting of November 15, 2016 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- MAYORAL APPOINTMENT
COMM. DEV. AUTHORITY
- E.1. Alderman Barber moved to confirm the Mayoral appointment of Matt Cool, 4934 W. Forest Hill Ave., Ald. Dist. 5, to the Community Development Authority to fill the unexpired 4 year term expiring 8/30/2017. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.
- LETTERS AND PETITIONS
- F.1. Alderwoman S. Mayer moved to place on file a Petition from residents opposing any entrance off S. North Cape Road to the New Muskego Middle School. Seconded by Alderman Taylor. All voted Aye; motion carried.
- F.2. Alderman Taylor moved to place on file the proposed Medical Service Rates (Advanced Life Support "ALS") for 2017 from the Milwaukee County Association of Fire Chiefs. Seconded by Alderman Dandrea. All voted Aye; motion carried.

- DONATIONS TO POLICE DEPT.
- G.1.(a) Alderman D. Mayer moved to accept a donation from the Christian Women of St Martin of Tours Parish in the amount of \$250 to the Police Department for the Drug Abuse Resistance Education (D.A.R.E.) program, and a
- G.1.(b) donation to the Police Department from The Wal-Mart Foundation in the amount of \$2,500 for the D.A.R.E program. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.
- ORD. 2016-2242
AMEND UDO (ZONING MAP) at
11950 W. ST. MARTINS RD.
(DERRICK M. REGALIA AND
ALMA F. REGALIA,
APPLICANTS)
- G.5. Alderwoman S. Mayer moved to adopt Ordinance No. 2016-2242, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM B-2 GENERAL BUSINESS DISTRICT TO R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (11950 WEST ST. MARTINS ROAD) (APPROXIMATELY 0.80 ACRES) (DERRICK M. REGALIA AND ALMA F. REGALIA, APPLICANTS). Seconded by Alderman Taylor. All voted Aye; motion carried.
- AUTHORIZATION TO DISPOSE
OF FIRE DEPT. VEHICLES
- G.2. Alderman Taylor moved to approve Fire Department request to dispose of a 1999 Chevrolet Suburban utility vehicle with proceeds returned to the Equipment Replacement Fund and a 2011 Ford Crown Victoria staff vehicle with proceeds returned to the Capital Outlay Fund, by sending them to auction. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
- RES. 2016-7235
PRELIMINARY PLAT FOR
EVERGREEN PARK ESTATES
(7501 S. 49TH ST.)
- G.3. Alderwoman Wilhelm moved to adopt Resolution No. 2016-7235, A RESOLUTION CONDITIONALLY APPROVING A PRELIMINARY PLAT FOR EVERGREEN PARK ESTATES SUBDIVISION (AT APPROXIMATELY 7501 SOUTH 49TH STREET) (RICK J. PRZYBYLA, PRESIDENT OF CREATIVE HOMES, INC., APPLICANT), amended to include recommendations as listed on a 2-page document from the City Attorney and staff dated 12/06/2016, deleting the last sentence on page 2. Seconded by Alderwoman S. Mayer. On roll call, Alderman D. Mayer, Alderwoman Wilhelm, Alderman Taylor, and Alderwoman S. Mayer voted Aye; Alderman Dandrea and Alderman Barber voted No. Motion carried.

RES. 2016-7236
AMEND RES. 2016-7233,
PREVIOUSLY AMENDED BY
RES. 2016-7211

G.4. Alderman Taylor moved to adopt Resolution No. 2016-7236, A RESOLUTION AMENDING RESOLUTION NO. 2016-7233, A RESOLUTION AMENDING RESOLUTION NO. 2014-7001, A FINAL RESOLUTION DIRECTING INSTALLATION OF, PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLATION OF SANITARY SEWER, WATER MAIN, SANITARY SEWER LATERALS, WATER MAIN LATERALS, THE EXTENSION OF A PUBLIC STREET INCLUDING CURB AND GUTTER ALONG WITH THE NECESSARY APPURTENANCES ON W. EVERGREEN STREET EXTENSION FROM A POINT 800 FEET EAST OF S. 51ST STREET TO A POINT 1,360 FEET EAST OF S. 51ST STREET, AS PREVIOUSLY AMENDED BY RESOLUTION NO. 2016-7211. Seconded by Alderman Dandrea. All voted Aye; motion carried.

CONTRACT WITH RUEKERT
MIELKE FOR BIOFILTRATION
ANALYSIS AT W. MADISON
BLVD. AND S. 36TH ST.

G.6. Alderwoman Wilhelm moved to authorize the execution of the professional services contract with Ruekert & Mielke, Inc. for W. Madison Boulevard and S. 36th Street, Subsurface Drainage Biofiltration Analysis in the amount of \$7,650 from the General Fund Contingency Account pending review by City Attorney. Seconded by Alderman Dandrea. All voted Aye; motion carried.

AMEND MUN. CODE TO
INCLUDE EMERALD ASH
BORER AS INFECTIOUS TREE
DISEASE

G.7. Alderman Taylor moved to adopt an Ordinance to amend Section 178-6. of the Municipal Code to include Emerald Ash Borer as an infectious tree disease. Seconded by Alderman D. Mayer. Alderman Taylor withdrew his motion to adopt the Ordinance.

Alderman Taylor then moved to table the Ordinance to amend the Municipal Code to include Emerald Ash Borer as an infectious tree disease to the February 7, 2017 Common Council meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

BIDS FOR BRIDGE ON W. ST.
MARTINS RD. OVER TESS
CORNERS CREEK

G.8. Alderman Taylor vacated his seat at 8:02 p.m. and returned at 8:05 p.m.
Alderwoman Wilhelm vacated her seat at 8:03 p.m. and returned at 8:04 p.m.

Alderwoman S. Mayer moved to table the bids for the W. St. Martins Tess Corners Bridge Project to the Common Council meeting of December 20, 2016. Seconded by

Alderman D. Mayer. All voted Aye; motion carried.
Alderman D. Mayer vacated his seat at 8:06 p.m. (see Item G.12.)

ORD. 2016-2243
AMEND ORD. 2015-2198 TO
PROVIDE FOR AMENDED
APPROPRIATIONS

G.9. Alderwoman S. Mayer moved to adopt Ordinance No. 2016-2243, AN ORDINANCE TO AMEND ORDINANCE 2015-2198 ADOPTING THE 2016 ANNUAL BUDGETS FOR THE GENERAL FUND AND THE CAPITAL OUTLAY FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2016, TO PROVIDE AMENDED PERSONNEL APPROPRIATIONS AND RECLASSIFY CONTINGENCY APPROPRIATIONS TO VEHICLES IN THE HIGHWAY DEPARTMENT. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

APPROPRIATION
AUTHORIZATION FOR
PRESIDENTIAL ELECTION
RECOUNT

G.10. Alderman Barber moved to authorize the use of the existing General Fund Unrestricted Contingency appropriations for costs related to the recount of the November 8, 2016, General Election and to direct the Finance Director to prepare a budget amendment, once the costs are finalized, that allocates the expenses to the appropriate operational budget. Seconded by Alderman Dandrea. All voted Aye; motion carried.

LTD INSURANCE, LIFE, AD&D
INSURANCE POLICY AND
CARRIER DESIGNATION

G.11. Alderman Taylor moved to authorize the Director of Administration to execute the Voluntary Long-Term Disability Insurance policy and Life and Accidental Death and Dismemberment Insurance policy documents with The Hartford for rates of \$0.47 per \$100 of payroll and \$0.193 per \$1,000 of earnings, respectively. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor and Alderman Barber voted Aye; Alderwoman S. Mayer voted No. Motion carried.

2017 PROPERTY AND
CASUALTY INSURANCE
COVERAGE

G.12. Alderman D. Mayer returned to his seat at 8:13 p.m.

Alderman Taylor moved to authorize the Director of Administration to renew and execute the City's casualty insurance plans with R&R Insurance/League of Wisconsin Municipalities Mutual Insurance (LWMMI) and Chubb for the upcoming 2017 year, and including continuing the \$5,000 liability deductible with LWMMI; and to further authorize release of premium payments in accordance with

or as required by said policy documents. Seconded by Alderman Barber. All voted Aye; motion carried.

- FAIR HOUSING TRAINING G.13.(a) No action was taken on a 12/05/2016 Committee of the Whole presentation/training on Affirmatively Furthering Fair Housing to Satisfy the City's Requirement as Part of Milwaukee County's 3-Year Cooperative Agreement and the Community Development Block Grant (CDBG) Program.
- ORD. 2016-2244
AMEND MUNICIPAL CODE
RELATING TO ROOM TAX AND
CREATING TOURISM
COMMISSION G.13.(b) Alderman D. Mayer moved to adopt Ordinance No. 2016-2244, AN ORDINANCE TO REPEAL AND RECREATE § 229-4 OF THE MUNICIPAL CODE, "ROOM TAX," PERTAINING TO THE ESTABLISHMENT OF TOURISM COMMISSION AND THE COLLECTION AND APPROPRIATION OF ROOM TAX REVENUES, SUBJECT TO MINOR TECHNICAL CORRECTIONS. Seconded by Alderman Taylor. All voted Aye; motion carried.
- CITY HALL REMODELING G.13.(c) No action was taken on the memo from the Director of Administration regarding City Hall Remodeling Project.
- OCT. FINANCIAL REPORT G.14. Alderman Taylor moved to receive and place on file the October 2016 Financial Report. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- SALE OF DPW UNITS G.15. Alderman Taylor moved to accept the highest bids received on the Wisconsin Surplus website and sell the following Department of Public Works units: No. 704, a 1989 Athey Mobile Street Sweeper; No. 735, a 1991 Ford 8000 single axle dump with 11 foot Wausau plow and 9 foot Wausau patrol wing; and Swenson V-Box Salt Spreader. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
- LICENSES AND PERMITS H.1. Alderman Taylor moved to approve the following:
Hold for appearance the Operator's license application of Reiss Stapleton, 6380 S. 35th St., Franklin; Grant Operator License to Matthew Albrecht, S103 W20703 Heather Ln, Muskego;
Approve the following PUBLIC (People Uniting for the Betterment of Life and Investment in the Community) Grant pending fee payment and proof of completed application:

Federation of Croatian Societies- Fundraisers (with the exception of the following not approved: Class B Beer plus Reserve Class B Liquor & Sewer/Water Permits)
Franklin Civic Celebration
Franklin Historical Society – Barn Restoration
Franklin Lions Club – Meetings & Fund Raisers
Franklin Park Concerts – Free Concerts
Franklin Police Department – National Night Out
St Martin of Tours Church – Fund Raisers & Fair
St Paul’s Lutheran School – School Picnic
VFW Post 10394 (Franklin/Hales Corners) – Fund Raiser
Xaverian Missionaries – Annual Mission Festival

Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.

VOUCHERS AND PAYROLL

- I.1. Alderman Dandrea moved to approve the following: City vouchers with an ending date of December 1, 2016 in the amount of \$1,117,140.67; Payroll dated November 25, 2016 in the amount of \$378,543.40 and payments of the various payroll deductions in the amount of \$369,971.91, plus City matching payments; and Estimated payroll dated December 9, 2016 in the amount of \$388,000.00 and payments of the various payroll deductions in the amount of \$209,000.00, plus City matching payments and Property Tax payments with an ending date of December 1, 2016 in the amount of \$84.14 and the release of various vendor payments not to exceed \$94,744.88. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:21 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.