

# APPROVED JANUARY 9, 2018

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
DECEMBER 19, 2017  
MINUTES

## ROLL CALL

- A. The regular meeting of the Common Council was held on December 19, 2017 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, Alderwoman Kristen Wilhelm, Alderman Steve F. Taylor, Alderman Mike Barber and Alderman John R. Nelson. Excused was Alderman Dan Mayer. Also present were Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

## CITIZEN COMMENT

- B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:37 p.m.

## LETTERS OF RECOGNITION

- B.2.a. Assistant Fire Chief Patrick Hays and Mayor Olson acknowledged letters of recognition to Battalion Chief Kurt Stueck, Lieutenant Andrew Piasecki, Lieutenant Shawn Ganser, Lieutenant Craig Langowski, Lieutenant John Young, Firefighter/Paramedic Sean Behrens, Firefighter/Paramedic Jacob Streicher, Firefighter/ Paramedic Derek Hyde and Firefighter/Paramedic Nicholas Zunker for their professionalism and teamwork on November 4, 2017, and, to Firefighter/Paramedic Chad Foeckler for his professional and heroic efforts on November 4, 2017.

## DARK STORES/WALGREENS LEGISLATIVE EFFORTS

- B.2.b. Mayor Olson noted an email from Jerry Deschane, League of Wisconsin Municipalities, regarding SB 291 and SB 292 to reverse the Walgreens assessment decision and close the Dark Store loophole.

## MINUTES DECEMBER 5, 2017

- C. Alderman Taylor moved to approve the minutes of the regular Common Council Meeting of December 5, 2017 as presented at this meeting. Seconded by Alderman Barber. All voted Aye; motion carried.

## INSPECTORS OF ELECTION

- E.1. Alderman Barber moved to confirm the Mayoral appointments of Inspectors of Election and alternates for 2018-2020 as listed on the action request form dated 12/19/2017 and as amended. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.

- APPOINTMENT TO  
COMMUNITY  
DEVELOPMENT  
AUTHORITY
- E.2. Alderman Taylor moved to confirm Mayoral appointment of Adam Burckhardt, 7541 S. 72nd Street, Ald. Dist. 5, to the Community Development Authority for 4 year unexpired term expiring 8/30/18. Seconded by Alderman Barber. On roll call, all voted Aye; motion carried.
- DONATION TO POLICE  
DEPARTMENT
- G.1. Alderman Taylor moved to accept donation of \$1,000 to the Police Department from the Alice E. Topel Foundation Ltd. in memory of the late David Dey. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- CONTRACT WITH AIRBUS  
DS COMMUNICATIONS FOR  
TEXT 2-911 DATA SERVICE
- G.2. Alderwoman Wilhelm moved to authorize the Police Department to enter into agreement and sign the contract with Airbus to install and service a text 2-911 communication system for the dispatch center. Seconded by Alderman Taylor. All voted Aye; motion carried.
- 2018 FRANKLIN CIVIC  
CELEBRATION EVENT
- G.3. Alderman Taylor moved to approve adding July 2, 2018 from 7:00 p.m. to 11:00 p.m. to July 3 and 4 for the 2018 Franklin Civic Celebration event. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- ORD. 2017-2302  
AMEND ORD. 2016-2240 TO  
PROVIDE APPROPRIATIONS  
FOR REFUNDED 2017 TAXES  
& DEVELOPMENT  
PROFESSIONAL SERVICES
- G.4. Alderwoman Wilhelm moved to adopt Ordinance No. 2017-2302, AN ORDINANCE TO AMEND ORDINANCE 2016-2240, ADOPTING THE 2017 ANNUAL BUDGETS FOR TID3 FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2017 TO PROVIDE APPROPRIATIONS FOR REFUNDED 2017 TAXES AND DEVELOPMENT PROFESSIONAL SERVICES. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- PAYMENT RELATED TO  
TOWNE REALTY, INC.  
DEVELOPMENT AT 7333 S.  
27TH ST.
- G.5. Alderman Taylor moved to approve payment of \$450 to Ehlers, Inc. for services related to the Towne Realty, Inc. development at 7333 S. 27th Street. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- ORD. 2017-2303  
AMEND UDO TO ALLOW  
FOR SPECIAL USE AND  
PERMITTED USE IN B-3  
COMMUNITY BUSINESS  
DIST. (JOSEPH HAIDER,  
LAMACCHIA GROUP,  
APPLICANT)
- G.6. Alderman Taylor moved to adopt Ordinance 2017-2303, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0603 STANDARD INDUSTRIAL CLASSIFICATION TITLE NO. 6061 "CREDIT UNIONS, FEDERALLY CHARTERED (WITH DRIVE THROUGH FACILITIES)" AND 6062 "CREDIT UNIONS, NOT FEDERALLY CHARTERED (WITH DRIVE THROUGH FACILITIES)" TO ALLOW FOR SUCH USES AS A SPECIAL USE, AND 6061 "CREDIT UNIONS, FEDERALLY CHARTERED (WITHOUT DRIVE THROUGH FACILITIES)"

AND 6062 "CREDIT UNIONS, NOT FEDERALLY CHARTERED (WITHOUT DRIVE THROUGH FACILITIES)" TO ALLOW FOR SUCH USES AS A PERMITTED USE, IN THE B-3 COMMUNITY BUSINESS DISTRICT (JOSEPH HAIDER, DESIGNER, LAMACCHIA GROUP, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2017-7338  
SPECIAL USE AMENDMENT  
AT 7745 W. RAWSON AVE.  
(JOSEPH HAIDER,  
LAMACCHIA GROUP,  
APPLICANT)

G.7. Alderman Taylor moved to adopt Resolution No. 2017-7338, A SPECIAL USE AMENDMENT TO ALLOW FOR BUILDING ARCHITECTURE ENHANCEMENTS AND IMPROVEMENTS TO THE PARKING LOT, SIDEWALKS AND LANDSCAPING FOR THE EXISTING DRIVE-THROUGH BANK PROPERTY APPROVED AS A SPECIAL USE IN ORDINANCE NO. 2002-1735, AN ORDINANCE TO AMEND ORDINANCES 92-1229, 93-1261, 94-1298, 96-1391, 96-1400 AND 98-1508 CREATING PLANNED DEVELOPMENT DISTRICT NO. 16 (FRANKLIN CENTRE) (7745 WEST RAWSON AVENUE) (JOSEPH HAIDER, DESIGNER, LAMACCHIA GROUP, APPLICANT). Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

STANDARDS, FINDINGS  
AND DECISION FOR  
KRONES, INC.

G.8. Alderman Taylor moved to adopt Standards, Findings and Decision of the City of Franklin Common Council upon the application of Krones, Inc., property owner, for a Special Exception to certain Natural Resource provisions of the City of Franklin Unified Development Ordinance. Seconded by Alderman Dandrea. All voted Aye; motion carried.

ORD. 2017-2304  
AMEND UDO TO REZONE  
8300 W. SOUTH COUNTY  
LINE RD. (DAVID R. ROSS &  
LEANNE BUDDE-ROSS,  
APPLICANTS)

G.9. Alderman Taylor moved to adopt Ordinance 2017-2304, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM C-1 CONSERVANCY DISTRICT TO R-1 COUNTRYSIDE/ ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (8300 WEST SOUTH COUNTY LINE ROAD) (APPROXIMATELY 7.48 TOTAL ACRES; AREA TO BE REZONED IS APPROXIMATELY 0.82 ACRES) (DAVID R. ROSS AND LEANNE BUDDE-ROSS, APPLICANTS). Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2017-2305  
AMEND UDO TEXT TO  
REVISE TIME LIMIT FOR  
ALL TEMPORARY USES  
(AMERICAN TRANSMISSION

G.10. Alderman Taylor moved to adopt Ordinance 2017-2305, AN ORDINANCE TO AMEND THE UNITED DEVELOPMENT ORDINANCE TEXT TO AMEND SECTION 15-3.0804 TO INCLUDE THE ABILITY OF THE PLAN COMMISSION TO REQUIRE A LETTER OF CREDIT OR OTHER APPROVED

COMPANY LLC,  
APPLICANT)

FINANCIAL SECURITY SUFFICIENT TO ENSURE THE SITE IS CLEANED UP AND/OR RESTORED TO ITS PRIOR CONDITION AND TO AMEND SECTION 15-3.0804L. TO REVISE THE TIME LIMIT FOR ALL TEMPORARY USES FROM 90 DAYS TO 180 DAYS (AMERICAN TRANSMISSION COMPANY LLC, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RESCISSION OF COUNCIL  
DIRECTION – COMMUNITY  
BASED RESIDENTIAL  
FACILITIES NEW USE

G.11. Alderman Dandrea moved to rescind the adopted April 7, 2015 motion providing that with any future Community Based Residential Facilities that are introduced into the City of Franklin that the Alderman of the District be notified by phone call and that a community development review meeting be held so that everyone can be brought up to speed and direction given on how to proceed with this, with responsibility of letters to be written by City staff and sent to residents within 1,000 feet with the Alderman aware of the letter and who it will be sent to, understanding that City staff will process all such applications and new uses pursuant to the standard City process for new development and use applications and uses as applicable. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2017-2306  
AMEND ORD. 2017-2301 TO  
PROVIDE APPROPRIATIONS  
FOR REFUNDED 2017 TAXES

G.12. Alderwoman Wilhelm moved to adopt Ordinance 2017-2306, AN ORDINANCE TO AMEND ORDINANCE 2017-2301, ADOPTING THE 2018 ANNUAL BUDGETS FOR TID3 FUND FOR THE CITY OF FRANKLIN TO PROVIDE APPROPRIATIONS FOR REFUNDED 2017 TAXES. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.

JOB DESCRIPTION FOR  
ARBORIST

G.13. Alderman Taylor moved to approve the job description entitled “Arborist”. Seconded by Alderman Barber. All voted Aye; motion carried.

AGREEMENT FOR 2018 GIS  
SUPPORT & DATABASE  
MAINTENANCE SERVICES

G.14. Alderman Taylor moved to authorize the Director of Administration to execute a contract with Geographic Marketing Advantage, LLC for Geographic Information System Support and Database Maintenance Services in a form substantially equivalent to the current contract but incorporating a 3% rate increase effective January 1, 2018. Seconded by Alderman Dandrea. All voted Aye; motion carried.

PURCHASE ORDER WITH  
GEOGRAPHIC MARKETING  
ADVANTAGE, LLC FOR  
GIS/EDIT APP PROJECT

G.15. Alderman Taylor moved to authorize the Director of Administration to prepare and execute a purchase order, in the form of a contract amendment, with Geographic Marketing Advantage, LLC for a Geographic Information System for

\$26,950 to complete the GIS/EDIT App Project, incorporating the Edit App Retirement Plan Primary Steps document. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2017-2307  
AMEND ORD. 2016-2240 TO  
TRANSFER BUDGET  
APPROPRIATIONS FOR  
LONG-TERM DATA  
STORAGE PROJECT

G.16. Alderman Taylor moved to adopt Ordinance 2017-2307, AN ORDINANCE TO AMEND ORDINANCE 2016-2240, AN ORDINANCE ADOPTING THE 2017 ANNUAL BUDGES FOR THE GENERAL FUND AND CAPITAL OUTLAY FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2017 TO TRANSFER BUDGET APPROPRIATIONS FROM INFORMATION SERVICES CAPITAL OUTLAY COMPUTER EQUIPMENT TO POLICE DEPARTMENT CAPITAL OUTLAY COMPUTER EQUIPMENT FOR THE LONG-TERM DATA STORAGE PROJECT. Seconded by Alderman Barber. All voted Aye; motion carried.

2017 INFORMATION  
SERVICES PROJECTS &  
SOUND SYSTEM UPDATE  
OF COMMON COUNCIL  
CHAMBERS

G.17. Alderman Taylor moved to recommend staff to proceed with development of and proposals for the SQL Server License Upgrade Project and Remote Office Infrastructure Project, including taking such project proposals to the Technology Commission for consideration, and with the Common Council Chamber Sound System Project and to direct the Director of Finance and Treasurer to incorporate the current remaining 2017 appropriations, for a total amount of \$15,300 in Information Services and \$35,000 in Municipal Buildings, into a budget modification for re-appropriation, or carryover, into the 2018 budget. Seconded by Alderman Dandrea. All voted Aye; motion carried.

APPOINTMENT OF INTERIM  
BUILDING INSPECTOR &  
ESTABLISHMENT OF  
INTERIM ASSIGNMENT PAY

G.18. Alderman Taylor moved to confirm the appointment of John Skuhra as Interim Building Inspector subject to a term not-to-exceed 6 months and effective upon the retirement of the current Building Inspector and to establish an Interim Assignment Pay for Mr. Skuhra of \$82,729.50. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.

PART-TIME OR  
TEMPORARY ASSISTANT  
BUILDING INSPECTOR  
STAFFING

G.19. Alderman Taylor moved to authorize the available 2018 Building Inspection Personnel Services appropriations to be used for additional part-time and temporary Assistant Building Inspector staff services, not to exceed the budgeted appropriations. Seconded by Alderman Barber. All voted Aye; motion carried.

CLOSED SESSION  
EMPLOYEE'S PROMOTION  
TO PUBLIC WORKS  
SUPERINTENDENT

G.20. Alderman Dandrea moved to enter closed session at 7:05 p.m. pursuant to Wis. Stats. § 19.85(1)(c), to consider employment, promotion, compensation, or performance evaluation data of a public employee over which the Common Council has jurisdiction or exercises responsibility, and may reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Taylor.

Upon reentering open session at 7:15 p.m., Alderwoman Wilhelm moved to authorize the Director of Administration to prepare and execute an Employment Agreement with Mr. Bill Dudash, effective upon execution, for the position of Department of Public Works Superintendent that provides a) a starting annualized salary of \$82,116; b) three additional years of service credit for the purposes of vacation allowance; and c) qualification for retiree health insurance at a minimum age of 62 and having at least 18 years of service with the cost-share structure as identified in the handbook as of the effective date of the agreement. Seconded by Alderman Barber. On roll call, all voted Aye; motion carried.

ORD 2017-2308  
AMEND CH. 92 OF THE  
MUNICIPAL CODE FOR  
BUILDING PERMIT FEES

G.21. Alderman Taylor moved to adopt Ordinance 2017-2308, AN ORDINANCE TO AMEND CHAPTER 92 OF THE MUNICIPAL CODE TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES as amended. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2017-2309  
AMEND CH. 190 OF THE  
MUNICIPAL CODE FOR  
PLUMBING PERMIT FEES

G.22. Alderman Taylor moved to adopt Ordinance 2017-2309, AN ORDINANCE TO AMEND CHAPTER 190 OF THE MUNICIPAL CODE TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES as amended. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2017-2310  
AMEND CH. 118 OF THE  
MUNICIPAL CODE FOR  
ELECTRICAL PERMIT FEES

G.23. Alderman Taylor moved to adopt Ordinance 2017-2310, AN ORDINANCE TO AMEND CHAPTER 118 OF THE MUNICIPAL CODE TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES as amended. Seconded by Alderman Dandrea. All voted Aye; motion carried.

LICENSES AND PERMITS

H. Alderman Taylor moved to approve the following:  
Grant 2017-2018 Daycare license to Ingenious, Inc., Banmeet Dadwal, Manager, 7260 S. 76th St.; and  
Grant Operator license to Frances Hanley, 3329 E. Whittaker Ave., Cudahy; Carl Schroedl, 7452 S. 75th St., Franklin; and Gerhardt Strothmann, 7760 S. 51st St., #209, Franklin; and

Deny Operator License application of Adam Kosinski, 9780 W Norwich Ave., Greenfield for falsifying information related to license activity; and

Hold Operator license application for appearance from Shawna Kullas, 3801 S. Logan Ave., Milwaukee; and

Approve (PUBLIC) People Uniting for the Betterment of Life and Investment in the Community Grant to the following:

Franklin Civic Celebration; Franklin Fire Department Safety Day; Franklin Noon Lions Club, St. Martins Labor Day Fair; and

Approve (PUBLIC) People Uniting for the Betterment of Life and Investment in the Community Grant to Franklin Lioness Club, St. Martins Labor Day Fair pending completion of required documentation.

Seconded by Alderman Nelson. All voted Aye; motion carried.

VOUCHERS AND PAYROLL I.

Alderman Dandrea moved to approve the following:

City vouchers with an ending date of December 14, 2017 in the amount of \$1,048,343.43; Payroll dated December 8, 2017 in the amount of \$385,977.85 and payments of the various payroll deductions in the amount of \$229,347.47, plus City matching payments; and Estimated Payroll dated December 22, 2017 in the amount of \$370,000.00 and payments of the various payroll deductions in the amount of \$408,000.00, plus City matching payments; and Estimated Payroll dated January 5, 2018 in the amount of \$389,000.00 and payments of the various payroll deductions in the amount of \$233,000.00, plus City matching payments; and the release of payment to Wesolowski, Reidenbach and Sajdak not to exceed \$50,000; and the release of various vendor and employee payments not to exceed \$140,822.34; and the release of Library vouchers upon approval by the Library Board. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 7:24 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.