

# APPROVED FEBRUARY 17, 2015

## CITY OF FRANKLIN COMMON COUNCIL MEETING FEBRUARY 3, 2015 MINUTES

- |                                 |           |  |
|---------------------------------|-----------|--|
| ROLL CALL                       | A.        | The regular meeting of the Common Council was held on February 3, 2015 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 Dan Mayer, Alderwoman Kristen Wilhelm, Alderwoman Janet Evans, Alderman Doug Schmidt 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 6:34 p.m. and closed at 6:34 p.m.   |
| MAYOR ANNOUNCEMENTS             | B.2.a.    | Mayor Olson announced the Intergovernmental Cooperation Committee meeting on February 9, 2015 will be held in Franklin.  |
|                                 | B.2.b.    | Mayor Olson reminded Common Council members of the South Suburban Chamber of Commerce Dinner on February 4, 2015.  |
|                                 | B.2.c.    | Mayor Olson presented a Proclamation designating May 2, 2015 as Arbor Day.   |
| APPROVAL OF MINUTES             | C.1.      | Alderwoman Wilhelm moved to approve the minutes of the regular meeting of January 20, 2015. Seconded by Alderman D. Mayer. All voted Aye; motion carried.  |
| WIS DOT 27 <sup>TH</sup> ST.    | F.1.      | Mayor Olson noted a letter from the Wisconsin Department of Transportation regarding the 27 <sup>th</sup> Street Improvement Project.  |
| LETTERS FROM FRANKLIN FIRE DEPT | F.2./F.3. | Alderman D. Mayer moved to acknowledge and place on file a letter of commendation from the Franklin Fire Department which was presented to Lieutenant Anthony Psichulis, and Firefighter/Paramedics Richard Carlsen, Robert Kurtz, and Sean Behrens for their heroic actions on October 24, 2014, and a letter of recognition presented to Firefighter/Paramedics Thomas Hensiak, Richard Carlsen, Dustin Lofy and Sean Behrens from the Franklin Fire Department for their exemplary actions on December 1, 2014. Seconded by Alderman Dandrea. Upon voice vote, unanimous Aye; motion carried. |
| CONSENT AGENDA                  |           | Alderman D. Mayer moved to approve the following consent agenda items:   |
| DONATIONS                       | G.1.a)    | Accept the donation of \$50 from Renee Fuller and \$25 from Kim Dandrea for "Operation Fit Franklin";  |
| ENVIRONMENTAL COMM. TRAINING    | G.1.b)    | Authorize two members of the Environmental Commission to attend the "WI Master Naturalist Volunteer Training" course at Wehr Nature Center.  |

- Approval of the consent agenda was seconded by Alderwoman Evans. All voted Aye; motion carried.
- 2015 EMERGENCY VEHICLE PREEMPTION G.2. Alderwoman Wilhelm moved to authorize the Police Department to expend \$50,000 from the Capital Improvement Fund for the 2015 Emergency Vehicle Preemption project and for the proper City officials to execute an Agreement with the State of Wisconsin Department of Transportation regarding said project. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.
- RES. 2015-7060 CONSERVATION EASEMENT AT 12321 W. RAWSON AVE. G.3. Alderman D. Mayer moved to adopt Resolution 2015-7060, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR PROPERTY LOCATED AT 12321 WEST RAWSON AVENUE (ALFRED L. BLOCK, OWNER). Seconded by Alderman Schmidt. Alderman D. Mayer withdrew his motion and Alderman Schmidt withdrew his second. Alderwoman S. Mayer then moved to adopt Resolution 2015-7060, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR PROPERTY LOCATED AT 12321 WEST RAWSON AVENUE (ALFRED L. BLOCK, OWNER) as amended and subject to review and approval by the Department of City Development and technical corrections by the City Attorney. Seconded by Alderwoman Evans. All voted Aye; motion carried.
- RES. 2015-7061 EHLERS & ASSOCIATES, INC. G.4. Alderman Dandrea moved to adopt Resolution No. 2015-7061, A RESOLUTION TO APPOINT EHLERS & ASSOCIATES, INC. AS DISSEMINATION AGENT FOR THE CITY OF FRANKLIN CONTINUING DISCLOSURE REQUIRED UNDER SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12, subject to staff notifying the Common Council prior to any renewal. Seconded by Alderwoman Evans. All voted Aye; motion carried.
- RES. 2015-7062 AMEND RES. 2013-6920 AUTHORITY FOR DISBURSEMENT G.5. Alderwoman Evans moved to adopt Resolution No. 2015-7062, A RESOLUTION AMENDING RESOLUTION 2013-6920 GRANTING LIMITED SPECIFIC AUTHORITY FOR DISBURSEMENT IN ADVANCE OF REVIEW OF VOUCHER LISTINGS. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2015-7063 AMEND CITY DEFINED CONTRIBUTION RETIREMENT PLAN G.6. Alderman Dandrea moved to adopt Resolution No. 2015-7063, A RESOLUTION TO AMEND THE CITY OF FRANKLIN DEFINED CONTRIBUTION RETIREMENT PLAN TO AMEND "SECTION 5.06-LOANS TO PARTICIPANTS" TO

AMEND THE LIMITATIONS TO ONE LOAN IN ANY 12-MONTH PERIOD AND TO ONLY ONE LOAN AT A TIME. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RECOMMENDATIONS  
FROM THE COMMITTEE  
OF THE WHOLE

G.7.

Upon recommendation of the Committee of the Whole:

- a) No action was taken on a presentation from Wheaton Franciscan Healthcare Presentation regarding Healing Garden, Walking Trail and Chapel at South 76<sup>th</sup> Street and West Rawson Avenue;
- b) No action was taken on a Concept Review for a Proposed Bowling Center/Sports Bar/Banquet Hall at 7220 West Rawson Avenue;
- c) No action was taken on a presentation from Franklin Area Parents and Students United;
- d) Alderwoman S. Mayer moved to table the possible Comprehensive Master Plan update or replacement of the City of Franklin Unified Development Ordinance until the April 6, 2015, Committee of the Whole meeting with the Department of Community Development to present benefits and issues with three options for Item 1. Seconded by Alderman Dandrea. All voted Aye; motion carried.

LICENSES AND  
PERMITS

H.1.

Alderman Dandrea moved to approve the following:

Grant Class B Combination (Reserve) license to Hudson Burger, LLC, Kimberly Olsen, Agent (d/b/a Milwaukee Burger Company), 6421 S. 27th St. subject to compliance with all City Code requirements; and

Grant Operator's license to Cheri Gaedtke, 8037 W. High St., Franklin, with a warning letter from the City Clerk; and

Grant Operators' licenses Michael Anders, S70W13749 Tess Corners Dr., Muskego; Virginia Bennett, W140S9287 Boxhorn Dr., Muskego; Dawn Boneck, W127S6823 Jaeger Pl., Muskego; Jennifer Castillo, 5601 Castle Ct., #202, Racine; Harbans Kaur, 2999 W. Yorkshire Cir., Franklin; Lisa Krueger, 7718 W. Howard Ave., #2, Milwaukee; Margaret Mooney, 7449 S. Riverview Rd., Franklin; Laura Rogers, 3105 W. Marigold Ave., #1, Greenfield; Jennifer Schrank, 9100 W. Concordia Ave., Milwaukee; Patricia Schultz, 3929 S. Ahmedi Ave., St Francis; Monika Szczerba, 4036 S. 58th St., Milwaukee; Denise Widenski, 7335 S. Quincy Ave., Oak Creek; Deanna Zettel, 7123 W. Windlake Rd., Wind Lake, and

Hold Operator's license application of Kayla Fleury, 2145 S. 102nd St., West Allis, for appearance; and

Deny Operator's license for Barbara Warren, 719 Marshall Ave., South Milwaukee, due to felony conviction; and

Grant Special Class B Beer license to St. Martin of Tours Parish

VOUCHERS AND  
PAYROLL

I.1.

School (Jeanne Johnson), Spaghetti Dinner on 2/21/2015, 7933 S. 116th St., and Grant Combination "Class A" Change of Agent, Kevin Butler to Kwik Trip #857, 10750 W. Speedway Dr. Seconded by Alderwoman Evans. All voted Aye; motion carried. Alderwoman Evans moved to approve net general checking account City vouchers in the range of Nos. 155210 through 155368 in the amount of \$1,132,205.86 dated January 21, 2015 through February 2, 2015. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve net payroll dated January 23, 2015 in the amount of \$365,660.76 and payments of the various payroll deductions in the amount of \$367,248.54 plus any City matching payments where required. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye; motion carried.

Alderwoman S. Mayer moved to approve net payroll dated February 6, 2015 estimated at \$382,000.00 and payments of the various payroll deductions estimated at \$230,000.00 plus any City matching payments where required. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

CLOSED SESSION  
FUTURE BUSINESS  
PARK DEVELOPMENT,  
RETAIL DEVELOPMENT  
AND MIXED USE

G.8.

Alderman Schmidt moved to approve property tax refunds in the range of Nos. 14710 through 14791 in the amount of \$28,499.96 dated January 16, 2015 through January 29, 2015. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried. On a motion by Alderman Dandrea, closed session was entered at 7:33 p.m. pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to the potential acquisition and development of property within the City for future business park development, future retail development and future mixed-use business light industrial, commercial, residential, nature conservation and all-inclusive playground public park development, service, product and potential investment proposals for such purpose(s) and the investing of public funds and governmental actions in relation thereto and to effect such development, including service, product and potential investment contract terms and provisions, and including the terms and provisions of potential development agreement(s) for the development of property within a tax incremental district for future business park development, future retail development and future mixed-use business light industrial, commercial, residential, nature conservation and all-inclusive playground public park development, and to reenter

open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.

Alderman D. Mayer left the meeting at 9:04 p.m. and Alderwoman Wilhelm left the meeting at 10:06 p.m.

Open session was reentered at 10:32 p.m.

ADJOURNMENT

J.

Alderman Schmidt moved to adjourn the meeting at 10:33 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.