

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JANUARY 23, 2007
MINUTES**

- | | | |
|---|-------|--|
| ROLL CALL | A. | The regular meeting of the Common Council held on January 23, 2007 and was 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: Mayor Taylor, Aldermen Olson, Solomon, Hammelman, Kosovich, Sohns and Skowronski. Also present were City Engineer Bennett, Planning Manager Dietl, Fire Chief Martins, Fire Inspector Jepsen, Police Chief Oliva, Dir. of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski. |
| CITIZEN COMMENT | B-1. | Citizen comment period was opened at 6:34 p.m. and closed at 6:45 p.m. |
| PROCLAMATION | B-2a. | Mayor Taylor presented a Proclamation to former Library Board member Penny Woodcock. |
| PROCLAMATION | B-2b. | Mayor Taylor presented a Proclamation to former Library Board member Greg Groth. |
| COMMENDATION | B-2c. | Alderman Skowronski read a Mayoral Commendation for The Polish Center of Wisconsin – 2006 Pride in Premises Award from the Southeaster Chamber United in Business. |
| COMMENDATION | B-2d. | Mayor Taylor announced his Commendation for WE Energies – 2006 Business of the Year Award from the Southeastern Chamber United in Business. |
| RECOGNITION-HEALTH DEPT. | B-2e. | No action was taken on an announcement of Project Public Health Ready Recognition for the Health Department. |
| RECOGNITION-FIRE DEPT. | B-2f. | Mayor Taylor and Fire Chief Martins presented Fire Department recognition of Mike Jankowski and Anthony Psichulis. |
| MINUTES-1/09/07 | C-1. | Alderman Skowronski moved to approve minutes of the regular meeting of January 9, 2007. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| CONSENT AGENDA | | Alderman Sohns moved to approve the following consent agenda items: |
| PURCHASE PROPERTY-8921 W. DREXEL AVENUE | F-1a. | Approve the “Amendment to Offer to Purchase” dated January 15, 2007, for the purchase of the property at 8921 W. Drexel Avenue, located between Fire Station No. 1, the Drexel Avenue Water Tower, and opposite the Franklin Public Library, and Lions Legend Park extended, for public purposes for governmental use for municipal building and/or property space and/or new facilities or addition(s) to such adjoining or other public uses to be interim financed to proceed to closing as previously directed by the Council and additionally as may be available by way of impact fees, following and upon recommendation from the Plan Commission; and thereafter |

Franklin Common Council

1/23/07

Page Two

- PURCHASE-
CONTINUED
RESCHEDULE F-1b. considering any recommendations from the Parks Commission and/or Board of Public works to which the subject is hereby referred;
MEETING Reschedule the April 3, 2007 Common Council meeting to Monday
ENVIRONMENTAL F-1c. April 2, 2007 to combine with the Committee of the Whole meeting;
COMPLIANCE F-1c. Approve the expenditure of \$50 from Acct. 01.102.0000.5425,
SEMINAR Common Council seminars, to allow two members of the Environmental Commission to attend a Job-Site Environmental Compliance Seminar;
- ORD. 2007-1906 F-1d. Adopt Ordinance No. 2007-1906, AN ORDINANCE TO ESTABLISH
STOP SIGN- PLACING A STOP SIGN ON EASTBOUND W. FITZSIMMONS
FITZSIMMONS RD. ROAD AT S. 31ST STREET.
Approval of the above consent agenda items was seconded by Alderman Olson. All voted Aye; motion carried.
- SENIOR TRAVEL F-2. An update on the Franklin Senior Citizens Travel Program for 2006
PROGRAM UPDATE year end was given by Shirley Bird.
- RES. 2007-6230 F-3. Alderman Skowronski moved to adopt Resolution No. 2007-6230, A
CONSERVATION RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO
EASEMENT- ACCEPT A CONSERVATION EASEMENT FOR AND AS PART
ANIMAL CAMPUS- OF A SITE PLAN FOR ANIMAL CAMPUS (APPROXIMATELY
MEINERZ 10940 WEST LOOMIS ROAD) (NANCY MEINERZ, APPLICANT).
Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2007-6231 F-4. Alderman Hammelman moved to adopt Resolution No. 2007-6231, A
LAND RESOLUTION CONDITIONALLY APPROVING A
COMBINATION- COMBINATION OF LAND OF A PART OF THE SOUTHWEST ¼
VILLARREAL OF THE SOUTHWEST ¼ OF SECTION 1, TOWN 5 NORTH,
RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE
COUNTY, WISCONSIN (OSCAR AND RUTH VILLARREAL)
(APPROXIMATELY 4226 WEST CARMEL DRIVE) as corrected.
Seconded by Alderman Kosovich. All voted Aye; motion carried.
- FIRE DEPARTMENT F-5. Alderman Skowronski moved to table an ordinance to amend the fire
FEES prevention, protection, and control code of the Municipal Code as it
pertains to fire inspection and fire protection plan review fees and
national fire prevention association publication reference updates.
Seconded by Alderman Hammelman. On roll call, Aldermen
Hammelman, Kosovich, Sohns, and Skowronski voted Aye; Aldermen
Olson and Solomon voted No. Motion carried.
- SOLID WASTE F-6. Alderman Skowronski moved to direct staff to review and revise solid
COLLECTION waste collection policy for condominium developments as appropriate,
POLICY and return to Council for approval. Seconded by Alderman Solomon.
All voted Aye; motion carried.
- NO PARKING- F-7. Alderman Sohns moved to suspend rules to allow citizens to speak one
CROOKED CREEK time each on the subject of parking in Crooked Creek Subdivision.
SUBDIVISION Seconded by Alderman Olson. All voted Aye; motion carried.

NO PARKING-
CROOKED CREEK
SUBDIVISION-
CONTINUED

Alderman Sohns moved to return to regular order of business. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Sohns moved to abolish Ordinance No. 2006-1890 which establishes the posting of "No Parking" during school hours in Crooked Creek Subdivision located south of W. Drexel Avenue from S. 42nd Street to S. 44th Street. Seconded by Alderman Solomon. All voted Aye, motion carried.

Alderman Sohns moved that the City Attorney prepare an ordinance to prohibit parking from 7 a.m. to 9 a.m. in locations identified by the City Engineer. Seconded by Alderman Skowronski. All voted Aye; motion carried.

It was then moved by Alderman Sohns to make a recommendation to the Board of Public Works that they can table any parking/no parking requests through the end of the 2006-2007 school year and that any requests in the future be accompanied by a survey with results to be presented to the Common Council. Seconded by Alderman Kosovich. All voted Aye; motion carried.

Alderman Sohns moved to direct the Engineering Department to notify all affected residents of the foregoing actions of the Common Council. Seconded by Alderman Solomon. All voted Aye; motion carried.

POLICE CAPTAINS & BUILDING INSPECTOR F-8.

Alderman Olson moved to approve that the January 1, 2007 3% adjustment to the pay scales for the positions of Captains of Police and Building Inspector be made effective, retroactively to January 1, 2006. Seconded by Alderman Skowronski. All voted Aye; motion carried.

CLOSED SESSION- ACQUISITION OF PROPERTY- SERENITY ESTATES SUBDIVISION F-9.

Alderman Sohns moved to enter closed session at 8:40 p.m. pursuant to §19.85 (1)(e), Wis. Stats., to consider an offer to sell property to the City intended to be used for public park purposes in the Serenity Estates Subdivision area and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

Upon reentering open session at 8:54 p.m., Alderman Sohns moved to authorize the City Attorney to prepare and the Mayor, Clerk and Director of Finance to execute and deliver a Counter-Offer to the Offer to sell Outlot 1 Serenity Estates Subdivision and an Offer to Purchase Outlot 1 of CSM No. 7480, in the amounts as appraised plus 4% and with such other terms as provided by the City Attorney, and that such acquisition be referred to the Plan Commission and Board of Public Works for any recommendation. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.

Franklin Common Council

1/23/07

Page Four

CLAIM-GREGORY PATZER F-10. Alderman Olson moved to deny the claim of Gregory Patzer pursuant to Wisconsin Statute 893.80 (1g) as recommended by the City's insurance carrier on the grounds that there is no negligence on part of the City. Seconded by Alderman Solomon. All voted Aye; motion carried.

APPOINTMENTS G-1. Alderman Olson moved to confirm the Mayoral appointment of Charles Searle, term expires 8/30/10, to the Community Development Authority. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

OPERATOR'S LICENSE AMBER HELM H-1. No action was taken at this time regarding the hearing held for Amber E. Helm upon Summons and Complaint for potential suspension or revocation of license for violating closing hours regulations.

LICENSES H-2. Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

New Class A Liquor License to Priya Corp., d/b/a Andy's On Ryan Road, Agent-Kavita Khullar, 5120 W. Ryan Road with warning letter from City Clerk;

Temporary Class B Beer & Wine and Temporary Entertainment & Amusement License to St. Theresa of the Child Jesus Vietnamese Catholic, Vietnamese Lunar New Year Cultural Gathering, Francis Le, 7963 S. 116th Street (St. Martin of Tours) on 2/11 & 2/12/07;

Temporary Class B Beer & Wine and Temporary Entertainment & Amusement License and Fee Waivers to St. Martin of Tours Parish School, Sweetheart Dance on 2/17/07, Margaret David, 7963 S. 116th Street and St. Martin of Tours Parish, Grand March Silent Auction/Dinner/Raffle Night, John & Diane Winkowski, 7963 S. 116th Street on 3/24/07;

and also moved to hold Operator License for Kate Peters, 2239 S. Aldrich Street, Milwaukee for additional information; Adim S. Asid-Cabral, 1840 W. Kerney Place, Milwaukee subject to appearing before the License Committee; Melissa A. Bentley, 4277 S. Third Street, Milwaukee subject to appearing before the License Committee and verification by staff of the accuracy of a police report date; Jason L. Fenton, 3623 W. College Avenue #9, Milwaukee subject to appearing before the License Committee; Angie M. Steeves, 2113A W. Vilter Lane, Milwaukee subject to appearing before the License Committee and Rose Ann Wright, 209 E Market Street #116, Burlington subject to appearing before the License Committee;

BILLS I-1. Alderman Kosovich moved to approve net City vouchers in the range of Nos. 119050 through 119297 in the amount of \$907,923.57. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Franklin Common Council

1/23/07

Page Five

PAYROLL

Alderman Kosovich moved to approve net payroll of January 19, 2007 in the amount of \$352,922.21. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J.

Alderman Hammelman moved to adjourn the meeting at 9:03 p.m. Seconded by Alderman Kosovich. All voted Aye; motion carried.