

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JANUARY 8, 2008
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on January 8, 2008 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, Hammelman, Kosovich, Sohns (arrived at 6:35 p.m.) 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 6:30 p.m. and closed at 6:40 p.m. |
| ANNOUNCEMENTS | B-2a. | Mayor Taylor read a Certificate of Commendation for school bus driver Colleen Torres. |
| | B-2b. | Mayor Taylor announced 2007 honorable mention received by the City of Franklin from Mid-America Economic Development Council for production of appealing and effective development materials. |
| MINUTES-
12/18/07 | C-1. | Alderman Olson moved to approve minutes of the regular meeting of December 18, 2007 as presented. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| CONSENT AGENDA | | Alderman Solomon moved to approve the following consent agenda items: |
| RES. 2008-6394
EASEMENTS-
WOODLAND
PRAIRIE | F-1a. | Adopt Resolution No. 2008-6394, A RESOLUTION ACCEPTING AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF STORM SEWER FOR WOODLAND PRAIRIE DEVELOPMENT; |
| 2008 CASUALTY
INSURANCE
COVERAGE | F-1b. | 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, as noted above, for the upcoming 2008 year, as revised on 1/08/08; |
| 2008 SOFTWARE
SUPPORT SERVICES | F-1c. | Authorize a 1-year Agreement with Tyler Technologies, Inc. (CLT Division) for Software Support Services for the period January 1, 2008 through December 31, 2008;
Approval of consent items seconded by Alderman Sohns. All voted Aye; motion carried. |
| BUCKHORN TAVERN
PRACTICES AND
OPERATING
PROCEDURES
REVIEW | F-2. | Alderman Kosovich moved direct City staff, including the Police Chief and City Attorney (or special counsel), to investigate allegations in <i>State of Wisconsin vs. Eddie Lynn Keck</i> , Milwaukee County Circuit Court Case No. 2007CF006262, pertaining to the Buckhorn Tavern or an operator therein dispensing or serving alcohol beverages to a person who is intoxicated, in cooperation with the Milwaukee County District Attorney's Office as may be appropriate, and to undertake such actions or make such |

BUCKHORN TAVERN
CONTINUED

recommendations as may be warranted as a result of such investigation. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

WATERMAIN
SURVEY-
W. FOREST HOME
AVENUE

F-3. Alderman Skowronski moved to direct staff to survey area property owners on the west side of W. Forest Home Avenue south of W. St. Martins Road (11700-12300 block of W. Forest Home Avenue) relative to the extension of water main. Seconded by Alderman Solomon. All voted Aye; motion carried.

URBAN GRANT-
FRANKLIN
BUSINESS PARK

F-4. Alderman Sohns moved to refer the request for funding of \$138,650.00 from T.I.F. No. 2 to the Community Development Authority for eligibility determination and recommendation. Seconded by Alderman Olson. All voted Aye; motion carried.

RES. 2008-6395
NON-CONFORMING
USE WEST SHORE
PIPELINE COMPANY

F-5. Alderman Solomon moved to approve Resolution No. 2008-6395, A RESOLUTION APPROVING AN EXPANSION OF A LEGAL NON-CONFORMING USE FOR WEST SHORE PIPELINE COMPANY FOR A COMMON CARRIER PETROLEUM SYSTEM PIPELINE SUBSTATION AT APPROXIMATELY 11595 WEST FOREST HOME AVENUE, subject to Plan Commission review and approval. Seconded by Alderman Skowronski. All voted Aye; motion carried.

ORD. 2008-1935
PDD #21-
BRENWOOD PARK
DRIVE

F-6. Alderman Olson moved to adopt Ordinance No. 2008-1935, AN ORDINANCE TO AMEND §15-3.0426 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 21 (BRENWOOD PARK DRIVE COMMUNITY BASED RESIDENTIAL FACILITY AND RESIDENTIAL CARE ADULT COMMUNITY) (WC-FRANKLIN, LLC, APPLICANT). Seconded by Alderman Skowronski. All voted Aye; motion carried.

RES. 2008-6396
CSM-BRENWOOD
PARK DRIVE
RESIDENTIAL CARE
ADULT COMMUNITY

F-7. Alderman Olson moved to approve Resolution No. 2008-6396, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A DIVISION OF A PART OF THE NORTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 17, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (BRENWOOD PARK DRIVE RESIDENTIAL CARE ADULT COMMUNITY) (APPROXIMATELY 9535 WEST LOOMIS ROAD). Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2008-6397
CONSERVATION
EASEMENT-
BRENWOOD PARK

F-8. Alderman Olson moved to approve Resolution No. 2008-6397, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF THE BRENWOOD PARK DRIVE RESIDENTIAL CARE ADULT COMMUNITY, 2 LOT CERTIFIED SURVEY MAP (AT

BRENWOOD PARK-
CONTINUED

APPROXIMATELY 9535 WEST LOOMIS ROAD) (WC-FRANKLIN, LLC, APPLICANT). Seconded by Alderman Sohns. All voted Aye; motion carried.

PUBLIC HEARING-
UDO AMENDMENT
DETACHED
GARAGES-
ST. MARTINS
PLANNING
DISTRICT

F-9. Alderman Skowronski moved to direct staff to schedule a public hearing before the Plan Commission and the Plan Commission to review and report upon AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-5.0203 TO ALLOW DETACHED GARAGES WITHIN THE VILLAGE OF ST. MARTINS PLANNING DISTRICT, with a request that the Plan Commission review a simplified approval procedure rather than a blanket approval procedure. Seconded by Alderman Solomon. All voted Aye; motion carried.

PUBLIC HEARING-
UDO AMENDMENT
PUBLIC
RECREATIONAL
PATHS

F-10. Alderman Solomon moved to direct staff to schedule a public hearing before the Plan Commission upon AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-4.0100 (FOOTNOTE) AND SECTION 15-11.0103 (DEFINITION OF "DEVELOPMENT") TO EXCLUDE PUBLIC RECREATIONAL PATHS FROM NATURAL RESOURCE PROTECTION REGULATIONS TO ALLOW UPON SUCH PATHS PUBLIC VIEWING AND USE OF NATURAL RESOURCE AREAS IN THE PUBLIC INTEREST and to direct the Plan Commission to review the proposed ordinance and make its recommendation thereon. Seconded by Alderman Skowronski. All voted Aye; motion carried.

RES. 2008-6398
AGREEMENT-
METRO RECYCLING
& DISPOSAL
FACILITY

F-11. Alderman Sohns moved to adopt Resolution No. 2008-6398, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN AGREEMENT TO CONTINUE PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES TO MONITOR COMPLIANCE AT THE METRO RECYCLING & DISPOSAL FACILITY TO DECEMBER 31, 2008, WITH J. SPEAR ASSOCIATES, INC. as revised. Seconded by Alderman Kosovich. All voted Aye; motion carried.

APPOINTMENTS

G-1. Alderman Solomon moved to confirm Mayoral appointment of Mark Kass, term expires 08/30/10, to the Community Development Authority. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Sohns moved to confirm Mayoral appointment of Dennis McKnight, term expires 07/01/10, to the Library Board. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

LICENSES AND PERMITS

H-1. Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

Operator License to Jordan T. Ammon, 5801 W. Allwood Drive; Scott C. Driscoll, 548 Tower Street, Burlington; Mark A. Fleischmann, 5253 N. Lovers Lane Rd #211, Milwaukee; Sharon J. Jazdzewski, 2810 S. 15th Place, Milwaukee; Scott J. Kastner, 9033 S. 83rd Street;

Change of Agent for Ultra Mart Roods, LLC d/b/a Pick n Save, new Agent Gregory A. Vengrin;

and also moved to hold Operator License for Justin M. Wojciechowski, 7618 Drake Lane until contacted by applicant. Seconded by Alderman Kosovich. All voted Aye; motion carried.

VOUCHERS AND PAYROLL

I-1. Alderman Hammelman moved to approve net City vouchers in the range of Nos. 123394 through 123596 in the amount of \$1,150,856.46. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to approve the net City payroll of December 21, 2007 in the amount of \$322,807.28. Seconded by Alderman Sohns. On roll call, all voted Aye. Motion carried.

Alderman Hammelman moved to adjourn the meeting at 7:47 p.m. Seconded by Alderman Kosovich. All voted Aye; motion carried.

Alderman Sohns, moved to return to session at 7:48 p.m. Seconded by Alderman Skowronski. All voted Aye; motion carried.

Alderman Sohns moved to approve the net City payroll of January 4, 2008 in the amount of \$347,221.81. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Olson moved to adjourn the meeting at 8:50 p.m. Seconded by Alderman Kosovich. All voted Aye; motion carried.