

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JUNE 17, 2008
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on June 17, 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, Wilhelm, Taylor, Sohns and Skowronski. Also present were Assistant City Engineer Romeis (arrived at 6:40 p.m.), Director of Administration Luberda, City Attorney Wesolowski and Deputy City Clerk Vanden Boom. |
| CITIZEN COMMENT | B-1. | Citizen comment period was opened at 6:31 p.m. and closed at 6:50 p.m. |
| ANNOUNCEMENTS | B-2. | <p>Mayor Taylor noted that a Certificate of Achievement for John Andrew Roark for earning Eagle Scout Rank was given at an earlier date.</p> <p>Mayor Taylor noted a Department of Natural Resources publication entitled "Rain Gardens: A How-To Manual for Homeowners" which is available at City Hall.</p> |
| MINUTES-
06/03/08 | C-1. | Alderman Skowronski moved to approve minutes of the regular meeting of June 3, 2008 with a correction to Item H-1. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| APPOINTMENTS | E-1.a. | Alderman Sohns moved to confirm Mayoral appointment of Wesley Cannon, term expires 4/30/11, to the Environmental Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried. |
| | E-1.b. | Alderman Taylor moved to confirm Mayoral appointment of Peter A. Kosovich, term expires 4/30/10, to the Plan Commission. Seconded by Alderman Skowronski. On roll call, the vote was Aldermen Skowronski, Taylor and Solomon voting Aye; Aldermen Sohns, Wilhelm and Olson voting No. Mayor Taylor broke the tie by voting in the affirmative, motion carried. |
| LETTERS AND PETITIONS | F-1. | No action was needed regarding a letter from Mayor Taylor to the Common Council dated 6/13/08 regarding seasonal workforce staffing. |
| CONSENT AGENDA: | | Alderman Sohns moved to approve the following consent agenda items: |
| DONATION | G-1a. | Donation from Kenneth Skowronski and Barbara Barbian in the amount of \$100 for bike helmets for the Safety City Program; |

PLANNING
ADVISORY SERVICE

G-1b. Authorize the Director of Administration to subscribe to the American Planning Association's Planning Advisory Service with the cost of \$745 being paid out of the City Development Budget.

CONSENT AGENDA-
CONTINUED

Alderman Sohns withdrew his motion.
Then Alderman Sohns moved to accept donation from Kenneth Skowronski and Barbara Barbian in the amount of \$100 for bike helmets for the Safety City Program. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

Alderman Sohns moved to approve Plan Commission's request to subscribe to the American Planning Association's Planning Advisory Service in the amount of \$745 from Planning Department budget contingent that if any aldermen access service for a publication they make Planning Manager or Director of Administration aware of choice. Seconded by Alderman Skowronski. All voted Aye; motion carried.

ECONOMIC
DEVELOPMENT
COMMISSION

G-2. Members Grintjes, Oleson and Karolewicz of the Franklin Economic Development Commission presented the Council with substantive activities quantitatively, past accomplishments, and goals for the following year.

RES. 2008-6455
FIRE STATION NO. 3

G-3. Alderman Sohns moved to direct staff to return the bid to Jackson Building Contractors, LLC, under §66.0901(5) Stats. Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Sohns moved to adopt Resolution No. 2008-6455, A RESOLUTION AWARDED BID TO THE LOWEST BIDDER FOR THE CONSTRUCTION OF FIRE STATION NO. 3 LOCATED AT 4755 W. DREXEL AVE. awarding the bid for the construction of Fire Station No. 3 to Magill Construction Co., Inc. in the amount of \$1,518,999. Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Taylor moved to authorize the adjustment of the construction budget not to exceed \$1,713,399 without prior Council approval. Seconded by Alderman Skowronski. On roll call, the vote was: Aldermen Skowronski, Taylor, Wilhelm and Solomon voting Aye and Aldermen Sohns and Olson voting No. Motion carried

Alderman Sohns moved to authorize change orders up to \$5,000 with approval from the Fire Chief, City Engineer, and the designated project manager from Angus Young Associates. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

- RES. 2008-6412
VACATE PORTION
W. SYCAMORE
STREET
- G-4. Alderman Wilhelm moved to adopt Resolution No. 2008-6412, A RESOLUTION TO VACATE A PORTION OF WEST SYCAMORE STREET FROM A POINT 312.75 FEET EAST OF THE INTERSECTION OF SOUTH 35TH STREET AND WEST SYCAMORE STREET TO A POINT 1104.72 FEET EASTERLY ALONG THE CENTERLINE OF WEST SYCAMORE STREET upon the condition that the easements previously presented to the Common Council on 5/20/08 be brought back for Common Council approval. Seconded by Alderman Sohns. All voted Aye; motion carried.
- ROAD EXTENSION-
TO S. 51ST STREET
- G-5. Alderman Wilhelm moved to proceed with the road extension that follows the most direct possible route to the nearest fire station to S. 51st Street. Seconded by Alderman Taylor. Alderman Sohns called for the question. On roll call, Aldermen Wilhelm and Taylor voting Aye; Aldermen Olson, Solomon, Sohns and Skowronski voting No. Motion failed.
- Alderman Olson moved to table to 3/31/09. Seconded by Alderman Sohns. All voted Aye; motion carried.
- ORD. 2008-1945
REZONING-
MAYER
- G-6. Alderman Skowronski moved to approve Ordinance No. 2008-1945, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE CERTAIN PARCELS OF LAND FROM R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO R-1 COUNTRYSIDE/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (SCOTT A. MAYER AND SUSANNE M. MAYER, APPLICANTS). Seconded by Alderman Sohns. On roll call, Aldermen Olson, Wilhelm, Taylor, Sohns and Skowronski voting Aye; Alderman Solomon voted No. Motion carried.
- AMEND
COMPREHENSIVE
MASTER PLAN-
MAYER
- G-7. Alderman Sohns moved to place on file an amendment to the Comprehensive Master Plan for the property located at the West 1/2 of the Northeast 1/4 of Section 29, Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin, Tax Key No. 894-9999-000, to change the zoning designation from R-2 Estate Single-Family Residence District to R-1 Countyside/Estate Single-Family Residence District (Scott A. Mayer and Susanne M. Mayer, applicants). Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2008-6456
SPECIAL USE
MISSION HILLS
APARTMENTS
- G-8. Alderman Solomon moved to adopt Resolution No. 2008-6456, A RESOLUTION TO AMEND RESOLUTION NOS. 1970-446, 2006-6196 AND 2007-6390 IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR THE MISSION HILLS APARTMENTS COMPLEX LOCATED AT 7711 AND 7811-7859 SOUTH SCEPTER DRIVE TO ALLOW FOR ALUMINUM SIDING, SOFFIT AND FASCIA AND ENTRY DOOR REPLACEMENTS (FRANKLIN

MISSION HILLS-
CONTINUED

MISSION HILLS, LLC, APPLICANT). Seconded by Alderman Sohns. All voted Aye; motion carried.

ORD. 2008-1946
OFF STREET
PARKING
(DEVO PROPERTIES)

G-9.

Alderman Sohns moved to approve Ordinance No. 2008-1946, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT TO ALLOW FOR REDUCTIONS TO THE SECTION 15-5.0203 OFF-STREET PARKING & ON-SITE QUEUING PAVED AREA REQUIREMENTS FOR USE TYPES IN THE OL-2 GENERAL BUSINESS OVERLAY DISTRICT WHERE THE USES SHARE OFF-STREET PARKING AND TO AMEND TABLE 15-3.0306C OL-2 GENERAL BUSINESS OVERLAY DISTRICT DEVELOPMENT STANDARDS TO ALLOW FOR REDUCED OR NO BUILDING SETBACKS FROM INTERIOR LOT LINES WHERE OL-2 GENERAL BUSINESS OVERLAY DISTRICT PROPERTY ABUTS OL-2 GENERAL BUSINESS OVERLAY DISTRICT PROPERTY (DEVO PROPERTIES/RAWSON LLC, APPLICANT) subject to technical corrections. Seconded by Alderman Olson. All voted Aye; motion carried.

SPECIAL
ASSESSMENT
S. 51ST STREET
RECONSTRUCTION

G-10.

Alderman Sohns moved to set a public hearing to re-hear the report on special assessments for the reconstruction of S. 51st Street from W. Rawson Avenue to a point 1300 feet to the north on August 4, 2008 at 6:30 p.m. based on the revised allocation cost assessment report dated April, 2008. Seconded by Alderman Solomon. All voted Aye; motion carried.

76TH STREET
RECONSTRUCTION

G-11a.
G-11b.

Alderman Solomon moved to not consider the ultimate design for reconstruction of S. 76th Street from W. Terrace Drive to W. Puetz Road. Alderman Solomon withdrew motion.

Alderman Solomon moved to meet with Milwaukee County relative to the reconstruction of S. 76th Street from W. Terrace Drive to W. Puetz Road to see if they are willing to explore constructing a SEWRPC standard road with a bike trail, on or off the road and lights at the intersection that currently exist at the City's cost. Seconded by Alderman Sohns. On roll call, all voted Aye.

FRANKLIN MOBILE
COURT WATER
QUALITY

G-12.

Alderman Wilhelm moved to direct staff to assist in the furtherance of engaging State authorities to investigate and obtain any correction as necessary regarding water quality of the Franklin Mobile Court, 6361 S. 27th Street with a report back to the Common Council as soon as possible. Seconded by Alderman Solomon. All voted Aye; motion carried.

URBAN GRANT
PROGRAM-
PUETZ ROAD
RECONSTRUCTION

G-13. Alderman Olson moved to authorize the Mayor to accept the grant from the Wisconsin Department of Transportation in the amount of \$2,609,600 for the reconstruction of W. Puetz Road from S. 76th Street to W. St. Martins Road. Seconded by Alderman Sohns. All voted Aye; motion carried.

LICENSES AND
PERMITS

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

2007-08 Operator License to Krystle M. Jazdzewski, 6230 S. Packard Ave #1, Cudahy; Angela Kossow, 2656 S. 76th Street, West Allis with warning letter from City Clerk; Nicole Schilcher, 10558 Cortez Circle #16 with warning letter from City Clerk; Mark S. Anderson, 7392 S. Tifton Drive; Sandra Jean Johnson, 6495 S. 20th Street #10, Oak Creek; Sharla R. Poppell, 2005 10th Avenue #210, South Milwaukee; Joshua P. Tjelmeland, S97 W12710 Champions Drive, Muskego and Wyatt C. Klein, 1421 17th Avenue, South Milwaukee;

2008-09 Operator License to Angela Kossow, 2656 S. 76th Street, West Allis; Nicole Schilcher, 10558 Cortez Circle, #16; Stacy L. Schmidt, 6015 Townline Road, Waterford with warning letter from City Clerk; Sandra Jean Johnson, 6495 S. 20th Street #10, Oak Creek; Vincent D. Cole, 4109 McGinnis Drive; Joanne A. Alvarez, 2137 W. College Ave #301, Oak Creek; Richard E. Barczynski, 5731 Lakeview Drive, Greendale; Dawn M. Berndt, 12320 W. Oakwood Rd; Steven M. Biskupski, 3301 S. 93rd Street #207, Milwaukee; Pamela Brys, 1833 W. Meyer Lane, Oak Creek; Julie A. Bullen, 2508 N. 62nd Street, Wauwatosa; Thomas P. Christy, 6731 23rd Avenue, Kenosha; Dustin A. Davis, 3685 S. Rivershire Drive #2, Greenfield; Elizabeth M. Gilmore, 1858 N. Commerce Street #502, Milwaukee; Halina Grochowski, 10407 S. George Drive, Oak Creek; Tanina M. Potefracki, 6801 S. 68th Street #103; Lisa M. Hutts, 5612 Euston Street, Greendale; Tammy S. Kaishian, 2323 S. 92nd Street, West Allis; Henry Matecki, 6837 Conforti Ct; Mark J. Matecki, 1007 W. Morgan Ave, Milwaukee; Barbara M. Meyer, 5116 Norman Street, Racine; Virginia E. Nord, 4163 Hilltop Lane subject to proof of payment; Cynthia Rivette, 9416 W. Allerton Avenue, Greenfield; Jennifer L. Schell, 3140A S. Adams Avenue, Milwaukee subject to proof of payment; Pam Singh, 1751 S. Layton Blvd., Milwaukee; Deborah E. Sporleder, S108 W16327 Loomis Drive, Muskego; Tamara L. Strande, 2312 W. College Ave #10, Milwaukee; Donna M. Strelka, 8142 S. 88th Street and Raquel Zalewski, 2164 S. 96th Street, West Allis;

Coin Machine Operator License to Coin Machine Operator to American Entertainment, Kenneth J. Grothmann, W337 S5059 Hwy GG, Dousman with warning letter from City Clerk; Coinstar Entertainment Services, Inc., Person in Charge: Michael Skinner,

LICENSES AND
PERMITS-
CONTINUED

397 S. Taylor Ave, Louisville, CO and Reggie's Amusement, LLC, Person in Charge: Reginald Zeniecki, 4918 S. Packard Avenue, Cudahy;

Auto Salvage License to Al's Auto Salvage, Inc., Albert G. Schill, 10942 S. 124th Street subject to satisfactory inspections and Hwy 45 Auto Salvage, Frederick J. Fischer, 10386 S. 124th Street subject to satisfactory inspections;

Class B Combination Entertainment & Amusement to CG's Hideout, LLC, 6357 S. 27th Street, Corey L. White, Agent pending consideration of a revocation hearing; Little Cancun Restaurant, 7273 S. 27th Street, Veronica Cerera, Owner subject to satisfactory inspection; Maximum Martini, LLC, d/b/a Ka Martini Lounge, 7352 W. Rawson Avenue, Thomas J. Gallante, Agent subject to proof of payment and TJAL Holdings, Inc. d/b/a Irish Cottage, 11433 W. Ryan R., Roseann Losiniecki, Agent subject to warning letter from City Clerk and proof of payment;

Class B Combination Entertainment & Amusement Bowling Alley to St. Nikola Religious & Cultural Enterprises, Inc. d/b/a Root River Center 7220 W. Rawson Avenue, Slavko Jevtic, Agent subject to satisfactory inspection and warning letter from City Clerk;

Class B Combination to DiVinca's, Inc. 7119B S. 76th Street, Barbara A. Hammed, Agent subject to satisfactory inspection and warning letter from City Clerk and Chuckie's House of Wine, LLC, 7133 S. 76th Street, Mark G. Nord, Agent subject to proof of payment;

Temporary Class B Beer to Risen Savior Lutheran Church, 9501 W. Drexel Avenue, Mark Anderson, Person in Charge, for June 29, 2008;

Class A Combination to Sendik's Wyndham Village, 7780 S. Lovers Lane Road, Dale F. Sosinski, Agent subject to satisfactory inspections; Target Corporation 7800 S. Lovers Lane Rd, Kerri L. Ingalls, Agent subject to satisfactory inspections; Wal-Mart Stores East, LP, 6701 S. 27th Street, Susan R. Briggs, Agent and Priya Corp., 5120 W. Ryan Road, Kavita Khullar, Agent;

Pharmacy License to Wal-Mart Stores East LP, 6701 S. 27th Street, Pharmacist: Marian Awadella; Aurora Pharmacy, Pharmacist: Richard Karwoski, 9200 W. Loomis Road; Aurora Pharmacy, Pharmacist: Robert F. Meier, 6572 S. Lovers Lane Road subject to proof of payment; Walgreens #5884, Pharmacist: James V. Miller, 9577 S. 27th Street subject to satisfactory inspection; Walgreens #1942, Pharmacist: Jeffery Rockteacher, 7144 S. 76th Street subject to satisfactory inspection and

LICENSES AND
PERMITS-
CONTINUED

Walgreens #5459, Pharmacist: Curtis L. McCoy, 9909 W. Loomis Road subject to satisfactory inspection;

Day Care License to Academy of Preschool Learning, Person in charge: Nadeen Balsis, 3900 W. Ryan Road subject to satisfactory inspection; Amy's Academy, Person in charge: Amy Sidello, 9758 S. Airways Court subject to satisfactory inspection; Faith Academy, Person in charge: La Queesha R. Blockton, 7700 W. Faith Drive, Jubilee Christian Preschool & Daycare, Person in charge: Tanya L. Soich, 3639 W. Ryan Road subject to satisfactory inspection; Kinder Care, Person in charge: Michelle L. Nelson, 6350 S. 108th Street subject to satisfactory inspection; Kinder Care, Person in charge: Shana E. Gagliardo, 7260 S. 76th Street subject to satisfactory inspection; Ms. Rikki's Structured Day Care, Person in charge, Rochelle S. Boyce, 11227 W. Forest Home Avenue subject to satisfactory inspection; Risen Savior Nursery School, Person in charge: Teresa M. Tobin, 9501 W. Drexel Avenue subject to satisfactory inspection and St. James Preschool, Person in charge: Mary L. Tripoli, 7219 S. 27th Street subject to satisfactory inspection;

Entertainment & Amusement License to Milwaukee County Sports Complex, Person in charge: Joe Mrozinski, 6000 W. Ryan Road subject to satisfactory inspection; Oakwood Golf Course, Person in charge: Joe Mrozinski, 3600 W. Oakwood Road subject to satisfactory inspection and water test and Whitnall Park Golf Course, Person in charge: Joe Mrozinski, 6701 S. Park Road subject to satisfactory inspection and water test.

and also moved to hold Operator Renewal License for Carrie L. Karlson, 8835 S. Oak Park Drive, Oak Creek subject to special counsel approval; Fidel Morales-Macedo, 1819 S. Seventh Street, Milwaukee subject to appearing before the License Committee; Jeff M. Belski, 9447 S. 27th Street subject to special counsel approval; Susan M. Belski, 9447 S. 27th Street subject to appearing before the License Committee and Amy M. Jacques, 6500 S. Loomis Road, Wind Lake subject to appearing before the License Committee;

and also moved to hold Class B Combination, Entertainment & Amusement for Buckhorn Inn, 9461 S. 27th Street, Christopher Matecki, Owner subject to satisfactory inspection and special counsel approval;

and also moved to deny 2008-09 Operator License for Brandon A. Feezor, 6423 W. National Avenue, West Allis for habitual law offender contrary to §125.04(5)(a) and (b). Seconded by Alderman Sohns. All voted Aye; motion carried.

Franklin Common Council

6/17/08

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VOUCHERS AND
PAYROLL

I-1. Alderman Taylor motion to approve net City vouchers in the range of Nos. 125575 through 125735 in the amount of \$693,656.08. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.

Alderman Taylor motion to approve net payroll of June 6, 2008 in the amount of \$351,414.42. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J-1. Alderman Taylor moved to adjourn the meeting at 10:34 p.m. Seconded by Alderman Sohns. All voted Aye; motion carried.