

**CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
JUNE 1, 2010  
MINUTES**

- |  |        |  |
|--|--------|--|
| ROLL CALL  | A.     | The regular meeting of the Common Council was held on June 1, 2010 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 (returned at 6:35 p.m.), Taylor, Schmidt and Skowronski. Also present were City Engineer Bennett, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski. |
| CITIZEN COMMENT                                    | B.1.   | Mayor Taylor called for a moment of silence for Ron Edmunds. Citizen comment period was opened at 6:30 p.m. and closed at 6:50 p.m.  |
| ANNOUNCEMENTS HISTORICAL SOCIETY                   | B.2.a. | Franklin Historical Society Board Member Judy Nitz-Scherrer presented Ed Schlueter's personal history book, <i>Country Boy Makes Good</i> to the Common Council.   |
| MINUTES- 05/18/2010                                | C.1.   | Alderman Taylor moved to approve minutes of the regular meeting of May 18, 2010 as presented. Seconded by Alderman Olson. All voted Aye; motion carried.   |
| CONSENT AGENDA                                     |        | Alderman Olson moved to approve the following consent agenda items:  |
| DONATION TO PUBLIC WORKS-TARGET                    | G.1.a. | Accept the donation of \$75.00 from Target, Inc. which was used for supplies for the 9th Annual City Wide Clean-Up and Arbor Day Event;  |
| DONATION TO FIRE DEPT. – FRANKLIN LIONS CLUB       | G.1.b. | Accept the donation of \$500.00 from the Franklin Lions Club to the Fire Department for purchase of a Severe Weather Simulator that will be part of the new City of Franklin Survive Alive House;  |
| DONATION TO FIRE DEPT. – GRACE TILIDETZKE          | G.1.c. | Accept the donation of \$20.00 from Grace Tilidetzke to the Fire Department;   |
| DONATIONS TO HEALTH DEPT. TARGET, FERCH'S, COUSINS | G.1.d. | Accept the donation of Target Store gift card of \$25.00, Ferch's Malt Shoppe & Grille donation of \$25.00 and Cousins Subs food gift certificate donation to the Health Department;   |
| RELEASE LETTER OF CREDIT, STONE HEDGE ADDN. #1     | G.1.e. | Release the Letter of Credit No. S 2807 from Pyramax Bank for the development of the Stone Hedge Addition No. 1 Subdivision as recommended by staff.   |
- Approval of consent items seconded by Alderman Taylor. All voted Aye; motion carried.

IN-SQUAD VIDEO  
CAPITAL  
EXPENDITURES

G.2. Alderman Olson moved to authorize in principal the carryover of \$37,500 from the fund balance of the Capital Outlay Fund for 2010 in-squad video capital expenditures. Seconded by Alderman Taylor.

Alderman Skowronski moved to call the question. Seconded by Alderman Taylor. All voted Aye; motion carried.

On the vote for the main motion, all voted Aye. Motion carried.

ORD. 2010-2001  
AMEND SEC. 15-  
3.0420  
UDO PDD #15

G.3. Alderman Solomon moved to adopt Ordinance No. 2010-2001, AN ORDINANCE TO AMEND SECTION 15-3.0420 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 15 (PARKWOOD LAKES APARTMENT/ SENIORMINIUMS) (P2 DEVELOPMENT COMPANY LLC, APPLICANT). Seconded by Alderman Wilhelm. All voted Aye; motion carried.

CONCEPT REVIEW  
9733 S 76TH ST.  
(SOUTHBROOK  
CHURCH, INC.,  
APPLICANT)

G.4. No action was taken regarding a concept review for the proposed Southbrook Church (at approximately 9733 South 76th Street) (Southbrook Church, Inc., Applicant).

FUTURE  
EXTENSIONS OF  
TEMPORARY  
STREET  
TERMINATIONS

G.5. Alderman Taylor moved to suspend rules to allow Jim O'Malley, Bill Carity, and Scott Mathie to speak. Seconded by Alderman Wilhelm. On roll call, Aldermen Skowronski, Schmidt, Taylor, and Wilhelm voted Aye; Aldermen Solomon and Olson voted No. Motion carried.

At 8:00 p.m. Mayor Taylor passed the gavel to Council President Taylor who then chaired the meeting. At 8:10 p.m. the gavel was returned to Mayor Taylor who then returned to chairing the meeting.

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

Alderman Taylor moved to direct staff to prepare an ordinance to amend the Unified Development Ordinance to provide that the future extension of a temporary street termination (cul-de-sac or "T" intersection) be the responsibility of the future developer of the adjoining parcel, and to schedule the ordinance for public hearing before the Plan Commission, and to provide for the release of any existing letters of credit/security provided for the extension of a temporary cul-de-sac/temporary street termination upon any adoption of such ordinance, and to be itemized on that agenda when consideration for adoption. Seconded by Alderman Wilhelm.

FUTURE  
EXTENSIONS OF  
TEMPORARY  
STREET  
TERMINATIONS-  
CONTINUED

Alderman Taylor moved to call the question. Seconded by Alderman Wilhelm. On roll call, Aldermen Wilhelm, Taylor, Schmidt, and Skowronski voted Aye; Aldermen Olson and Solomon voted No. Motion carried.

On the vote for the main motion, Aldermen Skowronski, Schmidt, Taylor, Wilhelm, and Olson voted Aye; Alderman Solomon voted No. Motion carried.

RELOCATE TREE  
PLANTING  
RIVER PARK  
SUBDIVISION

G.6. Alderman Schmidt moved to authorize Engineering staff to contract for the relocation of the landscaping easement planting in the River Park/River Park Addition No. 1 Subdivisions and take the cost from the escrow fund and reimbursement for oversize water main. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

SITE GRADING  
CERTIFICATION AND  
SITE GRADING PLAN

G.7. Alderman Olson moved to direct the City Attorney to draft the necessary ordinance to accomplish Alternate No. 1 and to include a site grading plan in the Municipal Code or UDO as recommended in the memo from the City Engineer dated May 25, 2010. Seconded by Alderman Solomon. All voted Aye; motion carried.

ROOT-PIKE  
WATERSHED  
INITIATIVE  
NETWORK GRANT

G.8. Alderman Solomon moved to authorize the acceptance of the Root-Pike Watershed Initiative Network Grant awarded to the City of Franklin in the amount of \$5,458 for a Storm Drain Marker Sign Project. Seconded by Alderman Taylor. All voted Aye; motion carried.

VOLUNTEER  
EVENTS USING THE  
FRIENDS OF  
FRANKLIN PARKS

G.9. Alderman Olson moved to welcome the Friends of Franklin's Parks, thank them for their volunteer service, and authorize administrative approval of individual volunteer events at the discretion of and under the authority of the Mayor, unless otherwise directed by the Common Council, related to a specific event. Seconded by Alderman Solomon. All voted Aye; motion carried.

ECONOMIC  
DEVELOPMENT  
PRIORITIES REVIEW

G.10. At 9:10 p.m. Mayor Taylor passed the gavel to Council President Taylor who then chaired the meeting. At 9:19 p.m. the gavel was returned to Mayor Taylor who returned to chairing the meeting.

Alderman Wilhelm moved to allow the Economic Development Commission Subcommittee to finalize draft of Economic Development priorities and include examples of incentives, and return with suggested firms and return to the Committee of the Whole meeting on July 12, 2010. Seconded by Alderman Taylor. On roll call, Aldermen Schmidt, Taylor, and Wilhelm voted Aye; Aldermen Skowronski and Solomon Abstained; Alderman Olson voted No. Motion carried.

- EDC SUB-COMMITTEE                      G.11.            The Economic Development Commission has established a sub-committee and is working on a policy proposal. That policy proposal will then also be used to address the consideration of Request for Economic Development Incentives by Franklin Automotive, which item was also referred to the EDC by the Common Council. No action required.
- 2010 CIVIC CELEBRATIONS EVENT INSURANCE QUOTE                      G.12.            Alderman Olson moved to table the quote for a Cancellation of Event Insurance Policy for the 2010 Civic Celebrations Events. Seconded by Alderman Taylor. All voted Aye; motion carried.
- ORD. 2010-2002 LICENSED PREMISES DESCRIPTION CHANGE                      H.1.            Alderman Taylor moved to adopt Ordinance No. 2010-2002, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO REQUIRE AN APPLICATION FOR ANY CHANGE OF ALCOHOL BEVERAGE LICENSED PREMISES DESCRIPTION. Seconded by Alderman Solomon. All voted Aye; motion carried.
- LICENSES AND PERMITS                      H.2.            Alderman Solomon moved to grant the following licenses subject to meeting all licensing requirements:
- 2010-11 New Operator License to Stephen A. Maliborski, 7766 W. Margaret Lane; Mary E. Milbrandt, 4332 Riverside Road, Waterford and Elizabeth A. Grzenia, 6831 W. Plainfield Avenue, Greenfield;
- 2009-10 New Operator License to Becky C. Mueller, 4319 S. Quincy Avenue, Milwaukee;
- 2010-11 Renewal Operator License to Laura M. Alvrio, 359 E. Becher Street, Milwaukee; Angeline K. Benning, 10035 S. 60th Street; Joshua I. Bishop, 5735 Lochleven Lane, New Berlin; Wesley T. Dalton, 2021 Kinston Road, Waukegan, IL; Caroline N. Drought, 10506 W. Euclid Avenue, West Allis; Stephanie M. Feest, 580 W. Riverwood Drive #210, Oak Creek; Jason M. Fish, 1425 S. Ridgeway Road, New Berlin; Eric M. Gagliano, 3723 Meadow Rose Court, Franksville; Nicole L. Gaus, 5037 S. 41st Street, Milwaukee; Patricia E. Gimler, 10227 Parkedge Circle; Debra L. Hanley, 8248 Four Oaks Drive; Kevin J. Hoover, 2628 Pebble Valley Road, Waukesha; Michelle A. Kahrs, 2050 W. Van Beck Avenue, Milwaukee; Paul J. Kojis, N76 W14601 Market Drive #83, Menomonee Falls; Victor W. Majchrzak, 1649 S. 30th Street, Milwaukee; Erik A. Markowski, 3906 W. Oklahoma Avenue, Milwaukee; Shelly L. Marquardt, 6013 E. Windlake Road, Union Grove; Danielle K. Peltier, 2501 W. Hilltop Lane, Oak Creek; Devin T. Ramey, 2854 N. Cramer Street, Milwaukee; Jason C. Schnell, 1612 59th Street, Kenosha; Gina M. Smukalla, 8519 Hazel Lane, Waterford and Raquel M. Zalewski, 3500 W. Southland Drive;

LICENSES AND  
PERMITS-  
CONTINUED

2010-11 Coin Machine Operator License to American Entertainment, Ken Grothmann, W337 S5059 Hwy. GG, Dousman; Mitchell Novelty Co., Ralph Fleege, 3336 W. Coldspring Road, Greenfield and Red's Novelty Ltd., Jay Jacomet, 7429 Pineberry Ridge;

2010 Taxi Cab Driver to Maribel Ortiz-Snobar, 721 W. Grange Avenue #202, Milwaukee;

2010-11 Class A Beer to Roettgers Co., Inc., 7103 S. 27th Street, Marion Harrington, Agent and M Squared, Inc., 11357 W. St. Martins Road, Leonard Vanden Boom, Agent;

2010-11 Class A Combination License to Walgreen Co., 9909 W. Loomis Road, David M. Smith, Agent subject to proof of payment; Walgreen Co., 7114 S. 76th Street, Megan M. Thornton, Agent, subject to proof of payment; Hodach Petroleum, Inc., 9830 W. St. Martins Road, Stephen A. Hodach, Agent subject to proof of payment; Mega Mart, LLC, 7780 S. Lovers Lane Road, Dustin M. Brzycki, Agent subject to proof of payment; Midtown Beer & Liquor, LLC, 11123 W. Forest Home Avenue, Daniel J. Rakovich, Agent, subject to proof of payment; Open Pantry Food Mart of WI, Inc., 7610 W. Rawson Avenue, James L. Schultz, Agent subject to satisfactory inspection; Priya Corp., 5040 W. Rawson Avenue, Kavita Khullar, Agent; Priya Corp., 5120 W. Ryan Road, Kavita Khullar, Agent; Sam's East, Inc., 6705 S. 27th Street, Russell Billings, Agent subject to proof of payment; Sam's East, Inc., 6705 S. 27th Street subject to satisfactory inspection and proof of payment; Sendik's Franklin, LLC, 5200 W. Rawson Avenue, Theodore T. Balistreri, Agent subject to satisfactory inspection; Spirit Dreams, LLC, 6507A S. 27th Street, Scott R. Haese, Agent; Target Corporation, 7800 S. Lovers Lane Road, Katie Sasse, Agent subject to satisfactory inspection; Wal-Mart Stores East, LP, 6701 S. 27th Street, Jessica Van Buren, Agent subject to satisfactory inspections and Wisconsin CVS Pharmacy, LLC, 5220 W. Rawson Avenue, Joyce Barker, Agent subject to satisfactory inspection;

2010-11 Class A Combination & Day Care License to Ultra Mart Foods, Inc., 7201 S. 76th Street, Leif Nelson, Agent subject to satisfactory inspection;

2010-11 Class B Beer License to Chai Gardens, 6509 S. 27th Street, Joseph Ty, Owner subject to satisfactory inspection;

2010-11 Class B Beer and Entertainment & Amusement License to Federation of Croatian Societies, Inc., 9100 S. 76th Street, Josef Becker, Sr., Agent subject to satisfactory inspection;

LICENSES AND  
PERMITS-  
CONTINUED

2010-11 Class B Combination and Amusement Tag License to Romey's Place, 7508 S. North Cape Road, Nathan J. Fabry, Owner subject to satisfactory inspection and proof of payment;

2010-11 Class B Combination, Entertainment & Amusement & Amusement Tag Licenses to Hanley's Grille & Bar, LLC, 7101 S. 76th Street, Terrance M. Hanley, Agent subject to proof of payment;

2010-11 Class B Combination License to M & W Leung, LLC, 7236 S. 76th Street, May F. Leung, Agent subject to proof of payment; Three Cellars, LLC, 7133 S. 76th Street, Shawn Vollmer, Agent; ERJ Dining III, LLC, 6439 S. 27th Street, Paul S. Thompson, Agent subject to satisfactory inspection; La Toscana Restaurant, LLC, 8405 S. 27th Street, Mirela Sopigoti Zarka, Agent subject to satisfactory inspection; Pantheon, Inc., 7621 W. Rawson Avenue, Debbie Koutromanous, Agent subject to satisfactory inspection and proof of payment; RLGIDI, Inc., 3137 W. Rawson Avenue, Rex Idrizi, Agent subject to proof of payment; Robley Tech, Inc., 8330 W. Puetz Road, Dennis Rau, Agent subject to proof of payment and St. Martins Inn, LLC, 11318 W. St. Martins Road, Dennis J. Wagner, Agent subject to satisfactory inspection and proof of payment;

2010-11 Class B Combination and Entertainment & Amusement License to Polish Heritage Alliance, Inc., 6941 S. 68th Street, Cynthia R. Lemek, Agent; The Bowery, LLC, 3023 W. Ryan Road, Roger Hein, Agent subject to satisfactory inspection and proof of payment; Buckhorn Inn, 9461 S. 27th Street, Christopher Matecki, Owner subject to satisfactory inspection and proof of payment; Crystal Ridge, Inc., 7900 W. Crystal Ridge Drive, John Kaishian, Agent subject to satisfactory inspection and proof of payment; Franklin Hotel Company, LLC, 9575 S. 27th Street, Mark D. Hansen, Agent subject to satisfactory inspection and proof of payment; Gus' Mexian Cantina, LLC, 6514 S. Lovers Lane Road, Ghasen Hosseini, Agent subject to satisfactory inspection and proof of payment; H, B & H, LLC, 10741 S. 27th Street, Daniel E. Hay, Agent; Hugo's Steakhouse, LLC, 6951 S. Lovers Lane Road, William J. Hilger Jr., Agent subject to satisfactory inspection and proof of payment; Little Cancun Restaurant, 7273 S. 27th Street, Veronica Cerera, Owner subject to satisfactory inspection and proof of payment; Polonia Sport Club, Inc., 10200 W. Loomis Road, Mark Medrek, Agent subject to satisfactory inspection and proof of payment; Rawson Pub, Inc., 5621 W. Rawson Avenue, Steven D. Schweitzer, Agent subject to satisfactory inspection and proof of payment and Seventy-Six Street Pub & Grill, Inc., 9643 S. 76th Street, Debra J. Schaefer, Agent subject to satisfactory inspection and proof of payment;

LICENSES AND  
PERMITS-  
CONTINUED

2010-11 Class B Combination, Entertainment & Amusement & Bowling Alley License to Country Lanes, 11231 W. Forest Home Avenue, Robert Sczersen, Agent subject to satisfactory inspection and St. Nikola Religious & Cultural Enterprises, Inc., 7220 W. Rawson Avenue, Slavko Jevtic, Agent subject to satisfactory inspection and proof of payment;

2010-11 Class B Combination, Entertainment & Amusement and Country Club License to Tuckaway Country Club, Inc., 6901 W. Drexel Avenue, Jennifer Sobczak, Agent subject to satisfactory inspection and police report;

Further moved to hold 2010-11 Class B Combination License for Fox Glenn Corporate Centre, LLC, 11027 S. 27th Street, Jeffrey J. Knauf, Agent subject to appearing before the License Committee;

Further moved to hold 2010-11 Operator License for Anthony J. Kwiatkowski, 4626 S. 20th Street, Milwaukee for two weeks and Harjeet Singh, 1925 W. Timber Ridge Lane #1209, Oak Creek until requested;

Further moved to hold 2009-10 Operator License for Deborah Damazyn-Mengeling, 3347 S. Sunny Slope Road, New Berlin subject to appearing before the License Committee;

Further moved to hold 2010-11 Class A Combination License for JAI Beru, LLC, 8305 S. 27th Street, Virendra Verma, Agent subject to proof of payment;

Further moved to hold 2010-11 Class B Combination License for B.S.T., LLC, 8933 S. 27th Street, Teki Dilaveri, Agent subject to appearing before the License Committee;

Further moved to hold 2010-11 Class B Combination and Entertainment & Amusement License for Eric's Setback, 6357 S. 27th Street, Eric Schneeberg, Owner subject to appearing before the License Committee; The Landmark of Franklin, LLC, 11401 W. Swiss Street, Laurie Beth Knaack-Helm, Agent subject to appearing before the License Committee and Wild Breed, Inc., 11430 W. Swiss Street, Cynthia Girmscheid, Agent subject to appearing before the License Committee;

Further moved to hold 2010-11 Class B Combination License for Q T Pizza, LLC, 7119B S. 76th Street, Theodore Quartana, Agent subject to satisfactory inspection and proof of payment;

LICENSES AND  
PERMITS-  
CONTINUED

2010-11 Class B Combination and Entertainment & Amusement for TJAL Holdings, Inc., 11433 W. Ryan Road, Roseann Losiniecki, Agent was referred to the City Attorney.

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

VOUCHERS AND  
PAYROLL

I.1. Alderman Taylor moved to approve net City vouchers in the range of Nos. 134242 through 134417 in the amount of \$871,525.60. Seconded by Alderman Olson.

Alderman Olson moved to call the question, seconded by Alderman Wilhelm. All voted Aye; motion carried.

On roll call for the voucher approval, all voted Aye; motion carried.

Alderman Skowronski moved to approve the net City payroll of May 21, 2010 in the amount of \$321,303.74. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 10:05 p.m. Seconded by Alderman Wilhelm. All voted Aye; motion carried.