

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
JUNE 4, 2012
MINUTES**

- ROLL CALL A. The regular meeting of the Common Council was held on June 4, 2012 and called to order at 6:46 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, Schmidt and Skowronski. Also present were City Engineer Bennett, Director of Administration Luberd, City Attorney Wesolowski and City Clerk Wesolowski.
- CITIZEN COMMENT B.1. Citizen comment period was opened at 6:47 p.m. and closed at 7:00 p.m.
- BRIAN C. SAJDAK B.2.a. Mayor Taylor noted Brian C. Sadjak elected to the Board of Directors of the State Bar of Wisconsin Administrative and Local Government Law Section.
- PROCLAMATION-
VISION AND
LEARNING MONTH B.2.b. Mayor Taylor noted a Proclamation designating August is Children's Vision and Learning Month.
- FALL 2012
INTERNSHIP
PROGRAM B.2.c. Mayor Taylor noted a letter from Chris Abele, Milwaukee County Executive regarding Fall 2012 Internship Program.
- COUNTY BOARD
CHAIRWOMAN
DIMITRIJEVIC B.2.d. Mayor Taylor noted Chat with the Chair, County Board Chairwoman Marina Dimitrijevic, on June 6, 2012, from 6:00 p.m. to 7:00 p.m. in the Franklin City Hall Council Chambers.
- APPROVAL OF
MINUTES – 5/15/12 C.1. Alderman Wilhelm moved to approve the minutes of the meeting of May 15, 2012, as corrected. Seconded by Alderman Olson. All voted Aye; motion carried.
- APPOINTMENTS E.1.a. Alderman Skowronski moved to approve the Mayoral appointment of Gene Ninnemann as Weed Commissioner/Cutting Services. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.
- E.1.b. Alderman Schmidt moved to approve the Mayoral appointment of Michael Karolewitz to the Library Board, term expires 7/01/15. Seconded by Alderman Solomon. On roll call, all voted Aye; motion carried.
- E.1.c. Alderman Taylor moved to approve the Mayoral appointment of Leary Peterson to the Board of Water Commissioners, term expires 9/30/17. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.

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APPOINTMENTS-
CONTINUED

E.1.d. Alderman Olson vacated his seat at this time.
Alderman Schmidt moved to approve the Mayoral appointment of Lynnea Katz-Petted to the Forward Franklin Economic Development Commission, term expires 7/01/13. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.
Alderman Olson returned to his seat.

INVASIVE SPECIES
AND OPEN BURNING
PERMITS

F.1. Letter from Andrew Pelkey, 9320 W. Grandview Ct., regarding control of invasive species and open burning permits.

Alderman Wilhelm moved to refer the open burning concerns to the Fire Chief and Health Services Director for review and report back to the Committee of the Whole at their meeting of August 7, 2012. Seconded by Alderman Solomon.

Alderman Solomon, seconded by Alderman Schmidt, moved to suspend the regular order of business to allow Andrew Pelkey to speak. All voted Aye; motion carried. Alderman Taylor moved to return to the regular order of business. Seconded by Alderman Solomon. All voted Aye; motion carried.

It was then moved by Alderman Solomon moved to refer to Planning staff to return September Committee of the Whole or sooner. Seconded by Alderman Olson. All voted Aye; motion carried.

CONSENT AGENDA-

Alderman Wilhelm moved to separate Item C.
Alderman Olson moved to approve the following consent agenda items:

DONATIONS

G.1.a. Accept the donation of \$100 from Romey's Place and \$250 from the Franklin Lions Club Foundation to the Fair Commission to be used for the promotion of the St. Martin's Fair;

DONATION

G.1.b. Accept the donation of \$500 from Donald R. Barrow to the Fire Department;

RES. 2012-6808
EASEMENT-
S & C ELECTRIC CO.

G.1.d. Adopt Resolution No. 2012-6808, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A WATER MAIN EASEMENT FOR S & C ELECTRIC CO. LOCATED AT 5215 W. FRANKLIN DRIVE. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

RES. 2012-6807
EASEMENTS-
GORDON FOOD
SERVICE

G.1.c. Alderman Wilhelm moved to adopt Resolution 2012-6807, A RESOLUTION ACCEPTING SANITARY SEWER AND WATER MAIN EASEMENTS FROM GORDON FOOD SERVICE with the removal of Item 15 and 16 from the sanitary sewer easement. Seconded by Alderman Skowronski. All voted Aye; motion carried.

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- POLICE DEPARTMENT GRANT G.2. Alderman Olson moved to allow the Police Department to apply for and accept a Wisconsin Office of Justice Assistance E Referral grant for hardware, software, and implementation of an electronic interface between the Police Department and the District Attorney’s Office, with the condition that this also be brought to the Technology Committee for their information. Seconded by Alderman Solomon. All voted Aye; motion carried.
- CONSOLIDATED FIRE SERVICES G.3. Alderman Wilhelm moved to refer the report from the Public Policy Forum regarding “Exploring Shared or Consolidated Fire Services in Southern Milwaukee County” to the Fire Chief, Finance Committee, Personnel Committee, and the Fire and Police Commission for their review, consideration, and potential recommendations back to the Common Council no later than September 1, 2012. Seconded by Alderman Taylor. All voted Aye; motion carried.
Alderman Olson moved to schedule this item on the agenda for a Committee of a Whole meeting on 9/10/12 and invite the Fire Chief, along with the Fire and Police Commission, Finance Committee and Personnel Committee. Seconded by Alderman Taylor. All voted Aye; motion carried.
- FIRE INSPECTION FEES G.4. Alderman Olson moved to table City of Franklin Chapter 133 Fire Prevention, Protection, and Control Code for Fire Inspection Fees to a future Common Council meeting. Seconded by Alderman Taylor. All voted Aye; motion carried.
- ORD. 2012-2077 CREATING QUARRY MONITORING COMMITTEE G.5. Alderman Wilhelm moved to adopt Ordinance No. 2012-2077, AN ORDINANCE TO CREATE THE QUARRY MONITORING COMMITTEE. Seconded by Alderman Olson. All voted Aye; motion carried.
- RES. 2012-6809 NONCONFORMING USE-WILLIAM J. MALEK AND JOANNE M. MALEK 11443 WEST ST. MARTINS ROAD G.6. Alderman Skowronski moved to adopt Resolution No. 2012-6809, A RESOLUTION APPROVING AN EXPANSION OF A NONCONFORMING USE FOR WILLIAM J. MALEK AND JOANNE M. MALEK FOR PROPERTY LOCATED AT 11443 WEST ST. MARTINS ROAD (WILLIAM J. MALEK AND JOANNE M. MALEK, APPLICANT). Seconded by Alderman Solomon. All voted Aye; motion carried.
- ORD. 2012-2078 PDD #22 FRANKLIN SENIOR HOUSING, INC.- 7704 SOUTH 51ST STREET G.7. Alderman Wilhelm moved to adopt Ordinance No. 2012-2078, AN ORDINANCE TO AMEND ORDINANCE NO. 2012-2075 PERTAINING TO THE DEVELOPMENT OF A THREE-STORY 30-UNIT SENIOR INDEPENDENT LIVING APARTMENT BUILDING IN PLANNED DEVELOPMENT DISTRICT NO. 22, TO MAKE TECHNICAL CHANGES REQUIRED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. Seconded by Alderman Solomon. All voted Aye; motion carried.

ORD. 2012-2079
AMEND UDO-
OUTDOOR STORAGE
KENDALL BREUNIG,
APPLICANT

G.8. Alderman Skowronski moved to accept the Plan Commission recommendation to adopt Ordinance No. 2012-2079, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0603 STANDARD INDUSTRIAL CLASSIFICATION TITLE NOS 4731 FREIGHT TRANSPORTATION ARRANGEMENT, 8322 INDIVIDUAL AND FAMILY SERVICES, 6411 INSURANCE AGENTS, BROKERS, & SERVICE, 6512 NONRESIDENTIAL BUILDING OPERATORS, 6519 REAL PROPERTY LESSORS, NOT ELSEWHERE CLASSIFIED, 6531 REAL ESTATE AGENTS AND MANAGERS AND 6552 SUBDIVIDERS AND DEVELOPERS, NOT ELSEWHERE CLASSIFIED, TO ALLOW FOR SUCH USES AS A PERMITTED USE IN THE M-1 LIMITED INDUSTRIAL DISTRICT; AND STANDARD INDUSTRIAL CLASSIFICATION TITLE NOS. 1711 PLUMBING, HEATING, AIR-CONDITIONING, 1721 PAINTING AND PAPER HANGING, 1731 ELECTRICAL WORK, 1751 CARPENTRY WORK, 1752 FLOOR LAYING AND FLOOR WORK, NOT ELSEWHERE CLASSIFIED, 1761 ROOFING, SIDING, AND SHEET METAL WORK AND 782 LAWN AND GARDEN SERVICES, TO CHANGE IN PART SUCH USES FROM A SPECIAL USE TO A PERMITTED USE IN THE M-1 LIMITED INDUSTRIAL DISTRICT (KENDALL G. BREUNIG, APPLICANT). Seconded by Alderman Solomon.

Alderman Skowronski moved to call the question. Seconded by Alderman Solomon. All voted Aye; motion carried.
On the main motion, all voted Aye; motion carried.

RES. 2012-6810
HOLDING TANK
CONWAY
TRANSPORTATION
SERVICES, INC.
10601 S. 27TH
STREET

G.9. Alderman Olson moved to adopt Resolution No. 2012-6810, A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR A REPLACEMENT HOLDING TANK WITH CONWAY TRANSPORTATION SERVICES, INC., 10601 S. 27th STREET, (TAX KEY NO. 951-9996-008). Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2012-6811
ENGINEERING
SERVICES
AGREEMENT

G.10. Alderman Solomon moved to adopt Resolution No. 2012-6811, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH RUEKERT/MIELKE FOR THE DESIGN AND PROGRAMMING OF A WATER AND SANITARY SEWER SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM. Seconded by Alderman Skowronski. All voted Aye; motion carried.

- TIF DISTRICT 2 G.11. Alderman Olson moved to ratify the action of designating the revenue in Tax Increment Finance District #2 tax increment proceeds 50% to Equipment Revolving and 50% to Street Improvement Fund. Seconded by Alderman Solomon. On roll call, Aldermen Olson, Solomon, Wilhelm, and Schmidt voted Aye; Aldermen Taylor and Skowronski voted No. Motion carried.
- CITY ENGINEER-
S. 76TH STREET
UPDATE G.12. City Engineer provided a status of the reconstruction of S. 76th Street. Alderman Olson then moved to state that it's the desire of Franklin to reconstruct the balance of S. 76th Street in the most expeditious and cost effective manner available. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- CITY ENGINEER
S. 27TH STREET
UPDATE G.13. City Engineer provided a status of the reconstruction of S. 27th Street.
- CONCEPT REVIEW
SCRUB PLUS WASH
AND LUBE
7700 W. RAWSON
AVE. G.14.a. No action was taken on the Concept Review for Scrub Plus Wash and Lube (7700 W. Rawson Avenue)(Scrub Plus RA, LLC, applicant).
- MISCELLANEOUS
LICENSES H.1. Alderman Solomon moved to grant the following licenses:
- 2011-12 Operator License to Erik A. Markowski, 3906 W. Oklahoma Ave., Milwaukee with warning letter from City Clerk; Roger A. Young, 3411 S. Chicago Ave. #7, South Milwaukee and Alisha R. Welch, 1555 S. 56th St., West Allis;
- 2012-13 Operator License to Iwona Andrelczyk, 5045 W. College Ave. #7, Greendale; Adam O. Arbogash, 1351 N. 70th St., Wauwatosa; Amy B. Balcerzak, 2605 E. Emily Ave., Oak Creek; Jill M. Barth, 4651 W. Sharon Ln.; Michael J. Bartolone, 8041 W. Tripoli Ave., Milwaukee; Larry E. Behrendt, 6631 S. 51st St.; Wendy J. Beierle, 9221 S. 96th St.; Lorrie M. Chezem, 8014 S. Wildwood Dr. #201, Oak Creek; Denise A. Coley, 7345 S. Delaine Dr., Oak Creek; Michael D. Dach, 109 N. Third St. Upper, Waterford; Cheryl E. Danforth, 3657 W. College Ave., Milwaukee; Kristen M. Deford, 7161 S. 38th St.; Diane M. Falk, 4505 S. 124th St., New Berlin; Michael D. Falk, 10440 W. Scharles Ave., Hales Corners; Stephanie M. Feest, 565 W. Riverwood Dr. #102, Oak Creek; Heather E. Fletcher, 3966 S. 92ndSt., Greenfield; Tanya J. Gidlund, 5001 S. 40th St., Greenfield; Maxine J. Godec, 5160 S. Oakridge Dr., New Berlin; Melissa D. Gorlewski, 7562 S. 73rd St.; Garin L. Griebel, 1737 12th Ave., Grafton; Desirea D. Hart, 7739 S. Scepter Dr.; Daniel P. Hodach, 4520 Empire Ln., Waterford; Amy M. Jacques, 28706 Beach Dr.; Sarah Beth Klein, 368 Indian Bend Rd., Burlington;

LICENSES-
CONTINUED

Jacob A. Koefel, 11507 W. Church St.; Antoinette M. Lang, 8423 S. 100th St.; Jamie L. Laster, 3227 N. Achilles St., Milwaukee subject to satisfactory schooling; Brittney S. Levenhagen, S82 W17532 W. Clearbrook Rd.; Kimberly A. Lindner, 10548 W. Cortez Cir. #9; Dawn R. Luce, 2956 Chickory Rd., Racine; Shelly L. Marquardt, 2733 N. Maple Rd., Burlington; Deborah A. Martens Parthun, 5373 S. Merrill Ave., Cudahy; Carolyn M. Nessmann, 8503 W. Puetz Rd.; Kory R. Orban, W3765 S4872 E. Pretty Lake Rd., Dousman; Niles A. Ottesen, S70 W20150 Adrian Dr., Muskego; Terry A. Owen, W150 S7655 Dorothy Dr., Muskego; Samantha L. Perkins, 3735 S. Rivershire Dr. #5, Greenfield; Ryan J. Peters, 7206 W. Plainfield Ave., Greenfield; Vedrana Pilipovic, 5045 W. College Ave. #7, Greendale; Jeanne A. Rainwater, 2604 W. LeRoy Ave. #14, Milwaukee; Mark A. Reikowski, W125 S8317 North Cape Rd., Muskego; Sue E. Reynolds, 5443 Mulberry Dr., Greendale; Jenna K. Rozek, 6433 W. Powell Pl., Wauwatosa; Jessica L. Rozek, 6433 Powell Pl., Wauwatosa; Jason C. Schnell, 1612 59th St., Kenosha; Gail S. Schuetz, 8750 S. 99th St., Nicole J. Sharifian, 3812 S. 77th St.; Julie A. Shutta, 3215 Blakewood Ave., South Milwaukee; Carey L. Stark, 9830 W. Plainfield Ave., Greenfield; Matthew B. Swaney, 8129 W. Ohio Ave., Milwaukee; Lynda J. Tyson, 6813 Crocus Ct. #2, Greendale; Kathleen A. Varga, 2605 Rebecca Dr., Racine; Alisha R. Welch, 1555 S. 56th St., West Allis; Nicole C. Wisniewski, 9478 S. 94th St., Teresa A. Woychik, 9656 S. Jasper St., Oak Creek; Alyssa G. Zacher, 8871 S. Oak Park Dr., Oak Creek and Kristin M. Zeka, 6885 S. Timber Ridge Ln. #7206, Oak Creek;

Class B Combination Premise Change for Crystal Ridge, Inc., 7900 W. Crystal Ridge Dr.;

People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant and Temporary Entertainment & Amusement to Franklin Police Department-National Night Out Kick Off, fees waived: temporary entertainment & amusement and soda at 9455 W. Loomis Rd. on 8/6/12, person in charge: Officer Shawn Harrison;

Further moved to hold 2011-12 Operator License for Kelly Ann Clausing-Tolar, 5937 W. Beacon Hill Dr. and Amy L. Mast, 8349 S. Newbury Dr. #1708, Oak Creek and 2012-13 Operator License for Nicole L. Stankowski, 3166 W. Thorncrest Dr. subject to appearing before the License Committee. Seconded by Alderman Taylor. All voted Aye; motion carried.

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VOUCHERS AND
PAYROLL

- I.1. Alderman Solomon moved to approve net City vouchers in the range of Nos. 142905 through 143146 in the amount of \$767,173.38. Seconded by Alderman Schmidt. On roll call, all voted Aye; motion carried.

Alderman Schmidt moved to approve the net payroll of May 18, 2012 in the amount of \$341,100.15 and from the net payroll dated June 1, 2012 in the amount of \$359,234.97. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 9:06 p.m. Seconded by Alderman Wilhelm. All voted Aye; motion carried.