

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
MAY 2, 2006
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on May 2, 2006 and called to order at 7:03 p.m. by Acting Mayor Sohns 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 and Skowronski. Excused was Mayor Taylor. Also present were City Engineer Bennett, Police Chief Oliva, Fire Chief Martins, Dir. of Finance/Treasurer Patterson, City Attorney Wesolowski and City Clerk Wesolowski.

Council President Sohns stated that he will chairing the meeting as Acting Mayor and will not be voting as an alderman. |
| CITIZEN COMMENT | B-1. | Citizen comment period was opened at 7:03 p.m. and closed at 7:03 p.m. |
| PROCLAMATION | B-2a. | Acting Mayor Sohns presented a proclamation to Eagle Scout Benjamin Stuart Carron. |
| PROCLAMATION | B-2b. | Acting Mayor Sohns read the "Click It or Ticket" proclamation. |
| PROCLAMATION | B-2c. | Acting Mayor Sohns read the "Municipal Clerk's Week" proclamation. |
| WEB SITE | B-2d. | Acting Mayor Sohns and Alderman Olson announced the implementation of the City's new web site. |
| MMSD | B-2e. | Acting Mayor Sohns presented a letter from Milwaukee Metropolitan Sewerage District promoting installation of rain gardens in Milwaukee County. |
| FRANKLIN PUBLIC SCHOOLS | B-2f. | Acting Mayor Sohns presented a letter from Franklin Public School Superintendent regarding K-5 Child Protective Behaviors Program. |
| AIRPORT | B-2g. | Acting Mayor Sohns presented a letter regarding Milwaukee County's General Mitchell International Airport Part 150 Noise Study Update. |
| THANK YOU LETTER | B-2h. | Acting Mayor Sohns presented a thank you letter from Franklin Fire Department to BTL Pallet. |
| MINUTES-4/18/06 | C-1. | Alderman Kosovich moved to approve minutes of the regular meeting of April 18, 2006 as presented. Seconded by Alderman Hammelman. All voted Aye; motion carried. |

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- HEARING-
IDRB-WASTE
MANAGEMENT
- D-1. The public hearing regarding proposed issuance of up to \$67,000,000 of Industrial Development Revenue Bonds pursuant to §66.1103, Stats., on behalf of Waste Management of Wisconsin, Inc. a Wisconsin Corporation was called to order at 7:13 p.m. and closed at 7:20 p.m.
- RES. 2006-6077
IDRB-WASTE
MANAGEMENT
- F-1. Alderman Skowronski moved to adopt Resolution No. 2006-6077, RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF \$30,000,000 SOLID WASTE DISPOSAL REVENUE BONDS (WASTE MANAGEMENT OF WISCONSIN, INC. PROJECT) SERIES 2006A. Seconded by Alderman Olson. All voted Aye; motion carried.
- Alderman Skowronski moved to designate the 20 basis point issuer payment to the 50th Anniversary Fund with the use of the proceeds to be subject to the Mayor's approval. Seconded by Alderman Hammelman. On roll call, Aldermen Hammelman, Kosovich and Skowronski voted Aye; Aldermen Olson and Solomon voted No. Motion carried.
- SENIOR TRAVEL
PROGRAM
- F-2. Mrs. Shirley Bird of the Franklin Senior Citizens presented a travel program update for 2006.
- CIVIC
CELEBRATION
EVENT
- F-3. Alderman Olson moved to authorize returning fund balance for the Civic Celebrations Commission account of up to \$18,000 following the 2006 event. Seconded by Alderman Kosovich. On roll call, Aldermen Skowronski, Kosovich and Olson voted Aye; Aldermen Hammelman and Solomon voted No. Motion carried.
- PARK
DEVELOPMENT
PLAN
- F-4. Alderman Solomon moved to authorize the Parks Commission to seek bids for the completion of the first phase projects for the 2006 proposed park development plan, with Common Council approving all proposed contracts. Seconded by Alderman Olson. All voted Aye; motion carried.
- ORD. 2006-1877
AMBULANCE
SERVICE FEE
- F-5. Alderman Olson moved to adopt Ordinance No. 2006-1877, AN ORDINANCE TO INCREASE AND ESTABLISH A NEW AMBULANCE SERVICE FEE. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- POLICE DISPATCH
CENTER
- F-6. Alderman Olson moved to approve expending \$2,635 from the 2006 Fire Department Capital Budget for control base installation and software in the Police Dispatch Center for an upgrade to the Fire Department radio system, as recommended by the Finance Committee. Seconded by Alderman Solomon. All voted Aye; motion carried.

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| RES. 2006-6078
WHEATON
FRANCISCAN
HEALTHCARE
CENTER | F-7. | Alderman Kosovich moved to adopt Resolution No. 2006-6078, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN INTERGOVERNMENTAL COOPERATION AGREEMENT TO PROVIDE FOR SANITARY SEWERAGE SERVICE PENDING PROPERTY LOCATION WITHIN THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT BOUNDARIES FOR THE DEVELOPMENT OF THE WHEATON FRANCISCAN HEALTHCARE CENTER (WHEATON FRANCISCAN SERVICES, INC.) subject to technical corrections by the City Attorney. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| SANITARY SEWER-
S. 27TH STREET | F-8. | Alderman Kosovich moved to direct the Engineering Department to survey properties along the west side of S. 27th Street south of W. Ryan Road for extension of sanitary sewer. Seconded by Alderman Olson. All voted Aye; motion carried. |
| W. RYAN ROAD
WAIVER | F-9. | Alderman Kosovich moved to accept the petition and waiver of hearing for installation of water service at 3012 W. Ryan Road, and authorize the Mayor and City Clerk to sign said document. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2006-6079
S. 54TH STREET AND
W. OAKWOOD PARK
DRIVE | F-10. | Alderman Olson moved to adopt Resolution No. 2006-6079, A PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS GRANTED BY SECTION 66.0701 OF THE STATE STATUTES FOR INSTALLING CURB AND GUTTER DRIVEWAY APPROACHES IN ST. 54TH STREET AND W. OAKWOOD PARK DRIVE SOUTH OF W. FRANKLIN DRIVE and set the public hearing date for June 20, 2006 at 6:30 p.m. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| HVAC EQUIPMENT | F-11. | Alderman Solomon moved to accept the heating ventilation and air conditioning (HVAC) equipment assessment for a five year capital master plan as prepared by Johnson Controls. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| MUSIC LICENSE
AGREEMENT | F-12. | Alderman Olson moved to approve a license agreement with American Society of Composers, Authors and Publishers (ASCAP), at an initial annual cost of \$280, and to authorize the Mayor, Clerk and the Director of Finance and Treasurer to execute and deliver the agreement. Seconded by Alderman Skowronski. All voted Aye; motion carried. |
| RES. 2006-6080
OFFICIAL
NEWSPAPER | F-13. | Alderman Hammelman moved to adopt Resolution No. 2006-6080, A RESOLUTION DESIGNATING AN OFFICIAL NEWSPAPER. Seconded by Alderman Kosovich. All voted Aye; motion carried. |

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SIREN WARNING SYSTEM F-14a. Alderman Olson moved to request a detailed accounting of cost for a siren warning system in the City of Franklin. Motion died due to lack of second.

Alderman Solomon then moved to table the subject of a siren warning system in the City of Franklin. Seconded by Alderman Hammelman. All voted Aye; motion carried.

PLANNING DEPT. STUDY F-14b. No action was taken on the Planning Department Organizational Study, August 2005, *Ruekert & Mielke*.

COMM. CENTER/ IMPACT FEES F-14c. No action was taken on the matter of the potential community center and potential use of impact fees placed on the 5/02/06 Committee of the Whole agenda by Mayor Taylor.

CLOSED SESSION-SAFETY RESPONSE TASK FORCE F-15. Alderman Olson moved to enter closed session at 8:16 p.m. pursuant to §19.85(1)(g), Stats., to confer with the City Attorney, as legal counsel for the Common Council and the Community Safety Response Task Force, who is rendering advice concerning strategy to be adopted by the Council with respect to litigation upon matters involving the supervision, monitoring and notification of registered sex offenders necessary to protect the safety of the Community and additionally as required pursuant to law and the administration of the law, in which it is likely to become involved, and to consider the retention of additional legal representation upon such matters and for such likely litigation and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 9:05 p.m.

CLOSED SESSION-ONYX EMERALD PARK LANDFILL F-16. Alderman Skowronski moved to enter closed session at 9:07 p.m. pursuant to §19.85(1)(e), Stats. to deliberate concerning the negotiation of the terms and provisions of the existing agreements affecting the Onyx Emerald Park Landfill and the Onyx Emerald Park Landfill Western Horizontal Expansion by way of the application of the existing agreement terms or the negotiation of new terms, as required by competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 9:12 p.m.

RES. 2006-6081
ONYX EMERALD
PARK LANDFILL

Alderman Skowronski moved to adopt Resolution No. 2006-6081, A RESOLUTION TO WAIVE RENEGOTIATION OF EXISTING AGREEMENTS AFFECTING THE ONYX EMERALD PARK LANDFILL AND THE ONYX EMERALD PARK LANDFILL WESTERN HORIZONTAL EXPANSION. Seconded by Alderman Solomon. All voted Aye; motion carried.

APPOINTMENTS

G-1. Alderman Olson moved to confirm the Mayoral appointment of Theodore Mainella, term expires 4/30/08, to the Technology Commission. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Scott Meade, term expires 4/30/08, to the Technology Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Davidson Kane, term expires 4/30/09, to the Technology Commission. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Marc Collins, term expires 4/30/09, to the Technology Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Bob Herman, term expires 4/30/09, to the Technology Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment Sandy Maher-Johnson, term expires 4/30/11, to the Fire and Police Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Dave Bartels, term expires 4/30/08, to the Fire and Police Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Alderman Lyle Sohns, term expires 4/30/07, to the Environmental Commission. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

APPOINTMENTS-
CONTINUED

Alderman Hammelman moved to confirm the Mayoral appointment of Kristen Wilhelm, term expires 4/30/09, to the Environmental Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Hammelman moved to confirm the Mayoral appointment of Mike Archer, term expires 4/30/09, to the Environmental Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Alderman Ken Skowronski, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Alderman Alan Hammelman, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Hammelman moved to confirm the Mayoral appointment of Alderman Tim Solomon, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Dennis Ciche, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Dennis Kust, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Linda Bowe, term expires 4/30/07, to the Finance Committee. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Hammelman moved to confirm the Mayoral appointment of Ed Devinger, term expires 7/01/06, to the Library Board. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Alderman Tim Solomon, term expires 4/30/07, to the Parks Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

APPOINTMENTS-
CONTINUED

Alderman Olson moved to confirm the Mayoral appointment of Charles Searle, term expires 4/30/09, to the Parks Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Kosovich moved to confirm the Mayoral appointment of Philip Nickerson, term expires 4/30/09, to the Parks Commission. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Marvin Wolff, term expires 4/30/09, to the Board of Public Works. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Randolph Rogowski, term expires 4/30/09, to the Board of Public Works. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Gary Grobner, term expires 9/30/08, to the Board of Water Commissioners. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Bob Knackert, term expires 4/30/09, to the Board of Zoning and Building Appeals. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Rosanne Lewandowski, term expires 4/30/08, to the Fair Commission. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to confirm the Mayoral appointment of Alderman Ken Skowronski, term expires 4/30/07, to the Plan Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of George Torres, term expires 4/30/07, to the Plan Commission. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Jim Crowley, term expires 7/30/06, to the Economic Development Commission. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

APPOINTMENTS-
CONTINUED

Alderman Kosovich moved to confirm the Mayoral appointment of Alderman Tim Solomon, term expires 4/30/07, to the License Committee. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Alderman Alan Hammelman, term expires 4/30/07, to the License Committee. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Hammelman moved to confirm the Mayoral appointment of Alderman Ken Skowronski, term expires 4/30/07, to the License Committee. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

LICENSES

H-1. Alderman Hammelman moved to approve the request from Wild Breed Saloon, Agent: Cynthia A. Girmscheid, 11430 W. Swiss Street, for outdoor consumption on 6/10/06 with the following conditions: 1) approval of 1-day limited permit for tent; 2) music in tent until 9:00 p.m.; 3) letters for off-street parking from area properties is required; 4) all required permits (i.e.-electrical, fire); 5) verification and posting of premises capacity. Seconded by Alderman Olson. Motion carried.

Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

Operator License to: Bryant J. Schuler, 4201 Barnwood Ct.; Rishi M. Champaneria, 605 Pleasant View Street, Wauwatosa; Gregory D. Fernandez, 5017 W. Coldspring Road, Milwaukee; Jaskaran S. Jeji, 5742 S/ 41st Street, Milwaukee; Babubhai D. Patel, 6213 S. 13th Street, Milwaukee; Wendy Beirle, 9221 S. 96th Street; Melissa Del valle, 2240B S. 30th Street, Milwaukee; Aracely, Gaona, 2130 S. 31st Street, Milwaukee; Nicole A. Kleineider, 6612 S. 27th Street, Oak Creek; Crystal Lee, S90 W22745 Milwaukee Avenue, Big Bend; Ronald R. Marquardt, 6013 E. Windlake Road, Union Grove; Shelly Marquardt, 6013 E. Windlake Road, Union Grove; Henry Matecki, 6837 Conforti Court; Sue E. Reynolds, 5443 Mulberry Drive, Greendale; Christine A. Rozewicz, 6525 Riverside Road, Waterford; Amanda L. Trisco, 8841 S. 89th Street; Jeffery Rogers, 7551 Francis Court E; Anthony Megna, 10321 W. Church Street; Brian Sawinski, 8137 S. 47th Street and John E. Bergner, 8501 Parkland Drive;

Fee waiver for civic celebration temporary operators licenses from July 1 thru July 5, 2006 for Mike Reichl, John Bergner, Brian Sawinski, Anthony Megna, Jeffery Rogers;

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LICENSES-
CONTINUED

and also moved to hold Operator License for Sharon R. Neddef, 3355 Marina Road, South Milwaukee subject to appearing before the License Committee. Seconded by Alderman Olson. All voted Aye; motion carried.

BILLS

I-1. Alderman Kosovich moved to approve net City vouchers in the range of Nos. 115718 thru 115901 in the amount of \$621,068.06. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to approve net payroll of April 28, 2006 in the amount of \$309,658.02. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Hammelman moved to adjourn the meeting at 9:30 p.m. Seconded by Alderman Skowronski. All voted Aye; motion carried.