

**CITY OF FRANKLIN
SPECIAL COMMON COUNCIL MEETING
MAY 1, 2010
MINUTES**

ROLL CALL

- I. The special meeting of the Common Council was held on May 1, 2010 and called to order at 12:35 p.m. by Mayor Taylor in the Common Council Chambers at Franklin City Hall, 9229 West 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, City Attorney Wesolowski, and City Clerk Wesolowski.

At 12:38 p.m., Mayor Taylor recessed the meeting until 1:00 p.m. for negotiations with the City of Oak Creek Attorney and other representatives, along with the Franklin Council President and City Attorney.

The meeting was reconvened at 1:05 p.m.

Alderman Olson moved to suspend the regular order of business to allow City of Oak Creek officials to speak. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

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

CITIZEN
COMMENT

- II. Citizen comment period was opened at 1:25 p.m. and closed at 1:34 p.m.

AGREEMENT FOR A
HIGHWAY
IMPROVEMENT
PROJECT: 27TH
STREET (STH 241)

- III.A. Alderman Solomon moved to approve, in response to the Wisconsin Department of Transportation stated May 1, 2010 deadline, and to authorize the Mayor, City Clerk and Director of Finance and Treasurer to execute and deliver a State/Municipal Agreement for a Highway Improvement Project: 27th Street (STH 241) with the Department of Transportation, containing the Department's standard terms and conditions and providing estimated costs and that a separate Municipal agreement shall address further Municipal cost share for the 27th Street Project, and further providing for lighting improvements within the City of Franklin, with the understanding and provision that: i) the lighting costs of \$500,000 to be paid thereunder would otherwise be the responsibility of the Department of Transportation under standard cost sharing requirements, and the City of Oak Creek agrees that the lighting costs payment is in full satisfaction of any City of Franklin obligation under Article IV. of that certain June, 2009 Memorandum of Understanding with Oak Creek; ii) the \$500,000 to be paid thereunder qualifies as project costs to be paid by tax increment for the applicable Tax Incremental District(s); iii) the Wisconsin Department of Transportation agrees that this extraordinary one-time lump sum payment shall not be increased and shall not be due until the commencement of

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the 27th Street project no earlier than 2013, and that the Department of Transportation shall obtain the current intended timely construction of the Drexel Avenue Interchange without municipal cost share funding from the City of Franklin. Seconded by Alderman Olson.

At 1:46 p.m. Mayor Taylor passed the gavel to Council President Taylor, who chaired the meeting. At 1:50 p.m. the gavel was returned to Mayor Taylor, who then returned to chairing the meeting.

On roll call for the motion, Aldermen Olson, Solomon, Skowronski voted Aye; Aldermen Wilhelm, Taylor, and Schmidt voted No. Mayor Taylor broke the tie by voting in the affirmative. Motion carried.

Alderman Wilhelm moved to authorize Mayor Taylor to work with Oak Creek Mayor Bolender or other authorized representatives of Oak Creek to create an agreement in connection with the time commitment for the Drexel Avenue Interchange and Drexel Avenue. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

ADJOURNMENT

IV.

Alderman Olson moved to adjourn the meeting at 2:07 p.m. Seconded by Alderman Solomon. All voted Aye; motion carried.