APPROVED MAY 20, 2014

CITY OF FRANKLIN COMMON COUNCIL MEETING MAY 6, 2014 MINUTES

CALL TO ORDER	A.	The regular meeting of the Common Council was held on May 6, 2014 and was called to order at 6:30 p.m. by Mayor Steve Olson in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Alderman Mark Dandrea, Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderwoman Janet Evans, Alderman Doug Schmidt, and Alderwoman Susanne Mayer. Also present were Assistant City Engineer Ron Romeis, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski, and City Clerk Sandra Wesolowski.
CITIZEN COMMENT	B.1.	Citizen comment period was opened at 6:32 p.m. and was closed at 6:44 p.m.
MAYORAL ANNOUNCEMENTS	B.2.a.	Mayor Olson and Alderman Schmidt presented a Mayoral Proclamation to Eagle Scout Braden Schubring.
	B.2.b.	Mayor Olson noted a Proclamation designating May 12, 2014, as National Nurses Week.
	B.2.c.	Mayor Olson noted a letter from John Rosenow, Arbor Day Foundation, naming Franklin as a 2013 Tree City USA.
	B.2.d.	Mayor Olson noted the Aurora Health Care "Teamwork/Courage Under Fire" Award given to Fred Rinke and Keith Nickels, Franklin Fire Department Paramedics.
APPROVAL OF MINUTES	C.1.	Alderwoman Wilhelm moved to approve the minutes of the regular meeting of April 15, 2014, as presented. Seconded by Alderwoman Evans. All voted Aye; motion carried.
	C.2.	Alderman Schmidt moved to approve the minutes of the special meeting of April 22, 2014, as presented. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
APPOINTMENTS	E.1.a.	Alderwoman Wilhelm moved to confirm Mayor Olson's appointment of Matthew Cool to the Board of Review, term expires 4/18/17. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

APPOINTMENTS

- E.1.b. Alderwoman Wilhelm moved to confirm Alderwoman Wilhelm's appointment of Mark Arndt to the Board of Review, term expires 4/18/17. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.c. Alderwoman Evans moved to confirm Alderwoman Evans' appointment of William L. Gamble to the Board of Review, term expires 4/18/17. Seconded by Alderwoman S. Mayer. On roll call, Alderwoman Evans and Alderwoman S. Mayer voted Aye; Alderman Dandrea and Alderwoman Schmidt voted No; Alderman D. Mayer and Alderwoman Wilhelm Abstained. Motion failed.
- E.1.d. Alderman Schmidt moved to confirm the Mayoral appointment of Jeanine Olson to the Civic Celebrations Commission, term expires 7/01/17. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.e. Alderman D. Mayer moved to confirm the Mayoral appointment of Kevin Mineard to the Finance Committee, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.f. Alderman Schmidt moved to confirm the Mayoral appointment of Robert Campbell, Jr. to the Finance Committee, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.g. Alderman D. Mayer moved to confirm the Mayor appointment of Dennis Ciche to the Finance Committee, term expires 4/30/15. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.
- E.1.h. Alderman Schmidt moved to confirm the Mayoral appointment of John Howard to the Finance Committee, term expires 4/30/15. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.i. Alderman D. Mayer moved to confirm the Mayoral appointment of James Sass to the Fire and Police Commission, term expires 4/30/19. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

APPOINTMENTS

- E.1.j. Alderman Dandrea moved to confirm the Mayoral appointment of Kris Barnekow to the Board of Health, term expires 4/30/16. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.k. Alderman D. Mayer moved to confirm the Mayoral appointment of Marilyn Bolton to the Board of Health, term expires 4/30/16. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.
- E.1.l. The Mayoral recommendation for appointment of Timothy Solomon to the Library Board, term expiring 6/30/14, was withdrawn.
- E.1.m. Alderman Schmidt moved to confirm the Mayoral appointment of Timothy Solomon to the Library Board, term expires 6/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.n. Alderman D. Mayer moved confirm the Mayoral appointment of Diane Oleson to the Library Board, term expires 6/30/17. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.o. Alderman D. Mayer moved to confirm the Mayoral appointment of Anthony Megna to the Parks Commission, term expires 4/30/17. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.p. Alderwoman Wilhelm moved to confirm the Mayoral appointment of David Pautz to the Park Commission, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.q. Alderman Schmidt moved to confirm the Mayoral appointment of Dale Wikel to the Personnel Committee, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.r. Alderman Dandrea moved to confirm the Mayoral appointment of Patrick Sheehan to the Personnel Committee, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

APPOINTMENTS

- E.1.s. Alderwoman Wilhelm moved to table the Mayoral appointments to the Plan Commission to the 5/20/14 Common Council meeting,. Seconded by Alderwoman S. Mayer. On roll call, Aldermen Dandrea, Schmidt, and Alderwomen Wilhelm and S. Mayer voted Aye; Alderman D. Mayer and Alderwoman Evans voted No. Motion carried.
- E.1.t. Alderman Schmidt moved to confirm the Mayoral appointment of James Bartnicki to the Board of Public Works, term expires 4/30/17. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.u. Alderwoman Wilhelm moved to confirm the Mayoral appointment of Jonathan Webster to the Board of Public Works, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.v. Alderwoman Wilhelm moved to confirm the Mayoral appointment of Rajiv Surana to the Technology Commission, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.w. Alderwoman Evans moved to confirm the Mayoral appointment of Scott Meade to the Technology Commission, term expires 4/30/17. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.x. Alderwoman Evans moved to confirm the Mayoral appointment of Bryan Maersch to the Technology Commission, term expires 4/30/17. Seconded by Alderman Dandrea. On roll call, Alderwoman Evans and Alderman Dandrea voted Aye; Alderwoman S. Mayer, Alderman Schmidt, Alderwoman Wilhelm, and Alderman D. Mayer Abstained. Motion failed.
- E.1.y. Alderman Schmidt moved to confirm the Mayoral appointment of Philip Nickerson to the Board of Zoning & Building Appeals, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.z. Alderwoman Evans moved to confirm the Mayoral appointment of Juan Rodriguez to the Board of Zoning & Building Appeals, term expires 4/30/17. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

2013 FINANCIAL AUDIT REPORT

G.1. Alderman D. Mayer moved to receive the 2013 Comprehensive Annual Financial Report (CAFR) and the required communications letter from CliftonLarsonAllen LLP, and place on file. Seconded by Alderman Schmidt. All voted Aye; motion carried.

ORD. 2014-2138 AMEND CODE PROVIDING FOR TERMS OF BOARD/COMM MEMBERS

G.2. Alderman D. Mayer moved to adopt Ordinance No. 2014-2138, AN ORDINANCE TO AMEND 10.23 OF THE MUNICIPAL CODE OF THE CITY OF FRANKLIN, WISCONSIN, TO PROVIDE FOR CONSISTENT FINITE TERMS FOR APPOINTED ELECTED OFFICIAL AND NON-ELECTED OFFICIAL BOARD AND COMMISSION AND COMMITTEE MEMBERS AND TO EXTEND THE POTENTIAL DE FACTO STATUS OF SUCH MEMBERS WITHIN THE FIRST 100 DAYS OF THE FIRST TERM OF A NEW MAYOR. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

GENERAL FUND 2014 BUDGET TRANSFERS

G.3. Alderwoman Wilhelm moved to table to the meeting of 6/03/14 AN ORDINANCE TO AMEND ORDINANCE NO. 2013-2120, AN ORDINANCE ADOPTING THE 2014 ANNUAL BUDGET TO PROVIDE FOR GENERAL FUND BUDGETS TRANSFERS FOR FISCAL YEAR 2014. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

TICKNOR & ASSOCIATES PROPOSAL

G.4. Alderwoman Wilhelm moved that the proposal from Ticknor & Associates, Inc. for the provision of services to update the Franklin First Development Strategic Plan (Ticknor 2000), be tabled to the 6/02/14 Committee of the Whole meeting to provide for future council discussion on the topic of community direction and vision. Seconded by Alderman Schmidt. All voted Aye; motion carried.

DIRECTION TO FFEDC

G.5. Alderwoman Wilhelm moved to refer to the Forward Franklin Economic Development Committee the task of the study of and report upon potential retail/restaurant/quality of life/entertainment new development within the City and the areas likely for such development, to include, but not be limited to consideration of the subject matter as is set forth in Chapter 4: Economic Development of the City of Franklin 2025 Comprehensive Master Plan, the Franklin First Development Plan (R.A. Smith 2001), and Phase 2: Retail Development Potential of the Franklin First Development Strategic Plan (Ticknor 2000)(and as may be available updates

G.6.

G.7.

G.8.

continued-

G.5. thereto) upon the subject matter, and further to invite the FFEDC to the 6/02/14 Committee of the Whole. Seconded by Alderman Schmidt. All voted Aye; motion carried.

DIRECTION TO CDA

Alderman Schmidt moved to refer to the Community Development Authority the task of the study of and report upon potential business park and/or industrial park new development within the City and the areas likely for such development, to include, but not be limited to consideration of the subject matter as is set forth in Chapter 4: Economic Development of the City of Franklin 2025 Comprehensive Master Plan, the Franklin First Development Plan (R.A. Smith 2001), and Phase 1: Office/Industrial Market Analysis and Phase 4: Economic Development of the Franklin First Development Strategic Plan (Ticknor 2000)(and as may be available updates thereto) upon the subject matter, and further to invite the CDA to the 6/02/14 Committee of the Whole. Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2014-6979 SPECIAL USE SUMMIT CREDIT UNION 7750 S. LOVERS LANE RD. Alderman D. Mayer moved to adopt Resolution No. 2014-6979, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A CREDIT UNION USE UPON PROPERTY LOCATED AT 7750 S. LOVERS LANE ROAD (BUILDING 8, LOT 3 WITHIN THE SHOPPES OF WYNDHAM VILLAGE DEVELOPMENT)(SUMMIT CREDIT UNION, APPLICANT) subject to verification of matching light poles and subject to sun shade design approval by Planning staff with consultation by Alderman D. Mayer and Alderwoman Evans. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.

DENY SPECIAL USE FOR FUNERAL HOME (7220 W. RAWSON AVE.) Alderman D. Mayer moved to deny a Resolution imposing conditions and restrictions for the approval of a Special Use for a funeral home and mortuary center (embalming and custodial care) use upon property located at 7220 West Rawson Avenue (former Root River Center Bowling Alley and Banquet Hall)(Elder Sanctuary, LLC, Applicant), for the reasons set forth in the recommendation of the Plan Commission. Seconded by Alderman Schmidt. All voted Aye; motion carried.

G.9.

G.10.

G.12.

RES. 2014-6980 SPECIAL USE WATER/WASTE WATER OPERATION AND MAINTENANCE FACILITY 5550 W. AIRWAYS AVE. Alderman D. Mayer moved to adopt Resolution No. 2014-6980, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A 16,900 SQUARE FOOT EXPANSION OF THE CITY OF FRANKLIN WATER AND WASTE WATER OPERATION AND MAINTENANCE FACILITY USE UPON PROPERTY LOCATED AT 5550 W. AIRWAYS AVENUE (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

PLEASANT VIEW PARK

Alderwoman Wilhelm moved to authorize staff to receive bids for the Development of Pleasant View Park including the extension of W. Evergreen Street, and return to the Common Council upon completion of the breakdown of information of the bids. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried. Vote recorded as unanimous.

RES. 2014-6981 AGREEMENT WITH GRAEF PLEASANT VIEW PARK G.11. Alderman D. Mayer moved to adopt Resolution No. 2014-6981. A RESOLUTION AUTHORIZING OFFICIALS TO AN AGREEMENT WITH EXECUTE GRAEF PERFORM ENGINEERING SERVICES NECESSARY FOR **PLANS** AND BIDDING DOCUMENTS FOR THE **PLEASANT DEVELOPMENT** OF **VIEW PARK EXTENSION** INCLUDING THE STREET EVERGREEN STREET. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

RES. 2014-6982
AGREEMENT
WITH
COMMONWEALTH
CULTURAL
RESOURCE GROUP
PLEASANT VIEW
PARK

Alderwoman Wilhelm moved to adopt Resolution No. 2014-6982, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN AGREEMENT WITH COMMONWEALTH CULTURAL RESOURCE GROUP, INC. IN THE AMOUNT OF \$2,487.26 TO PERFORM THE WISCONSIN DEPARTMENT OF NATURAL RESOURCE REQUIRED ARCHEOLOGICAL SURVEY OF THE PLEASANT VIEW PARK SITE, LOCATED SOUTH OF PLEASANT VIEW ELEMENTARY SCHOOL, subject to review and approval of the City Attorney. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

WATER MAIN IN W. ST. MARTINS RD.

G.13. Alderwoman S. Mayer moved to table to the 5/20/2014 Common Council meeting a Resolution awarding a contract in the amount of \$117,360 to The Wanasek Corp. for the extension of water main in W. St. Martins Road from S. Chapel Hill Drive to a point 440 feet southeast of S. Chapel

continued-	G.13.	Hill Drive. Seconded by Alderwoman Wilhelm. Alderman Wilhelm withdrew her second. It was then seconded by Alderman D. Mayer. All voted Aye; motion carried.
RES. 2014-6983 AWARDING CONTRACT FOR LOCAL STREET IMPROVEMENT PROGRAM	G.14.	Alderman Schmidt moved to adopt Resolution No. 2014-6983, A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER, PAYNE & DOLAN, INC. IN THE AMOUNT OF \$1,041,340.10 FOR THE 2014 LOCAL STREET IMPROVEMENT PROGRAM AND PAVING SHADWELL SUBDIVISION STREETS. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.
SEWER SERVICE RATE	G.15.	Alderman Dandrea moved to adopt the recommended sewer service rate as presented and included in the Common Council meeting packet of 5/06/14. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
RES. 2014-6984 INVESTMENT POLICY	G.16.	Alderwoman Wilhelm moved to adopt Resolution No. 2014-6984, A RESOLUTION TO AMEND THE INVESTMENT POLICY STATEMENT FOR THE CITY OF FRANKLIN POST EMPLOYMENT BENEFITS TRUST. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
RES. 2014-6985 INVESTMENT POLICY	G.17.	Alderwoman Wilhelm moved to adopt Resolution No. 2014-6985, A RESOLUTION TO AMEND THE CITY OF FRANKLIN INVESTMENT POLICY STATEMENT-RESERVE & LIQUIDITY INVESTMENTS. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
MARCH FINANCIAL REPORT	G.18.	Alderman Schmidt moved to receive the March 2014 monthly financial report and place on file. Seconded by Alderman Dandrea. All voted Aye; motion carried.
RES. 2014-6986 OFFICIAL NEWSPAPER	G.19.	Alderman D. Mayer moved to adopt Resolution No. 2014-6986, A RESOLUTION DESIGNATING AN OFFICIAL NEWSPAPER. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
AMENDMENT TO MEETING SCHEDULE	G.20.	Alderman D. Mayer moved to establish the amended meeting schedule for 2014 (all meetings to begin at 6:30 p.m.) as follows: Committee of the Whole on 6/02/14, 6/30/14, and 9/08/14; Combined Committee of the Whole and Common Council on 8/05/14; and Common Council on 6/03/14,

continued-

G.20. 6/17/14, 7/01/14, 7/15/14, 8/19/14, 9/09/14, and 9/23/14. Seconded by Alderman Dandrea. All voted Aye; motion carried.

MISCELLANEOUS H.1. LICENSES

Alderman Dandrea moved to approve the following licenses: Operators' licenses for 2013-2014: Shaun Hosseini, 1158 N. 50 St., Milwaukee; and Drew Kizer, S75W345 Crooked Lake Ln., Lindenhurst, IL;

Operators' licenses for 2014-2015: Danielle Peltier, 2520 W. Abbott Ave., Milwaukee; Daniel Hodach, 4520 Empire Ln., Waterford; John Braovac, 1335 S. 124 St., Brookfield; Jeanne Rainwater, 2604 W. Leroy Ave., Milwaukee; Jenna Rozek, 2669 S. 92 St., West Allis; Michael Falk, 10440 W. Scharles Ave., Hales Corners; Shelly Marquardt, 2733 N. Maple Rd., Burlington; Wendy Beierle, 9221 S. 96 St.; Jacob Koeferl, 11507 W. Church St.; Jessica Rozek, 2669 S. 92 St., West Allis; Enea Gjika, 8405 S. 27 St.; Robert Cutting, 4380 S. Placid Dr., Greenfield; Stephanie Feest, 2117 W. Grays Ln., Oak Creek; Kristen DeFord, 7161 S. 38 St.; Jill LeClaire, 6516 S. 35 St., #101; Melissa Conway, S64W13012 Kipling Ct., Muskego; Kristin Zeka, 6885 S. Timber Ridge Ln., #7206, Oak Creek; Kathleen Varga, 2605 Rebecca Dr., Racine; Nathan Tiedke, 8029 S. 61 St.; Kristin Kowalski, 11210 W. 6 Mile Rd., Franksville; Tanya Gidlund, 5001 S. 40 St., Greenfield; Linda Hart, S75W14150 Restfull Ln., Muskego; John Bergner, 8501 Parkland Dr.; Randy Grass, 9056 W. Elm Ct, Unit F; Anthony Megna, 10321 W. Church St.; Michael Reichl, 7557 Drake Ln.; Brian Sawinski, P.O. Box 320412, Franklin; Katherine Kope, 4032 S. 77 St., #2, Milwaukee; Jill Barth, 4651 W. Sharon Ln.; Amy Balcerzak, 2605 E. Emily Ave., Oak Creek; Breana Kloppenburg, 7801 W. Imperial Dr.; Steven Lippel, 10145 Plumtree Cir., #203, Hales Corners; Adam Arbogash, 1351 N. 70 St., Wauwatosa; Larry Behrendt, 6631 S. 51 St.; Lynette Naumann, 3780 E. County Line Rd., Oak Creek; Mark Reikowski, W125S8317 North Cape Rd.,

Temporary Class B Beer and Temporary Entertainment & Amusement to Civic Celebrations Committee, 7/03/14-7/05/14, 9229 W. Loomis Rd.; and St. Martin of Tours-Church, 5/16/14-5/18/14, 7963 S. 116 St.;

Temporary Class B Beer & Wine to Federation of Croation Societies, 7/19/14-7/20/14, 9100 S. 76 St.;

People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant to Franklin Lioness Club, 8/31/14-9/01/14, St. Martins Fair;

continued-

H.1. Day Care Licenses for 2014-2015 to Academy of Preschool Learning, 3501 W. Ryan Rd.; Little Gems Academy, LLC, 9758 S. Airways Ct.; and Mrs. Rikki's Structured Day Care, 11224 W. Forest Home Ave.;

Coin Machine Operator 2014-2015 to Wisconsin P&P Amusement, 12565 Lisbon Rd., Brookfield, Michael L. Weigel;

Mobile Home Court 2014-2015 to D&K Management VIII, LLC, 6405 S. 27 St., Wendy Winograd.

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

VOUCHERS AND PAYROLL

I.1.

Alderwoman Evans moved to approve net general checking account City vouchers in the range Nos. 151910 through Nos. 152070 in the amount of \$2,288,360.32 dated 4/24/14 through 5/01/14. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve net general checking account City vouchers in the range of Nos. 152071 through Nos. 152080 in the amount of \$116,474.42 dated 5/05/14. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to authorize release of deposit and pre-payment checks as required for 2014 Franklin Civic Celebrations related contracts authorized for execution by the Common Council on 11/19/13 (Item G.1.) including, but not limited to, Music on the Move Plus for \$2,912.50. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve the net payroll dated 5/02/14 in the amount of \$334,778.84 and payments of the various payroll deductions in the amount of \$212,885.94 plus any City matching payments, where required. Seconded by Alderman Alderman Dandrea. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve the net payroll dated 5/16/14 estimated at \$355,000.00 and payments of the various payroll deductions estimated at \$373,000.00 plus any City matching payments, where required. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.

continued-

I.1. Alderman D. Mayer moved to approve property tax settlements in the range of Nos. 13274 through 13278 in the amount of \$10,071,083.78 dated 4/15/14 through 4/23/14. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderwoman Wilhelm Moved to adjourn the meeting at 10:48 p.m. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.