

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
NOVEMBER 6, 2006
MINUTES**

- ROLL CALL A. The regular meeting of the Common Council was held on November 6, 2006 and called to order at 7:11 p.m. by Mayor Taylor in the Fadrow Room of the Franklin Public Library, 9151 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Hammelman, Kosovich, Sohns and Skowronski. Also present were City Engineer Bennett, Director of Finance and Treasurer Patterson, Dir. of City Dev. Wheaton, Planning Manager Dietl, Director of Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski.
- Citizen comment period was opened at 7:12 p.m. and closed at 7:12 p.m.
- ELIZABETH RESIDENCE B-2a. A letter from Elizabeth Residence regarding emergency service calls was noted.
- DONATION B-2b. A donation of \$2,550 from Mark Carstensen Construction for Veterans Memorial Eagle Scout project was announced.
- KIDS DAY B-2c. A letter from Zumstein Chiropractic regarding Kid's Day America event held in Franklin on 9/16/06 was noted.
- NML B-2d. A summary, dated 11/01/06, of news articles regarding Northwestern Mutual Life Phase II was placed on file.
- PROCLAMATION B-2e. The City Clerk read the Milwaukee County Executive's Proclamation for the City of Franklin on 10/27/06.
- PLAQUE B-2f. No action was taken at this meeting regarding the City's 50th anniversary plaque.
- AGREEMENT B-2g. A resolution from Milwaukee County regarding agreement for the operation and maintenance of parking lots to support the Oak Leaf Trail, and a resolution regarding a proposed storm water pond necessary for the Oakwood Road Improvement Project were noted.
- MINUTES-10/17/06 C-1. Alderman Solomon moved to approve minutes of the regular meeting of October 17, 2006 as presented. Seconded by Alderman Olson. All voted Aye; motion carried.
- MINUTES-10/18/06 C-2. Alderman Olson moved to approve minutes of the special meeting of October 18, 2006 as presented. Seconded by Alderman Skowronski. On roll call, Aldermen Olson, Solomon, Hammelman, Kosovich and Skowronski voted Aye; Alderman Sohns abstained. Motion carried.
- MINUTES-10/30/06 C-3. Alderman Kosovich moved to approve minutes of the special meeting of October 30, 2006 as presented. Seconded by Alderman Olson. All voted Aye; motion carried.

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- MINUTES- 10/30/06 C-4. Alderman Solomon moved to approve minutes of the special meeting of October 30, 2006 as presented. Seconded by Alderman Hammelman. All voted Aye; motion carried.
- ORD. 2006-1893 REZONING- CITY OF FRANKLIN F-1. Alderman Solomon moved to adopt Ordinance No. 2006-1893, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE CERTAIN PARCELS OF LAND FROM R-8 MULTIPLE-FAMILY RESIDENCE DISTRICT TO CC CITY CIVIC CENTER DISTRICT, City of Franklin, (approximately south of West Drexel Avenue and to the east of South Lovers lane Road) (State Trunk Highway 100/South 100th Street). Seconded by Alderman Sohns. On roll call, all voted Aye. Motion carried.
- ORD. 2006-1894 BUDGETS F-2. Alderman Solomon moved to adopt Ordinance No. 2006-1894, ADOPTING THE ANNUAL BUDGETS FOR THE GENERAL FUND, LIBRARY FUND, SEWER SERVICE FUND, CAPITAL OUTLAY FUND, EQUIPMENT REVOLVING FUND, STREET IMPROVEMENT FUND, CAPITAL IMPROVEMENT FUND AND DEBT SERVICE FUND FOR THE CITY OF FRANKLIN, AND ESTABLISHING THE TAX LEVY TO SUPPORT THE 2007 BUDGETS FOR THE CITY OF FRANKLIN. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.
- RES. 2006-6192 CSM- MOORE F-3. Alderman Skowronski moved to adopt Resolution No. 2006-6192, A RESOLUTION CONDITIONALLY APPROVING A 2-LOT CERTIFIED SURVEY MAP, BEING A DIVISION OF A PART OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (SONJA MOORE, APPLICANT) (APPROXIMATELY 7011 SOUTH 122ND STREET). Seconded by Alderman Sohns. All voted Aye; motion carried.
- RES. 2006-6193 ROAD RESERVATION- S. 31ST STREET F-4. Alderman Hammelman moved to adopt Resolution No. 2006-6193, A RESOLUTION ACCEPTING A ROAD RESERVATION FOR THE 25' RESERVED FOR FUTURE EXTENSION OF S. 31ST STREET SOUTH OF W. RAWSON AVENUE) [SEE EXHIBIT A PER C.S.M. 7389] as corrected to clarify acceptance of the reservation. Seconded by Alderman Olson. All voted Aye; motion carried.
- MODEL HOME PERMITS- BERKSHIRE SUBD. F-5. Alderman Hammelman moved to approve the request from Creative Homes for two model home permits on Lots 38 and 59 in the Berkshire Addition #2 Subdivision, approximately 6500 S. 51st Street subject to the following conditions: 1) That the developer shall meet with the Fire Chief and the Building Inspector to verify that access can be maintained to Lots 38 and 59 during construction of the subdivision. 2) That the City Engineer approve the site grading plan. 3) Building permits fees are paid at the time of issuance of a permit. 4) The access to the sites shall be maintained at all times. Failure to maintain the access shall result in construction being

BERKSHIRE SUBD.-
CONTINUED

stopped until corrected. 5) That no occupancy will be permitted until all improvements and utilities are installed and approved by the Franklin Engineering Department. 6) The Subdivision Development Agreement shall be approved. 7) The Subdivision Plat shall be recorded and proof of recording shall be submitted to the City, before application for the building permit. 8) A digital copy of the plat is submitted to the Engineering Department before application for a building permit. 9) The Fire Chief and Building Inspector shall inspect the project for compliance with the requirements. Seconded by Alderman Olson. All voted Aye; motion carried.

DONATION

F-6. Alderman Sohns moved to accept \$200 donation from the Milwaukee Southwest Suburban Kiwanis Club for the Health Department. Seconded by Alderman Olson. All voted Aye; motion carried.

ANNUAL
BUDGETS

F-7A. The public hearing on the 2007 proposed budget was held at the Committee of the Whole on 11/06/06. (Also see Item F-2).

PARAMEDIC
SERVICES

F-7B. Alderman Olson moved to authorize Mayor and other city officials to continue with negotiations with Milwaukee County and the other municipalities with regard to paramedic service. Seconded by Alderman Solomon. All voted Aye; motion carried.

CLOSED SESSION-
SEX OFFENDERS

F-8. Alderman Sohns moved to enter closed session at 7:45 p.m. pursuant to Wis. Stats. §19.85(1)(g), to confer with the City Attorney, and Special Counsel, as legal counsel for the Common Council, who are 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 reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 8:32 p.m., Alderman Kosovich moved to authorize special counsel to send correspondence to the State of Wisconsin containing those terms as discussed in above closed session and such correspondence will satisfy terms of council action taken at their meeting of 10/26/06. Seconded by Alderman Sohns. Upon unanimous Aye voice vote, motion carried.

W. OAKWOOD
ROAD

F-9. Alderman Kosovich moved to approve offering price for Parcel #2 for the acquisition of properties by the City for right-of-way for the reconstruction of W. Oakwood Road as set forth in the confidential documents which involve strategy for the negotiation of public investment with the purchase of public properties under §19.85(1)(e), Stats. Seconded by Alderman Sohns. All voted Aye; motion carried.

W. OAKWOOD
ROAD-
CONTINUED

Alderman Kosovich moved to approve offering price for Parcel #5 for the acquisition of properties by the City for right-of-way for the reconstruction of W. Oakwood Road as set forth in the confidential documents which involve strategy for the negotiation of public investment with the purchase of public properties under §19.85(1)(e), Stats. Seconded by Alderman Sohns. All voted Aye; motion carried.

LICENSES

H-1.

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

Operator Licenses to: Dawn M. Brown, 2057 S. 74th Street, West Allis; Joseph A. Cauley, 1813 S. 70th Street, West Allis; Amber E. Helm, 11401 Parkview Lane, Hales Corners; Christy A. Marquardt, 6013 E. Windlake Road, Union Grove; James W. Nelson, 225 W. Sunnyview Dr. #E, Oak Creek and Nicole M. Wenzel, 9621 W. St. Martins Road;

and also moved to hold Operator License for: Jason D. Manyen, 5667 S. Root River Drive and Kerri A. McCracken, 8133 S. Meyer Lane, Oak Creek subject to appearing before the License Committee;

and also moved to deny Operator License for Brent W. Tourangeau, 3527 S. 81st Street, Milwaukee for falsifying information on the operator's license application;

No action necessary for The Bowery, Agent: Roger Hein, 3023 W. Ryan Road review of special event held on 10/01/06. Seconded by Alderman Solomon. All voted Aye; motion carried.

BILLS

I-1.

Alderman Solomon moved to approve net City vouchers in the range of Nos. 118036 thru 118282 in the amount of \$2,152,655.23. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

PAYROLL

Alderman Olson moved to approve net payroll of October 27, 2006 in the amount of \$321,181.12. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J.

Alderman Skowronski moved to adjourn the meeting at 8:34 p.m. Seconded by Alderman Olson. All voted Aye; motion carried.