

CITY OF FRANKLIN
COMMON COUNCIL MEETING
OCTOBER 16, 2012
MINUTES

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| ROLL CALL | A. | The regular meeting of the Common Council was held on October 16, 2012 and called to order at 6:30 p.m. by Mayor Tom Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Steve Olson, Tim Solomon, Kristen Wilhelm, Steve Taylor, Doug Schmidt, and Ken Skowronski. Also present were City Engineer John M. Bennett, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski and City Clerk Wesolowski. |
| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:32 p.m. and closed at 7:00 p.m. |
| ELECTION PROGRAMMING COSTS | B.2.a. | Mayor Taylor read the resolution passed at the meeting of the Intergovernmental Cooperation Council (ICC) expressing its position on the Milwaukee County Election Commission's shift of election programming costs upon the municipalities. |
| PARK PATROL AND CELLULAR 9-1-1 RESPONSE SERVICES | B.2.b. | Mayor Taylor read the memo from Craig Kammholz, Milwaukee County Fiscal and Budget Administrator, to Supervisor Marina Dimitrijevic, Chairwoman, Milwaukee County Board of Supervisors, regarding the Memorandum of Understanding with the City of Milwaukee Police Department to provide Park Patrol and Cellular 9-1-1 Response Services for three years, with an optional two-year extension. Alderman Solomon moved to place this letter on the next Committee of the Whole meeting. Seconded by Alderman Olson. All voted Aye; motion carried. Alderman Taylor vacated his seat at 7:10 p.m. |
| WisDOT IMPROVMENTS MILW CO 2013 | B.2.c. | Mayor Taylor noted the Wisconsin Department of Transportation Improvement Program for Milwaukee County 2013. |
| PROCLAMATION | B.2.d. | Mayor Taylor presented a Proclamation declaring the month of November "Pancreatic Cancer Awareness Month" in the City of Franklin. |
| WATER AND SEWER PROJECTS | B.2.e. | Mayor Taylor read a letter from the Wisconsin Underground Contractors Association regarding the timing for water and sewer projects. |
| APPROVAL OF MINUTES 10/01/12 | C.1. | Alderman Skowronski moved to approve to the minutes of the Committee of the Whole meeting of October 1, 2012. Seconded by Alderman Schmidt. All voted Aye; motion carried. |
| APPROVAL OF MINUTES 10/02/12 | C.2. | Alderman Schmidt moved to approve the minutes of the regular meeting of October 2, 2012. Seconded by Alderman Solomon. All voted Aye; motion carried. |

APPOINTMENT TO ENVIRONMENTAL COMMISSION

E.1.a. Alderman Solomon moved to approve the Mayoral appointment of Curtis Bolton to the Environmental Commission, Ald. Dist. #2, term expires 4/30/15. Seconded by Alderman Schmidt. On roll call, all voted Aye; motion carried.

Alderman Taylor returned to his seat at 7:15 p.m.

FRANKLIN FORCE SOFTBALL FIELD RENEWAL

F.1. Alderman Skowronski moved to approve the agreement for softball fields with the Franklin Force Fastpitch Softball Club for the 2013 season at 7979 W. Ryan Road. Seconded by Alderman Schmidt. Alderman Skowronski withdrew his motion and Alderman Schmidt withdrew his second. The City Attorney will prepare an agreement for the 2013 season with Franklin Force Fastpitch Softball Club for the softball fields at 7979 W. Ryan Road and this item will be placed on the next Common Council agenda.

RES. 2012-6844 SPECIAL USE- BRIAN CZARNIAK D/B/A STRIVE FITNESS

G.1. Alderman Solomon moved to adopt Resolution No. 2012-6844, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTION FOR THE APPROVAL OF A SPECIAL USE FOR A PHYSICAL FITNESS FACILITY USE UPON PROPERTY LOCATED AT 11320 WEST FOREST HOME AVENUE (BRIAN CZARNIAK, D/B/A STRIVE FITNESS, APPLICANT). Seconded by Alderman Skowronski. All voted Aye; motion carried.

NUISANCE PREMISES ORDINANCE REVIEW

G.2. Alderman Wilhelm moved to direct legal counsel to continue review of the nuisance ordinance and abatement procedures and the related items as presented by Alderman Wilhelm, with input from Chief of Police and other pertinent departments, with the intent of this to update and strengthen the Code and report back to the Common Council at the last meeting in November. Seconded by Alderman Taylor.

At 7:45 p.m. Mayor Tom Taylor passed the gavel to Council President Steve Taylor, who then chaired the meeting. The gavel was returned to Mayor Tom Taylor at 7:50 p.m.

The vote on the main motion, all voted Aye; motion carried.

RES. 2012-6845 INSTALLATION OF SCADA SYSTEM

G.3. Alderman Taylor moved to adopt Resolution No. 2012-6845, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A CONTRACT FOR THE INSTALLATION OF SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM HARDWARE TO TERMINAL-ANDREA INC. IN THE AMOUNT OF \$231,308, FOR BASE BID AND ALTERNATE BID ITEMS. Seconded by Alderman Solomon. On roll call, Aldermen Solomon, Wilhelm, Taylor, Schmidt and Skowronski voted Aye; Alderman Olson voted No. Motion carried.

RES. 2012-6846
SOFTWARE AND
LICENSING FOR SCADA
SYSTEM

G.4. Alderman Taylor adopt Resolution No. 2012-6846, A RESOLUTION AUTHORIZING OFFICIALS TO PURCHASE SOFTWARE AND LICENSING FOR WATER AND SANITARY SEWER SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM IN AN AMOUNT NOT TO EXCEED \$57,500. Seconded by Alderman Schmidt. On roll call, Aldermen Solomon, Wilhelm, Taylor, Schmidt and Skowronski vote Aye; Alderman Olson voted No. Motion carried.

INCREASE WATER
RATES

G.5. The City Attorney reported on the status upon the Public Service Commission of Wisconsin Case No. 4310-WR104: Application of the Oak Creek Water and Sewer Utility to Increase Water Rates; Further Proceedings thereon, Reported Appeal thereof and Reported Claimed Related Municipal Water Utilities Matters Potentially Affecting the City of Franklin.

ORD. 2012-2095
APPROVING 2012
BUDGET CHANGES

G.6. Alderman Solomon moved to adopt Ordinance No. 2012-2095, AN ORDINANCE APPROVING THE 2102 BUDGET CHANGES TO THE GENERAL FUND, CAPITAL OUTLAY FUND, STREET IMPROVEMENT FUND, SEWER FUND AND DEVELOPMENT FUND. Seconded by Alderman Taylor. All voted Aye; motion carried.

CITY OF FRANKLIN
EMPLOYEE HEALTH
AND WELFARE
BENEFIT

G.7. Alderman Olson moved to adopt the Summary Plan Description of the City of Franklin Employee Health and Welfare Benefit Non-Grandfathered Plan incorporating the recommended changes as attached, the prescription coverage changes indicated herein, Amendment #1 (previously approved), and technical corrections as determined by the Director of Administration, serving as Plan Administrator, and with those changes as recommended by the City's healthcare consultant. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RYAN CREEK
INTERCEPTOR

G.8. Alderman Solomon moved to authorize change orders as follows:
Contract C02006-C01 (South 60th Street to South 76th Street),
Super Excavators, Inc.
Number 1 - \$210,000
Number 2 - \$7,200
Contract C02006-C02 (South 76th Street to South 92nd Street),
Super Excavators, Inc.
Number 2 - \$342,000
Number 3 - \$142,500
Number 4 - \$10,750
Contract C02006-C03 (South 92nd Street to South 112th Street),
D.F. Tomasini Contractors, Inc.
Number 5 - \$199,800
Number 6 - \$464,160
Number 7 - \$40,000

RYAN CREEK
INTERCEPTOR-
CONTINUED

Contract C02006-C04 (South 112th Street to South 124th Street),
Globe Contractors, Inc.

Number 3 - \$2,238.34

Contract C02006-C04 (South 112th Street to South 124th Street),
Globe Contractors, Inc.

Number 2 - \$12,000.00 (Local Cost not Clean Water Fund eligible.
Seconded by Alderman Skowronski. On roll call, Aldermen Olson,
Solomon, Taylor, Schmidt and Skowronski voted Aye; Alderman
Wilhelm voted No, motion carried.

MISCELLANEOUS
LICENSES

H.1. Alderman Solomon moved to grant the following licenses:

Class B Combination License to The Landmark of Franklin, LLC,
d/b/a The Landmark, 11401 W. Swiss St., Agent Laurie Beth
Knaack-Helm;

Operator License to Ahmed J. Khan, 3151 W. Mangold Ave.,
Greenfield and Tina L. Lake, 499 Adeline Dr., Franksville;

Temporary Class B Beer & Wine License to St. Martin of Tours
School-Spaghetti Dinner, Person in Charge: Jeanne Johnson at 7933
S. 116th St. on 10/20/12;

Further moved to hold Operator License for Faye M. Young, 6156
S. 42nd Street, Greenfield subject to appearing before the License
Committee;

No action was needed on Operator License for Amanda M.
Wichgers, 9565 W. Forest Home Ave. #9, Hales Corners.
Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I.1. Alderman Schmidt moved to approve net City vouchers in the range
of Nos. 144531 through 144729 dated October 16, 2012 in the
amount of \$1,312,017.97. Seconded by Alderman Skowronski. On
roll call, all voted Aye. Motion carried.

Alderman Solomon moved to approve net payroll dated October 5,
2012 in the amount of \$343,270.89. Seconded by Alderman
Schmidt. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve Ryan Creek invoices in the
amount of \$890,496.93. Seconded by Alderman Solomon. On roll
call, Aldermen Olson, Solomon, Taylor, Schmidt and Skowronski
voted Aye; Alderman Wilhelm voted No. Motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:26 p.m.
Seconded by Alderman Solomon. All voted Aye; motion carried.