APPROVED OCTOBER 21, 2014 CITY OF FRANKLIN

CITY OF FRANKLIN COMMON COUNCIL MEETING OCTOBER 7, 2014 MINUTES

| ROLL CALL | Α. | The regular meeting of the Common Council was held on October 7, 2014 and 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 Ronald Romeis, Director of Finance & Treasurer Paul Rotzenberg, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski and City Clerk Sandra Wesolowski. |
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| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:32 p.m. and closed at 6:40 p.m. |
| APPROVAL OF MINUTES | C.1. | Alderman Schmidt moved to approve the minutes of the regular meeting of September 23, 2014. Seconded by Alderwoman Evans. All voted Aye; motion carried. |
| BOARD AND COMMISSION APPOINTMENT | E.1. | Alderman Dandrea moved to confirm the Mayoral appointment of Theodorus Grintjes (Ald. Dist. 2) for an unexpired 4-year term to the Community Development Authority expiring 8/30/2015. Seconded by Alderwoman Evans. Alderwoman S. Mayer moved to call the question. Seconded by Alderwoman Wilhelm. All voted Aye to call the question; motion carried. On roll call to confirm the appointment of Theodorus Grintjes to the Community Development Authority, Alderman Dandrea, Alderman D. Mayer, and Alderwoman S. Mayer voted Aye; Alderwoman Wilhelm and Alderwoman S. Mayer voted No; Alderman Schmidt Abstained. Motion failed due for lack of required majority votes of all members of the Common Council. |
| BOARD AND COMMISSION APPOINTMENTS | E.3. E.4. | At this time Mayor Olson withdrew the appointment of Bruce S. Kaniewski (Ald. Dist. 2) for a 2-year term to the Economic Development Commission expiring 6/30/2016 and the appointment of Michael A. Soto (Ald. Dist. 5) for a 2-year term to the Economic Development Commission expiring 6/30/2016. |
| INTERGOVERMENTAL AGREEMENT | G.1. | Alderman D. Mayer moved to approve an Intergovernmental Agreement with Milwaukee County Permitting Access to |

| TRUNKED RADIO SYSTEM | | Milwaukee County's 800 MHz Project 25 Trunked Radio System, in the form and content as annexed hereto, subject to minor changes approved by the Police Chief and the Fire Chief and resulting from any further contract or program changes by Milwaukee County, and any governance board terms provisions amendments as approved by the Director of Administration. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
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| INSTALLATION OF OPTICAL TRAFFIC SIGNALS | G.2. | Alderman D. Mayer moved to table until October 21, 2014, a resolution authorizing officials to execute agreements with Milwaukee County to allow for the installation of optical traffic signal pre-emption at the intersections of S. 76 th Street (CTH U) and W. Imperial Drive/W. Brunn Drive, W. Puetz Road and W. Drexel Avenue. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
| RES 2014-7021 NAMING NEWLY INSTALLED TRAIL "PLEASANT VIEW TRAIL" | G.3. | Alderman D. Mayer moved to adopt Resolution No. 2014-7021, A RESOLUTION NAMING THE NEWLY INSTALLED TRAIL BETWEEN PLEASANT VIEW SCHOOL AND THE VICTORY CREEK SUBDIVISION, THE "PLEASANT VIEW TRAIL" as recommended by the Park Commission. Seconded by Alderman Schmidt. Alderwoman Wilhelm moved to call the question. Seconded by Alderman Schmidt. All voted Aye; motion carried. On the vote for the adoption of Resolution No. 2014-7021, all voted Aye; motion carried. |
| QUARLES & BRADY LLP INFORMED CONSENT WAIVER | G.4. | Alderwoman Wilhelm moved to authorize the City Attorney to execute the informed consent letter in the form and content as annexed hereto. Seconded by Alderman Schmidt. All voted Aye; motion carried. |
| RES. 2014-7022 S. 27 TH ST. CORRIDOR RECONSTRUCTION | G.5. | Alderman Schmidt moved to adopt Resolution No. 2014-7022, RESOLUTION APPROVING STATE-MUNICIPAL AGREEMENT FOR THE SOUTH 27TH STREET CORRIDOR RECONSTRUCTION. Seconded by Alderwoman Evans. All voted Aye; motion carried. |
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Alderwoman Wilhelm moved to authorize, as detailed in the 2014 SENIOR DINING G.6. Council Action sheet provided, the Director of Administration to ADA FIRE ALARM CDBG PROJECT execute a professional services agreement with Czarnecki Engineering, a contract amendment for additional Community Development Block Grant (CDBG) funding, and a contract amendment for a project extension, all for the 2014 Senior Dining

> ADA Fire Alarm CDBG Project, and to authorize publication of a request for proposals for the project, with a recommendation Alderman Schmidt. All voted Aye; motion carried.

RES 2014-7023 G.7. Alderman Dandrea moved to adopt Resolution No. 2014-7023, A AWARDING CONTRACT RESOLUTION AWARDING A CONTRACT TO MIRON CONSTRUCTION CO., INC. IN THE AMOUNT OF TO MIRON CONSTRUCTION \$2,746,620 FOR THE CONSTRUCTION OF A WATER AND WASTEWATER OPERATION AND MAINTENANCE FACILITY. Seconded by Alderwoman Evans. All voted Aye; motion carried.

RES. 2014-7024 G.8. Alderwoman S. Mayer moved to adopt Resolution No. 2014-**RELOCATION COSTS** 7024, RESOLUTION FOR APPROVAL OF RELOCATION FOR WE ENERGIES COSTS FOR WE ENERGIES FACILITIES TO RELOCATE **FACILITIES** ELECTRIC AND GAS SERVICE AT 5550 W. AIRWAYS AVENUE IN THE AMOUNT OF \$10,559.75, and to abandon existing easements and accept new easements, and further to authorize the Finance Department to release funds necessary to facilitate the development of this project. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

DPW FUEL TANK G.9. Alderwoman Wilhelm moved to authorize staff to enter into an PAINTING agreement with Armor Shield for the repainting of two (2) 10,000 gallon fuel storage tanks in the Department of Public Works yard, not to exceed \$9,350. Seconded by Alderman Schmidt. All voted Aye; motion carried.

- G.10. AUGUST 2014 Alderwoman Wilhelm moved to receive and place on file the MONTHLY FINANCIAL August 2014 Monthly Financial Report. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried. REPORT
- Alderwoman Wilhelm moved to adopt Resolution No. 2014-G.11. RES. 2014-7025 **UPDATE FUND** 7025, A RESOLUTION TO UPDATE FUND BALANCE **BALANCE POLICY** POLICY FOR THE CITY OF FRANKLIN. Seconded by Alderwoman Evans. All voted Ave; motion carried.

G.12. RECOMMENDATION No additional action was required at this time regarding the review of Mayor's Recommended 2015 Budget as presented at FROM THE COMMITTEE the October 6, 2014 Committee of the Whole meeting. OF THE WHOLE

CLOSED SESSION G.13. (See action taken following Item I.1.)

Fratrick, et al, Plaintiffs, City of Franklin,

Involuntary Plaintiff, v. MMSD and Milwaukee Sewerage Commission

MISCELLANEOUS LICENSES

VOUCHERS AND I.1. PAYROLL

Alderwoman Evans moved to approve the following licenses: Grant Operators' Licenses to Barbara Jakubczak, 5003 S 26th St, Milwaukee; Jennifer Kapsos, 2567 S 92nd St, West Allis; Alexandria Morris, 2920A, N Bartlett Ave., Milwaukee; Kristi Ouiles-Lembcke, 5588 Serene Ct., Greendale; Katie Templeton, 7925 S 27th St.; Hold Operator's License application of Chelsea Gagliano, 7010 W Evans Dr. until applicant contacts Clerk's office; and Grant Temporary Class B Beer License to St Martin of Tours Parish School Spaghetti Dinner, Jeanne Johnson, October 11, 2014. Seconded by Alderwoman Wilhelm. All voted Aye;

Alderman Schmidt moved to approve net general checking account City vouchers in the range Nos. 153790 through 153975 in the amount of \$1,389,122.84 dated September 19, 2014 through October 2, 2014. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

motion carried.

Alderwoman S. Mayer moved to approve net payroll dated October 3, 2014 in the amount of \$328,509.89 and payments of the various payroll deductions in the amount of \$199,717.38 plus any City matching payments, where required. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve net payroll dated October 17, 2014 estimated at \$344,000.00 and payments of the various payroll deductions estimated at \$230,000.00, plus any City matching payments, where required. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

Alderwoman Evans moved to enter closed session at 7:52 p.m., pursuant to Wis. Stat. §19.85 (1) (g), to confer with legal counsel for the Common Council who is rendering advice concerning strategy to be adopted by the body with respect to the subject litigation, including an offer of settlement received by City defense counsel from plaintiffs' counsel, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by

G.13.

H.1.

Fratrick, et al, Plaintiffs, City of Franklin, Involuntary Plaintiff, v. MMSD and Milwaukee Sewerage Commission

CLOSED SESSION

| | | Alderman Schmidt. Alderwoman S. Mayer vacated her seat at this time. On roll call to enter closed session, all voted Aye. Motion carried. Upon reentering open session at 8:45 p.m., Alderman Schmidt moved to authorize legal counsel to continue on the course of litigation as discussed in closed session. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
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| ADJOURNMENT | J. | Alderman D. Mayer moved to adjourn the meeting at 8:46 p.m. Seconded by Alderman Schmidt. All voted Aye; motion carried. |