

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
OCTOBER 2, 2007
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on October 2, 2007 and called to order at 6:30 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 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 Administration Luberda, City Attorney Wesolowski and City Clerk Wesolowski. |
| CITIZEN
COMMENT | B-1. | Citizen comment period was opened at 6:30 p.m. and closed at 6:30 p.m. |
| MINUTES-
09/25/2007 | C-1. | Alderman Olson moved to approve minutes of the regular meeting of September 25, 2007 as presented. Seconded by Alderman Solomon. On roll call, Aldermen Olson, Solomon, Hammelman, Kosovich and Skowronski voted Aye; Alderman Sohns Abstained. Motion carried. |
| RES. 2007-6346
SPECIAL
ASSESSMENT
WATER MAIN-
W. PUETZ ROAD | F-1. | Alderman Kosovich moved to adopt Resolution 2007-6346, A FINAL RESOLUTION DIRECTING INSTALLATION OF, PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR WATER MAIN ON W. PUETZ ROAD FROM S. 51 ST STREET TO 3,180 FEET WEST. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2007-6347
AWARD BID-
WATER MAIN
CONSTRUCTION-
W. PUETZ ROAD | F-2. | Alderman Kosovich moved to adopt Resolution 2007-6347, A RESOLUTION AWARDED BID TO THE LOWEST BIDDER FOR THE WATER MAIN CONSTRUCTION IN W. PUETZ ROAD FROM JUST WEST OF THE ROOT RIVER (3180 FEET WEST OF S. 51 ST STREET) TO S. 51 ST STREET. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2007-6348
BASIC LIFE
SERVICES MEDICAL
CONTROL | F-3. | Alderman Sohns moved to adopt Resolution 2007-6348, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN MILWAUKEE COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND MUNICIPALITIES PROVIDING BASIC LIFE SERVICES FOR THE PROVISION OF BLS MEDICAL CONTROL, with Section 6.1 of the MOU amended by the City Attorney. Seconded by Alderman Olson. All voted Aye; motion carried. |
| RES. 2007-6349
CSM-
(BRICTON GROUP,
INC., APPLICANT) | F-4. | Alderman Kosovich moved to adopt Resolution No. 2007-6349, A RESOLUTION CONDITIONALLY APPROVING A 2-LOT CERTIFIED SURVEY MAP BEING A DIVISION OF A PART OF THE NORTHEAST ¼ OF SECTION 25, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (APPROXIMATELY 9527 SOUTH 27 TH STREET) (BRICTON GROUP, INC., |

BRICTON-
CONTINUED

APPLICANT). Seconded by Alderman Hammelman. All voted Aye; motion carried.

ORD. 2007-1926
PDD NO. 33
STAYBRIDGE HOTEL
AND WALGREENS

F-5.

Alderman Kosovich moved to adopt Ordinance No. 2007-1926, AN ORDINANCE TO CREATE SECTION 15-3.0437 OF THE FRANKLIN UNIFIED DEVELOPMENT ORDINANCE ESTABLISHING PLANNED DEVELOPMENT DISTRICT NO. 33 (STAYBRIDGE HOTEL AND WALGREENS) AND TO REZONE PARCELS OF LAND FROM B-4 SOUTH 27TH STREET BUSINESS DISTRICT TO PLANNED DEVELOPMENT DISTRICT NO. 33. Seconded by Alderman Olson. Alderman Olson withdrew his second. Alderman Hammelman seconded. On roll call, all voted Aye. Motion carried.

RES. 2007-6350
SPECIAL EXCEPTION
TO NATURAL
RESOURCE
PROVISIONS
PDD NO. 33

F-6.

Alderman Kosovich moved to adopt Resolution No. 2007-6350, A RESOLUTION TO ACCEPT THE STANDARDS, FINDINGS AND DECISION OF THE CITY OF FRANKLIN COMMON COUNCIL UPON THE APPLICATION OF THE BRICTON GROUP, INC. FOR A SPECIAL EXCEPTION TO CERTAIN NATURAL RESOURCE PROVISIONS OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE [PLANNED DEVELOPMENT DISTRICT NO. 33 (STAYBRIDGE HOTEL AND WALGREENS)] (BRICTON GROUP, INC., APPLICANT) (APPROXIMATELY 9527 SOUTH 27TH STREET). Seconded by Alderman Hammelman. All voted Aye; motion carried.

RES. 2007-6351
SPECIAL USE-
TOWN & COUNTRY
MOTORSPORTS

F-7.

Alderman Skowronski moved to approve Resolution No. 2007-6351, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A MOTORCYCLE REPAIR AND SERVICE SHOP WITH ACCESSORY RETAIL SALES UPON PROPERTY LOCATED AT 10610 WEST VENTURE DRIVE (TOWN & COUNTRY MOTORSPORTS, INC.). Seconded by Alderman Kosovich. All voted Aye; motion carried.

ORD. 2007-1927
REZONING-
FOREST VIEW-
FRANKLIN LIMITED
PARTNERSHIP

F-8.

Alderman Kosovich moved to adopt Ordinance 2007-1927, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM PLANNED DEVELOPMENT DISTRICT NO. 25 AND C-1 CONSERVANCY DISTRICT TO B-3 COMMUNITY BUSINESS DISTRICT AND C-1 CONSERVANCY DISTRICT (FOREST VIEW-FRANKLIN LIMITED PARTNERSHIP, APPLICANT). Seconded by Alderman Hammelman. All voted Aye; motion carried.

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- ORD. 2007-1928 F-9. Alderman Kosovich moved to adopt Ordinance 2007-1928, AN ORDINANCE TO AMEND SECTION 15-3.0430 OF THE UNIFIED DEVELOPMENT ORDINANCE TO AMEND PLANNED DEVELOPMENT DISTRICT NO. 25 (BURKE PROPERTIES) TO REMOVE APPROXIMATELY 0.9 ACRES FROM THE DISTRICT (FOREST VIEW-FRANKLIN LIMITED PARTNERSHIP, APPLICANT). Seconded by Alderman Hammelman. All voted Aye; motion carried.
- RES. 2007-6352 F-10. Alderman Kosovich moved to adopt Resolution 2007-6352, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A DIVISION OF A PART OF THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 23, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (FOREST VIEW-FRANKLIN LIMITED PARTNERSHIP) (APPROXIMATELY 5720 WEST RYAN ROAD AND NORTH THEREOF). Seconded by Alderman Hammelman. All voted Aye; motion carried.
- RES. 2007-6353 F-11. Alderman Kosovich moved to adopt Resolution 2007-6353, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR CONDOMINIUM USE FOR PROPERTY LOCATED AT APPROXIMATELY 5720 WEST RYAN ROAD AND NORTH THEREOF (FOREST VIEW-FRANKLIN LIMITED PARTNERSHIP). Seconded by Alderman Hammelman. All voted Aye; motion carried.
- RES. 2007-6354 F-12. Alderman Kosovich moved to adopt Resolution 2007-6354, A RESOLUTION CONDITIONALLY APPROVING A CONDOMINIUM PLAT FOR FOREST VIEW CONDOMINIUM AT APPROXIMATELY 5720 WEST RYAN ROAD AND NORTH THEREOF (FOREST VIEW-FRANKLIN LIMITED PARTNERSHIP, APPLICANT). Seconded by Alderman Hammelman. All voted Aye; motion carried.
- RES. 2007-6355 F-13. Alderman Sohns moved to adopt Resolution 2007-6355, A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SINGLE SOURCE, INC. FOR REAL ESTATE SERVICES TO ACQUIRE RIGHT-OF-WAY FOR THE RECONSTRUCTION OF W. DREXEL AVENUE FROM W. LOOMIS ROAD (STH 36) TO S. LOVERS LANE ROAD (STH 100). Seconded by Alderman Skowronski. All voted Aye; motion carried.

MEMO OF UNDERSTANDING WIS DOT S. 27TH STREET

F-14. Alderman Sohns moved to authorize the Mayor to sign the Memorandum of Understanding between the City of Franklin/Oak Creek and the Wisconsin Department of Transportation for access and traffic signal placement on S. 27th Street between W. Oakwood Road and W. Ryan Road. Seconded by Alderman Olson. All voted Aye; motion carried.

Alderman Hammelman, seconded by Alderman Kosovich, moved to suspend the rules of the meeting and allow Ted Grintjes to speak. All voted Aye; motion carried. Alderman Sohns, seconded by Alderman Hammelman, then moved to return to the regular order of business. All voted Aye; motion carried.

LETTER OF CREDIT-HOPPEKORP LLC

F-15. Alderman Kosovich moved to release the letter of credit from Hoppekorp LLC for water main installation at 8153 S. 27th Street Number 2005-3 from Continental Savings Bank as recommended by the Engineering Department staff. Seconded by Alderman Sohns. All voted Aye; motion carried.

WATER MAIN-W. PUETZ ROAD

F-16a. No action was required on the special assessments for installing water main on W. Puetz Road from S. 51st Street to 3,180 feet west. (See Item F-1.).

2007 CIVIC CELEBRATIONS RECAP.

F-16b. No action was required on the 2007 Civic Celebrations recap that was presented at the Committee of the Whole on October 1, 2007 by Bob Knackert.

IMPLEMENTATION PLAN GASB #45

F-16c. No action was required on the implementation plan and actuarial report for Governmental Accounting Standards Board (GASB) #45 – other post employment benefits that was presented at the Committee of the Whole on October 1, 2007 by Cal Patterson.

MUNICIPAL CODE CHAPTER 210 SIGNS & BILLBOARDS

F-16d. Alderman Skowronski moved to table ordinance to amend the Municipal Code to repeal and recreate Chapter 210 of the Municipal Code entitled “Signs and Billboards” to the November 5, 2007 Committee of the Whole. Seconded by Alderman Hammelman. On roll call, Aldermen Hammelman, Kosovich, Sohns and Skowronski voted Aye; Aldermen Olson and Solomon voted No. Motion carried.

Alderman Sohns moved to refer the proposed sign ordinance to the Economic Development Commission, if necessary they should call a special meeting, invite Chamber and businesses and return to Council. Seconded by Alderman Olson. All voted Aye; motion carried.

LICENSES AND PERMITS

H-1. Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

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LICENSES AND
PERMITS-
CONTINUED

H-1. Operator License to Philip J. Fox, 2981 N. 69th Street, Milwaukee and Tamara L. Strande, 2312 W. College Avenue, Milwaukee;

Temporary Food & Soda fee waivers to Faith Presbyterian Church-Spaghetti Dinner on Saturday, October 20, 2007, 3800 W. Rawson Avenue;

and also moved to hold Operator License for Tracy Lynn Mischuk, 10205 W. Plumtree Circle, Hales Corners subject to appearing before the License Committee and Brenda A. Trolinger, 2821 E. Belleview Place, Milwaukee;

and also moved to deny Operator License for Trina M. Thomas, 11460 W. Swiss Street for habitually criminality record contrary to §125.04(5)(a)1. Seconded by Alderman Solomon. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I-1. Alderman Olson moved to approve net City vouchers in the range of Nos. 122330 through 122464 in the amount of \$786,975.71. Seconded by Alderman Skowronski. On roll call, all voted Aye; motion carried.

Alderman Solomon moved to approve the net City payroll of September 28, 2007 in the amount of \$324,268.04. Seconded by Alderman Olson. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J. Alderman Hammelman moved to adjourn the meeting at 7:30 p.m. Seconded by Alderman Kosovich. All voted Aye; motion carried.