

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
OCTOBER 21, 2008
MINUTES**

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| ROLL CALL | A. | The regular meeting of the Common Council was held on October 21, 2008 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: Mayor Taylor, Aldermen Solomon, Wilhelm, Taylor, Sohns, and Skowronski. Excused was Alderman Olson. 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 6:31 p.m. and closed at 6:35 p.m. |
| MINUTES-10/07/08 | C.1. | Alderman Skowronski moved to approve minutes of the meeting of October 7, 2008. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| DONATION FROM MILW SOUTHWEST SUBURBAN KIWANIS | G.1.a. | Alderman Solomon moved to accept a donation from the Milwaukee Southwest Suburban Kiwanis Foundations, Inc. in the amount of \$200 to the Franklin Health Department. Seconded by Alderman Wilhelm. All voted Aye; motion carried. |
| REFUND OF PARK FEES TO BROWNIE TROOP 1901 | G.1.b. | Alderman Solomon moved to deny the request from Brownie Troop 1901 for a refund in the amount of \$100 for the rental fee for use of Lions Legend Park II. Motion failed due to lack of a second. Alderman Taylor then moved to approve the request from Brownie Troop 1901 for a refund in the amount of \$100 for the rental fee for use of Lions Legend Park II. Seconded by Alderman Skowronski. On roll call, Aldermen Wilhelm, Taylor, Sohns, and Skowronski voted Aye; Alderman Solomon voted No. Motion carried. |
| RES. 2008-6489 STORM DRAINAGE EASEMENT FOR WOODLAND TRAILS | G.1.c. | Alderman Taylor moved to adopt Resolution No. 2008-6489, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT PERMANENT STORM DRAINAGE EASEMENT FOR WOODLAND TRAILS. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2008-6490 AGREEMENT FOR ONLINE POLICE REPORTS | G.2. | Alderman Sohns moved to adopt Resolution No. 2008-6490, A RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE AN AGREEMENT WITH POLICEREPORTS.US,LLC TO PROVIDE ONLINE POLICE REPORTS AVAILABILITY. Seconded by Alderman Wilhelm. All voted Aye; motion carried. |

- PLAN COMM. TO SCHEDULE PUBLIC HEARING FOR ORDINANCE TO AMEND UDO SEC. 15-3.0501C G.3. Alderman Sohns moved to direct the Plan Commission to schedule and hold a public hearing upon AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT §15-3.0501C. TO PROVIDE CERTAIN EXCEPTIONS FROM THE REQUIREMENT THAT A CERTIFIED SURVEY MAP APPLICATION INCLUDE A NATURAL RESOURCE PROTECTION PLAN APPLICATION. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- ORD. 2008-1957 CREATING PUBLIC GRANT G.4. Alderman Solomon moved to adopt Ordinance No. 2008-1957, AN ORDINANCE TO CREATE §169-4. OF THE MUNICIPAL CODE CREATING A *PEOPLE UNITING FOR THE BETTERMENT OF LIFE AND INVESTMENT IN THE COMMUNITY* (“PUBLIC”) GRANT PROGRAM. Seconded by Alderman Taylor. All voted Aye; motion carried.
- REJECT BIDS AND RELET PUBLIC WORKS STORAGE BUILDING REROOF G.5. Alderman Sohns moved to reject all bids received for the reroofing of the Public Works Department storage building as recommended by the Board of Public Works and approve re-letting the bids. Seconded by Alderman Taylor. All voted Aye; motion carried.
- CHANGE ORDER 1 FOR S. 31ST ST. G.6. Alderman Solomon moved to authorize the City Engineer to sign Change Order No. 1 for the S. 31st Street project including sanitary sewer and water main from W. Rawson Avenue to a point approximately 1/2 mile to the south with C.W. Purpero, Inc. for a reduction in the contract cost of \$9,821.81 reducing the contract from \$2,459,086.56 to \$2,449,264.75. Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- CHANGE ORDER 2 FOR W. WHEATON WAY G.7. Alderman Wilhelm moved to authorize the City Engineer to sign Change Order No. 2 for the extension of W. Wheaton Way west of S. 27th Street with Milwaukee General Construction Company, Inc. for an increase in the project cost of \$3,962.08 increasing the contract from \$620,681.12 to \$624,643.20. Seconded by Alderman Solomon. All voted Aye; motion carried.
- RES. 2008-6491 CROSS-ACCESS EASEMENT FOR FOUNTAINS OF FRANKLIN, LLC G.8. Alderman Sohns moved to adopt Resolution No. 2008-6491, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CROSS-ACCESS EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR FOUNTAINS OF FRANKLIN (AT APPROXIMATELY 5600-5610 W. RAWSON AVENUE)(FOUNTAINS OF FRANKLIN, LLC, APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.

- RES. 2008-6492
DECLARATION OF
EASEMENTS,
COVENANTS, AND
RESTRICTIONS
(FOUNTAINS OF
FRANKLIN, LLC)
- G.9. Alderman Sohns moved to adopt Resolution No. 2008-6492, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A DECLARATION OF EASEMENTS, COVENANTS, AND RESTRICTIONS FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR FOUNTAINS OF FRANKLIN (AT APPROXIMATELY 5600-5610 W. RAWSON AVENUE)(FOUNTAINS OF FRANKLIN, LLC, APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2008-6493
EASEMENT
AGREEMENT AND
AMENDMENT FOR
FOUNTAINS OF
FRANKLIN, LLC.
- G.10. Alderman Sohns moved to adopt Resolution No. 2008-6493, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT AN EASEMENT AGREEMENT AND AMENDMENT TO EASEMENT AGREEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A SITE PLAN AMENDMENT FOR FOUNTAINS OF FRANKLIN (AT APPROXIMATELY 5600-5610 W. RAWSON AVENUE)(FOUNTAINS OF FRANKLIN, LLC, APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2008-6494
CONSERVATION
EASEMENT FOR
FOUNTAINS OF
FRANKLIN, LLC
- G.11. Alderman Sohns moved to adopt Resolution No. 2008-6494, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A SITE PLAN AMENDMENT FOR FOUNTAINS OF FRANKLIN (AT APPROXIMATELY 5600-5610 W. RAWSON AVENUE)(FOUNTAINS OF FRANKLIN, LLC, APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.
- PROFESSIONAL
SERVICES FOR
ECONOMIC IMPACT
DATA (DREXEL
AVENUE
INTERCHANGE)
- G.12. Alderman Taylor moved to table the authorization of the Director of Administration to authorize and expend up to \$7,500 for professional services to develop economic impact data relative to the Drexel Avenue Interchange until the completion of item G.16. Seconded by Alderman Sohns. All voted Aye; motion carried.
- 2009 INFO TECH
SERVICES
AGREEMENT (CSEI)
- G.13. Alderman Solomon moved to authorize certain officials to execute the information technology services extension agreement between Connection Strategies Enterprises, Inc. (CSEI) and the City of Franklin for the calendar year 2009. Seconded by Alderman Taylor. All voted Aye; motion carried.
- MICROSOFT OFFICE
2007 LICENSE
PURCHASE
- G.14. Alderman Sohns moved to authorize the purchase of the Microsoft Office 2007 licenses as presented and budgeted for in the amount of \$26,399.12 in the Information Services Capital Outlay software account. Seconded by Alderman Taylor. All voted Aye; motion carried.

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SERVICE
AGREEMENT FOR
WEBSITE FOR
NORTHWOODS

G.15. Alderman Sohns moved to authorize the Dir. of Administration to enter into a service agreement with Northwoods for the enhancement of the City's Website in an amount not to exceed \$25,000 and for the terms as negotiated by the Dir. of Administration. Seconded by Alderman Taylor. All voted Aye; motion carried.

CLOSED SESSION
FOR S. 27TH STREET
CORRIDOR

G.16. Alderman Solomon moved to enter closed session at 8:20 p.m. pursuant to §19.85(1)(e), Stats., to deliberate upon the subject of the negotiation of components of an overall contract or agreement on overall cost sharing for projects impacting the entire S. 27th Street Corridor, such as the Drexel Avenue Interchange, for competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Sohns. On roll call, all voted Aye; motion carried.

Upon reentering open session at 9:09 p.m., Alderman Taylor moved to authorize Dir. of Administration to continue to meet with the City of Oak Creek relative to an overall agreement and place Item G.12 back on Council agenda following receipt from City of Oak Creek a response from Resolution No. 2008-6488. Seconded by Alderman Wilhelm.

LICENSES AND
PERMITS

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

Operator License to Katelyn M. Henkel, 612 15th Place #231, Kenosha and Matthew D. Heinle, 8673 S. Deerwood Lane;

and also moved to hold the following Operator Licenses subject to appearing before the License Committee: Matthew D. Heinle, 1825 W. Timber Ridge Lane #9209, Oak Creek and Emily D. Sikora, 8731 S. Country Drive #203, Oak Creek;

And also moved to hold Operator License for Lisa Novelty, 8869 S. Oak Park Drive #18, Oak Creek subject to applicant contacting Clerk's Office. Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I-1. Alderman Wilhelm moved to approve net City vouchers in the range of Nos. 127135 through 127307 in the amount of \$1,591,461.39. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

Alderman Solomon moved to approve net payroll of October 10, 2008 in the amount of \$325,902.61. Seconded by Alderman Taylor. On roll call, all voted Aye; motion carried.

ADJOURNMENT

J-1. Alderman Taylor moved to adjourn the meeting at 9:10 p.m. Seconded by Alderman Sohns. All voted Aye; motion carried.