

CITY OF FRANKLIN
COMMON COUNCIL MEETING
SEPTEMBER 18, 2012
MINUTES

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| ROLL CALL | A. | The regular meeting of the Common Council was held on September 18, 2012 and called to order at 6:41 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 Tim Solomon, Kristen Wilhelm, Steve Taylor, Doug Schmidt, and Ken Skowronski. Excused was Alderman Olson. 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 6:42 p.m. and closed at 6:44 p.m. |
| APPROVAL OF MINUTES-9/4/12 | C.1. | Alderman Skowronski moved to approve the minutes of the regular meeting of September 4, 2012. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| ORD. 2012-2092
AMEND UDO –
REZONING 4416 W
OAKWOOD RD.
5C INVESTMENTS LLC | G.1. | Alderman Skowronski moved to adopt Ordinance No. 2012-2092, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO PLANNED DEVELOPMENT DISTRICT NO. 18 (FRANKLIN BUSINESS PARK) (5C INVESTMENTS LLC, APPLICANT) (4416 WEST OAKWOOD ROAD). Seconded by Alderman Wilhelm. All voted Aye; motion carried. |
| ORD. 2012-2093
AMEND UDO-
REZONING 4625 W
OAKWOOD PARK DR
NICHOLAS MAZOS
AND JUNE MAZOS | G.2. | Alderman Taylor moved to adopt Ordinance No. 2012-2093, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM PLANNED DEVELOPMENT DISTRICT NO. 18 (FRANKLIN BUSINESS PARK) TO R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (NICHOLAS MAZOS AND JUNE MAZOS, APPLICANTS) (APPROXIMATELY 0.774 ACRES) (4625 WEST OAKWOOD PARK DRIVE). Seconded by Alderman Solomon. All voted Aye; motion carried. |
| ORD. 2012-2094
AMEND UDO
PDD 18
BAPTISTA’S BAKERY,
INC. | G.3. | Alderman Taylor moved to adopt Ordinance No. 2012-2094, AN ORDINANCE TO AMEND §15-3.0423 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 18 (FRANKLIN BUSINESS PARK) TO ALLOW FOR A LAND EXCHANGE WITH AN ADJOINING RESIDENTIAL PROPERTY TO ACCOMMODATE A PARKING LOT EXPANSION FOR BAPTISTA’S BAKERY, INC. (5C INVESTMENTS LLC, APPLICANT) (4625 WEST OAKWOOD PARK DRIVE AND 4416 WEST OAKWOOD ROAD). Seconded by Alderman Wilhelm. All voted Aye; motion carried. |

- RES. 2012-6837
LAND COMBINATION
NICHOLAS MAZOS
AND JUNE MAZOS
- G.4. Alderman Taylor moved to adopt Resolution No. 2012-6837, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 930-0006-000 AND 930-9995-003 (4416 WEST OAKWOOD ROAD AND 4625 WEST OAKWOOD PARK DRIVE) (NICHOLAS MAZOS AND JUNE MAZOS, APPLICANTS). Seconded by Alderman Schmidt. All voted Aye; motion carried.
- RES. 2012-6838
LAND COMBINATION
5C INVESTMENTS LLC
- G.5. Alderman Taylor moved to adopt Resolution No. 2012-6838, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 930-0006-000 AND 930-9995-003 (4625 WEST OAKWOOD PARK DRIVE AND 4416 WEST OAKWOOD ROAD) (5C INVESTMENTS LLC, APPLICANT). Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- SPECIAL EXCEPTION
DAVID W BEHRENS
- G.6. Alderman Skowronski moved to table to the October 2, 2012 Common Council meeting, the Standards, Findings and Decisions of the City of Franklin Common Council upon the application of David W. Behrens, Principle of GreenbergFarrow Architecture, Inc. for a Special Exception to certain natural resource provisions of the City of Franklin Unified Development Ordinance. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- CHANGE ORDER NO. 1
W OAKWOOD RD.
- G.7. Alderman Taylor moved to authorize the City Engineer to sign Change Order No. 1 for the W. Oakwood Road water main extension from 400 feet west of S. 34th Street to 4,200 feet west of S. 34th Street and 1,000 feet north in an easement from W. Oakwood Road to W. Oakwood Park Drive, Project 2011-WU101 for a reduction in cost of \$4,574.24, reducing the cost from \$509,187.00 to \$504,612.76 due to a reduction in actual quantities used. Seconded by Alderman Solomon. All voted Aye; motion carried.
- SANITARY SEWER
AND/OR WATER MAIN
S 76TH ST.
- G.8. Alderman Solomon moved to direct staff to proceed with the necessary action to extend sanitary and/or water main in the areas without such facility located on the west side of S. 76th Street between W. Puetz Road and W. Faith Drive in advance of the reconstruction of S. 76th Street in 2014 by Milwaukee County with the understanding that a special assessment public hearing will be necessary prior to proceeding and to inform the property owners of this decision. Seconded by Alderman Skowronski. All voted Aye; motion carried.
- RES. 2012-6839
STORM WATER
MANAGEMENT BASINS
- G.9. Alderman Schmidt moved to adopt Resolution No. 2012-6839, A RESOLUTION AWARDDING A PROPOSAL TO CERTIFY CERTAIN STORM WATER MANAGEMENT BASINS. Seconded by Alderman Skowronski. All voted Aye; motion carried.

- MMSD PRIVATE PROPERTY INFILTRATION/INFLOW PROGRAM – S 36TH ST. G.10. Alderman Wilhelm moved to authorize staff to begin meeting with the property owners on S. 36th Street between W. Madison Boulevard to W. Missouri Avenue to discuss the proposed Private Property Infiltration/Inflow Program in their area. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- EMERGENCY MEDICAL SERVICES AGREEMENT G.11. Mayor Taylor’s the draft Emergency Medical Services Agreement for Paramedic Services between Milwaukee County Department of Health & Human Services and the City of Franklin for the period 2012-2016 which includes a \$1.5 million supplemental payment contingent upon a “Performance Measure Plan”.
- 2013 BUDGET G.12. Alderman Skowronski moved to forward consideration of the Mayor’s 2013 Recommended Budget to the Committee of the Whole meeting on October 1, 2012. Seconded by Alderman Solomon. All voted Aye; motion carried.
- REVISED SUMMARY PLAN DESCRIPTION – EMPLOYEE HEALTH & WELFARE BENEFITS G.13. Alderman Skowronski moved to adopt the Summary Plan Description of the Employee Health and Welfare Benefit Non-Grandfathered Plan, with technical corrections, and Amendment #1 as presented, to direct the Director of Administration to bring further revisions prior to the end of 2012, and to authorize the Plan Administrator, within the scope of his authority and responsibility, to interpret the revised Plan language, during 2012, with consideration for prior Plan language and to use prior Plan language and coverage levels if necessary to resolve disputes or appeals. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- MISCELLANEOUS LICENSES H.1. Alderman Solomon moved to grant the following licenses:
Temporary Entertainment & Amusement and Temporary Class B Beer and Wine for St. Paul’s Lutheran School, Fundraising Gala (Tami Pautz), 6881 S. 51st Street, October 6, 2012;
Class B Combination License (expires 6/30/2013) for Rock Sports Complex, LLC, Samantha Skeen, Agent, 7900 W. Crystal Ridge Drive, subject to surrender of the Class B Combination issued to Crystal Ridge, Inc.;;
and Extraordinary Entertainment & Amusement (9/28/2012 through 10/28/2012) for Rock Sports Complex, LLC, Samantha Skeen, Agent, 7900 W. Crystal Ridge Drive, subject to staff’s additional work to make this acceptable to the License Committee and compliance with City ordinances; and
Coin Machine Operator to A-S Amusements, Inc. (Agim Zejneli, Owner), 8655 Golden Field Drive, Oak Creek.
Seconded by Alderman Taylor.
Alderman Solomon withdrew his motion and Alderman Taylor withdrew his second.

LICENSES-
CONTINUED

It was then moved by Alderman Solomon to grant the following licenses:

Temporary Entertainment & Amusement and Temporary Class B Beer and Wine for St. Paul's Lutheran School, Fundraising Gala (Tami Pautz), 6881 S. 51st Street, October 6, 2012;

Class B Combination License (expires 6/30/2013) for Rock Sports Complex, LLC, Samantha Skeen, Agent, 7900 W. Crystal Ridge Drive, subject to surrender of the Class B Combination issued to Crystal Ridge, Inc.;

Coin Machine Operator to A-S Amusements, Inc. (Agim Zejneli, Owner), 8655 Golden Field Drive, Oak Creek.

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. 14426 through 144396 dated September 18, 2012 in the amount of \$2,455,682.44. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to approve net payroll dated September 7, 2012 in the amount of \$349,428.58. Seconded by Alderman Solomon. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:25 p.m. Seconded by Alderman Wilhelm. All voted Aye; motion carried.