

The YouTube channel “City of Franklin WI” will be live streaming the Common Council meeting so that the public will be able to view and listen to the meeting.

<https://www.youtube.com/c/CityofFranklinWIGov>

CITY OF FRANKLIN
SPECIAL COMMON COUNCIL MEETING
FRANKLIN CITY HALL – COMMON COUNCIL CHAMBERS
9229 WEST LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA
WEDNESDAY, MAY 15, 2024, AT 6:30 P.M.

- A. Call to Order and Roll Call.
- B. Citizen Comment Period.
- C. Reports and Recommendations:
 - 1. Extraordinary Entertainment & Special Event License Application Appeal pursuant to Municipal Code §121-9K.: Rock Sports Complex-Fireworks Displays After Milkmen Games-2024. Person in Charge: Christ Conley. Location: 7035 S. Ballpark Dr.-Franklin Field. Dates of Event: 5/10, 5/24, 6/7, 6/14, 6/28, 7/12, 7/26, 8/2, 8/23, 2024. The Common Council may enter closed session 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, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.
 - 2. Extraordinary Entertainment & Special Event License Amended Application: Rock Sports Complex-Fireworks Displays After Milkmen Games-2024 Person in Charge: Christ Conley. Location: 7035 S. Ballpark Dr.-Franklin Field Dates of Event: ~~5/10~~, 5/24, 6/7, 6/14, 6/28, 7/12, 7/26, 8/2, 8/23, 2024.
- D. Adjournment.

[Note Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services For additional information, contact the City Clerk’s office at (414) 425-7500]

BLANK PAGE

<p style="text-align: center;">APPROVAL</p>	<p style="text-align: center;">REQUEST FOR COUNCIL ACTION</p>	<p style="text-align: center;">MEETING DATE May 15, 2024</p>
<p>REPORTS AND RECOMMENDATIONS</p>	<p style="text-align: center;">Extraordinary Entertainment & Special Event License Application Appeal pursuant to Municipal Code §121-9K.: Rock Sports Complex - Fireworks Displays After Milkmen Games - 2024 Person in Charge: Christ Conley Location: 7035 S. Ballpark Dr. - Franklin Field Dates of Event: 5/10, 5/24, 6/7, 6/14, 6/28, 7/12, 7/26, 8/2, 8/23, 2024. The Common Council may enter closed session 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, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate</p>	<p style="text-align: center;">ITEM NUMBER</p> <p style="text-align: center; font-size: 2em;">C.1.</p>

The above application was on the agendas for the May 7, 2024 License Committee and Common Council meetings. A motion to approve the application was made at the Common Council meeting and failed by a vote of 2 in favor and 4 opposed. The applicant appealed the non-approval of the application pursuant to Municipal Code §121-9K., which appeal is pending at the time of this writing. A copy of the Objection to the non-approval appeal document dated May 9, 2024 is annexed hereto.

COUNCIL ACTION REQUESTED

As the appeal of the decision to not approve the Extraordinary Entertainment & Special Event License application is a litigation matter which is in process and pending at this time, a motion to enter closed session 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, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.



May 9, 2024

Christ Conley
Assistant General Manager
7035 S Ballpark Dr
Franklin WI 53132

City Clerk's Office
9229 W. Loomis Road
Franklin, WI 53132

Re: Objection to denial of the Milwaukee Milkmen Fireworks Permit

Shirley,

I am writing to you to formally object to the denial of the permit submitted for the Fireworks Displays after Friday night Milwaukee Milkmen games. After further consideration this will impact and already has impacted us financially. The request per the Franklin Municipal Code 121-9 (K) allowing Judge Konstantakis to further review this topic will benefit for the following reasons:

1. According to the PDD Sec. 15-3.0442A (B)(1)(dd) Temporary Uses/Extraordinary Entertainment & Special Events as permitted by the Unified Development Ordinance and Municipal Code is considered a permitted use.
2. Firework displays were agreed upon in the Licensing meeting that there should be a hard stop and if for some reason the game were to still being played past that time the fireworks display would not continue as planned.
3. Many customers who come to our property and not just Milwaukee Milkmen games but to other businesses such as Luxe, Brick, Dog Haus, and the Umbrella Bar, on those evenings look forward to watching the firework displays.
4. In the previous years of having the permit approved there have never been any violations that should restrict us from approval.
5. Financially this will affect The Milwaukee Milkmen specifically as people attend games for the fireworks after games, therefore it will have a significant negative impact.
6. Firework displays are a staple of minor league baseball games and have been part of our business model dating back to our proposals to the city. In other words, we have been very clear about the importance of this aspect when approvals were given, and investments were made.



We have submitted 9 firework displays that will only occur on Friday evenings after the Milwaukee Milkmen games. I urge you to review this objection and reconsider approval of this permit.

Thank you for your attention to this matter

A handwritten signature in black ink, appearing to read "Christ Conley". The signature is fluid and stylized, with a long horizontal stroke extending to the right.

Christ Conley

BLANK PAGE

<p align="center">APPROVAL</p>	<p align="center">REQUEST FOR COUNCIL ACTION</p>	<p align="center">MEETING DATE May 15, 2024</p>
<p align="center">REPORTS AND RECOMMENDATIONS</p>	<p align="center">Extraordinary Entertainment & Special Event License Amended Application: Rock Sports Complex - Fireworks Displays After Milkmen Games - 2024 Person in Charge: Christ Conley Location: 7035 S. Ballpark Dr. - Franklin Field Dates of Event: 5/10, 5/24, 6/7, 6/14, 6/28, 7/12, 7/26, 8/2, 8/23, 2024.</p>	<p align="center">ITEM NUMBER</p> <p align="center">C.2.</p>

Annexed hereto is an amended application which reduced the nine events dates to eight events dates.

COUNCIL ACTION REQUESTED

As the Common Council determines.



9229 W Loomis Rd, Franklin, WI 53132-9630
Telephone: 414-425-7500

Amended
[Signature]

City Clerk's Office
Fax: 414-425-6428

EXTRAORDINARY ENTERTAINMENT & SPECIAL EVENT APPLICATION

Application must be received a minimum of 30 working days prior to event.

Applicant Name Franklin Field-Christ Conley

Name & Description of Event Fireworks post Milkmen Game

Event Location (address and full description) 7035 S. Ballpark Dr. Franklin WI 53132

Owner of Property Michael Zimmerman

Day(s) and Dates(s) of Event 5/10 5/24, 6/7, 6/14, 6/28, 7/12, 7/26, 8/2, 8/23

Start Time Approx. 10 min after game end End Time 10 pm

Duration of Show (for fireworks displays) 10 minutes

Setup Date(s)/Time(s) 10am on the day of the event

Breakdown Date(s)/Time(s) Promptly after show concludes

Maximum number attending per day Stadium attendance only

Maximum number of tickets to be sold (if any) per day Stadium attendance only

(If corporation, attach certified copy of Articles of Incorporation together with the name, age, residence and mailing address of each person holding more than 10% of the stock.)

Person in Charge of Event Name Christ Conley

Address (including City/State/Zip) 7035 S. Ballpark Dr. Franklin WI 53132

Home phone _____ Cell (716)479-1812

E-mail cconley@rocventures.org Business phone _____

Fax _____ Business E-Mail cconley@rocventures.org

1. Provide plans to limit the maximum number of people permitted to assemble.
 - This event is in conjunction with a ticket baseball game at Franklin Field. No tickets will be sold separately for this event.
2. Provide plans for fencing the location of the special event and the gates contained in such fence. A detailed drawing must be submitted as part of this application.
 - See attached map to show fallout/launch location.
3. Provide plans for supplying potable water, including the source, amount available and location of outlets.
 - Existing stadium infrastructure will be used.

4. Provide plans for providing toilet and lavatory facilities, including the source, number, location, type and means of disposing of waste.
 - Existing stadium infrastructure will be used.
5. Provide plans for holding, collecting & disposal of solid waste material.
 - Existing stadium infrastructure will be used. Any additional waste generated as a result of the display (i.e. shells from the firework mortar) will be collected and disposed of at existing dumpster sites.
6. Provide plans, if any, to illuminate the location, including sources and amounts of power and location of lamps.
 - No additional lighting will be needed.
7. Provide plans and description for parking vehicles, including size and location of lots, highway ingress/egress, parking lots and shuttle services.
 - Since this event coincides with a baseball game, no additional parking will be utilized.
8. Provide plans for telephone services, including source, number and location.
 - Existing stadium infrastructure will be used. Management has access to mobile phones available for customer use upon request.
9. Provide plans for security, including number of guards, deployment, names, addresses, credentials and hours of availability.
 - No additional security will be used for this event. The vendor contracted to produce the event will provide personnel to monitor access to fall out/launch area.
10. Provide plans for fire protection, including number, type and locations of all protective devices, including alarms & extinguishers, number of emergency fire personnel available.
 - Wolverine Fireworks Display, Inc (Vendor) to provide this information as needed.
11. Provide plans for sound control and amplification, including numbers, locations and power of amplifiers & speakers.
 - No sound amplification will be used for this event. We will monitor noise following the protocol attached. No salute mortars will be used to help limit decibels. Some may be louder than 79 dBA.
12. Provide plans for food and beverage concessions and concessionaires, including names, addresses and license or permit numbers.
 - No additional concessions will be utilized as a part of this event.
13. Provide plans and specific descriptions for each of any other type of vendor or provider of amusements or entertainments, including names, addresses and license or permit numbers.
 - Fireworks will be provided by Wolverine Fireworks Display, Inc. Permit/License information to be provided as needed.
14. Provide Certificate of Insurance no later than 10 days prior to the event. (Wording: "City of Franklin as Additional Insured" is required on certificate.)
15. \$100.00 nonrefundable license & administration fee payable with application.
 bond letter of credit cash deposit
(due no later than 10 days prior to the event, based upon anticipated cost of services)

_____ Police services
_____ Fire services
_____ Registered Sanitarian (non-staff) services, if needed
_____ Total estimated costs

Applicant agrees to indemnify and save harmless the City of Franklin from and against any and all liabilities, claims, demands, judgments, losses and/or all suits at law or in equity, costs and expenses, including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization or corporation, arising in any way as a consequence of the granting of a license for this special event. Applicant affirms that the statements contained in this application are true and correct to the best knowledge of Applicant.

Date 03/29/24 _____
Signature of Applicant

Amended first page received on 5/19/2024

RECEIVED 3/29/24 REPORTED TO COUNCIL 5/7/24 LICENSE # _____ SERVICE FEE TO BE INVOICED _____