

CITY OF FRANKLIN
COMMON COUNCIL MEETING*
FRANKLIN CITY HALL – COMMON COUNCIL CHAMBERS
9229 WEST LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA**

TUESDAY JUNE 18, 2019 AT 6:30 P.M.

- A. Call to Order and Roll Call.
- B. Citizen Comment Period.
- C. Approval of Minutes of the Regular Common Council Meeting of June 4, 2019.
- D. Hearings.
- E. Organizational:
The following are Mayoral appointments for Common Council confirmation:
 - 1. Alderman Steve Taylor - Civic Celebrations Committee – (2 year term expiring 6/30/21).
 - 2. Steve Bobowski, 9012 S. Cordgrass Circle W, Ald. Dist. 6 – Economic Development Commission (2 year term expiring 6/30/21).
 - 3. Michael Soto, 6749 W. Harvard Drive, Ald. Dist. 5 – Economic Development Commission (2 year term expiring 6/30/21).
 - 4. David Woznicki, Jr., 4125 W. McGinnis Dr., Ald. Dist. 4 – Board of Public Works (3 year term expiring 4/30/22).
 - 5. Charles Porter, 7946 S. North Cape Rd., Ald. Dist. 6 – Board of Public Works (3 year term expiring 4/30/22).
 - 6. Ann Adamski, 7825 S. Stonebrook Ct., Ald. Dist. 3 – Civic Celebrations Commission (3 year term expiring 4/30/22).
 - 7. Wendy Knackert, 9049 S. 83rd St., Ald. Dist. 1 – Civic Celebrations Commission (3 year term expiring 4/30/22).
- F. Letters and Petitions.
- G. Reports and Recommendations:
 - 1. Donation to the Franklin Police Department from Mira Kresovic in the Amount of \$50 and a Donation from Rose Spang in the Amount of \$100 to be Deposited into the K9 Donation Account.
 - 2. Purchase of Squad Car for the Police Department.
 - 3. Project Updates for Ballpark Commons.
 - 4. Quarry Use and Operations Planned Development District Ordinance Nos. 23 and 24 Standards Pertaining to Blasting and for Potential Amendments to the Ordinances.
 - 5. Provision of the Approved Kayla's Playground Ambassador Program Manual to the Common Council.
 - 6. A Resolution Appointing Bond Trust Services Corporation to Serve as Fiscal Agent in Connection with the General Obligation Refunding Bonds, Series 2016A, Dated April 20, 2016.

7. A Resolution Authorizing Certain Officials to Execute a First Amendment to Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc. Mixed-Use Development Generally Located to the North and South of West Loomis Road, South of West Ryan Road, West of South 112th Street, East of South 124th Street, and North of West Oakwood Road, Franklin, Wisconsin.
8. An Ordinance to Amend Ordinance 2018-2345, an Ordinance Adopting the 2019 Annual Budgets for the City of Franklin for Fiscal Year 2019 to Establish a 2019 Budget for TID 7 Velo Village.
9. Request to Extend Water and Sewer Service to 8930 S. 116th Street.
10. Standards, Findings and Decision of the City of Franklin Common Council Upon the Application of Boris Strbac, Star Trucking LLC, Applicant, for a Special Exception to Certain Natural Resource Provisions of the City of Franklin Unified Development Ordinance.
11. A Resolution Imposing Conditions and Restrictions for the Approval of a Special Use for a Residential Property Damage Repair Business Performing Fire and Water Damage Repairs Use Upon Property Located at 10700 West Venture Drive, Suite F (Justin Johnson, President of Action PDR, Inc., Applicant).
12. A Resolution Conditionally Approving a 2 Lot Certified Survey Map Being a Part of the Southeast ¼ of the Southeast ¼ of Section 13, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin (Wyndham Homes LLC, Owner), (3031 West Forest Hill Avenue).
13. A Resolution Imposing Conditions and Restrictions for the Approval of a Special Use to Allow for the Installation of a 125 Foot Telecommunications Tower Monopole at Andy's Gas Station Property Located at 5120 West Ryan Road Bearing Tax Key No. 882-9999-002 (United States Cellular Operating Company LLC, Applicant).
14. A Resolution to Award Contract for the Construction of the Pleasant View Pavilion in Pleasant View Park at 4901 W. Evergreen Street (Project 2019-3) to Ray Stadler Construction Co. in the Amount of \$544,000.
15. A Resolution to Authorize Amendment 2 to a Professional Services Agreement with Ruckert & Mielke, Inc. for the Ryan Creek Interceptor Odor Reduction Study in the Amount of \$45,497.
16. Authorization to Pursue a Professional Services Agreement and Scope of Services for Parkland Acquisition.
17. Approval of Tentative Agreements Between the City of Franklin and the Franklin Professional Firefighters, I.A.F.F. Local 2760 and Authorization to Execute a Labor Agreement and Incorporating Those Tentative Agreements.
18. Appointment of Temporary Plumbing Supervisor.
19. Intent to Request Proposals for Demolition of Structures and Removal of Debris at 8661 W. Loomis Road.
20. Award for Contract for the City Hall Roof, HVAC and Fascia Wood Replacement Project to Selzer-Ornst Construction Company, the Lowest Responsible Bidder.
21. Award of Common Council Sound and Video System Upgrade to Metro Sound and Video.

22. Capital Outlay Fund Expenditures Coming From the “Planned Spending Pending Additional Consideration” Appropriation.
23. Annual Market Adjustment and Market Adjustment to Wage and Salary Rates for Non-Represented Employees.
24. A Resolution Approving the Wisconsin Department of Natural Resources NR-208 Compliance Maintenance Report for 2018.

H. Bills.
Request for Approval of Vouchers and Payroll.

I. Licenses and Permits.
Miscellaneous Licenses from License Committee Meetings of June 18, 2019.

J. Adjournment.

*Notice is given that a majority of the Quarry Monitoring Committee may attend this meeting to gather information about an agenda item over which the Quarry Monitoring Committee has decision-making responsibility. This may constitute a meeting of the Quarry Monitoring Committee, per State ex rel. Badke v. Greendale Village Board, even though the Quarry Monitoring Committee will not take formal action at this meeting.

**Supporting documentation and details of these agenda items are available at City Hall during normal business hours.

[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.]

REMINDERS:

June 20	Plan Commission Meeting	7:00 p.m.
July 2	Common Council Meeting	6:30 p.m.
July 4	Independence Day	City Hall Closed
July 16	Common Council Meeting	6:30 p.m.
August 5	National Night Out	6:00 p.m. - 9:00 p.m.
August 6	Common Council Meeting	6:30 p.m.
August 8	Plan Commission Meeting	7:00 p.m.
August 20	Common Council Meeting	6:30 p.m.
August 22	Plan Commission Meeting	7:00 p.m.

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CITY OF FRANKLIN
COMMON COUNCIL MEETING
JUNE 4, 2019
MINUTES

ROLL CALL

A. The regular meeting of the Common Council was held on June 4, 2019 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, Alderman Steve F. Taylor, Alderman Mike Barber, and Alderman John R. Nelson. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

B.1. Citizen comment period was opened at 6:30 p.m. and closed at 6:50 p.m.

MINUTES
MAY 21, 2019

C.1. Alderwoman Wilhelm moved to approve the minutes of the regular Common Council Meeting of May 21, 2019 as presented at this meeting. Seconded by Alderman Barber. All voted Aye; motion carried.

MINUTES
MAY 23, 2019

C.2. Alderman Dandrea moved to approve the minutes of the Special Common Council Meeting of May 23, 2019 as presented at this meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

MULTI-FAMILY
COMPLEX 3709 W.
COLLEGE AVE.
(HERMAN & KITTLE
PROP/, INC., APPLICANT)

G.6. Alderwoman Wilhelm moved to receive and place on file the application for Multi-Family Senior Complex at 3709 W. College Avenue (Herman & Kittle Properties, Inc., Applicant). Seconded by Alderman Taylor. All voted Aye; motion carried.

HEARINGS
2025 COMP MASTER
PLAN
11205 W. RYAN RD.
TKN: 891-9008-000 AND
891-9010-000

D. A public hearing was called to order at 6:57 p.m. regarding a proposed Ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the future land use map use designation for properties generally located south of the intersection of West Loomis Road and West Ryan Road, including portions of what was formerly 11205 West Ryan Road (the eastern portion of Outlot 1 and the southern portion of Lot 2 of Certified Survey Map No. 9095) from Business Park Use and Areas of Natural Resource Features Use to Residential Use and Areas of Natural Resource Features Use (Mills Hotel Wyoming, LLC, Applicant). The properties which are the subject of this application currently bear Tax Key Nos. 891-9008-000 and 891-9010-000. The portion of the property subject to this amendment is approximately 26.11 acres, more or less located in the City of Franklin, Milwaukee County, Wisconsin. The public hearing was closed at 6:57 p.m.

ORD. 2019-2376
LAND USE FROM
BUSINESS PARK USE TO
RESIDENTIAL USE
(APPROX. 26.1 ACS.)
(MILLS HOTEL
WYOMING, LLC,
APPLICANT)

G.2. Alderman Nelson moved to adopt Ordinance No. 2019-2376, AN ORDINANCE PROVIDING FOR AN AMENDMENT TO THE COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP DESIGNATION FOR PROPERTIES GENERALLY LOCATED SOUTH OF THE INTERSECTION OF WEST LOOMIS ROAD AND WEST RYAN ROAD, INCLUDING PORTIONS OF WHAT WAS FORMERLY 11205 WEST RYAN ROAD (THE EASTERN PORTION OF OUTLOT 1 AND THE SOUTHERN PORTION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 9095) FROM BUSINESS PARK USE AND AREAS OF NATURAL RESOURCE FEATURES USE TO RESIDENTIAL USE AND AREAS OF NATURAL RESOURCE FEATURES USE, SUCH PROPERTY BEARING TAX KEY NOS. 891-9008-000 AND 891-9010-000 (MILLS HOTEL WYOMING, LCC, APPLICANT). Seconded by Alderman Taylor. All voted, Aye; motion carried.

ORD. 2019-2377
AMEND UDO TO REZONE
PORTIONS OF OUTLOT 1
AND PORTION OF LOT 2
OF CSM 9095,
(APPROXIMATELY 50.69
ACRES) (MILLS HOTEL
WYOMING, LLC,
APPLICANT)

G.3. Alderman Nelson moved to adopt Ordinance No. 2019-2377, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE THE WESTERN PORTION OF OUTLOT 1 OF CERTIFIED SURVEY MAP NO. 9095 FROM R-2 ESTATE/SINGLE-FAMILY RESIDENCE DISTRICT TO M-1 LIMITED INDUSTRIAL DISTRICT, THE EASTERN PORTION OF OUTLOT 1 OF CERTIFIED SURVEY MAP NO. 9095 FROM R-2 ESTATE/SINGLE-FAMILY RESIDENCE DISTRICT AND C-1 CONSERVANCY DISTRICT TO R-6 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT AND THE SOUTHERN PORTION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 9095 FROM M-1 LIMITED INDUSTRIAL DISTRICT AND C-1 CONSERVANCY DISTRICT TO R-6 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT, SUCH LAND BEING GENERALLY LOCATED SOUTH OF THE INTERSECTION OF WEST LOOMIS ROAD AND WEST RYAN ROAD, INCLUDING PORTIONS OF WHAT WAS FORMERLY 11205 WEST LOOMIS ROAD AND WEST RYAN ROAD, INCLUDING PORTIONS OF WHAT WAS FORMERLY 11205 WEST RYAN ROAD (THE WESTERN AND EASTERN PORTION OF OUTLOT 1 AND THE SOUTHERN PORTION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 9095). Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2019-7505
PLAT FOR BEAR
FRANKLIN SUBD.
(APPROX. W. RYAN RD.

G.4. Alderman Barber moved to adopt Resolution No. 2019-7505, A RESOLUTION CONDITIONALLY APPROVING A PRELIMINARY PLAT FOR BEAR FRANKLIN SUBDIVISION (AT APPROXIMATELY WEST RYAN ROAD AND SOUTH

AND S. 112TH ST.)

112TH STREET) (BEAR DEVELOPMENT, LLC, APPLICANT, ON BEHALF OF MILLS HOTEL WYOMING, LLC, PROPERTY OWNER), as amended at Condition No. 26. Seconded by Alderman Nelson. All voted Aye; motion carried.

MAYORAL
APPOINTMENTS

E. Alderman Taylor moved to confirm the following Mayoral Appointments: Alan Aleksandrowicz, 3927 W. Glenwood Dr., Ald. Dist. 4, Library Board (3 year unexpired term expiring 06/30/21); and Dr. Reivian Berrios, 3909 W Minnesota Ave., Ald. Dist. 3, Library Board (3 year term expiring 06/30/22). Seconded by Alderman Barber. All voted Aye; motion carried.

CITY WATER AND
SEWER
8570 S. 116TH ST.

F. Alderman Nelson moved to place on file a letter from Robert Montgomery requesting Common Council denial for City Water and Sewer at 8570 South 116th Street. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

Alderman Nelson moved to deny water and sewer at 8570 South 116th Street. Seconded by Alderman Mayer. All voted Aye; motion carried.

CONSENT AGENDA

G.1. Alderman Mayer moved to approve the following consent agenda items:

RES. 2019-7506
GRANT EASEMENT TO
WEPKO AT S. 51ST ST.
AND W. DREXEL AVE.

G.1.(a) Adoption of Resolution No. 2019-7506, A RESOLUTION AUTHORIZING THE MAYOR TO GRANT OVERHEAD DISTRIBUTION EASEMENT TO WISCONSIN ELECTRIC POWER COMPANY FOR A CITY-OWNED PARCEL AT S. 51ST STREET AND W. DREXEL AVENUE (PARCEL 806-9992-002);

1 YR. LONG DISTANCE
SERVICE CONTRACT
WITH AT&T

G.1.(b) Authorization for the Director of Administration to execute a new 1-year long distance service agreement with AT&T for another year at the same pricing; and

DONATIONS TO FIRE
DEPT.

G.1.(c) Accept the following donations; \$50 from Lori Nowak and family in gratitude; \$50 from Anita Sadar in memory of Donald Norman; and an anonymous \$60 cash donation for the Fire Department to be used for fire and safety educational programs and aid in purchasing specialized medical equipment.

Approval of the consent agenda was seconded by Alderman Dandrea. All voted, Aye; motion carried.

BALLPARK COMMONS
UPDATE

G.5. No action was taken following a project update on Ballpark Commons presented by Ballpark Commons' representatives.

- ORD. 2019-2378
AMEND UDO
ADDITIONAL PARKING
6941 S. 68TH ST. (POLISH
HERITAGE ALLIANCE,
INC., APPLICANT/
PROPERTY OWNER)
- G.7. Alderman Taylor moved to adopt Ordinance No. 2019-2378, AN ORDINANCE TO AMEND SECTION 15-3.0433 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 28 (POLISH FESTIVALS, INC. – POLISH COMMUNITY CENTER) TO ALLOW FOR ADDITIONAL PARKING, POLISH HERITAGE ALLIANCE, INC., APPLICANT, FOR PROPERTY BEARING TAX KEY NO. 743-8979-004. (POLISH HERITAGE ALLIANCE, INC., APPLICANT/PROPERTY OWNER) (6941 SOUTH 68TH STREET). Seconded by Alderman Mayer. All voted Aye; motion carried.
- RES. 2019-7507
EASEMENT
FHCC, LLC (REPACORP),
11301 W. FOREST HOME
AVE.
- G.8. Alderman Nelson moved to adopt Resolution No. 2019-7507, A RESOLUTION FOR ACCEPTANCE OF A WATER MAIN EASEMENT FOR FHCC, LLC, (REPACORP), TAX KEY NO. 748-9994-003, 11301 W. FOREST HOME AVE. Seconded by Alderman Taylor. All voted Aye; motion carried.
- HEALTH SPECIALIST
JOB DESCRIPTION
- G.9. Alderman Mayer moved to approve the Public Health Specialist job description and the authorization to fill the position. Seconded by Alderman Barber. All voted Aye; motion carried.
- REVISED JOB
DESCRIPTIONS FOR INSP.
SVCS. DEPT. FOR
POSITIONS REQUIRING A
CDL
- G.10. Alderman Taylor moved to approve the revised job descriptions for the Inspection Services Department as presented; to approve a change allowing applicants for positions that require a CDL to be able to obtain the CDL license during their introductory period, provided they repay costs if they leave prior to 1 year; and to authorize staff to change the job descriptions in the Public Works and Sewer & Water Departments accordingly. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- DPW RECYCLING
CLOSURE ON
SATURDAYS
- G.11. Alderman Taylor moved to acknowledge closing of the Department of Public Works Recycling Center on Saturdays. Seconded by Alderman Barber. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Taylor, Alderman Barber and Alderman Nelson voted Aye; Alderwoman Wilhelm Abstained. Motion carried.
- ORD. 2019-2379
AMEND 2019 BUDGET
FOR CAPITAL
PURCHASES
- G.12. Alderman Mayer moved to adopt Ordinance No. 2019-2379, AN ORDINANCE TO AMEND ORDINANCE 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE GRANTS FUND TO PROVIDE \$10,500 OF APPROPRIATIONS FOR CAPITAL PURCHASES. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- APRIL FINANCIAL
- G.13. Alderman Taylor moved to receive and place on file the April 2019

REPORT

monthly financial report. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

ORD. 2019-2380
DELETE ST. MARTINS
EVERY SUMMER
MONDAY MARKET FAIR
AND AMEND FEES

G.14. Alderman Nelson moved adopt Ordinance 2019-2380, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO END THE ST. MARTINS EVERY SUMMER MONDAY MARKET FAIR AND AMEND FEES FOR THE ST. MARTINS FAIR. Seconded by Alderman Taylor. On roll call, Alderman Nelson, Alderman Barber, Alderman Taylor, Alderwoman Wilhelm and Alderman Dandrea voted Aye; Alderman Mayer voted No. Motion carried.

VOUCHERS AND
PAYROLL

H.1. Alderman Barber moved to approve the following: City vouchers with an ending date of June 3, 2019 in the amount of \$3,469,519.91; and payroll dated May 24, 2019 in the amount of \$380,321.61 and payments of the various payroll deductions in the amount of \$395,873.25, plus City matching payments; and estimated payroll dated June 7, 2019 in the amount of \$385,000.00 and payments of the various payroll deductions in the amount of \$216,000.00, plus City matching payments; and Property Tax refunds and investments with an ending date of May 30, 2019 in the amount of \$3,401,324.43; and the release of payment to Dorner Inc, in the amount of \$182,509.15; the release of payment to Worthington Direct in the amount of \$10,016.42; the release of payment to Knight Berry in the amount of \$660,725.00. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

LICENSES AND PERMITS I.1.

Alderman Taylor moved to approve the following 2019-2020 license recommendations from the License Committee meeting of May 23, 2019:

Grant Amusement Device Operator license to National Amusements, Owner Janis Thein, 2740 S 9th Pl., Milwaukee; Reggie's Amusements, LLC, Owner Reginald Zeniecki, 4918 S Packard Ave., Cudahy;

Hold Mobile Home license, subject to appearance at the June 18th, 2019 License Committee Meeting to Franklin Mobile, LLC, Manager David Steinberger, 6361 S 27th St.;

Hold Class A Combination, subject to appearance at the June 4th, 2019 License Committee Meeting and compliance with the City Ordinance and approval of inspections to Ryan Fuel LLC, Agent Kavita Khullar, 5120 W Ryan Rd.; Jujhar LLC, Agent, Hardip Singh Bhatti, 11123 W Forest Home Ave.;

Grant Class A Combination licenses, subject to compliance with City Ordinance and approval of inspections to Dairyland Retail Group, LLC, Agent Elizabeth Evans, 7610 W Rawson Ave.; Kwik Trip, Inc, Agent Samuel T McCormick, 5040 W Rawson Ave.;

Kwik Trip, Inc, Agent Andrew P Wichmann, 10750 W Speedway Dr.; Mega Marts, LLC, Agent Jennifer Weed, 7780 S Lovers Lane Rd.; Ultra Mart Foods, LLC, Agent Ricky Kloth, 7201 S 76th St.; Sendik's Franklin, LLC, Agent Theodore Balistreri, 5200 W Rawson Ave.; Wal-Mart Stores East, LP, Agent Jon McCourt, 6701 S 27th St.; Walgreen Co., Agent Brian Hilber, 9527 S 27th St.; Walgreen Co., Agent Jessica Marin, 9909 W Loomis Rd.;

Grant Class A Combination licenses to Wisconsin CVS Pharmacy LLC, Agent Samantha Jo Klaphake, 5220 W Rawson Ave.; Spirit Dreams LLC, Agent Scott Haese, 6507A S 27th St.; New Liquor & Food, Inc, Agent Gurjeet Singh, 8305 S 27th St.; Hodach Petroleum Inc, Agent Stephen Hodach, 9830 W St. Martins Rd.; Sam's East, Inc, Agent Henry Monti, 6705 S 27th St.; Target Corporation, Agent Daniel Olson, 7800 S Lovers Lane Rd.; Walgreen Co., Agent Jessica Nerby, 7130 S 76th St.;

Hold Class B Combination and Entertainment & Amusement licenses, subject to appearance at the June 4th, 2019 License Committee Meeting to The Landmark of Franklin LLC, Agent Lorie Beth Knaack-Helm, 11401 W Swiss St.;

Grant Class B Combination license, subject to payment to The Bowery, LLC, Agent Roger Hein, 3023 W Ryan Rd.;

Grant Class B Combination licenses, subject to payment & compliance with City Ordinance and approval of inspections to RLGIDI, Inc., Agent Rex Idrizi, 3137 W Rawson Ave.; St Martins Inn, LLC, Dennis Wegner, 11318 W St. Martins Rd.;

Grant Class B Combination and Entertainment & Amusement licenses, subject to payment & compliance with City Ordinance and approval of inspections to Christopher Matecki (Individually Owned), 9461 S 27th St.; Little Cancun LLC, Agent Veronica Cervera, 7273A S 27th St.; Rawson Pub, Inc, Agent Steven Schweitzer, 5621 W Rawson Ave.; Franklin Hotel Company, Agent Vicki Jesson, 9575 S 27th St.;

Grant Class B Combination and Entertainment & Amusement licenses to Franklin Food & Beverage, LLC, Agent Frank J Orcholski, 9643 S 76th St.; Irish Cottage of Franklin LLC, Agent Jenny Jennings, 11433 W Ryan Rd.; H B & H, LLC, Agent Gerald Hay, 10741 S 27th St.; The Rock Sports Complex LLC, Agent Thomas Johns, 7900 W Crystal Ridge Dr.; Kriton & Ermira LLC, Agent Ermira Lazaj, 8405 S 27th St.;

Grant Class B Combination licenses, subject to compliance with City Ordinance and approval of inspections to ERJ Dining II, LLC, Agent Paul Scott Thompson, 6439 S 27th St.; M & W Lueng, LLC, Agent May Lueng, 7236 S 76th St.; Iron Mike's Bar LLC, Agent Michael Pues, 6357 S 27th St.; Enthusiast Approved LLC, Agent Apostolos Everniadis, 9405 S 27th St.; Point After LLC, Agent Darryl Malek, 7101 S 76th St.; Polish Heritage Alliance Inc, Agent

Jeffrey Kuderski, 6941 S 68th St.; Rock Snow Park LLC, Agent Michael R Schmitz, 7900B W Crystal Ridge Dr.;

Grant Class B Combination and Entertainment & Amusement licenses, subject to compliance with City Ordinance, approval of inspections and compliance with WDFI to Polonia Sport Club Inc, Agent Irene Hawkinson, 10200 W Loomis Rd.;

Grant Class B Combination and Entertainment & Amusement licenses, subject to compliance with City Ordinance, approval of inspections and payment of personal property taxes to Alley Katz Pub and Grill LLC, Agent John Trudeau, 11430 W Swiss St.;

Grant Class B Combination licenses to Robley Tech Inc, Agent Dennis Rau, 8330 W Puetz Rd.; BST, LLC, Agent Brian Francis, 8933 S 27th St.; Romey's Place LLC, Nathan Fabry, Agent, 7508 S North Cape Rd.;

Grant Class B Combination, Entertainment & Amusement and Bowling licenses, subject to payment of personal property taxes to Country Lanes LLC, Agent Robert Sczerzen, 11231 W Forest Home Ave.;

Grant Class B Combination, Entertainment & Amusement and Bowling licenses, subject to compliance with City Ordinance and approval of inspections and payment of personal property taxes to Root Group LLC, Agent David Church, 7220 W Rawson Ave.;

Grant Reserve Class B Combination and Entertainment & Amusement licenses, subject to compliance with City Ordinance and approval of inspections to Federation of Croatia Societies, Inc, Agent Josip Veber, 9100 S 76th St.;

Grant Reserve Class B Combination and Entertainment & Amusement licenses to Hudson Burger LLC, Agent Brad Herron, 6421 S 27th St.

Grant Reserve Class B Combination license subject to compliance with City Ordinance and approval of inspections to F F & E, LLC, Agent Teresa D'Amato, 6901 S 76th St.;

Grant Class B Combination and Coin Operator licenses subject to signature update on application to Pantheon of Wisconsin Inc, Agent Debbie Koutromanos, 7621 W Rawson Ave.;

Grant Class B Combination, Country Club and Entertainment & Amusement licenses to Tuckaway Country Club, Agent Jennifer Jacobi, 6901 W Drexel Ave.;

Grant Class B Beer licenses, subject to compliance with City Ordinance and approval of inspections to M-Squared Inc, Agent Michael Falk, 11357 W St. Martins Rd.; Top Prize Dog Restaurants, LLC, Agent John O'Malley, 7178 S 76th St.;

Grant Class B Beer and Class C Wine license, subject to payment & compliance with City Ordinance and approval of inspections to Dhiman LLC, Agent Deepak Dhiman, 7107 S 76th St.;

Grant Class B Beer and Class C Wine license, subject to compliance

with City Ordinance and approval of inspections to Lover Lane Buffet, Inc, Agent JianDuan Jiang, 6514 S Lovers Lane Rd.;

Deny Class B Beer and Class C Wine to Jiang Saya Enterprises, Inc, Agent Viengsavanh Sayavongsa, 6509B S 27th St.

Grant Entertainment & Amusement license subject to compliance with City Ordinance and approval of inspections to Prime Timez, LLC, Agent Mohammed Nowman, 6544 S Lovers Lane Rd.;

Grant Temporary Entertainment & Amusement license to Rainbow valley Rides, Inc-Fourth of July Festivities,

Grant Temporary Entertainment & Amusement and Temporary Class B Beer licenses subject to proof of insurance to Civic Celebration Commission (John Bergner) for Fourth of July Festivities on 7/3/2019 through 7/6/2019;

The Police Incident Reports were reviewed and will be filed with request for appearance from Ryan Fuel LLC, Agent Kavita Khullar, 5120 W Ryan Rd.; Jujhar LLC, Agent Hardip Singh Bhatti, 11123 W Forest Home Ave.; The Landmark of Franklin LLC, Agent Lorie Beth Knaack-Helm, 11401 W Swiss St.

Seconded by Alderman Barber. All voted Aye; motion carried.

Alderman Taylor moved to approve the following License Committee recommendations from their meeting of May 30, 2019:

Grant 2018-2019 Operator license to Frank J. Janiszewski, 12301 W Ryan Rd., Franklin;

Grant 2018-2019 and 2019-2020 Operator licenses to Alissa C Jost, 8190 S 20th St., Oak Creek;

Hold 2019-2020 Operator license applications for appearance for Pang Vang, 3709 W Galena St., Milwaukee; Robin L Ariens, 5808 Dendron Ln., Greendale; Jamie M Balistreri, 7712 Dunkelow Rd., Franksville; Joshua J Farrell, 7417 S 36th St., Franklin;

Grant 2019-2020 Operator license subject to school verification for Nicole L. Gaus, 1127 N Cass St. #1B, Milwaukee;

Grant 2019-2020 Operator licenses to Cathy J Anderson, 8736 S Country Dr. #201, Oak Creek; Nicole M Bower, 1875 E Hidden Creek Ct. #102, Oak Creek; Bryan D Bremer, 6275 Thorncrest Dr., Greendale; Madison L Halvorson, 1808 W Meyer Ln., Oak Creek; Jo Ann Hansen, 2900 Raymond Ave.; Franksville; Nicholas A Harvey, W6538 N Lakeshore Dr., Elkhorn; Evelia Martinez, 1136 S 10th St., Milwaukee; Daniel E Olsen, 1574 Maria St., Racine; Jason J Ottman, 9619 W 5 Mile Rd, Franksville; Craig A Pescheck, 7155 S 49th St., Franklin; Justin W Pischke, 7400 W Burleigh St.; Milwaukee; Joshua D Sobczak, 1512 Menomonee Ave., South Milwaukee; Kathryn M Theis, 6509 S Whitnall Edge Rd.; Susan C. Van Erden, 7272 S Countryside Ct.; Brandon D. Wirtz, 6723 S Harvard Dr.; Veronica M. Wist, 8322 W Forest Hill Ave.; Carsen J. Abraham, 8528 S 68th St.; Alexis R. Adamek, 6329 W Nebraska

Ave., Milwaukee; Ashely R Allen, 5060 S Greenbrook Terrace, Greenfield; Danielle J Anderson, W229 S8020 Big Bend Dr., Big Bend; Nicole E Baker, 7554 S 75th St.; Amy B Balcerzak, 2605 E Emily Ave., Oak Creek; Dakotah D Balistreri, 107 Michaels Ct. Apt 6, Mukwonago; Michael J Bartolone, 8041 W Tripoli Ave., Milwaukee; Leesa R Bearder, 9644 S 31st St.; John E Bergner, 8501 S Parkland Dr.; Brandon S Bhatti, S90 W12978 Boxhorn Reserve Ct., Muskego; Wendy J Beierle, 9221 S 96th St.; Larry E Behrendt, 6631 S 51st St.; Janet L Beyer, 8034 W Lake Dr., Wind Lake; Rick L Boardman, 2112 S 72nd St., West Allis; Michael J Boese, 9169 W Elm Ct. Unit E.; Darrell J Bostwick, 7308 Lakeshore Dr., Racine; John D Braovac, 1335 S. 124th St., Brookfield; Jefferson M Calimlim, 9125 Sura Lane #222; Greenfield; William J Canales, 809 Lakeview Ave. #4, South Milwaukee; Joseph A Cauley, 1813 S 70th St, West Allis; Monica Chance, 2436 S 61st St., West Allis; Carolyn M Christensen, 3800 Spruce St., Racine; Rachel K Clark, 8235 W Imperial Dr.; Joel B Clifford, 3115A S Brisbane Ave., Milwaukee; Amanda J Cook, 10324 W Bunzel Ave., Hales Corners; Kayla M Corona, 315 E Fieldstone Cir. #3, Oak Creek; Rebecca Cottreau, 3117 S Austin St., Milwaukee; Barbara J Davison, 6931 S. Phyllis Ln.; Rebecca L Deall, 3725 S 76th St., Milwaukee; Susan M DeGeorge, 2456 S 88th St., West Allis; Sarah K Deshambo, 1912 E Eden Pl., St Francis; Milan Djurina, 2326 W Clayton Crest Ave., Milwaukee; Kristin Dombrowski, 5440 S Tuckaway Ct. #6, Greenfield; Marcus C Drewek, 2957 S 51st St., Milwaukee; Christine L DuCharme, 7811 S Scepter Dr. #4; Mitchell R. Dykstra, 4293 W Southwood Dr., Franklin; Richard G Elliott, 9461 S 27th St.; Lori A Falkowski, 10227 Parklane Ct., Hales Corners; Matthew M Fannin, S79 W18997 Janesville Ave., Muksego; Amanda J Fellows, 5411 Nicholson Rd., Franksville; Kristen N Fenninger, 9750 S 31st St., Franklin; Ethan R Fisher, 8221 Fairmont Ln., Greendale; Katelynn M Flowers, 5829 S New York Ave., Cudahy; Jennacy A Frey, 3440 Britton Ridge, Union Grove; Eric M Gagliano, 3723 Meadow Rose Ct., Franksville; Adam Garcia, 3675 S 88th St, Milwaukee; Leah A Gdaniec, 11200 W Cleveland Ave. #G11, West Allis; Patricia A Greer, 1702 E Eden Pl., St. Francis; Zachary M Grmick, 10202 W Ridge Rd., Hales Corners; Halina Grochowski, 1111 W Rosewood Tr., Oak Creek; Kenneth J Grochowski, 7521 S Nottingham Way; Louis G Guzzo, 4 W Clarendon Dr., Round Lake Beach, IL; Jeremy J Haese, 11811 W Rawson Ave.; Grant J Halser, 3535 W Forest Hill Ave.; Jocelyn Hart, 11522 W Swiss St.; Bambi D Hatfield, 3352 S 20th St., Milwaukee; Tiffany L Heller, 7855 S Scepter Dr. #9; Veronica S Hilgart, 10560 W Cortez Cir. #19; Daniel P Hodach, 4520 Empire Lane, Waterford; Amanda M Holterman, S110 W14718 Union Church Dr., Muskego; Lisa M Hutts, 5612 Euston St., Greendale;

Josip A Jaksic, 413 S 67th St, Milwaukee; Ellen L Jensen, 2415 W Hilltop Ln., Oak Creek; Yuzeng Jiang, 2470 W Briar Lake Way #3B, Oak Creek; Jill M Jones, 5295 W Cobblestone Way #A; Adam J Jubeck, 2430 W Briar Lake Way #2B, Oak Creek; Paramjeet Kaur, 185 W Rainbow Ridge Dr. #301, Oak Creek; Dawn Klinko, 6830 W Kathleen Ct. #4; Austin J. Korth, 8481 S 5th Ave. #4B, Oak Creek; Brian A Krasowski, 2936A S 13th St., Milwaukee; Isaac K Krikorian, 2542A S Wentworth Ave., Milwaukee; Traci A Krueger, 5836 S 60th St., Milwaukee; Kelly K Kuglitsch, 4358 S Louisiana Ave, Milwaukee; Sue M Kuiper, 6951 Beechnut Dr., Racine; Jill H Lake, W135 S7013 Hale Park Dr., Muskego; Kimberly D Leannais, 7086 S Fieldstone Ct.; Christian J Lee, 8401 S 116th St.; John B Lehman, 1301 S 76th St., West Allis; Joseph M Ligocki, 10400 S Redwood Ln., Oak Creek; Steven G Lippel, 3922 70th St., Kenosha; Michael J Lloyd, 8908 W Verona Ct., Milwaukee; Justin C Lockridge, 3229 S 99th St. #1, Milwaukee; June A Loh, 7930 W Coldspring Rd., Greenfield; Marcia G Lonzaga, 753 N 116th St., Wauwatosa; Dawn R Luce, 2840 21st St #2B, Kenosha; Jon P Mankowski, 5917 W Edgerton Ave., Greenfield; Grace M Mantyh, 6214 W Lincoln Ave. #2, West Allis; Shelly Marquardt, 26011 75th St. Upper, Salem; Nadiya Mashkina, 9667 W Forest Home Ave. #1, Hales Corners; Mark J Matecki, 1007 W Morgan Ave., Milwaukee; Lauren J Mather, 12400 Mac Alister Way #103, New Berlin; Michelle R McDonald, 718 S 112th St., West Allis; Bailey A Menke, 9343 S 35th St.; Jane M Michel, 3720 W 7 Mile Rd., Caledonia; Beau AG Mitchell, 5314 Robin Dr., Greendale; Janet Miller, 8995 Woodbridge Dr., Greendale; Susan Mlynczak, 16513 50th, Franksville; Ann C Moehlenpah, 3573 W Hilltop Ln.; Peter J Mundschau, 1809 Stardust Dr., Waukesha; Melissa Murphy, 6157 S 42nd St., Greenfield; Stacy Newton, 4369 Skylark Ln., Greendale; Martha E Newton, 9741 S Deerpath Dr., Oak Creek; Kristi L OConnor, 9611 W Forest Home Ave., Hales Corners; Rachel A Olson, 5206 W Oakwood Rd.; Derek J Olszewski, 7009 W Ernest Dr.; Sherry L Orchel, 2120 S 58th St., West Allis; Amy M Ottavaiani, 28706 Beach Dr., Waterford; Andrew M Page, 4642 W Crawford Ave., Greenfield; Sarah J Page, 1227 Williams Ave., South Milwaukee; Meghan E Pesich, 547 E Centennial Dr, Oak Creek; Miranda R Peters, 4950 S Heritage Dr. #101, Greenfield; Allison M Planton, 14900 W Wilbur Dr. Unit 1204, New Berlin; Hanna M Plewa, 5244 W Allerton Ave., Greenfield; Joseph M Pollack, 10165 W Coldspring Rd. #106, Greenfield; Denise K Popp, W182 S7715 Valley Dr., Muskego; Richard G Rabioga, 7731 W Cedar Ridge Ct., Jeanne A Rainwater, 7561 S 75th St.; Ellisa SJ Reeder, 1575 S 82nd St., Milwaukee; Debra A Reichart, 25304 Windsong, Wind Lake; Mark A Reikowski, W125 S8317 North Cape Rd., Muskego; Kyle Rodenkirch, 7144 S 47th Pl.; Haley A

Rosploch, 9213 S 8th Ave., Oak Creek; Jenna K Rozek, 8945 S 116th St., Franklin; Christine A Rozewicz, 8123 S Legend Dr. Unit A;; Bobette A Sakiewicz, 9205 S Orchard Park Cir., Oak Creek; Brian Sawinski, 3551 S 11th St, Milwaukee; Lisa Schaefer, 2905 N Newhall St. #501, Milwaukee; Timothy D Schappel, 570 Phantom Wood Rd. #8, Mukwonago; Joseph M Schauer, 8520 W Euclid Ave., Milwaukee; Jason M Schepker, 7026 S North Cape Rd.; Nicole M Schilcher, 10509 County Line Rd, Franksville; Judy A Schneider, 1088 Quail Ct #226, Pewaukee; Sally A Schroeder, 12152 W Woodcrest Cir., Franklin; Kathleen M. Schumacher, 7984 S 60th St.; Candice M Sibila, 4362 S Nicholson Ave., St Francis; Sahil Singh, 7380 S Countryside Dr.; Elyzabeth D Smith, 5389 Orchard Lane, Greendale; Amanda M Snieg, 2133 S 75th St, West Allis; Annette L Sorce, 8037 S Mission Dr.; Angela M Spingola, 4169 S 5th Pl., Milwaukee; Dan Stadler, S73 W 14901 Candlewood Ln., Muskego; Dustin Stafford, 11207 W 7 Mile Rd., Franksville; Sherry L Standley, 2200 W Kilbourn Ave. #420, Milwaukee; Alexis M Steltz, S62 W18718 Onyx Dr., Muskego; James A Steuck, 3119 S 122nd St. #19, West Allis; Jessica N St. Louis, 10598 W Cortez Cir. #34; Nadine A Stork, 8636 W Marshfield Ct.; Berenice Strong, 3252 S 68th St., Milwaukee; Wendy M Swenarski, 6370 Scenic Dr. E, West Bend; Taylor A Takerian, 8605 S River Terrace Dr.; Angelina Tarantino, 3676 W Hilltop Ln.; Terry J Tornow, 713 13th Ave., Union Grove; Tiffany A Torres, S65 W18718 Onyx Dr., Muskego; Monica L Tossava, 2020 Hickory Grove Ave., Racine; Stacie L Trippler, 5331 N 37th St, Milwaukee; Deanna E Umaske, 6260 S 51 St., Greendale; Kathleen A Varga, 3739 S Packard Ave. #20, St. Francis; Anna E Vasquez, 1140 W St. Martins Rd.; Mallory K Villwock, 8026 S 47th St.; Sarah J Walkington, 2231 N Himount Blvd., Milwaukee; Nicholas Wavra, 2544 N Frederick Ave. #205, Milwaukee; Kathleen R Wegner, 26545 Nordic Ridge Dr., Wind Lake; Kristen L Wieneke, 3422 W Tesch Ave., St. Francis; Julie A Wiltzius, 4889 S 72nd St., Greenfield; Veronica Wright, 10255 W Plum Tree Cir. #106, Hales Corners; Alyssa G Zacher, 595 W Shepard Hills Dr., Oak Creek; Raquel M Zalewski, 3625 W Ruskin St., Milwaukee; Danielle E Zielinski, 9880 S Glenmoor Ct., Oak Creek; Nicole M Zignego, W304 N2358 N. Westwind Dr. Unit 5A; Pewaukee; Phillip L Zurowski, 11836 W Howard Ave., Greenfield. Seconded by Alderman Barber. All voted Aye; motion carried.

Alderman Taylor moved to approve the following License Committee recommendations from their meeting of June 4, 2019:
Grant Temporary Entertainment & Amusement license to Polonia Sport Club for a Youth Sports Fundraiser-Band for June 5th, 2019, Applicant Andy Wojtanowski, 10200 W Loomis Rd.;
Grant Class A Combination licenses, subject to compliance with

City Ordinance and approval of inspections to Ryan Fuel LLC, Agent Kavita Khullar, 5120 W Ryan Rd.; Jujhar LLC, Agent, Hardip Singh Bhatti, 11123 W Forest Home Ave.;

Grant Class B Combination, Entertainment and Amusement licenses to The Landmark of Franklin LLC, Agent Lorie Beth Knaack-Helm, 11401 W Swiss St.;

Grant 2018-2019 and 2019-2020 Operator licenses to Cailin E Scanlon, 171 Mill Ave., Union Grove;

Grant 2019-2020 Operator license to Deanna D Dacquisto, 2920 N. Fratney St. #A, Milwaukee; Jenna L Lohr, 4207 W Barnwood Ct.; Samantha A Nelson, S75 W16880 Gregory Dr. #D, Muskego; Qyinn M Applin, 4521 W Ramsey Ave. #65, Greendale; Nicole J Baraniak, 5330 S 116 St., Hales Corners; Tanya J Bielinski, 10240 W St. Martins Rd.; Arturo R Contreras, 805 S 94th St., West Allis; Chad M Cuellar, 14180 Ranch Rd., Brookfield; Patti S Hartung, 664 Shirley Dr., Franksville; Shawn Hinkel, 2023 S 96th St., West Allis; Thomas A Holtz, 3835 S 76th St. #4, Milwaukee; Laura A. Martinez, 3742 O'Brien Rd., Oak Creek; Oscar A Sastre Colon, 3221 S 36th St., Milwaukee; Linda M Steeves, 9265 S 92nd St., Franklin; Kenneth J Young, 11401 W Swiss St.

Seconded by Alderman Barber. All voted Aye; motion carried.

Alderman Taylor further moved to grant an Extraordinary Entertainment & Special Event license to American Diabetes Association for Tour De Cure (Abigail Bornemeier) for a bike ride through Franklin on July 13, 2019, 7:30 am- 4:00 pm. Seconded by Alderman Barber. All voted Aye; motion carried.

Alderman Taylor further moved to grant Extraordinary Entertainment & Special Event licenses to Ballpark Commons-Routine Field for Fireworks display for seven dates as requested (6/24, 6/27, 7/12, 7/27, 8/9, 8/23, and 8/31/2019) subject to ending time of 10:30 p.m., compliance with NFPA 1123 Fire Code, and individual applications for each event submitted to the Fire Department. Seconded by Alderman Barber. On roll call, Alderman Nelson, Alderman Barber, Alderman Taylor, Alderwoman Wilhelm, and Alderman Dandrea voted Aye; Alderman Mayer voted No. Motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 8:12 p.m. Seconded by Alderman Barber. All voted Aye; motion carried.

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/18/19
ORGANIZATIONAL BUSINESS	Boards and Commissions Appointments	ITEM NUMBER E.

The Mayor has made the following appointments for Council confirmation:

1. Alderman Steve Taylor - Civic Celebrations Committee – (2 year term expiring 6/30/21).
2. Steve Bobowski, 9012 S. Cordgrass Circle W, Ald. Dist. 6 – Economic Development Commission (2 year term expiring 6/30/21).
3. Michael Soto, 6749 W. Harvard Drive, Ald. Dist. 5 – Economic Development Commission (2 year term expiring 6/30/21).
4. David Woznicki, Jr., 4125 W. McGinnis Dr., Ald. Dist. 4 – Board of Public Works (3 year term expiring 4/30/22).
5. Charles Porter, 7946 S. North Cape Rd., Ald. Dist. 6 – Board of Public Works (3 year term expiring 4/30/22).
6. Ann Adamski, 7825 S. Stonebrook Ct., Ald. Dist. 3 – Civic Celebrations Commission (3 year term expiring 4/30/22).
7. Wendy Knackert, 9049 S. 83rd St., Ald. Dist. 1 – Civic Celebrations Commission (3 year term expiring 4/30/22).

COUNCIL ACTION REQUESTED

Motion to confirm the following Mayoral appointments:

1. Alderman Steve Taylor - Civic Celebrations Committee – (2 year term expiring 6/30/21).
2. Steve Bobowski, 9012 S. Cordgrass Circle W, Ald. Dist. 6 – Economic Development Commission (2 year term expiring 6/30/21).
3. Michael Soto, 6749 W. Harvard Drive, Ald. Dist. 5 – Economic Development Commission (2 year term expiring 6/30/21).
4. David Woznicki, Jr., 4125 W. McGinnis Dr., Ald. Dist. 4 – Board of Public Works (3 year term expiring 4/30/22).
5. Charles Porter, 7946 S. North Cape Rd., Ald. Dist. 6 – Board of Public Works (3 year term expiring 4/30/22).
6. Ann Adamski, 7825 S. Stonebrook Ct., Ald. Dist. 3 – Civic Celebrations Commission (3 year term expiring 4/30/22).
7. Wendy Knackert, 9049 S. 83rd St., Ald. Dist. 1 – Civic Celebrations Commission (3 year term expiring 4/30/22).

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE 06-18-2019
REPORTS & RECOMMENDATIONS	FRANKLIN POLICE DEPARTMENT DONATIONS	ITEM NUMBER A. 1.

The Franklin Police Department received the following donations:

K9 Donation

May 19, 2019 - Mira Kresovic - \$50.00

June 11, 2019 - Rose Spang - \$100.00

COUNCIL ACTION REQUESTED

Respectfully request that these donations be approved for deposit into the K9 Donation account.

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE 6/18/19
REPORTS & RECOMMENDATIONS	PURCHASE OF SQUAD CAR FOR THE POLICE DEPARTMENT	ITEM NUMBER A. 2.

The Police Department requests to purchase a replacement unmarked squad as requested and approved in the 2019 Budget. The cost is \$21,297.72 and the funding is available in the budget.

COUNCIL ACTION REQUESTED

Motion to approve the purchase of an unmarked squad for the police department.

(630) 682-9200 ext. 6539 095
DEALER

VIN 1FMCU0GD2KUA13348

DEALER	Suggested Retail Price	26500	00
DE84 ESCAPE 4DR SE FWD			
2019 MODEL YEAR			
N6 LIGHTNING BLUE METALLIC			
XB GRAY/BLACK CLOTH SEATS			
INCLUDED ON THIS VEHICLE			
EQUIPMENT GROUP 200A			
OPTIONAL EQUIPMENT/OTHER			
99D .1.5L ECOBOOST ENGINE		NC	
446 .5-SPD AUTO TRANS W/SLCTSHFT		NC	
.235/55R17 LRR. A/S BSW TIRES			
17C U0G01		NC	
183 FRONT LICENSE PLATE BRACKET		NC	
17" SPARKLE SILVER FTD ALUM WHL			
TOTAL OPTIONS/OTHER		00	
TOTAL VEHICLE & OPTIONS/OTHER	26500	00	
DESTINATION & DELIVERY		995	00
TOTAL FOR VEHICLE	27495	00	
FUEL CHARGE			
SHIPPING WEIGHT 3400 LBS.			
TOTAL	27495	00	

5/21/19

Hiller Ford's selling price for this VIN to the City of Franklin

is \$21,297.72.

As always out of stock units are subject to prior sale so please advise if the City intends to purchase 1FMCU0GD2KUA13348 as soon as possible.


Daniel fox

Hiller Ford, Inc.

<p>APPROVAL</p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE June 18, 2019</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Project Updates for Ballpark Commons</p>	<p>ITEM NUMBER M-31</p>

A representative from Ballpark Commons will present an update on the development.

COUNCIL ACTION REQUESTED

No action requested. This presentation is only for providing updates on the Ballpark Commons project.

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE June 18, 2019
REPORTS AND RECOMMENDATIONS	Quarry use and operations Planned Development District Ordinance Nos. 23 and 24 standards pertaining to blasting and for potential amendments to the Ordinances	ITEM NUMBER 4.

The March 19, 2019 Common Council Meeting Minutes at item G.3. provide: Alderwoman Wilhelm moved to direct the City Attorney to provide an opinion on the ability of the City to revisit the Planned Development District No. 23 and 24 Standards pertaining to blasting levels allowed by the two PDDs with a date to return back to the Council no later than the last meeting in June 2019. Seconded by Alderman Barber. All voted Aye; motion carried.

Annexed hereto are cited provisions of the PDD Ordinances pertaining to limits on blasting and the standards for potential amendments to the Ordinances. Communications have been commenced with the Wisconsin Department of Safety and Professional Services regarding the review of the PDD blasting standards. Communication has been commenced with quarry operator Payne & Dolan, Inc. Additionally, annexed hereto are Wisconsin Statute and Wisconsin Administrative Code provisions related to quarry mining blasting. Communication has also been had with League of Wisconsin Municipalities Deputy Director Curt Witynski, with regard to a motion adopted by the Wisconsin State Legislature 2019 Joint Committee on Finance on the night of June 6, 2019, as part of its transportation budget deliberations, with regard to the "*Local Regulation of Nonmetallic Mining at Quarry Operations.*" Annexed hereto are the subject provisions of the aforesaid motion. A copy of a Wisconsin Public Radio article on the subject by Rich Kremer dated June 11, 2019 is annexed hereto.

The City Attorney will be present at the meeting to provide more information.

COUNCIL ACTION REQUESTED

Such action as the Common Council deems appropriate.

Common Council Meeting Minutes

March 19, 2019

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G.3. ***

Alderswoman Wilhelm moved to direct the City Attorney to provide an opinion on the ability of the City to revisit the Planned Development District No. 23 and 24 Standards pertaining to blasting levels allowed by the two PDDs with a date to return back **to the Council** no later than the last meeting in June 2019. Seconded by Alderman Barber. All voted Aye; motion carried. **[June 18, 2019]**

§ 15-3.0428. Planned Development District **No. 23** (Payne and Dolan Company).
See Ordinance 97-1456 (Dated June 3, 1997) (6211 West Rawson Avenue)

§ 13.26T. Limits on Blasting.

1. **Ground vibration** resulting from Operator's blasting **shall not exceed 0.30 inches per second** on at least 85% of its blasts within any single calendar year, **measured at the residence** or inhabited structure **closest to the site of the blast** which is not owned or controlled by the Operator. **Notwithstanding** any other provision in this subsection, the Operator **shall not exceed** the ground vibration **limitation imposed by** the Wisconsin **Department** of Industry, Labor and Human Relations in Figure 7.64 of ch. ILHR 7, Wis. Adm. Code, **or 0.65 inches per second, whichever is more restrictive**, on any blast.
2. **Airblast** resulting from Operator's blasting **shall not exceed 123 dB** on at least 85% of its blasts within any single calendar year, **measured at the residence** or inhabited structure **closest to the site of the blast** which is not owned or controlled by the Operator. **Notwithstanding** any other provision in this subsection, the Operator **shall not exceed** the airblast **limitation imposed by** the Wisconsin **Department** of Industry, Labor and Human Relations in Chapter ILHR 7, Wis. Adm. Code on any blast.
3. Operator shall each month provide to the City Fire Department the recorded ground vibration and airblast levels of blasts conducted during the previous month. These records may be in the form of blasting logs redacted to delete any sensitive proprietary information, provided, however, that appropriate City officials may inspect the Operator's original blasting logs upon request and may obtain copies of the original blasting logs upon written request and upon undertaking in writing to afford appropriate trade secret protection to such documents.
4. Operator shall cause blasts to occur **only between** the hours of **8:00 a.m. and 4:00 p.m. on Monday through Friday**. Blasting shall not occur on Saturday, Sunday, nor on any of the following holidays: January 1, Memorial Day, July 4, Labor Day, Thanksgiving and December 25.
5. In the event an explosive charge fails to detonate, Operator may detonate the failed charge beyond the 4:00 p.m. blasting limitation if necessary to avoid leaving undetonated explosives in the ground during evening and nighttime hours; provided, however, that Operator shall first notify the City Fire Chief or designee.
6. The limitations on the hours of blasting shall not prevent the Operator from drilling and otherwise making preparations for blasting prior to 8:00 a.m. or after 4:00 p.m., subject to the other time restrictions imposed by this Ordinance.

§ 13.26G. Compliance, Enforcement and Penalties: ***

2. The **Plan Commission** may propose amendments to this Ordinance to require use by the Operator of **new methods, processes, procedures, facilities, practices or equipment** in its quarry operations that **[i] will materially diminish adverse impacts on the community or nearby residents, provided** that use of such methods, processes, procedures, facilities, practices or equipment **[ii] is proven and demonstrated to be effective in the Operator's industry in reducing adverse impacts, [iii] is cost effective for such purpose and [iv] will not impose an unreasonable financial burden on the Operator**. The Plan Commission shall conduct a public hearing on any such proposed amendments, after meeting and consulting with the Operator, and shall then report any such proposed amendments with its recommendations to the Common Council. Such an amendment may be adopted by the Common Council, in accordance with the standard amendment procedure, provided that such amendment satisfies all of the requirements set out above in this subsection. ****

§ 15-3.0429. Planned Development District No. 24 ([previously] Vulcan Materials Company).
See Ordinance 97-1457 (Dated June 3, 1997)
See Ordinance 2005-1840 (Dated May 17, 2005) (5713 West Rawson Avenue)

§ 13.27U. Limits on Blasting.

1. **Ground vibration** resulting from Operator's blasting **shall not exceed 0.30 inches per second** on at least 85% of its blasts within any single calendar year, **measured at the residence** or inhabited structure **closest to the site of the blast** which is not owned, or controlled by the Operator. **Notwithstanding** any other provision in this subsection, the Operator **shall not exceed** the ground vibration **limitation imposed by the Wisconsin Department** of Industry, Labor and Human Relations in Figure 7.64 of ch. ILHR 7, Wis. Adm. Code, **or 0.65 inches per second, whichever is more restrictive**, on any blast.

2. **Airblast** resulting from Operator's blasting **shall not exceed 123 dB** on at least 85% of its blasts within any single calendar year, **measured at the residence** or inhabited structure **closest to the site of the blast** which is not owned or controlled by the Operator. **Notwithstanding** any other provision in this subsection, the Operator **shall not exceed** the airblast **limitation imposed by the Wisconsin Department** of Industry, Labor and Human Relations in Chapter ILHR 7, Wis. Adm. Code on any blast.

3. Operator shall each month provide to the City Fire Department the recorded ground vibration and airblast levels of blasts conducted during the previous month. These records may be in the form of blasting logs redacted to delete any sensitive proprietary information, provided, however, that appropriate City officials may inspect the Operator's original blasting logs upon request and may obtain copies of the original blasting logs upon written request and upon undertaking in writing to afford appropriate trade secret protection to such documents.

4. Operator shall cause blasts to occur **only between** the hours of **8:00 a.m. and 4:00 p.m.**, on **Monday through Friday**. Blasting shall not occur on Saturday or Sunday, nor on any of the following holidays: January 1, Memorial Day, July 4, Labor Day, Thanksgiving and December 25.

5. In the event an explosive charge fails to detonate, Operator may detonate the failed charge beyond the 4:00 p.m. blasting limitation if necessary to avoid leaving undetonated explosives in

the ground during evening and nighttime hours; provided, however, that Operator shall first notify the City Fire Chief or designee.

6. The limitations on the hours of blasting shall not prevent the Operator from drilling and otherwise making preparations for blasting prior to 8:00 a.m. or after 4:00 p.m., subject to the other time restrictions imposed by this Ordinance.

§ 13.27H. Compliance, Enforcement and Penalties. ***

2. The **Plan Commission may propose amendments to this Ordinance** to require use by the Operator of **new methods, processes, procedures, facilities, practices or equipment** in its quarry operations **that [i] will materially diminish adverse impacts on the community or nearby residents, *provided* that use of such methods, processes, procedures, facilities, practices or equipment [ii] is proven and demonstrated to be effective in the Operator's industry in reducing adverse impacts, [iii] is cost effective for such purpose and [iv] will not impose an unreasonable financial burden on the Operator.** The Plan Commission shall conduct a public hearing on any such proposed amendments, after meeting and consulting with the Operator, and shall then report any such proposed amendments with its recommendations to the Common Council. such an amendment may be adopted by the Common Council, in accordance with the standard amendment procedure, provided that such amendment satisfies all of the requirements set out above in this subsection. ****

[emphasis added]

Wis. Stat. § 101.15. Mines, tunnels, quarries and pits ***

Wis. Stat. § 101.15(2) ***

(d) The department may:

1. Employ additional mining inspectors, each of whom shall have experience in mining or be a graduate of a recognized college with a degree of mining engineering.
2. Cause the inspection of all underground mines, quarries, pits, zinc works or other excavations.

(e) The **department shall promulgate rules to effect the safety of mines, explosives, quarries and related activities.** Such rules shall **provide for the establishment of uniform limits on permissible levels of blasting resultants** to reasonably assure that blasting resultants do not cause injury, damage or unreasonable annoyance to any person or property outside any controlled blasting site area.

Wis. Adm. Code § SPS 307.44

SPS 307.44 Control of adverse effects.

(1) General requirements. Blasting shall be conducted so as to prevent injury and unreasonable annoyance to persons and damage to public or private property outside the controlled blasting site area.

(2) Flyrock. Flyrock traveling in the air or along the ground shall meet all of the following conditions:

(a) Remain within the controlled blasting site area.

(b) Not be cast more than one-half the distance to the nearest inhabited building within or outside of the controlled blasting site area.

(3) **Airblast.** (a) **An airblast may not exceed 133 peak dB at the location of any dwelling,** public building or place of employment outside the controlled blasting site area.

(b) The blaster shall conduct monitoring of every blast to determine compliance with the airblast limit. The measuring system used shall have a lower-end flat frequency response of not more than 2 Hz and an upper-end flat frequency response of at least 200 Hz.

(4) **Ground vibration.** (a) 1. The maximum ground vibration at the location of any dwelling, public building or place of employment outside the controlled blasting site area shall be established in accordance with the blasting-level chart of par. (b).

2. All structures in the vicinity of the controlled blasting site area, not listed in subd. 1., such as water towers, pipelines and other utilities, tunnels, dams, impoundments and underground mines, shall be protected from damage by establishment by the blaster of a maximum allowable limit on the ground vibration. The blaster shall establish the limit after consulting with the owner of the structure.

(b) The blaster shall use the **ground vibration limits specified in Figure 7.44** to determine the maximum allowable ground vibration. Ground vibration shall be measured as the particle velocity. Particle velocity shall be recorded in 3 mutually perpendicular directions.

(c) The blaster shall make and keep a seismograph record including both particle velocity and vibration frequency levels for each blast. The method of analysis shall be subject to discretionary review by the department.

Note: Local municipalities may have more restrictive regulations than the department.

(5) Reporting adverse effects. The blaster in charge shall report to the department any flyrock, airblast, or ground vibration that does not meet the requirements under this section.

Note: Adverse effects may be reported to the department by telephone at (608) 267-9378 or by email to DSPSMineSafety@wisconsin.gov.

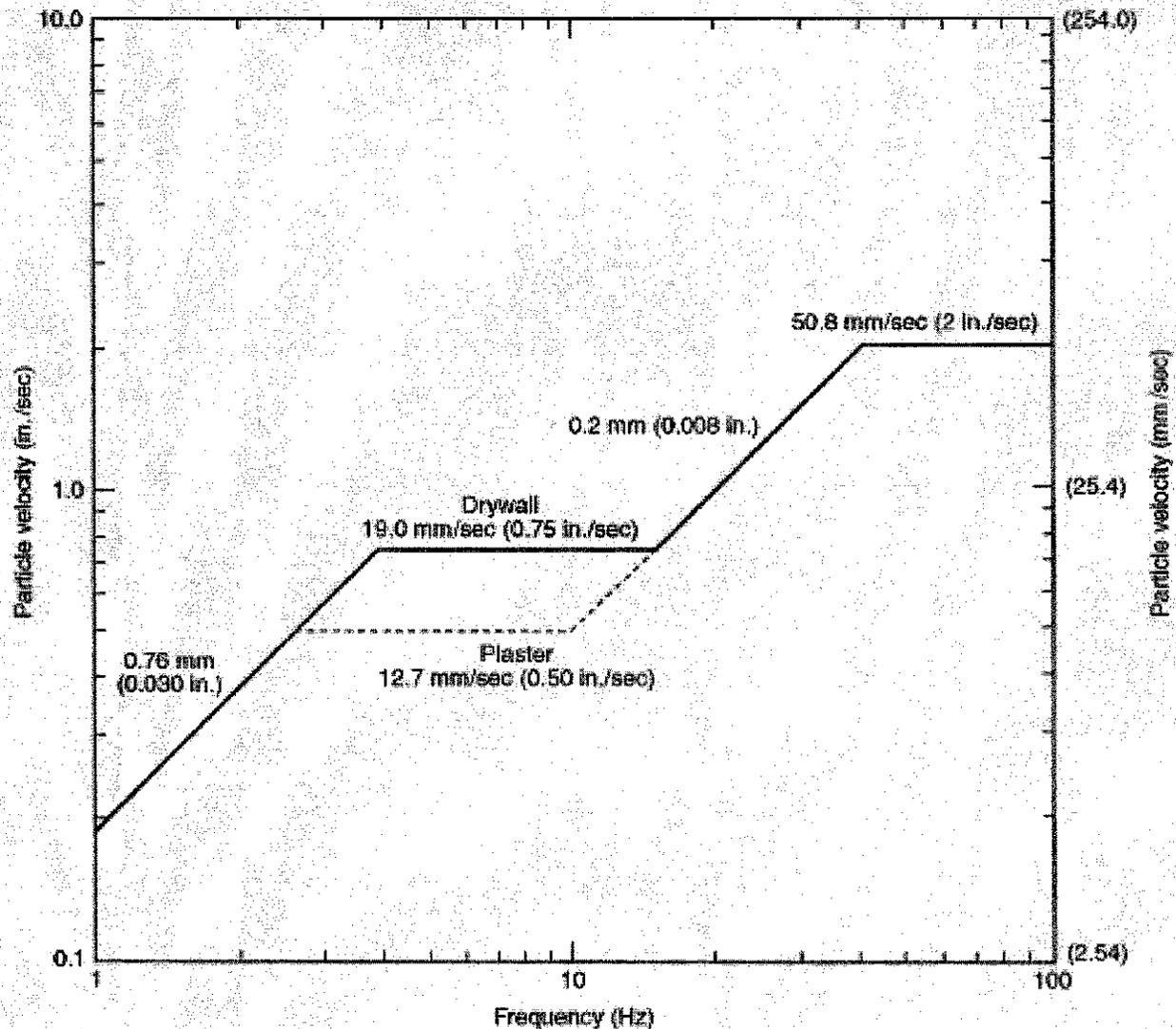


Figure 7.44 -- Blasting Level Chart

Credits

History: CR 06-120: cr. Register February 2008 No. 626, eff. 3-1-08; CR 17-034: r. (4) (d), cr. (5) Register March 2018 No. 747 eff. 4-1-18.

Current through Wisconsin Register 760, published April 29, 2019

Wis. Admin. Code § SPS 307.44, WI ADC § SPS 307.44

Wis. Adm. Code § SPS 307.31

SPS 307.31 Changes, additions or omissions to NFPA 495. ***

(4) These are department rules in addition to the requirements in NFPA 495 chapter 10:

(a) *Required log. A **blasting log shall be required for each blast fired.***

(b) *Filing and availability.* All blasting logs shall be kept on file by the blaster for a minimum period of 3 years, and shall be made available to the department upon request.

(c) *Information.* Each blasting log shall contain at least all of the following information:

1. Name, signature and license number of the blaster in charge of the blast.
2. Specific blast location, including GPS location or latitude and longitude coordinates, address, and bench and station number if applicable.
3. Type of blasting operation.
4. Date and time of the blast.
5. Weather conditions at the time of the blast.
6. Diagram of the blast layout and the delay pattern.
7. Number of holes.
8. Hole depth and diameter.
9. Spacing.
10. Burden.
11. Maximum holes per delay.
12. Maximum pounds of explosives per delay.
13. Depth of top stemming used.
14. Number, type and length of stemming used between decks.
15. Total pounds and type of explosives used.
16. Distance to nearest inhabited building not owned by the operator.
17. Type of initiation used.
18. Seismographic and airblast records, which shall include all of the following:
 - a. Type of instrument and last laboratory calibration date.
 - b. Exact location of instrument and the date, time, and distance from the blast.
 - c. Name of the person and firm taking the reading.
 - d. Trigger levels for ground and air vibrations.
 - e. The **vibration and airblast levels recorded.**

Credits

History: CR 06-120: cr. Register February 2008 No. 626, eff. 3-1-08; **CR 17-034: am.**

(2) (intro.), (a), renum. (2) (b) to (2) (b) 1. and am., cr. (2) (b) 2., am. (4) (c) 2.,

Register March 2018 No. 747 eff. 4-1-18.

Current through Wisconsin Register 760, published April 29, 2019

Wis. Admin. Code § SPS 307.31, WI ADC § SPS 307.31

Wis. Adm. Code § SPS 307.20

SPS 307.20 Definitions.

In this chapter:

(1) "Airblast" means an airborne shock wave resulting from the detonation of explosives. ****

Motion #130

TRANSPORTATION

Omnibus Motion -- Change to Base

Motion:

Move to include the following transportation provisions in AB 56 / SB 59: *** [pp. 19-22]

36. *Local Regulation of Nonmetallic Mining at Quarry Operations.* Move to incorporate the provisions of LRB 3029/P4 which would limit the authority of political subdivisions to place limits or conditions on the operations of a quarry. A political subdivision would include a county, city, village, or town. The provisions would take effect on the general effective date of the bill, except as specified. Include the following provisions:

a. Definitions. Create the following definitions:

1. "Quarry" would mean the surface area from which nonmetallic minerals, including soil, clay, sand, gravel, and construction aggregate, that are used primarily for a public works project or a private construction or transportation project, are extracted and processed.
2. "Quarry operations" would mean the extraction and processing of minerals at a quarry site and all related activities, including blasting, vehicle and equipment access to the quarry site, and loading and hauling of material to and from the quarry site.
3. "Permit" would mean a form of approval granted by a political subdivision for the operation of a quarry.
4. "Nonconforming quarry site" would mean land on which a quarry existed lawfully before the quarry became a nonconforming use, including any contiguous parcel. The nonconforming status of any contiguous parcel shall be subject to the requirement that, on a five- year rolling average, 75% of the quarry materials extracted from the contiguous parcel shall be used for infrastructure-related projects, as determined by the quarry operator. If this 75% requirement is not met as to any contiguous parcel, the nonconforming status of the contiguous parcel may be suspended. The definition would not preclude a determination that a particular parcel is nonconforming under: (a) the current law definition of a nonconforming use, which means a use of land, a dwelling, or a building that existed lawfully before the current zoning ordinance was enacted or amended, but that does not conform with the use restrictions in the current ordinance; or (b) common law.

5. "Contiguous" would mean sharing a common boundary or being separated only by a waterway, section line, public road, private road, transportation right-of-way, or utility right-of-way.

6. "Contiguous parcel" would mean any parcel of land, up to a cumulative limit of 80 acres, that as of January 1, 2001, is: (a) contiguous to, and is located in the same political subdivision as, land on which a quarry existed lawfully before the quarry became a nonconforming use; (b) is under the common ownership, leasehold, or control of the person who owns, leases, or controls the land on which the quarry is located; and (c) is shown to have been intended for quarry operations prior to the effective date of the ordinance that rendered the use nonconforming. The provision would specify that if the contiguous parcel of land was commonly owned, leased, or controlled on January 1, 2001, there is a presumption that the contiguous parcel of land was intended for quarry operations prior to the effective date of the ordinance that rendered the use nonconforming. [Motion #130 Page 19]

b. Local Regulation of Quarry Operations. Specify that none of the new provisions may be construed to affect the authority of a political subdivision to regulate land use for a purpose other than the quarry operations, including the provisions related to permits, blasting, water quality or quantity, and air quality. Specify that none of these listed provisions may be construed to exempt a quarry from a regulation of general applicability placed by a political subdivision that applies to other property in the political subdivision that is not a quarry unless the regulation is inconsistent with the included provisions.

Create the following prohibitions and authorizations related to local regulation of quarry operations.

1. Except as provided in (2) and (3), authorize a political subdivision to require a quarry operator to obtain a zoning or nonzoning permit to conduct quarry operations.

2. Prohibit a political subdivision from requiring a quarry operator to obtain a zoning or nonzoning permit to conduct quarry operations unless, prior to the establishment of quarry operations, the political subdivision enacts an ordinance that requires the permit.

3. Prohibit a political subdivision from requiring a quarry operator to obtain a nonzoning permit to conduct quarry operations if the quarry operation operates under a previously issued zoning permit.

4. Specify that if a political subdivision enacts a nonzoning ordinance regulating the operation of a quarry that was not in effect when quarry operations began at a quarry, the limit would not apply to that quarry or to land that is contiguous to the land on which the quarry is located, is under the common ownership, leasehold, or control of the person who owns, leases, or controls the land on which the quarry is located, and is located in the same political subdivision.

5. Prohibit a political subdivision from adding conditions to a zoning or nonzoning permit during the duration of the permit, unless the permit holder consents.

6. Prohibit a political subdivision from enacting an ordinance that prohibits continued quarry operations at a nonconforming quarry site. Continued quarry operations would include conducting quarry operations in an area of a nonconforming quarry site in which quarry operations have not previously been conducted. This provision would not modify or limit an operator's reclamation obligations under a reclamation permit.

7. Specify that, if a political subdivision requires a quarry operator to comply with another political subdivision's ordinance as a condition for obtaining a zoning or nonzoning permit, the political subdivision that grants the permit may not require the quarry operator to comply with a provision of the other political subdivision's ordinance enacted after the permit is granted while the permit is in effect.

8. Prohibit a town from requiring, as a condition for granting a permit to a quarry operator, that the quarry operator satisfy a condition that a county requires in order to grant a permit that is imposed by a county ordinance enacted after the county grants a permit to the quarry operator. Prohibit a county from requiring, as a condition for granting a permit to a quarry operator, that the quarry [Motion #130 Page 20] operator satisfy a condition that a town requires in order to grant a permit that is imposed by a town ordinance enacted after the town grants a permit to the quarry operator.

c. Local Regulation of Blasting at Quarry Operations. Create the following provisions related to local regulation of blasting at quarries:

1. "Affected area" would mean an area within a certain radius of a blasting site that may be affected by a blasting operation, as determined using a formula established by the Department of Safety and Professional Services (DPS) by rule that takes into account a scaled-distance factor and the weight of explosives to be used. (Administrative code Chapter SPS 307.41 (2) includes a scaled- distance formula calculation. In general, a scaled-distance formula is used to determine the maximum amount of explosives that can be used that ensures safety to structures within a certain distance of the blasting site.)

2. Prohibit a political subdivision from limiting blasting at a quarry. Notwithstanding the prohibition, authorize a political subdivision to require the operator of a quarry to do any of the following: (a) provide pre-blast notice of the blasting operation to all political subdivisions in which the quarry is located and owners of dwellings or other structures within the affected area; (b) require that a pre-blast building survey be conducted by a third party on dwellings and other structures within the affected area; (c) require that pre-blasting well surveys and testing be conducted by a third party within the affected area; (d) provide evidence of insurance to each political subdivision in which any part of the quarry is located; (e) provide copies of blasting logs to each political subdivision in which any part of the quarry is located; (f) provide maps of the affected area to each political subdivision in which any part of the quarry is located; and (g) provide copies of any reports submitted to DPS relating to blasting at the quarry.

3. Authorize a political subdivision to suspend a permit for a violation of the state blasting requirements under s. 101.15 of the statutes, and rules promulgated by DPS related to blasting under s. 101.15 (2)(e), only if DPS determines that a violation of the requirements or rules has

occurred and only for the duration of the violation, as determined by DSPS. (Under s. 101.15, DSPS administers rules under Chapter SPS 307, which regulate blasting and use of explosives at nonmetallic mining sites.)

4. Prohibit a political subdivision from making or enforcing a local order that limits blasting at a quarry. As an exception to this prohibition, authorize a political subdivision to petition DSPS for an order granting the political subdivision the authority to impose additional restrictions and requirements related to blasting on the operator of a quarry. If DSPS issues the order, the order may grant the political subdivision the authority to impose restrictions and requirements related to blasting at the quarry that are more restrictive than the state blasting requirements under s. 101.15 of the statutes, and DSPS rules promulgated under s. 101.15. Prohibit DSPS from charging a fee for a petition submitted by a political subdivision under this provision. Specify that, if a political subdivision submits a petition to DSPS because of concerns regarding the potential impact of blasting on a qualified historic building, DSPS would be authorized to require the operator of the quarry to pay the costs of an impact study related to the qualified historic building.

d. Local Regulation of Water Quality and Quantity Related to Quarry Operations. Prohibit a political subdivision from doing any of the following with respect to the operation of a quarry: (1) [Motion #130 Page 21] establish or enforce a water quality standard; (2) issue permits, including permits for discharges to the waters of the state, or any other form of approval related to water quality or quantity; (3) impose any restriction related to water quality or quantity; and (4) impose any requirements related to monitoring water quality or quantity.

Authorize a political subdivision to require the operator of a quarry to conduct and provide water quality and quantity baseline testing and ongoing water quality testing, to occur not more frequently than annually, of all wells within 1,000 feet of the perimeter of a quarry site when a new high-capacity well is added to an existing quarry site or a new quarry site is established. A testing requirement under this provision could not impose any standard that is more stringent than the standards for groundwater quality required by rules promulgated by the Department of Natural Resources (DNR). Authorize the political subdivision to request a report of well testing results within 30 days of the completion of testing and require the quarry operator to provide the results within that time. Specify any person offered the opportunity to have a well tested under this requirement, but who knowingly refuses testing, would waive any claim against a quarry operator related to the condition of the well, if within 90 days of the offer, the quarry operator records with the county Register of Deeds a written certification, verifying under oath that the person owning the property knowingly refused testing. Authorize a political subdivision that imposes a requirement to conduct any ongoing water quality or quantity testing of wells adjacent to existing quarry sites prior to the effective date of the budget act, to continue to do so.

Authorize a political subdivision to enforce properly adopted local water regulations. In addition, authorize a political subdivision to suspend a permit for a quarry operation for a violation of state law or rules promulgated by DNR relating to water quality or quantity, only if DNR determines that a violation of state law or rules has occurred and only for the duration of the violation, as determined by DNR.

e. Local Regulation of Air Quality and Fugitive Dust Related to Quarry Operations.

Notwithstanding the current authorization in s. 285.73 of the statutes for local governments to administer certain air pollution control programs, prohibit a political subdivision from doing any of the following with respect to the operation of a quarry: (1) establish or enforce an ambient air quality standard, standard of performance for a new stationary source, or other emission limitation related to air quality; (2) issue permits or any other form of approval related to air quality; (3) impose any restriction related to air quality; or (4) impose any requirement related to monitoring air quality.

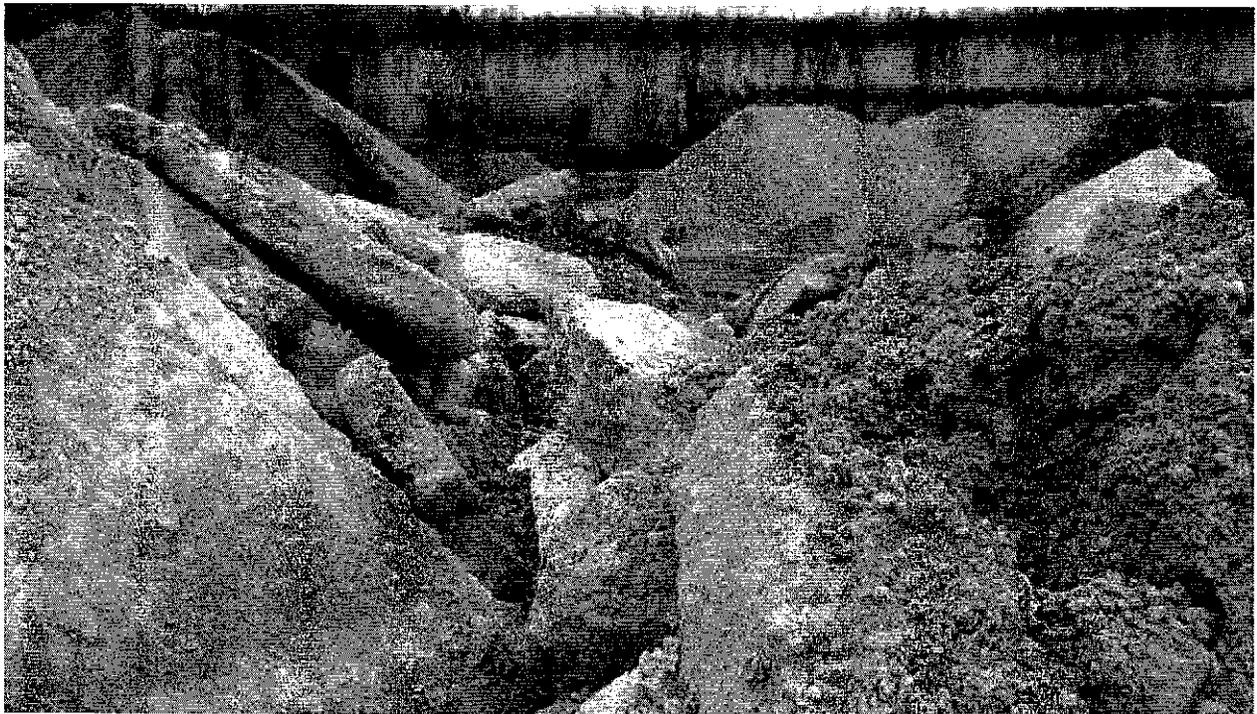
As exceptions to this prohibition, authorize a political subdivision to: (1) take actions related to air quality that are specifically required or authorized by state statute; (2) require the operator of a quarry to use best management practices to limit off-site fugitive dust; (3) enforce properly adopted fugitive dust regulations; or (4) suspend a permit for operation of a quarry for a violation of state law or rules promulgated by DNR relating to air quality, only if DNR determines that a violation of state statute or rules has occurred and only for the duration of the violation, as determined by DNR. [Motion #130 Page 22]

Joint Finance Committee Transportation Budget Blocks Local Control Of Quarries

By Rich Kremer

Published:

• Tuesday, June 11, 2019, 6:35am



Provisions tucked into the state transportation budget by leaders of the Legislature's Joint Finance Committee would block local governments from regulating blasting at rock quarries and sand and gravel pits without state approval. The language would also prevent local governments from regulating air or water quality at quarries beyond state standards.

Joint Finance Committee co-chairs Alberta Darling, R-River Hills, and John Nygren, R-Marinette, introduced a motion Thursday night that included provisions that prohibits a county, town, village or city from "making or enforcing a local order that limits blasting at a quarry." The motion does

provides an exception that allows a local government to petition the state Department of Safety and Professional Services (DSPS) for the right to impose blasting restrictions.

The motion also bars local governments from creating air and water quality standards, issuing air and water permits or imposing "any restriction related to water quality or quantity."

The motion is similar to language regarding quarries included in the 2017-2019 state budget. That was vetoed by former Gov. Scott Walker, who said at the time he objected to "inserting a major policy item into the budget without sufficient time to debate its merits."

Erin Longmire is the executive director of the Aggregate Producers of Wisconsin. She told WPR the attempts to limit local regulations of quarries and other aggregate mining operations in the current and past budget is a response to towns and counties enacting ordinances that go beyond regulations set by the state Department of Natural Resources, Environmental Protection Agency and Mine Safety and Health Administration.

"We have, already, these regulations in place," said Longmire. "It's just the extra layer of various local municipalities who've taken it upon themselves to add more overzealous regulations has caused us to take a step toward a direction of more statewide control over this."

Longmire said there isn't any reason to regulate the aggregate industry more than it already is other than to force producers out of business.

"What was becoming a problem is we have local units of government who are overstepping in many areas as it relates to our operation to a point where we have some that have even had to cease operations," said Longmire.

In the Town of Deerfield in Dane County concerns about how an expanding limestone quarry could impact a historic church led town board members to pass local blasting regulations in 2015 that go beyond

state administrative code. It allows blasting between 9 a.m. and 5 p.m. on weekdays. The state regulations allow blasting from sunrise to sunset and doesn't specify which days.

The Deerfield ordinance also sets limits on ground vibrations and airblast intensity that are more restrictive than those set by the state.

Deerfield town board supervisor Bill Roelofs told WPR the measures are meant to protect a 165-year-old church that sits across the street from a quarry owned by Forever Sandfill & Limestone. He said the company objected to the 2015 restrictions set by the town arguing it effectively stopped all blasting at the quarry. Roelofs said the contention between the quarry and the town was a driving force behind the 2017 attempt to limit local control.

"Deerfield was mentioned numerous times in the meetings that were held between various parties," said Roelofs.

Roelofs said he suspects the current language inserted into the budget is also related to overriding Deerfield's quarry regulations. He said while the state does have blasting regulations on the books there are only two inspectors at DSPS to ensure companies are following the rules.

"The town is right there. We see the results of blasting," Roelofs said. "We hear from the people that are involved ... in my opinion, a one size fits all solution to blasting is not appropriate."

Local government groups including the Wisconsin Towns Association and Wisconsin Counties Association have been negotiating with Republicans in the state Legislature over road funding for weeks according to League of Wisconsin Municipalities deputy director Curt Witynski. He said the current language on quarries is "more palatable" than what was introduced in 2017.

"We're pretty much not going to raise a fuss about this even though ordinarily, as a matter of principal, we don't like preemption of local

control," said Witynski. "But given the context and overall negotiations, all the local governments are standing down at this point on the issue."

Still, representatives of the Wisconsin Towns Association and Wisconsin Counties Association said they were still reviewing the Joint Finance Committee motion relating to quarries and aggregate producers.

The budget motion approved by the finance committee included \$90 million in general fund money that would go to local governments for road improvement projects.

The state's business lobby group, Wisconsin Manufacturers and Commerce, said it was reviewing the matter and could not comment.

<p>APPROVAL</p> 	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE 6/18/2019</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>Provision of the Approved Kayla's Playground Ambassador Program Manual to the Common Council</p>	<p>ITEM NUMBER M. 5.</p>

The Common Council previously directed that copies of the manual for the Kayla's Playground Ambassador Program as approved by the Parks Commission be forwarded to them for their information.

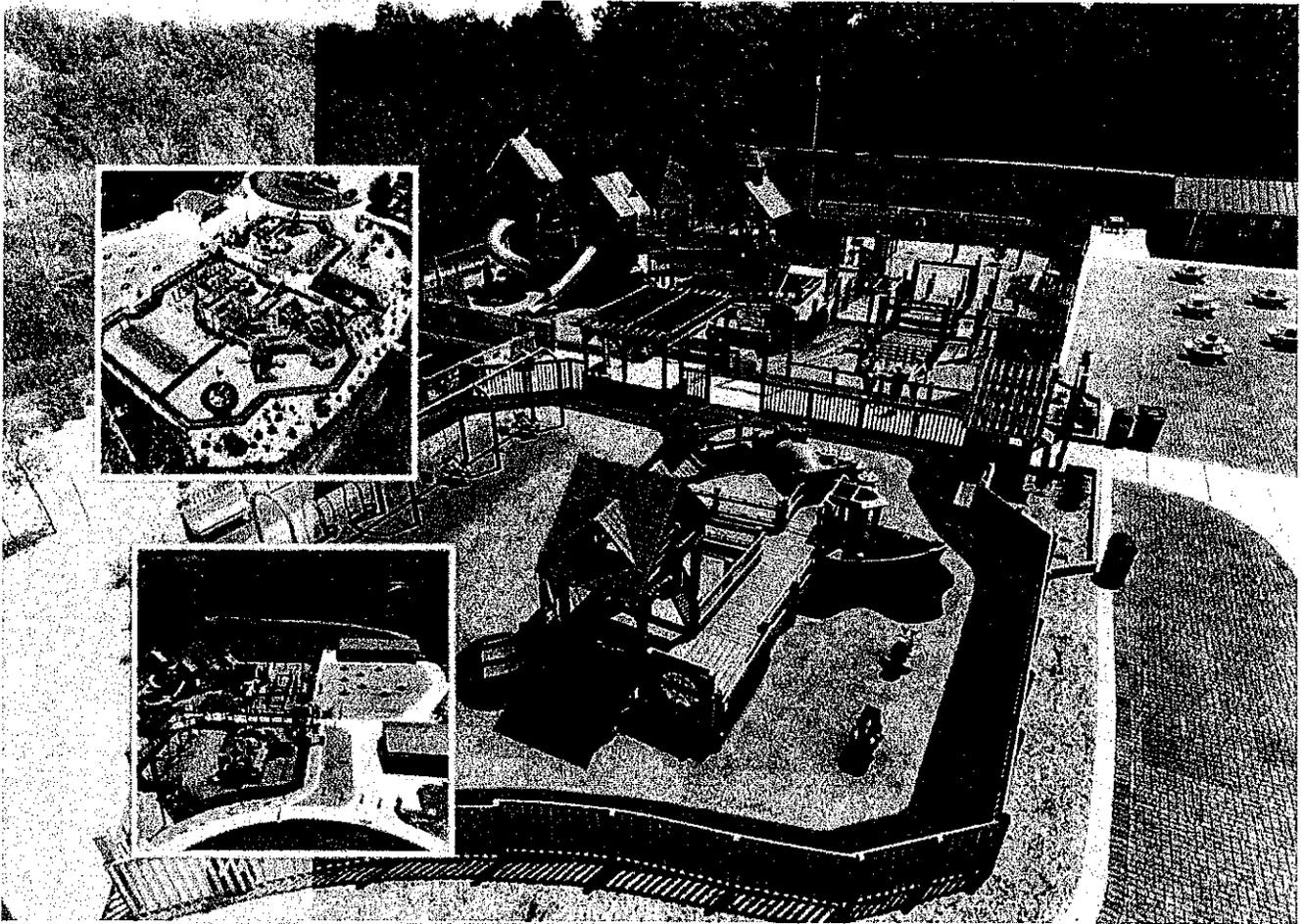
Attached is said manual as approved by the Parks Commission at their meeting of June 10, 2019.

In addition to the manual, the Parks Commission included a recommendation that the Ambassador Program, through the Ambassador Program Coordinator, be allowed to solicit and accept donations. Donations could be in the form of monetary, supplies, such as bandages for the first aid kit, or for coupons, such as for ice cream cones, that a volunteer could distribute to children who exhibit particularly nice or cooperative behavior. The donations could either offset the limited costs of the programs or enhance the programs acceptance and recognition. Any donations would be recorded by the Ambassador Program Coordinator and reported to the Director of Administration, who will prepare a Council Action Sheet for the acceptance of the donation by the Common Council, as per common practice.

COUNCIL ACTION REQUESTED

No action is required.

Kayla's Playground Ambassador Program



Nestled within a beautiful setting of 38 acres at Franklin Woods Nature Center, Kayla's Playground offers a playful and relaxing atmosphere for people of ALL abilities. The playground was inspired by Kayla Runte and her friends. Kayla never walked or spoke a word, but she had friends who encouraged her and in return taught valuable life lessons of compassion, patience and acceptance. After Kayla's passing in August of 2012, Kayla's Krew was formed and began fundraising to fulfill their mission to build an all-inclusive and all-accessible playground as a foundation to teach life lessons naturally through play. With the support of the City of Franklin and the community, the 12,000 square foot playground was built by an enormous effort of 1500 volunteers over the course of 9 days. The grand opening for the playground was October 9, 2015.

Experience the wonder and beauty of Kayla's Playground!

Franklin Woods Nature Center, 3723 W. Puetz Road, Franklin, WI



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Introduction and Welcome

This reference manual is provided as a training guide and ongoing resource for Kayla's Playground Ambassadors. The Ambassador Program Volunteer Coordinator may provide additional training information and materials specific to Kayla's Playground as needed. Ambassadors will receive training necessary to safely perform the duties and tasks outlined in the Ambassador Job Description.

Dear Friend:

If you're reading this manual you are considering donating your valuable time and energy to help the Franklin community provide a welcoming, safe, inclusive and accessible place for children of all ages to play and learn. It's only through people like you, those willing to step up, that this wonderful park and playground exists.

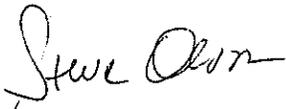
Perhaps you helped with the creation of this wonderful award winning playground. If so, welcome back. If you're new to the park and playground, welcome. I'm certain that you'll be enriched by the experience that you're about to have. I hope that you'll be able to feel the wonder and joy of a child (or adult) with physical challenges get their first experience of swinging on a swing, or a parent swinging with their child, looking at the joy on their faces as their tummy's get tickled.

Your participation will be a big part of providing a safe and wondrous experience for our best asset, our children.

The Franklin community will be a better place for your service.

On behalf of the citizens of the city, the city staff and the Franklin Common Council, thank you for your time and effort volunteering for this wonderful program at this wonderful place.

With gratitude,



Mayor Steve Olson

Spring, 2019



Mayor Olson working hard to build Kayla's Playground



Retired Department of Public Works Supervisor, Jerry Schaefer, pushing Franklin resident, Leah Vogedes in the Liberty Swing

City of Franklin

Vision Statement

The City of Franklin's vision is to enhance the quality of life for present and future generations by providing economic growth through the highest quality of residential, recreational, and business development in Southeastern Wisconsin.

Mission Statement

The City of Franklin's mission is to be a well-planned model community providing for a high quality of life for residents of all ages. The future of Franklin is founded on quality development that includes smaller and mixed-use commercial centers and corridors, that provides for new office parks that attract knowledge-workers and information industries to the community, while continuing to develop and maintain quality residential areas that provide a wide range of housing opportunities to support the needs of working professionals, seniors, and families. The residents of Franklin will have access to parks, open space, and a wide range of recreational programs and facilities that help to promote an active and healthy lifestyle. Franklin will be a community where modern conveniences, friendly people, and a small town atmosphere combine with low crime, a clean environment, and quality educational opportunities to make Franklin the primary destination to live and learn, work and play, and to do business.

Kayla's Playground

Mission Statement

To provide a playground which is inspiring and truly all-accessible and all-inclusive for all children and families of any age and ability. Our goal is to provide a common ground to enrich social skills through play, create friendships for a lifetime and promote peer advocacy programs through collaboration with community partners.

Vision Statement

To enable all who have special needs to forget about the challenges they are presented with daily while teaching others the value of friendship and compassion. The vision is to offer the playground as a foundation for the community to embrace all abilities. The hope is to foster life lessons that cannot be taught from a textbook, but rather experienced firsthand with the heart.

Award Recognition

Since Kayla's Playground opened in October of 2015 it has received the following awards, recognitions and ratings:

2016 Public Policy Award Winner

2016 Franklin Public School District Award Recognition

2016 Milwaukee A-list for Best Playground

2017 Milwaukee Magazine for Best Playground

2017 Milwaukee A-list for Best Playground

2019 Included in "Our Favorite Milwaukee Area Parks to Enjoy with Kids" written by MKE Mom's Blog

Current Google Rating of 4.9/5.0 from 216 Google Reviews

As of May of 2019, Kayla's Playground has 2,958 Followers on Facebook

The Playground Ambassador Program will be key in helping to preserve this wonderful community offering

Executive Summary

Kayla's Playground Ambassador Program City of Franklin, WI

Days: Thursday-Sunday

Hours: 12:00-8:00 pm (Four 2-hour shifts offered each day)

Season: June 1, 2019 through Labor Day

Location: Kayla's Playground at Franklin Woods Nature Center

Length of commitment: Volunteers participate in a brief training/overview session and if identified as an Ambassador, sign up for a minimum of one two-hour session per week with an overall commitment of a minimum of 10 hours

Age: Minimum of 16 years and older with a valid driver's license

Reports primarily to: Ambassador Program Coordinator

May report to: Franklin Police Department and/or Department of Public Works

Work environment: Outdoors

Background check required: Yes

Primary Responsibilities:

Kayla's Playground Ambassadors are visitor's first impression of this award-winning playground. Each Ambassador will display outstanding visitor hospitality while encouraging playground safety. Ambassadors are out-going, personable and dedicated volunteers demonstrating the highest level of professionalism in their public engagement while working with children and adults of all abilities. They are committed to promoting an enjoyable recreational experience to park patrons by demonstrating the mission and vision of Kayla's Playground.

Mission

To provide a playground which is inspiring and truly all-accessible and all-inclusive for all children and families of any age and ability. Our goal is to provide a common ground to enrich social skills through play, create friendships for a lifetime and promote peer advocacy programs through collaboration with community partners.

Vision

To enable all who have special needs to forget about the challenges they are presented with daily while teaching others the value of friendship and compassion. The vision is to offer the playground as a foundation for the community to embrace all abilities. The hope is to foster life lessons that cannot be taught from a textbook, but rather experienced firsthand with the heart.

Kayla's Playground was built to be an inclusive play space for people with and without disabilities. Ambassadors will represent the playground's mission and engage our community in the vision of the playground. Ambassadors will be at the playground to:

- Engage in conversation with playground visitors

- Encourage safe and inclusive play
- Make the playground welcoming
- Answer questions from children and adults
- Advocate for people with disabilities and special needs
- Educate patrons about equipment features
- Help build a positive community
- Collect and report important usage data by counting the number of visitors and cars located at the playground midway through shift
- Report any damaged equipment or flooring or other potential hazards which could prohibit a safe play environment
- Bring awareness to programs offered (reading program, senior/youth programs, personalized picket program)
- Offer information to visitors to operate Liberty Swing and Ability Whirl safely and properly

The Ambassador shall demonstrate a subject-matter expertise in the history and features of Kayla's Playground at Franklin Woods Nature Center. This opportunity as Ambassador will focus on care for the playground guests with the goal of safety and a positive visitor experience. The Ambassador should report any potential repairs or maintenance concerns to the Ambassador Program Coordinator who will report to the Department of Public Works as needed to assure Kayla's Playground and the facilities are clean, safe and inviting. When needed, the Ambassador will work and communicate with the Franklin Police Department for law enforcement and when needing emergency first responders when life safety, criminal, or search/rescue conditions exist within the playground. If program establishment occurs, the Ambassador will work with community partners such as the Franklin Public Library and the Franklin Health Department for education opportunities offered at the playground.

Ambassadors should select their shifts using the on-line Signup Genius link which will be provided to those persons who are identified as Ambassadors. Ambassadors who are not the first shift of the day are expected to arrive 10 minutes prior to their shift to allow any communication to occur between Ambassadors. All Ambassadors are required to wear their program provided t-shirt and lanyard which includes the Ambassador's name and the City of Franklin's Important Emergency Contact listing. Ambassadors are expected to be ready to serve as positive role models to represent the mission and vision of Kayla's Playground. Ambassadors will be on the playground or in the paved area outside of the playground to access the space alongside children and families. Successful Ambassadors will be energetic and enthusiastic, easy to talk to, accessible for children and adults who may have questions and be comfortable in providing support without being an authority figure.

If Ambassadors are found not adhering to these guidelines outlined above and within this manual, termination may occur. Upon termination, Ambassadors will be asked to turn in their t-shirt/lanyard provided by the City of Franklin. Terminated volunteers will also be asked to fill out the Kayla's Playground Ambassador Performance Evaluation/Exit Interview (included in this manual).

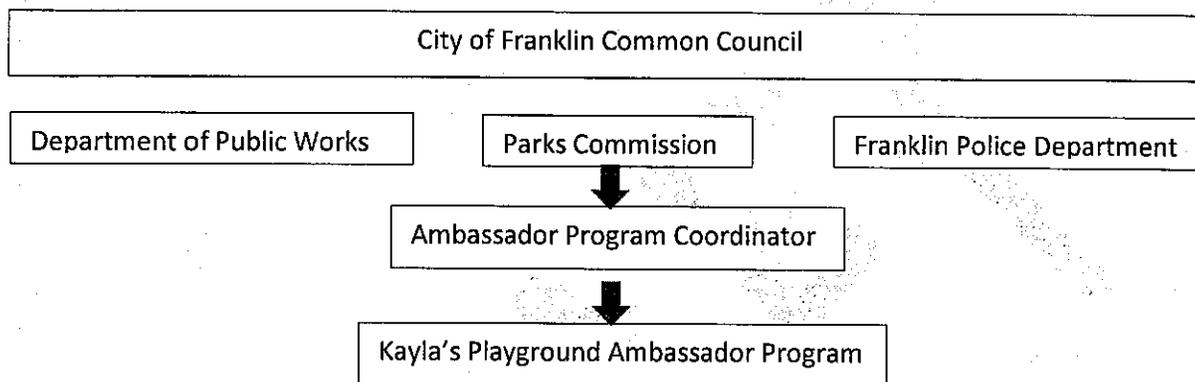
AMBASSADORS ARE VOLUNTEERS TO THE CITY OF FRANKLIN. AS VOLUNTEERS, THEY ARE NOT PROVIDED PAY, HEALTH OR MEDICAL INSURANCE OR COVERAGE, OR WORKERS COMPENSATION INSURANCE OR COVERAGE.

A note to students who need community service: Are you in need of volunteer hours for graduation, confirmation, NHS or any other group? Become an Ambassador and volunteer for the summer! Other learning opportunities may exist with volunteer training, recruitment, organizing events and providing community resources and education.

City of Franklin Parks Commission Organization

The City of Franklin Parks Commission will oversee Kayla's Playground Ambassador Program. The Program Coordinator will be part of the Parks Commission and function as a non-voting member. The Playground Ambassador supports a growing number of citizens who dedicate their time to support and assist City of Franklin staff in all aspects of Kayla's Playground at Franklin Woods Nature Center. This volunteer program provides the training and opportunity for community members to become involved in the care of Kayla's Playground. Not only will the Ambassador Program give participants a chance to assist the City of Franklin departments overseeing the operations of Kayla's Playground, but it also offers a chance to interact with staff to develop a sense of ownership and community of Kayla's Playground.

The Kayla's Playground Ambassador Program is governed by the City of Franklin Parks Commission. The Parks organizational tier is as follows:



Becoming a Playground Ambassador

Volunteers interested in becoming a Playground Ambassador are required to attend a training program. After the training program is completed, attendees will be asked to complete and sign the Kayla's Playground Ambassador Program Application (see attached). Background checks and references will be processed through the City of Franklin/Ambassador Program Coordinator and applicants will be contacted as appointments are made.

Playground Ambassadors will be trained in the use of Signup Genius and receive a link to select their shifts. Signup Genius will also be a way to track volunteer hours and shifts. If Ambassadors are unable to fulfill a shift, the Program Coordinator must be contacted and made aware of 24-hours in advance so another Ambassador may be identified to fill the vacant shift. Communication between Program Coordinator and Playground Ambassadors will occur primarily via email and face-to-face interaction.

Background Checks

Ambassadors you will be acting as a volunteer through the City of Franklin. Ambassadors will have unsupervised access to children under sixteen years of age, interaction with developmentally disabled persons or vulnerable adults. Due to the nature of this role, all applicants will be required to undergo a conviction or criminal background record check. Since there are costs incurred by the city for this service, training is offered **before** applications are submitted to ensure that applicants are serious in their interest in becoming Ambassadors and are completely comfortable with the role of Ambassador before applying.

Appearance/Identification

All Playground Ambassadors will be required to wear a Kayla's Playground Ambassador shirt and nametag provided by the City of Franklin. This will assist playground visitors in identifying Playground Ambassadors. Shorts or pants are to be worn with assigned Ambassador shirt. Shorts should have an inseam which is 3" or greater. Pants can be khakis or denim with no holes. No athletic tights or workout gear-the only exception is for Ambassadors who use a wheelchair for mobility. Tennis shoes, or comfortable shoes, are allowed and recommended since Ambassadors will be walking the playground and on their feet for 2 hours. Ambassadors should only wear the program assigned shirt when they are representing their role as Ambassador and fulfilling their shift. Ambassadors who sign-up for 3 or more shifts in a week will receive an additional shirt. If a shirt is soiled beyond laundering or damaged, please notify the Program Coordinator for a replacement.

Insurance Coverage

Personal Property:

The City of Franklin is not responsible for a volunteer's personal belongings/property. It is recommended that all Ambassadors carry insurance to cover damage to personal belongings or property. Personal tools and equipment should not be used to perform volunteer duties. In addition, items provided in the first aid kit are not intended for personal use outside of an Ambassador's shift.

Personal Liability and Accident Insurance:

Please check with your personal insurance agent about liability coverage or health coverage. Also, please carefully read the "Playground Ambassador Safety and Responsibility Agreement" located later in this document.

Ambassador Expectations and Duties

As representatives of the City of Franklin Parks Commission, Playground Ambassadors must exemplify the playground rules and regulations. Ambassadors are expected to “set an example” for park visitors and guests. An Ambassador is a diplomatic representative of the Parks Commission who promotes and ensures a positive relationship between the City of Franklin and playground users. Some of the expectations of Ambassadors include but are not limited to:

I. Basic Do's and Don'ts

Do

Be polite and friendly, with a desire to be helpful!

Speak positively about the playground, nature center and the rules

Be a good neighbor. Set a good example by obeying the playground and park rules yourself.

Be familiar with playground rules and regulations so that you can explain when asked or when you see a violation. Hand out appropriate brochures when available.

Give out accurate information. If Ambassadors cannot answer a question, document patron's name and contact information along with question and share with Program Coordinator for follow-up.

Make eye contact with playground visitors and smile as a warm welcome.

Complete a Shift Report after every shift.

Don't

Enforce the rules - educate instead. There are reasons behind every rule, but the main reasons is to maintain a safe and welcoming environment.

Argue with or scold a visitor. Remain calm and, if needed, refer the visitor to the posted playground and park signs. Take notes on the event and report in Shift Report via email to Program Coordinator for action steps (see *II. General Duties* below).

Be impatient, harsh, sharp, or rude to the visitors. As a representative of the City of Franklin Parks Commission, professionalism is the key to a successful playground experience.

II. General Duties

As a Playground Ambassador certain duties/tasks are expected. These may include but are not limited to the following.

Signup for shifts via Signup Genius and fulfilling at least one 2-hour shift per week.

Complete a “Shift Report” following each shift and on the same day as the shift occurred. A “Shift Report” is simply an email to the Program Coordinator (ParkAmbassador@franklinwi.gov) addressing the following:

Summary of events or activities occurring during the shift;

Unusual or suspicious activity taking place in the park;

Broken or damaged equipment or flooring problems; and

Results of any data collected during shift (discussed further below).

Greeting and assisting visitors, informing them of parks rules and regulations (see park rules section), answering questions about the playground and surrounding area, hand out informational brochures if available.

Please dress appropriately.

Avoid offensive language or conduct.

Collect usage data as determined by the Parks Commission, such as counting the number of visitors and cars located at the playground midway through shift.

Educate visitors of the history of Kayla's Playground and Park Rules and Regulations posted at Franklin Woods Nature Center.

Complete a more detailed incident report if requested and if such form is adopted for use.

III. Providing information to Patrons and Program Coordinator

The more Ambassadors know, the more confident and helpful they are to visitors. However, Ambassadors are not expected to know the answer to every question. When this occurs the Ambassador is encouraged to tell the visitor they will report the question to Program Coordinator and to expect a phone call within 48 hours. Ambassadors should record the question along with a contact phone number from the patron to include in the Shift Report to the Program Coordinator.

Program Coordinator: Michelle (Shelly) Runte

Contact: (414) 630-2288

Email: ParkAmbassadorCoordinator@franklinwi.gov

Furthermore, the City of Franklin Clerk's Office can provide current information about pavilion availability, rental rates and reservation application (attached).

**City Clerk's Office
9229 W. Loomis Road
Franklin, WI 53132
Phone: 414-425-7500
Fax: 414-425-6428**

Hours: M-F, 8:30 a.m. to 5 p.m.

IV. Using Safety Measures

Ambassador safety is important to the overall success of the program; therefore, Ambassadors should:

Discuss any physical limitations which may inhibit fulfillment of a 2-hour shift prior to starting role as an Ambassador.

Use proper lifting techniques (using legs and back) when lifting objects such as the ramp to engage the Liberty Swing.

Discuss any health conditions with Program Coordinator in case of an emergency, i.e., medications, allergies, existing medical conditions.

Inform Program Coordinator of any items which need to be replenished in the Ambassador backpack (see attached listing of products provided).

Dress properly for weather.

Wear sturdy, comfortable shoes for standing and walking around the playground for assigned shift.

V. Reporting Safety Hazards

Playground Ambassadors are required to report any safety hazards to the Program Coordinator. These hazards can range from work related safety hazards to natural safety hazards. Typically, such items can be included in the Shift Report. Some such potential safety hazards are, but not limited to:

Hanging limbs in trees.

Damaged picnic tables or playground equipment in need of repair or having exposed sharp edges, nails etc.

Expired lights in restrooms.

Tripping hazards.

Bee, wasp or bird nests identified on the playground.

In the event of a safety hazard **presenting a significant and immediate public health and safety concern**, the Department of Public Works should be contacted at 414-425-2592. After the hours of 3:30 pm, the Police Department should be contacted at 414-425-2522.

VI. Handling Difficult Situations and Emergencies

Playground Ambassadors may encounter a difficult situation or an emergency. An emergency may include but is not limited to the following: fire, a vehicular accident, a medical emergency or a lost child. In any of these cases it is critical that certain guidelines are followed.

- Calling 911 for police, fire or medical assistance emergency police matters.
- Calling Police Dispatch at 425-2522 for non-emergency situations.
- Contact the Program Coordinator Immediately after contacting police for both emergency and non-emergency situations.
- Use good judgment. Do not put yourself at risk.
- Not attempting to enforce the park rules, educate instead. Take note of infractions/rules which are not followed and include in Shift Report to Program Coordinator.
- If a visitor is having a domestic dispute, such as fighting, contact the Police Department immediately. Again, contact the Program Coordinator after contacting police.
- If possible, stop additional cars from entering parking lot to allow service providers to enter.
- If it is a medical emergency send a bystander to call for help and stay with the visitor.
DO NOT perform CPR unless you have had CPR training and your CPR card is current.
Never administer medication to a visitor or guest.
- If a vehicular accident occurs **without** the need for medical assistance, include in Shift Report to Program Coordinator.

If any of these events occurred, a summary of the event(s) or reference to the event(s) should be included in the Shift Report.

VII. Handling Lost and Found Items

Playground Ambassadors may be the first contact in lost and found situations. The Ambassador's first response is to assess the situation and identify if the lost/found item involves a potential crime. If the Ambassador feels there may be a chance of a potential of crime involved around the lost or found item, then police should be called. All other non-crime lost and found items should be accounted for and included in the Shift Report to the Program Coordinator. If the Program Coordinator is unavailable it is important to take down pertinent information and report to Program Coordinator via email. Ambassadors should report the following information:

Lost

1. Who is reporting the lost item?
Get name, address, and telephone number
Date-Time-Lost
2. What is missing?
Note color, size, make, design, unique features, value, etc.
3. How did it turn up missing?
Was it left behind, stolen, loaned to another person
4. When was it last used or seen?
In a restroom, playground, vehicle, woods, etc.

Found

1. Who is reporting an item found?
Obtain name, address, and telephone number (sometimes this may be the Ambassador)
2. Where was item found?
Note the exact location.
3. What time was item found?
4. What type of item was found?
Record as much information and description as possible.
5. Does owner want to claim item later?
Put a temporary tag with this information on the found item. Notify Program Coordinator to coordinate pickup.

VIII. Attending meetings

Playground Ambassadors are expected to attend bi-annual meetings (one in Spring and one in Fall) to establish clear communication with Program Coordinator and to provide an opportunity for the City of Franklin to recognize the efforts of the Ambassadors. These meetings will be a good time to address questions or concerns of all the Playground Ambassadors and to identify any potential areas of program improvement.

IX. Evaluating Playground Ambassador Experience

Playground Ambassadors will be asked to evaluate their volunteer experience and Program Coordinator as well as asked to comment on additional training or information needed to assist in performance of duties. Honest assessment of the Ambassador experience is appreciated and will help identify needed improvements such as providing additional information or training. The Program Coordinator will complete the bottom section of the evaluation form.

If at any time there is a concern regarding the performance of the Program Coordinator, Ambassadors are instructed to contact the Director of Administration for the City of Franklin (414) 858-1100 to express concerns.

City of Franklin Duties

Purpose

In exchange for volunteer service, the City of Franklin will provide the Kayla's Playground Ambassador with an opportunity to provide an important and meaningful public service by protecting and enhancing Kayla's Playground at Franklin Woods Nature Center. The City will provide training for each Playground Ambassador as an opportunity to learn about and to enjoy the beautiful playground offered at Franklin Woods Nature Center.

The City's duties under this Agreement are to:

Provide written information regarding specific duties, safety requirements, playground rules and laws related to recreational use, emergency contact lists and reporting procedures.

Orient and train Playground Ambassadors to the expected responsibilities as described previously.

Provide updated emergency contact phone list.

Upon request, the Program Coordinator may provide a letter of reference for Playground Ambassador.

Provide uniform (shirt) and name tag to be worn during 2-hour shift as Playground Ambassador.

Emergency Contact Information

Ambassadors should have access to the following important contact information at all times during their shift. Please enter these phone numbers into your phone to save time in accessing.

Title, Name	Phone Number
Program Coordinator, Michelle Runte	(414) 630-2288
Franklin Police Non-Emergency	(414) 425-2522
Franklin Police, Fire and EMS EMERGENCY	911
Department of Public Works	(414) 425-2592

Playground and Park Rules and Regulations

The purpose of rules is to protect our playground resources and visitors. Ambassadors will be sharing information about rules with the public. It is important that as a volunteer of the City of Franklin, Ambassadors are expected to provide a good example by following all the park rules.

Generally, people want to know what the rules are and what behavior is acceptable, but they don't always understand why a rule is required or why compliance is important. Listed below are several rules which park visitors sometimes overlook. Following each rule is a brief explanation of why the rule is necessary, and what you as a Playground Ambassador can do to help inform visitors of the rules.

REMINDER: ALWAYS make sure the verbal and written information you give visitors is up-to-date and accurate. This may prevent any misunderstandings if a situation or violation should occur. Don't ever hesitate to let visitors know if unsure of a rule and follow-up with Program Coordinator or other designee to answer.

No Food or Drink

There are "No Food or Drink" signs posted at the entrance of the playground.

Why the rule? This is to maintain a clean and welcoming playground area for play. Food and beverage spills not only can cause litter and stains to the playground surface, but become an invitation for bees and wasps to visit the playground which is a safety concern for visitors. Garbage and recycle receptacles are located at the entrance of the playground.

Pets

In the City of Franklin, pets are required to be on a leash. Owners are responsible for cleaning up after their pets. Animal waste is to be placed in a plastic or paper bag and deposited in identified garbage cans. Pets are not allowed on Kayla's Playground, but are welcome in all other areas of Franklin Woods Nature Center.

Why the rule? Allowing pets on playground increase the potential for animal waste posing a health hazard especially in the 2-5 year old area where there may be younger children crawling on the flooring. In addition, we must protect people from being unexpectedly startled, attacked or bitten as they walk in the playground area; many people are afraid of dogs. Visitors also need to be protected as some children and adults are allergic to dogs. Leashing also keeps animals from getting lost or injured.

What can you do? Set a good example. Explain the rules using the rules posted at the playground as a resource.

Alcohol

Alcohol is strictly prohibited

Why the rule? To prevent alcohol consumption that may result in dangerous situations and disruptive behavior associated with its abuse.

What can you do? Do not attempt to enforce the rules, notify the Program Coordinator or other designee of any infractions.

Smoking is prohibited per City of Franklin Ordinance

In 2018, the City of Franklin amended an ordinance which defines "smoking" as inhaling or exhaling a lightened or heated tobacco product or smoking device that creates aerosol or vapor. This includes the following products:

Cigars
Cigarettes
Pipes
Hookahs
Marijuana
Electronic cigarettes
Vape pens.

Smoking and use of electronic cigarettes is prohibited in any public space.

Motorized Vehicles

All motorized vehicles are prohibited in Franklin Woods Nature Center.

No Golfing

Golfing is not permitted per City of Franklin ordinance.



Image of Parks Department sign currently posted at Franklin Woods Nature Center.

Useful Resource Information

Items in Ambassador Backpacks

Resource Information-laminated for reference (as provided in this manual on the pages listed below)

Executive Summary of Kayla’s Playground Ambassador Program.....	15
Items for Ambassador Backpack/First Aid Kit.....	18
Kayla’s Playground Scheduled Visit Form.....	21
Franklin Woods Pavilion Permit Form.....	23
Kayla’s Playground Donation Picket Order Form.....	25

Paper towels

Small Packages of baby/handy wipes

Disinfectant wipes

Hand Sanitizer

Non-latex gloves

First Aid Kit (Should not be used to treat, only used for providing supplies to visitors)

DRAFT



Kayla's Playground Scheduled Visit Franklin Woods Nature Center 3723 W. Puetz Road, Franklin, WI 53132

Kayla's Playground is open to all visitors and is not reservable. Therefore no permit is required for a group to visit the playground. In an effort not to overcrowd the playground or parking area any given day, groups wishing to use the playground are requested to schedule a date at the City of Franklin Clerks office. There will be no fee for a scheduled visit, but the playground, patio area and pavilion must be shared with other park visitors. **Charcoal grills and ground fires are not allowed at anytime at Franklin Woods.**

Please Note: You may request a Pavilion Permit at the City Clerks office. The Pavilion Permit would reserve the pavilion only for your group. The playground and patio area would still be shared with all park visitors.

PLEASE PRINT

Name of Group: _____

Person in Charge: _____ Title: _____

Address: _____ City: _____ Zip: _____

Telephone Number: _____ Business Phone: _____

Number in Group: _____

Means of transport: (Bus or Car) _____

Visit Date: _____ Time: _____ am to _____ pm

I have read, understand and agree that the area and facilities will be used in accordance with the ordinances, rules and regulations of the City of Franklin Common Council and the Park Commission. Please read rules and regulations on the reverse side before signing.

Signature: _____ Date: _____

In case of emergency, or to report any problems on the day of your reservation, please call
City of Franklin Police Department (414-425-2522)
and/or Monday thru Friday from 7:00a.m. – 3:30p.m., City of Franklin Park Staff (414-425-2592)

 APPROVED REJECTED For Office Use Only
DATE: _____

Approved by: _____
OFFICE OF THE CITY CLERK, phone 414-425-7500



PAVILION PERMIT

Franklin Woods Nature Center
Home of Kayla's Playground
 3723 W. Puetz Road, Franklin, WI 53132

THIS PERMIT MUST BE POSTED AT PAVILION ON DAY OF PICNIC RESERVATION

* This permit entitles you to the following items: Use of the pavilion, electricity, picnic tables within the pavilion and water. There are no grills available. You may bring a gas grill for food preparation – **Charcoal grills and ground fires are not allowed at anytime at Franklin Woods.**

* **Kayla's Playground and patio area must be shared with the general public.**

* No refunds are allowed unless requested in writing at least thirty (30) days before the pavilion permit date. **There will be a \$25 cancellation fee.** Pavilion permit fees are based on attendance and are set by the Park Commission. **A security deposit of \$100.00 is required for all locations.**

* Rides, games, tents and other equipment are not permitted on park property unless indicated on pavilion permit and approved by the Park Commission. **Mechanical rides, dunk tanks, inflatable's, etc. must obtain a separate Entertainment and Amusement License, which must be approved by the Common Council.** Inspections will be made prior to the event by the Electrical, Building and Fire departments. Tents cannot be erected prior to contacting the city and shall be subject to inspection. * Limited parking is permitted in designated parking lot only. Cars and other vehicles are not permitted in park areas.

* No staples, tape or thumb tacks are to be used in park pavilion. If removal of such is required after your rental you will be charged for damages and the amount will be deducted from your deposit.

PLEASE PRINT

Name/Type of Group: _____

Permit Holder: _____ Type of Activity: _____

Address: _____ City: _____ Zip: _____

Telephone Number: _____ Business Phone: _____

Number in Group: 1-49 (maximum) / \$75 1-49 Non Franklin Groups/Additional \$25

(Note: Groups exceeding the number specified on permit will be subject to additional fees. Parks will be monitored by park personnel)

\$100 security deposit (refundable after Council approval)

(Note: there is no alcohol consumption permitted at Franklin Woods Nature Center-Kayla's Playground)

Note: Larger groups will be required to request a special permit from the Franklin Park Commission

Date: _____ Time: _____ am to _____ pm (Pavilion is available from 9:00 a.m. to 9:00 p.m.)

I have read, understand and agree that the area and facilities will be used in accordance with the ordinances, rules and regulations of the City of Franklin Common Council and the Park Commission. Please read rules and regulations on the reverse side before signing.

Signature: _____ Date: _____

In case of emergency, or to report any problems on the day of your reservation, please call
City of Franklin Police Department (414-425-2522)

and/or Monday thru Friday from 7:00a.m. – 3:30p.m., City of Franklin Park Staff (414-425-2502)

APPROVED

REJECTED

For Office Use Only

DATE: _____

Permit Fee: \$ _____

Plus Deposit: \$ 100.00

TOTAL: \$ _____

Check No. _____

Approved by: _____

OFFICE OF THE CITY CLERK, phone 414-425-7500

White - Administration

Yellow - Applicant

Make Checks Payable to: CITY OF FRANKLIN

PERMIT RULES AND REGULATIONS FOR USE OF FRANKLIN PARKS

As residents, we share and enjoy over 150 acres of parks. We also share in a major responsibility to preserve and properly use our public facilities. Knowledge of, and adherence to, park rules and regulations will help create an awareness and appreciation of our valuable park and recreation investment.

1. Pavilion rental is available from 9:00 am to 9:00 pm. All decorating, set up and clean up must be done within your rental time.
2. No commercial sales, for profit, of any kind are allowed on park property. Solicitations, donations or contributions are not permitted, except where authorized by permit.
3. Live music is prohibited unless indicated on pavilion permit. Both canned and live music cannot exceed 55 decibels from point no greater than 150' from point of sound origin, including use of radios, stereos, karaoke and other audio devices per City Ordinance.
4. No telephone reservations are accepted.
5. A pavilion permit is required to reserve the pavilion areas. All other areas are shared with the general public. Rides, games, tents and other equipment are not permitted on park property, unless indicated on pavilion permits. Mechanical rides, dunk tanks, inflatables, etc. must obtain a separate entertainment and amusement license, which must be approved by the Common Council. Inspections will be made prior to event by the electrical, building and fire departments. Tents cannot be erected prior to contacting the City and shall be subject to inspection.
6. Fires may only be started in gas grills to be used for food preparation. Charcoal grills and ground fires are not allowed at anytime at Franklin Woods.
7. Limited parking is permitted in designated parking lot only. Cars and other vehicles are not permitted in park areas.
8. Litter and other waste must be deposited in proper City garbage receptacles. Failure to comply will result in future denial of pavilion permit requests and could result in a fine. Dumping of any waste matter, of any kind, is prohibited in any City Park or public property.
9. No refunds are granted unless requested in writing at least thirty (30) days prior to pavilion permit date. A \$25 cancellation fee will be charged if refund is approved.
10. Overnight camping is prohibited.
11. Motorized vehicles, including off-street and/or recreational vehicles, are not permitted, unless otherwise posted.
12. Animals in park areas must be leashed at all times, per City Code. Any animal waste must be removed or deposited in a proper receptacle.
13. Destruction, injury, defacement or removal of city property is prohibited per City Code.
14. Firing or discharge of any projectile in a park is prohibited, per City Code.
15. Games and/or amusements are to be conducted only in the designated area approved by the Park Commission and the Common Council.
16. In case of snow or icy conditions, the City parks trails will not be maintained. The City is not liable if injury occurs.
17. Any form of golf is not permitted in any City Park.

Violation of park/pavilion rules and a violation of local and/or state laws can result in a fine, imprisonment or both. City of Franklin Park Staff (414-425-2502) and/or City of Franklin Police Department (414-425-2522) will implement enforcement of park rules and regulations.

Promote Parks Positively!

Thank You for Your Participation and Cooperation



Playground Fence Picket Order Form

The City of Franklin is selling fence pickets, engraved with your custom message, to be used in the construction of the fence for the all-accessible, all-inclusive Kayla's Playground at Franklin Woods.



\$40 per Picket

Name: _____

Address: _____

Phone: _____

E-mail: _____

Please **PRINT** the wording in the box below to be inscribed on the picket. Maximum of 17 characters which includes letters, numbers, and spaces. A heart, smiley face, cross, and ampersand are select available graphical characters that can be used. Leave box empty for a space and draw a heart, smiley face, cross, or ampersand in box where requesting graphical character. *Note: The City of Franklin reserves the right to reject any inappropriate custom picket message submissions.*

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

To place your order:

- **By cash or check (made payable to the "City of Franklin"):** Please print, fill out, and bring this form along with your cash or check to the Treasurer's Office at Franklin City Hall, 9229 W. Loomis Road, Franklin, WI 53132 (if paying by check, this form and check can also be mailed to the Treasurer's Office).
- **By credit card:** if you are wishing to make a donation via credit card, please visit www.franklinwi.gov.

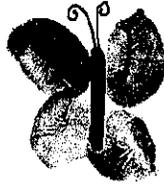
NOTE: We are proud to be teamed up with Franklin High School to produce and install the custom pickets. Because this is part of the education of our kids, pickets are produced and installed only during the following periods:

- Orders placed between April 28, 2018 & October 27, 2018 will be installed early November 2018.
- Orders placed between October 28, 2018 & April 27, 2019 will be installed in June 2019.
- Orders placed between April 28, 2019 & October 26, 2019 will be installed early November 2019.

The City of Franklin reserves the right to reject any inappropriate custom picket message submissions.

INSTALLATION NOTE: There needs to be at least 15 pickets ordered within the following time periods to offer the students a learning opportunity. In the event there are not enough picket orders to fulfill the 15 picket requirement within a given time period, the orders which remain will automatically be moved into the next ordering and installation timeframe and the City of Franklin will notify the purchasers of the delay. Thank you for your understanding as we offer the students of Franklin High School this hands-on learning opportunity.

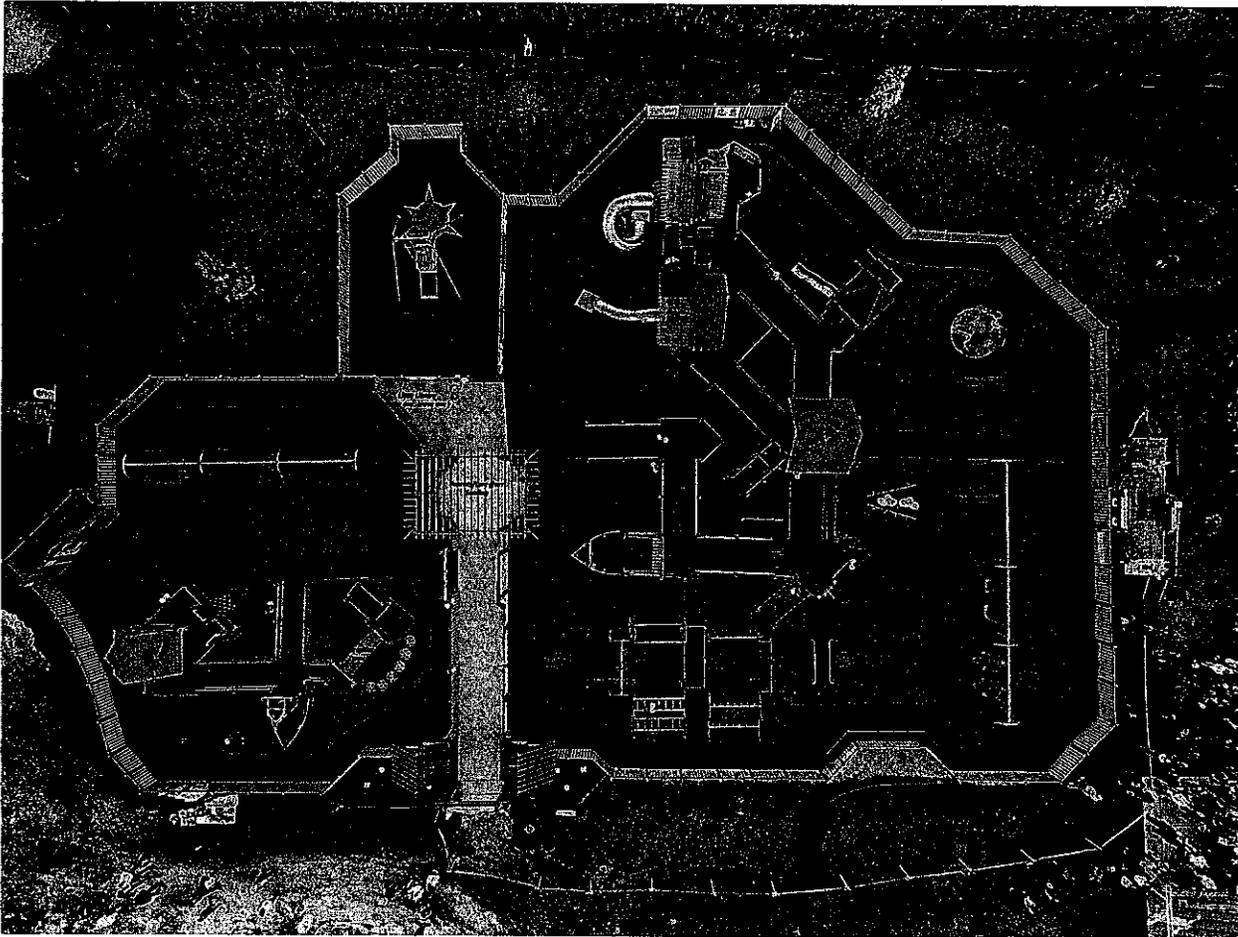
Questions? Please email lhuenig@franklinwi.gov or call 414-858-1100.



Kayla's Playground at Franklin Woods Nature Center Playground Features

- Cushioned play surface increases protection from falls. Cushion calibrated to possible fall heights
- Pervious play surface provides dry, environmentally friendly drainage. Prevents insects.
- Fully accessible merry-go-round for two children in wheelchairs to enjoy along with other children, two seats for children with balance issues.
- Two "expression swings" for parent/child interaction while swinging together
- Two different stainless steel slides made in Germany. No electrical interference for those with cochlear implants.
- Slides are oriented north to keep them cool. Structures designed to provide additional shade
- Registered "Little Free Library" stocked with books for children. Take one, leave one.
- Covered seating area for rest, relaxation, reading and socializing while watching the children play
- One way in, one way out to provide safety and security for the children
- Fully accessible "Liberty Swing" for children in wheelchairs imported from Australia
- Interactive toys in the 2-5 area
- Bucket swings in both areas to accommodate larger children needing seated security
- Climbing wall in 5-12 area and a small climbing wall in the 2-5 area with appropriate cushioned play surface
- Climbing trees in the 5-12 area with appropriate cushioned play surface
- Rope climb in the 5-12 area with appropriate cushioned play surface
- Fully accessible ramping to activities with high and low grip railings
- Wetland over-look (fully accessible) in the 5-12 area.
- Rocking boat deck (accessible) in the 5-12 area
- Kid's city hall, library, Police Station and fire house in 2-5 area
- Short dual slide in 2-5 area (fiberglass)
- Short slide in 5-12 area (fiberglass)
- Tire Swing in 5-12 area
- Rope climb and rope bridge with appropriate cushioned play surface in 5-12 area
- Wiggly balance beam in 5-12 area
- Two height monkey bars, rings and twist rings in 5-12 area with appropriate cushioned play surface
- Designed "hide and seek" area under the slides in the 5-12 area. No pinch or choke points.
- Paver patio for picnics and relaxation that's pervious surface to filter run-off to the wetlands
- Pavilion with area for gas grill cooking
- Fully accessible restrooms for males, females and families with water fountain and adult changing tables
- Pet water fountain
- Circle drive to facilitate bus drop-off and pick-up

- Large grass area for lawn games
- Monitored security cameras
- All plastic engineered components for no splinters
- Light colored surface for a cool playground during hot summer months
- Seating located throughout for parents and caregivers
- Landscaping designed for low maintenance, environmental enhancement and to attract butterflies
- Playground designed for future enhancement



Kayla's Playground Ambassador Performance Evaluation/Exit Interview

Name: _____

Date: _____

Rating Scale

3 Always or High

2 Average

1 Seldom or Low

0 Never

Teamwork Was the Playground Ambassador team oriented? _____

Personal Appearance

Does the Playground Ambassador wear the appropriate uniform in a neat and professional manner? _____

Customer Service

Does the Playground Ambassador provide customer service that is consistent with the goals of the City of Franklin and Kayla's Playground? _____

Following Instructions/Assignments

Does the Playground Ambassador follow instructions and job assignments given by supervising staff? _____

Does the Ambassador complete an assignment / task in a timely manner? _____

Does Ambassador complete the assigned tasks and meet the standards of the park and the supervisor? _____

Playground Ambassador to complete

Overall, did you have a good experience volunteering?

What did you like most about your role?

What did you dislike about your role? What would you change about your role?

Do you feel you had the resources and support necessary to accomplish your role? If not, what was missing?

Playground Ambassador signature: _____ Date: _____

Program Coordinator signature: _____ Date: _____

DRAFT

Playground Ambassadors Safety and Responsibility Agreement

Reporting

I agree to submit regular Shift Reports and to comply with the notification and reporting expectations in "Reporting Safety Hazards" and in "Handling Difficult Situation and Emergencies".

Personal Abilities and Physical Conditions

I agree to perform only those tasks that are within my knowledge, ability, and physical capability. I will inform and communicate to the Program Coordinator any health condition(s) which may limit my ability to perform my Ambassador role. I acknowledge that I should wear an appropriate medical alert bracelet or device if I take any medications or have any allergies or existing medical conditions which may be important to know in the case of an emergency.

Equipment

I agree to report any damaged equipment or damaged flooring to the Program Coordinator as soon as possible to expedite repairs by the Department of Public Works.

Not an Employee

I understand and acknowledge that I am a volunteer and will not present myself to another person as an employee of the City of Franklin.

Hazards and Risks

I understand and acknowledge that volunteering as a Playground Ambassador may expose me and my property to certain unavoidable hazards or risks, including but not limited to the following: the potential for confrontational situations and heat exposure.

Emergencies

I understand that I should call 911 for police, fire, or medical assistance when required.
I understand that the supplies in the First Aid Kit provided in the Ambassador Backpack can be offered to visitors as a supply only. I understand that Ambassadors are not allowed to treat any injuries of patrons.
I understand that I should call the Program Coordinator or other designee as soon as reasonably possible to report any emergency situation. I understand and agree that I should use good judgment. I understand that I should not put myself or others in danger. I understand and agree that I am not responsible to enforce park rules or other laws or regulations, and this agreement does not authorize me to do so. I understand that my approach should be one of educating the public, not enforcing laws.

Behavior

I understand that I should arrive 10 minutes prior to my 2-hour shift wearing my program provided t-shirt and be ready to serve as a positive role model to represent the mission and vision of both the City of Franklin and Kayla's Playground. I will be energetic and enthusiastic, easy to talk to, accessible for children and adults who may have questions, and be comfortable in providing support without being an authority figure.

Transportation

I understand that the Playground Ambassador Program does not provide transportation and that I must arrange for my own transportation. I further understand that if I provide my own personal transportation vehicle I will do so in compliance with the Playground Ambassador Volunteer Agreement.

Signature

Printed Name

Date

Playground Ambassador Volunteer Agreement and Acknowledgements

The person named on this form wishes to participate and volunteer as a Playground Ambassador. The City of Franklin and its employees wish to ensure to the fullest extent possible that the City and its employees are not sued or held liable for injuries sustained by the volunteers. I make this release and agreement on my behalf, and on behalf of anyone who would be able to sue if I were injured while participating as a volunteer. In return for being allowed to participate as a volunteer for the Playground Ambassador Program, I agree and acknowledge as follows:

1. Participation as a volunteer carries with it some risk of serious injury, including even in rare cases death. The risks include, but are not limited to those caused by over exertion, the equipment, the facilities, staff mistakes, and the actions of others;
2. I assume all risk by participating as a volunteer Playground Ambassador;
3. I understand that the City of Franklin and its employees are relying upon the agreements and representations I make herein;
4. I release the City of Franklin and its employees from any and all claims, including negligence claims and claims relating to personal injury or property arising out of my participating as a volunteer Playground Ambassador, except I do not release reckless or intentional tort claims;
5. I have carefully read this document and understand it. With knowledge of the risks involved and rights that I give up, I waive the rights I might otherwise have, and I freely sign this document.

FURTHERMORE, I acknowledge and understand the following:

- As a Playground Ambassador I am a volunteer, and I am NOT an employee of the City of Franklin and will not receive any pay for serving as a volunteer;
- As an authorized volunteer of the City of Franklin, I agree to follow and comply with all of the training and direction provided by the City of Franklin, including the Program Coordinator.
- I have received a description and explanation as to what are the duties of a Playground Ambassador, covering generally both what to do and what not to do.
- Municipal Workers Compensation coverage does not apply to volunteers Playground Ambassadors; as such, volunteers are liable for all medical or related payments of any kind. (The City of Franklin's LWMMI Policy does have \$10,000 of premise/operations medical payments for accidental injury which may be applicable in limited circumstances but such coverage is in excess of the volunteer's private, group, or governmental health program.)
- In the event of injuries to others which are caused or alleged to be caused by a volunteer Playground Ambassador, the volunteer's homeowner's or renter's "liability insurance" coverage is primary. If the homeowner's/renter's coverage limits are inadequate, the volunteer has coverage under the Municipalities LWMMI Policy, depending upon the specific circumstances of the event or occurrence.
- Since no part of the duties of a Playground Ambassador involves driving, a volunteer does not have any coverage provided by the City for damage to or damage or injuries caused by a Playground Ambassador's vehicle.
- All volunteers should consider obtaining umbrella insurance coverage due to the nature of volunteering.

LASTLY, I acknowledge and understand that the federal Volunteer Protection Act of 1997 provides protection to volunteers of governmental entities for harm caused by acts or omissions of the volunteer. In general, no volunteer of a governmental entity shall be liable for harm caused by an act or omission of the volunteer on behalf of the governmental entity. To be immune from liability to a third party, a volunteer must satisfy these requirements:

1. **The volunteer must act within the scope of his or her responsibilities as a volunteer on behalf of the organization.**
2. The volunteer must be properly licensed, certified, or authorized if necessary.
3. The harm that was caused was not a result of willful, criminal, or reckless misconduct, gross negligence, or conscious indifference to the rights of the individual harmed.
4. The harm was not caused by the volunteer while operating a vehicle for which the state requires a license or insurance.

Signature _____

Printed Name _____

Date _____

Kayla's Playground Ambassador Program Application AND Consent and waiver for criminal background check authorization

Print Full Legal Name: _____

Address: _____

If you have lived at your current address for less than 5 years, please provide your most recent prior address:

Email address: _____

Phone number: _____ Date of Birth: _____

List any past volunteer experience and year(s) of service

Are you applying to fulfill any required volunteer service hours? _____ yes _____ no
(ex: NHS, Boy/Girl Scouts, College Applications, Confirmation)

If yes, please provide the following

Program or Organization _____

Contact Person and phone number _____

Please circle shirt size: Small Medium Large XL 2XL 3XL 4XL

I understand that as a volunteer Playground Ambassador, I may have contact with children less than sixteen (16) years of age, developmentally disabled persons, or other vulnerable persons. As such, I understand that the City of Franklin will require and perform a background investigation. I want and hereby authorize the City of Franklin (which includes its authorized representatives) to request and receive any and all background information about or concerning me including, but not limited to, my criminal history. I also authorize the City to make reference checks relating to my volunteer service. I understand that this information will be used to determine my eligibility as an authorized volunteer Playground Ambassador with the Kayla's Playground Ambassador Program. The criminal history, as received from the reporting agencies, may include arrest and conviction data, as well as plea bargains and deferred adjudications. I also understand that as long as I remain a volunteer for the City, the criminal history check may be repeated at any time without my further approval. I understand that a procedure is available for clarification or appeal if my application to volunteer is declined based upon the results of the background check. I understand that the background check may contain information about my character and general reputation. I understand that I may be asked to relinquish my volunteer position at any time if any of my actions are deemed inappropriate while volunteering as a Playground Ambassador. I also consent to my photo being taken and used in promotional materials or otherwise, including as part of the Playground Ambassador database. I release, hold harmless, and agree to indemnify the City, which includes all of its employees, officer, agents, and representatives, from or for any liability, claim, judgment or damages related to providing any information or records and for the release of or the failure to release any information or records about me. I further understand and acknowledged that I have honestly and voluntarily provided the above information for volunteer purposes, and I have carefully read and understand this authorization.

Signature

Printed Name

Date

If Participant is under 18 years old then: 1) Signature of Parent or guardian is also required on same line, and 2) the word "I" used above means "I and my parent/guardian."

APPROVAL <i>pd</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE June 18, 2019
REPORTS & RECOMMENDATIONS	RESOLUTION APPOINTING BOND TRUST SERVICES CORPORATION TO SERVE AS FISCAL AGENT IN CONNECTION WITH THE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016A, DATED APRIL 20, 2016	ITEM NUMBER <i>B.6.</i>

Background

DTC has served the City as paying agent for debt issues for a very long time. DTC is the GoTo vendor for payments of this type. The City interacts with DTC only twice a year as debt service payments are due. Due to the infrequency of the interaction, communications become strained. In 2013, when the former Finance Director retired, staff was unaware that the former Dir of Finance's email address was the sole communication method. Several communications were missed as there was no monitoring of the old email address.

Recently, DTC initiated a new method of communicating with them. City staff is not equipped to correspond with DTC in the designated manner. Learning a one off communication method used but two times per year is not efficient. Beginning June 5, 2019, DTC is mandating a particular communication method, which if not followed would delay payments. Delayed payments would adversely impact the City's debt rating and increase debt costs significantly.

With the more recent debt issues, the City has appointed Bond Trust Services, an Ehler's unit, as fiscal agent. There are many touch points with Ehlers, and debt payments just become one more touch point with Ehlers.

There are four payments remaining on the lone debt issue for which DTC is the fiscal agent.

Recommendation

Staff is recommending that Bond Trust Services be appointed as the replacement agent on the remaining payments for GO Refunding Bonds, Series 2016A.

The DRAFT Fiscal Agency Agreement and resolution appointing Bond Trust Services fiscal agent is attached.

Fees are comparable to those paid via DTC.

COUNCIL ACTION REQUESTED

Motion adopting Resolution 2019____, a Resolution appointing Bond Trust Services Corporation to serve as fiscal agent in connection with the General Obligation Refunding Bonds, 2016A, dated April 20, 2016.

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. _____

RESOLUTION APPOINTING BOND TRUST SERVICES CORPORATION TO SERVE AS
FISCAL AGENT IN CONNECTION WITH THE GENERAL OBLIGATION REFUNDING
BONDS, SERIES 2016A, DATED APRIL 20, 2016

WHEREAS, the City of Franklin, Wisconsin (the "City") has outstanding its General Obligation Refunding Bonds, Series 2016A, dated April 20, 2016 (the "2016 Bonds");

WHEREAS, the 2016 Bonds were issued in book-entry-only form registered in the name of CEDE & CO. as nominee of The Depository Trust Company, New York, New York ("DTC"), and DTC acts as securities depository of the 2016 Bonds;

WHEREAS, the City Clerk or City Treasurer currently serve as the fiscal agent for the 2016 Bonds;

WHEREAS, the Common Council deems it to be necessary, desirable and in the best interest of the City to appoint a bank or trust company to serve as fiscal agent and to perform the duties of registrar and paying agent with respect to the 2016 Bonds; and

WHEREAS, the Common Council now deems it to be necessary, desirable and in the best interest of the City to enter into a contract with Bond Trust Services Corporation, Roseville, Minnesota to serve as the City's fiscal agent with respect to the 2016 Bonds and to serve as registrar and paying agent for the 2016 Bonds.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

1. Appointment. The City hereby appoints Bond Trust Services Corporation, Roseville, Minnesota (the "Fiscal Agent") to serve as its fiscal agent with respect to the 2016 Bonds pursuant to Wis. Stats. Sec. 67.10(2). The Mayor and City Clerk are hereby authorized and directed to enter into a contract with the Fiscal Agent to act on the City's behalf (the "Fiscal Agency Agreement"). The Fiscal Agency Agreement between the City and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit A and incorporated herein by this reference and may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the 2016 Bonds.

2. Payment of the 2016 Bonds. The principal of and interest on the 2016 Bonds shall be paid by the Fiscal Agent in accordance with the terms of the Fiscal Agency Agreement and the resolution authorizing the 2016 Bonds.

3. Notice of Appointment of Fiscal Agent. The officers of the City are authorized and directed to work with the City's financial advisor, Ehlers & Associates, Inc., to provide notice of the appointment of the Fiscal Agent to DTC and to issue a material event notice regarding the appointment of the Fiscal Agent in accordance with the terms of the City's continuing disclosure

obligations with respect to the 2016 Bonds under Rule 15c2-12 of the Securities and Exchange Commission.

4. Conflicting Resolutions; Effective Date. The resolutions authorizing the 2016 Bonds are hereby ratified and confirmed in all respects except as specifically provided herein. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Introduced at a regular meeting of the Common Council of the City of Franklin this 18th day of June, 2019.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 18th day of June, 2019.

Stephen R. Olson
Mayor

ATTEST:

Sandra L. Wesolowski
City Clerk

(SEAL)

AYES _____ NOES _____ ABSENT _____

EXHIBIT A

(See Attached Fiscal Agency Agreement)

FISCAL AGENCY AGREEMENT

THIS AGREEMENT, made as of the 1st day of July, 2019 between the City of Franklin, Wisconsin ("Municipality"), and Bond Trust Services Corporation, Roseville, Minnesota, a wholly owned subsidiary of Ehlers & Associates, Inc. ("Bank" or "Fiscal Agent"), a corporation duly organized and existing as a limited purpose trust company under the laws of the State of Minnesota, Section 48A.03 and authorized by the Department of Financial Institutions of the State of Wisconsin to operate in Wisconsin pursuant to Wisconsin Statutes Section 223.12.

WITNESSETH:

WHEREAS, the Municipality has duly authorized and issued its General Obligation Refunding Bonds, Series 2016A, dated April 20, 2016 (the "Obligations") pursuant to the applicable provisions of the Wisconsin Statutes and resolutions adopted by the Municipality on March 1, 2016 and April 4, 2016 (collectively, the "Resolution"); and

WHEREAS, the Municipality issued the Obligations in registered form pursuant to Section 149 of the Internal Revenue Code of 1986, as amended, and applicable Treasury Regulations promulgated thereunder; and

WHEREAS, pursuant to Section 67.10(2), Wisconsin Statutes and a resolution adopted on June 18, 2019, the Municipality has authorized the appointment of the Fiscal Agent as agent for the Municipality for any or all of the following responsibilities: payment of principal and interest on, and registering and transferring the Obligations as well as other applicable responsibilities permitted by Section 67.10(2), Wisconsin Statutes.

NOW, THEREFORE, the Municipality and the Fiscal Agent hereby agree as follows:

I. APPOINTMENT

The Fiscal Agent is hereby appointed agent for the Municipality with respect to the Obligations for the purpose of performing such of the responsibilities stated in Section 67.10(2), Wisconsin Statutes, as are delegated herein or as may be otherwise specifically delegated in writing to the Fiscal Agent by the Municipality.

II. INVESTMENT RESPONSIBILITY

The Fiscal Agent shall not be under any obligation to invest funds held for the payment of interest or principal on the Obligations.

III. PAYMENTS

At least one business day before each interest payment date (commencing with the interest payment date of September 1, 2019 and continuing thereafter until the principal of and interest on the Obligations should have been fully paid or prepaid in accordance with their terms) the Municipality shall pay to the Fiscal Agent, in good funds immediately available to the Fiscal Agent on the interest payment date, a sum equal to the amount payable as principal of, premium, if any, and interest on the Obligations on such interest payment date. Said interest and/or

principal payment dates and amounts are outlined on Schedule A which is attached hereto and incorporated herein by this reference.

IV. CANCELLATION

In every case of the surrender of any Obligation for the purpose of payment, the Fiscal Agent shall cancel and destroy the same and deliver to the Municipality a certificate regarding such cancellation. The Fiscal Agent shall be permitted to microfilm or otherwise photocopy and record said Obligations.

V. REGISTRATION BOOK

The Fiscal Agent shall maintain in the name of the Municipality a Registration Book containing the names and addresses of all owners of the Obligations and the following information as to each Obligation: its number, date, purpose, amount, rate of interest and when payable. The Fiscal Agent shall keep confidential said information in accordance with applicable banking and governmental regulations.

VI. INTEREST PAYMENT

Payment of each installment of interest on each Obligation shall be made to the registered owner of such Obligation whose name shall appear on the Registration Book at the close of business on the 15th day of the calendar month next preceding each interest payment date and shall be paid by check or draft of the Fiscal Agent mailed to such registered owner at his address as it appears in such Registration Book or at such other address as may be furnished in writing by such registered owner to the Fiscal Agent.

VII. PAYMENT OF PRINCIPAL

Principal shall be paid to the registered owner of an Obligation upon surrender of the Obligation on or after its maturity date.

VIII. UTILIZATION OF THE DEPOSITORY TRUST COMPANY

The Depository Trust Company's Book-Entry-Only System is to be utilized for the Obligations. The Fiscal Agent, as agent for the Municipality, agrees to comply with the provisions of The Depository Trust Company's Operational Arrangements, as they may be amended from time to time referenced in the Blanket Issuer Letter of Representations executed by the Municipality. The provisions of the Operational Arrangements and this Section VIII supersede and control any and all representations in this Agreement.

IX. OBLIGATION TRANSFER AND EXCHANGE

The Fiscal Agent shall transfer Obligations upon presentation of a written assignment duly executed by the registered owner or by such owner's duly authorized representative. Upon such a transfer, new registered Obligation(s) of the same maturity, in authorized denomination or denominations in the same aggregate principal amount for each maturity shall be issued to the transferee in exchange therefor, and the name of such transferee shall be entered as the new registered owner in the Registration Book. No Obligation may be registered to bearer. The

Fiscal Agent may exchange Obligations of the issue for a like aggregate principal amount of Obligations of the same maturity if in authorized whole multiples of \$5,000.

The Obligations shall be numbered R-1 and upward. Upon any transfer or exchange, the Obligation or Obligations issued shall bear the next highest consecutive unused number or numbers.

The Municipality shall cooperate in any such transfer, and the appropriate officers of the Municipality are authorized to execute any new Obligation or Obligations necessary to effect any such transfer.

X. STATEMENTS

The Fiscal Agent shall furnish the Municipality with an accounting of interest and funds upon reasonable request.

XI. FEES

The Municipality agrees to pay the Fiscal Agent fees for its services hereunder in the amounts set forth on Schedule B hereto.

XII. MISCELLANEOUS

(a) Nonpresentment of Checks. In the event the check or draft mailed by the Fiscal Agent to the registered owner is not presented for payment within five years of its date, then the monies representing such nonpayment shall be returned to the Municipality or to such board, officer or body as may then be entitled by law to receive the same together with the name of the registered owner of the Obligation and the last mailing address of record and the Fiscal Agent shall no longer be responsible for the same.

(b) Resignation and Removal; Successor Fiscal Agent. (i) Fiscal Agent may at any time resign by giving not less than 60 days written notice to Municipality. Upon receiving such notice of resignation, Municipality shall promptly appoint a successor fiscal agent by an instrument in writing executed by order of its governing body. If no successor fiscal agent shall have been so appointed and have accepted appointment within 60 days after such notice of resignation, the resigning fiscal agent may petition any court of competent jurisdiction for the appointment of a successor fiscal agent. Such court may thereupon, after such notice, if any, as it may deem proper and prescribes, appoint a successor fiscal agent. The resignation of the fiscal agent shall take effect only upon appointment of a successor fiscal agent and such successor fiscal agent's acceptance of such appointment.

(ii) The Fiscal Agent may also be removed by the Municipality at any time upon not less than 60 days' written notice. Such removal shall take effect upon the appointment of a successor fiscal agent and such successor fiscal agent's acceptance of such appointment.

(iii) Any successor fiscal agent shall execute, acknowledge and deliver to Municipality and to its predecessor fiscal agent an instrument accepting such appointment hereunder, and thereupon the resignation or removal of the predecessor fiscal agent shall become effective and such successor fiscal agent, without any further act, deed or conveyance, shall

become vested with all the rights, powers, trusts, duties and obligations of its predecessor, with like effect as if originally named as fiscal agent herein; but nevertheless, on written request of Municipality, or on the request of the successor, the fiscal agent ceasing to act shall execute and deliver an instrument transferring to such successor fiscal agent, all the rights, powers, and trusts of the fiscal agent so ceasing to act. Upon the request of any such successor fiscal agent, Municipality shall execute any and all instruments in writing for more fully and certainly vesting in and confirming to such successor fiscal agent all such rights, powers and duties. Any predecessor fiscal agent shall pay over to its successor fiscal agent any funds of the Municipality.

(iv) Any corporation, association or agency into which the Fiscal Agent may be converted or merged, or with which it may be consolidated, or to which it may sell or transfer its corporate trust business and assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, ipso facto, shall be and become successor fiscal agent under this Agreement and vested with all the trusts, powers, discretions, immunities and privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

(v) Any successor fiscal agent shall be qualified pursuant to Sec. 67.10(2), Wisconsin Statutes, as amended.

(c) Termination. This Agreement shall terminate on the earlier of (i) the payment in full of all of the principal and interest on the Obligations to the registered owners of the Obligations or (ii) five years after (aa) the last principal payment on the Obligations is due (whether by maturity or earlier redemption) or (bb) the Municipality's responsibilities for payment of the Obligations are fully discharged, whichever is later. The parties realize that any funds hereunder as shall remain upon termination shall, except as may otherwise by law, be turned over to the Municipality after deduction of any unpaid fees and disbursements of Fiscal Agent or, if required by law, to such officer, board or body as may then be entitled by law to receive the same. Termination of this Agreement shall not, of itself, have any effect on Municipality's obligation to pay the outstanding Obligations in full in accordance with the terms thereof.

(d) Execution in Counterparts. This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties have executed this Agreement, being duly authorized so to do, each in the manner most appropriate to it, on the date first above written.

CITY OF FRANKLIN
MILWAUKEE COUNTY, WISCONSIN

By: _____
Stephen R. Olson
Mayor

(SEAL)

Sandra L. Wesolowski
City Clerk

BOND TRUST SERVICES
CORPORATION,
ROSEVILLE, MINNESOTA
Fiscal Agent

(SEAL)

By: _____
Paying Agent Administrator

Attest _____
Paying Agent Administrator

SCHEDULE A

Debt Service Schedule
\$5,770,000 General Obligation Refunding Bonds, Series 2016A
of the City of Franklin, Wisconsin
dated April 20, 2016

(SEE ATTACHED)

DRAFT

City of Franklin, Wisconsin

\$5,770,000 General Obligation Refunding Bonds, Series 2016A
SINGLE PURPOSE

Dated: April 20, 2016 Winning Bidder: Raymond James & Associates, Inc.

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
09/01/2019	-	-	22,100.00	22,100.00	22,100.00
03/01/2020	1,095,000.00	2.000%	22,100.00	1,117,100.00	-
09/01/2020	-	-	11,150.00	11,150.00	1,128,250.00
03/01/2021	1,115,000.00	2.000%	11,150.00	1,126,150.00	-
09/01/2021	-	-	-	-	1,126,150.00
Total	\$2,210,000.00	-	\$66,500.00	\$2,276,500.00	-

SCHEDULE B



**REGISTRAR AND PAYING AGENT FEE SCHEDULE FOR
BOOK-ENTRY ONLY TRANSACTION**

I. Initial Fee: \$450.00

The initial fee payable at closing covers:

- 1) Review of final bond documents;
- 2) Communication with Municipal Advisor and Bond Counsel;
- 3) Coordination of delivery of Bond(s) for closing; and
- 4) Set up of necessary accounts and records.

II. Annual Administration Fee: \$400.00

The annual fee, payable in advance, covers:

- 1) Invoicing and collection of scheduled debt service payments;
- 2) Documentation and wiring of scheduled debt service payments;
- 3) Handling all correspondence and communications with The Depository Trust Company;
- 4) Maintenance of Issuer's account;
- 5) Destruction of Bond(s);
- 6) Processing of optional redemption notices; and
- 7) Audit verification letters.

III. Additional Services:

- 1) Processing of Mandatory Sinking Fund Notices - \$100 per notice

Fees for services other than those listed above not contemplated at the time of issuance will be charged based on the type of service performed, expenses incurred, time involved, and responsibility assumed.

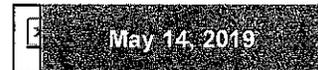
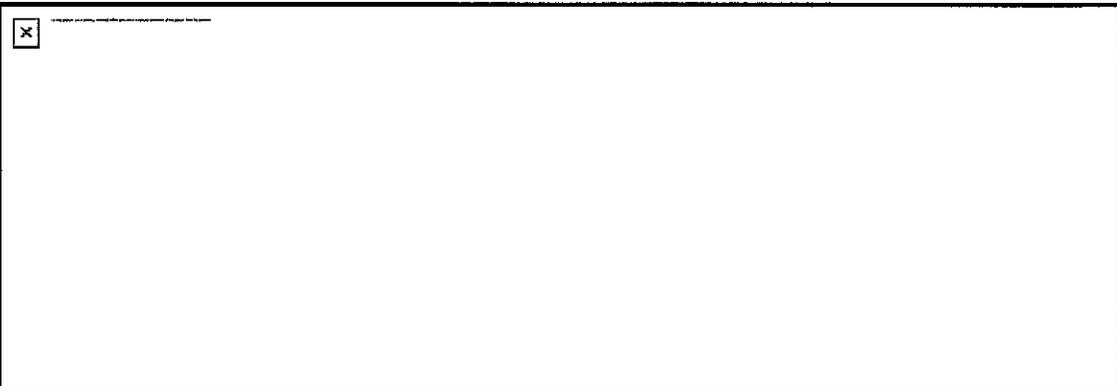
The above fees may be subject to periodic review and/or adjustment.

6/2019

Paul Rotzenberg

From: Ehlers <editor@ehlers-inc.com>
Sent: Tuesday, May 14, 2019 11:38 AM
To: Paul Rotzenberg
Subject: CLIENT ALERT: Upcoming procedural changes for self-paying municipal securities issuers

Having trouble viewing this email? [Click here](#)



The Depository Trust Company (DTC) Announces Procedural Changes for Self-Paying Issuers

Last week, DTC advised municipal securities issuers acting as their own paying agent for “book-entry” issues of imminent principal and interest payment procedure changes that will affect how wire transfers are processed.

What's happening?

DTC introduced a standard Microsoft Excel template for payment processing and wire transfer detail. As of June 5, 2019, DTC agents will no longer accept unique file formats or manual wire transfer break-downs for bond principal and interest payments.

What does it mean?

After June 5, 2019, self-paying issuers must submit payments using DTC's

standard file transfer template. Payments and wire transfer breakdowns submitted without the correct formatting will be delayed until proper documentation is received, which may increase the potential for a late payment.

A late payment is an enumerated material event under the secondary disclosure requirements of the Securities and Exchange Commission's (SEC) Rule 15c2-12 and must be publicly disclosed within ten (10) business days of occurrence via the Electronic Municipal Market Access (EMMA) system of the Municipal Securities Rulemaking Board (MSRB). A late or missed payment can negatively affect an issuer's credit profile and rating which can, in turn, increase interest costs on future debt issues and restrict access to capital. Additionally, material events, such as late payments, must be disclosed in any Official Statements for a period of five years following the date of occurrence.

What should you do?

Due to the potential consequences of late payments, we recommend you contact your assigned DTC agent as soon as possible to inquire about and review the new form and process so you have ample time implement changes to your existing payment processes prior to the June 5, 2019 effective date.

Because Ehlers' Paying Agent Services team is part of DTC's Fast Automated Securities Transfer (FAST) program, we follow a different set of payment processing rules and procedures than issuers acting as their own paying agent. As such, we cannot provide informed advice on the steps needed to ensure issuer compliance and timely, accurate payment processing.

What Ehlers can do.

If complying with these new DTC requirements concerns you, or if you would prefer to eliminate the administrative burden of interacting with DTC, you may want to consider engaging Ehlers as paying agent for your outstanding "book-entry" issues. Please contact your Municipal Advisor for more information.

About Ehlers

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE June 18, 2019
REPORTS AND RECOMMENDATIONS	<p>A Resolution Authorizing Certain Officials to Execute a First Amendment to Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc.</p> <p>Mixed-Use Development generally located to the north and south of West Loomis Road, south of West Ryan Road, west of South 112th Street, east of South 124th Street, and north of West Oakwood Road, Franklin, Wisconsin</p>	ITEM NUMBER M.7.

The Common Council approved the Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc. at a Special Common Council meeting on November 28, 2018. The Agreement provides in part in Article IB. "that Developer shall post and deliver to the City a letter of credit in a form and from a financial institution reasonably acceptable to the City, in the amount of the Public Improvement(s)", and in Article IIG. that "Developer shall post and deliver to the City a letter of credit in a form and from a financial institution reasonably acceptable to the City, in the amount of the Public Improvements, prior to issuance of the City Bonds." The Developer has requested that in lieu of a letter of credit, that it provide security in the form of a performance bond, due to the relative respective costs in relation thereto. Article IIJ. of the Agreement provides in part that "[a]s security for the Developer Guaranty, Developer shall post a letter of credit in a form and from a financial institution acceptable to the City, in the amount of \$1.5 million." Developer has posted that letter of credit and its current request is not related or applicable thereto.

COUNCIL ACTION REQUESTED

A motion to adopt A Resolution Authorizing Certain Officials to Execute a First Amendment to Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc.

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

Draft 6/12/19

RESOLUTION NO. 2019-_____

A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A FIRST
AMENDMENT TO TAX INCREMENTAL DISTRICT NO. 6 DEVELOPMENT
AGREEMENT BETWEEN THE CITY OF FRANKLIN AND
LOOMIS AND RYAN, INC. (DEVELOPER)

WHEREAS, the Common Council approved the Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc. at a Special Common Council meeting on November 28, 2018; and

WHEREAS, the Developer has requested an amendment to the Agreement to replace the form of security to be provided for the construction of the public improvements by Developer from a letter of credit to a performance bond, due to the relative respective costs in relation thereto; and

WHEREAS, the Common Council having considered such request and having determined same to be reasonable.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that a First Amendment to Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc., in such form and content as to be prepared by the City Attorney, to replace the requirement of a letter of credit to be provided for the construction of public improvements by the Developer, with a security in the form of a performance bond, but not to replace the requirement of a letter of credit for the Developer Guaranty, be and the same is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor, the Director of Finance and Treasurer and the City Clerk be and the same are hereby authorized to execute and deliver the First Amendment to Tax Incremental District No. 6 Development Agreement.

BE IT FINALLY RESOLVED, that the City Clerk be and is hereby directed to obtain the recording of the First Amendment to Tax Incremental District No. 6 Development Agreement in the Office of the Register of Deeds for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

RESOLUTION NO. 2019-____
Page 2

APPROVED:

ATTEST:

Stephen R. Olson, Mayor

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

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APPROVAL <i>AK</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE June 18, 2019
REPORTS & RECOMMENDATIONS	AN ORDINANCE TO AMEND ORDINANCE 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2019 TO ESTABLISH A 2019 BUDGET FOR TID 7 Velo Village	ITEM NUMBER <i>M.8.</i>

Background

The City adopted 2019 Budgets for all funds on Nov 13, 2018. TID 7 Velo Village was created on May 23, 2019 with Resolution 2019-7504. A Developers Agreement is being considered on the agenda of June 18, 2019. The Adopted 2019 Budget did not include a budget for TID 7.

The Project Plan and proposed Developer's Agreements include planned debt sales to finance a 10 year mortgage with the Developer and a bond for infrastructure costs. There are no budget appropriations for the anticipated debt sales.

The Developer's Agreement includes a provision to prepay a portion of the mortgage upon a refinance of the construction loan. It is not clear when or if that prepayment will take place. As such, the Director of Finance proposes to use an interfund advance to finance a portion (\$1 million) of the mortgage, reducing external interest cost and debt exposure.

The TID project plan includes additional support for the Ballpark Commons Developer to aid infrastructure construction in the District. The proposed TID 7 budget will establish appropriations for those payments.

Fiscal Impact

The TID has no 2019 budget appropriations. The attached Budget Amendment will establish 2019 appropriations.

Recommendation

Staff recommends adoption of the proposed Ordinance establishing a 2019 budget for TID7 Velo Village.

COUNCIL ACTION REQUESTED

Motion adopting Ordinance 2019-____ amending Ordinance 2018-2345, an Ordinance adopting the 2019 annual budgets for the City of Franklin for fiscal year 2019 to establish a 2019 budget for TID 7 Velo Village.

Roll call vote needed

Finance Dept - Paul

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2019 _____

AN ORDINANCE TO AMEND ORDINANCE 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2019 TO ESTABLISH A 2019 BUDGET FOR TID 7 VELO VILLAGE

WHEREAS, the Common Council of the City of Franklin adopted the 2019 Annual Budgets for the City of Franklin on November 13, 2018; and

WHEREAS, the City established Tax Increment District Number 7 Velo Village on May 23, 2019; and

WHEREAS, the 2019 Budget did not include appropriations for TID 7 Velo Village; and

WHEREAS, the Common Council desires to establish a 2019 Budget for TID 7.

NOW, THEREFORE, the Common Council of the City of Franklin does hereby ordain as follows:

Section 1 That a 2019 Budget for TID 7 shall be established for the Debt Service Fund as follows:

Debt Service Fund

Bond Proceeds	Increase	240,000
Interest Expense	Increase	3,208

Section 2 That a 2019 Capital Project Budget for TID 7 shall be established as follows:

Bond Issuance Costs	Increase	150,000
Clerk Payroll Allocation	Increase	200
Admin Payroll Allocation	Increase	200
Finance Payroll Allocation	Increase	1,400
Finance TID Fees	Increase	1,000
Engineering Payroll Allocation	Increase	2,400
Capital Street Construction	Increase	2,750,000

Section 3 Pursuant to §65.90(5)(a), Wis. Stats., the City Clerk is directed to publish a Class 1 notice of this budget amendment within ten days of adoption of this ordinance.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin
this ____ day of _____, 2019.

APPROVED:

Stephen R Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES ____ NOES ____ ABSENT ____

City of Franklin
TID 7 - Veno Village Budget
31-Dec-19

		2019			
		2019C	Note \$1.1 mil Interfund Advance	2019C 1 \$3.47 Mortgage	Total
Debt Service - Fund 35					
	Acct				
Transfers In	35.0000.4830				-
Bond Proceeds	35.0000.4911	240,000			240,000
Inv Interest	35.0000.4711				-
Total Revenues		240,000		-	240,000
Interest Expense	35.0000.5621.8022		3,208		3,208
Total Expenses		-	3,208	-	3,208
Net Rev (Expend)		240,000	(3,208)	-	236,792
Opening Fund Bal		-	-	-	-
Ending Fund Bal		\$ 240,000	\$ (3,208)	\$ -	\$ 236,792
Capital Projects - Fund 45					
Tax Levy	45.0000-4011	-			-
Inv Interest	45.0000-4711	28,000		-	28,000
Bond Proceeds	45.0000.4911	3,200,000		3,475,000	6,675,000
Prem/Disc on Bond Issuance	45.0000.4913				-
Total Rev		3,228,000	-	3,475,000	6,703,000
Transfers Out	45.0000.5589				-
Bond Issuance Costs	45.0000.5601	75,000		75,000	150,000
Clerk Alloc pr	45.0141.5199	200			200
Admin Alloc pr	45.0145.5199	200			200
Finance Alloc pr	45.0151.5199	1,400			1,400
Bank fees	45.0151.5691				-
TID fee	45.0151.6453	1,000			1,000
legal fees	45.0161.5212	-			-
Engineering alloc pr	45.0321.5199	2,400			2,400
Other Eng Prof Serv	45.0321.5219				-
Street Construction	45.0331.5823	2,750,000			2,750,000
Sidewalk	45.0331.5828				-
Storm Sewer	45.0331.5829				-
Traffic Signals	45.0331.5839				-
Water Mains	45.0755.5830				-
Sanitary Sewer Mains	45.0756.5826				-
Econ Dev Prof Serv	45.0641.5219				-
Total Expenditures		2,830,200	-	75,000	2,905,200
Net Rev (Expend)		397,800	-	3,400,000	3,797,800
Beginning Fund Bal		-	-	-	-
Ending Fund Bal		397,800	-	3,400,000	3,797,800
Total TID Fund Balance		637,800	(3,208)	3,400,000	4,034,592

Advance of \$1.1 mil
to fund this portion
\$4.5 mil Mortgage
receivable to fund
loan pymts

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE JUNE 18, 2019
REPORTS AND RECOMMENDATIONS	REQUEST TO EXTEND WATER AND SEWER SERVICE TO SERVE 8930 S. 116 TH STREET	ITEM NUMBER A.9.

BACKGROUND

The City received a request from Paul Marshall to install water and sewer to serve his property at 8930 S. 116th Street as he is building a home.

ANALYSIS

The parcel has essentially no access to water or sewer utilities.

- The nearest sanitary sewer to the north is located approximately 6,000 feet (St. Martin of Tours property) and the water system is even further to the north along Forest Home Avenue.
- The nearest point of connection to a sanitary sewer to the south is along W. Ryan Road which is over 3,500 feet away. A current water project (Bear Development) will bring water to approximately that same location.

Without a detailed engineering study, a project to provide sewer would be at least \$500k and probable \$1.5 million if a lift station were needed. Providing water would be at least \$450k. These expenditures are not practical for construction of one single family home.

The housing density along S. 116th Street is sparse and there are no known plans for high density developments in this vicinity. The City Engineer can state that there are no existing plans of the City for the construction of such facilities. Staff recommends that there is no immediate public need for extension of either utility to this location. For reference, the Franklin Municipal Code § 207-23 Water extension states:

- A. Application. Whenever a landowner desires to or is required by City ordinance to provide water service to land within the City, such landowner may request the City construct the water transmission and supply facilities in the following manner:

 - (2) Within 30 days of the filing of the application, the Engineer shall advise the landowner of any existing plans of the City for the construction of such facilities...*
- B. Review of request for advance water extension. If the landowner desires the City undertake the extension of the water facilities in advance of the City's extending such facilities, he or she may make a request to the City Engineer. The Board of Water Commissioners shall review the request and make a recommendation to the City Council for final action. The City Council may, subject to the approval of the Public Service Commission, determine whether to construct the facilities as a public project...*
- C. ... After review and recommendation by the Board of Water Commissioners, the City Council shall determine whether or not the requested facility would serve an immediate public need of the City in general and whether funds are available for the requested extension.

 - (1) If the City Council determines there is an immediate public need and funds are available or the proposed project otherwise benefits the City, the City may proceed with the project as a City public works project ...
 - (2) If the City Council determines that there is no immediate public need or funds are not available, the requesting landowner or developer shall pay the City the cost of the facilities to be constructed...*

In addition, Mr. Marshall is prepared to provide a private on-site waste treatment system (mound system). Franklin Municipal Code § 190-22 Sewer connections states:

- B. Connection of buildings to sanitary sewers.

 - (1) ... Notwithstanding any provision of this Code requiring connection to public sanitary sewer where such sewer is adjacent or available or the like to premises, where the closest point of the structure to be connected is more than 400 feet from the public sanitary sewer main, such structure is not required to*

be connected, provided that, if the structure is otherwise required to be served by a sanitary sewer system, the structure is served by a private on-site waste treatment system which meets all applicable laws and codes, or a replacement private on-site waste treatment system which meets all applicable laws and codes is installed by the property owner within the time otherwise required by this Code for the connection of such structure to public sanitary sewer service.

The Board of Water Commissioners will consider this issue at the June 18, 2019, meeting and Staff will report to at the June 18, 2019, Common Council meeting.

OPTIONS

- A. State that there is no immediate public need for extension of a water supply to this location.
- B. State that the closest point of the structure to be connected is more than 400 feet from the public sanitary sewer main.
- C. Refer back to Staff with further direction.

FISCAL NOTE

This may be evaluated if Common Council wishes for Staff to further investigate.

COUNCIL ACTION REQUESTED

- A. (Options A and B) Deny request for City to extend water and sewer to serve 8930 S. 116th Street because there is no immediate public need for extension of a water supply to this location and also the closest point of the structure to be connected is more than 400 feet from the public sanitary sewer main.

Engineering: GEM

May 28, 2019

City of Franklin
9229 West Loomis Road
Franklin, WI 53132

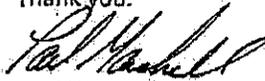
Re: Sewer/Water Waiver on New Home Build at 8930 South 116th Street

Mr. Glen Morrow,

Thank you for speaking with me this morning. My family and I purchased this lot last year to build a home on it. We have a builder picked with final plans sent to the city and a building permit as of February, 2019.

I understand I need a waiver for water/sewer. Our home will be set back roughly 600 feet from South 116th street due to existing wetlands on the property. This large setback will require me to have a well and mound system installed.

Thank you.



Paul Marshall
Owner

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<p align="center">APPROVAL</p>	<p align="center">REQUEST FOR COUNCIL ACTION</p>	<p align="center">MEETING DATE 06/18/19</p>
<p align="center">REPORTS & RECOMMENDATIONS</p>	<p align="center">STANDARDS, FINDINGS AND DECISION OF THE CITY OF FRANKLIN COMMON COUNCIL UPON THE APPLICATION OF BORIS STRBAC, STAR TRUCKING LLC, APPLICANT, FOR A SPECIAL EXCEPTION TO CERTAIN NATURAL RESOURCE PROVISIONS OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE</p>	<p align="center">ITEM NUMBER M.10.</p>

At their meeting on May 22, 2019, the Environmental Commission recommended approval of the subject Special Exception to certain natural resource provisions of the Unified Development Ordinance with conditions as presented at their meeting.

However, at the regular meeting of the Plan Commission on May 23, 2019, following a properly noticed public hearing, the following action was approved: "motion to recommend denial of the Star Trucking LLC Natural Resource Features Special Exception."

It is important to note that pursuant to condition number 10 of the Special Use approval for this project (Resolution No. 2019-7467), should the natural resource special exception not be granted "Any gravel within the drainage easement and/or protected natural resource features, (e.g. Wetland Buffer, Wetland Setback, and/or 75-foot Shore Buffer) shall be removed and the area reestablished as greenspace with topsoil and a no mow fescue mix ground cover..."

Should the Common Council wish to approve the subject Natural Resource Special Exception, a draft copy of the Standards, Findings and Decision of the City of Franklin Common Council is attached. The subject document includes as conditions of approval those conditions recommended by the Environmental Commission (except the condition pertaining to no mitigation to be required), the standard Special Exception conditions, as well as staff's suggested condition of mitigation.

COUNCIL ACTION REQUESTED

Motion to deny the request by Boris Strbac, Star Trucking LLC, applicant, for a Special Exception to Certain Natural Resource Provisions of the City of Franklin Unified Development Ordinance upon property at 11141 West Forest Home Avenue pursuant to the standards, findings, and factors as set forth in the attached Report to the Plan Commission, meeting of May 23, 2019, and the attached Draft 5/15/19 Standards, Findings, and Decision of the City of Franklin Common Council document, and the findings as noted by the Planning Manager during the Common Council's deliberations upon this matter.

-OR-

Adopt the standards, findings and decision of the City of Franklin Common Council upon the application of Boris Strbac, Star Trucking, LLC, for a special exception to certain natural resource provisions of the City of Franklin Unified Development Ordinance.

Denial Draft 6-11-19

**Standards, Findings and Decision
of the City of Franklin Common Council upon the Application of Boris Strbac, Star
Trucking, LLC, applicant, for a Special Exception
to Certain Natural Resource Provisions of the City of Franklin
Unified Development Ordinance**

Whereas, Boris Strbac, Star Trucking, LLC, applicant, having filed an application dated March 26, 2019, for a Special Exception pursuant to Section 15-4.0100 of the City of Franklin Unified Development Ordinance pertaining to the granting of Special Exceptions to Stream, Shore Buffer, Navigable Water-related, Wetland, Wetland Buffer and Wetland Setback Provisions, and Improvements or Enhancements to a Natural Resource Feature; a copy of said application being annexed hereto and incorporated herein as Exhibit A; and

Whereas, the application having been reviewed by the City of Franklin Environmental Commission and the Commission having made its recommendation upon the application, a copy of said recommendation dated May 22, 2019 being annexed hereto and incorporated herein as Exhibit B; and

Whereas, following a public hearing before the City of Franklin Plan Commission, the Plan Commission having reviewed the application and having made its recommendation thereon as set forth upon the report of the City of Franklin Planning Department, a copy of said report dated May 23, 2019 being annexed hereto and incorporated herein as Exhibit C; and

Whereas, the property which is the subject of the application for a Special Exception is located at 11141 West Forest Home Avenue, zoned M-1 Limited Industrial District, and such property is more particularly described upon Exhibit D annexed hereto and incorporated herein; and

Whereas, Section 15-10.0208B. of the City of Franklin Unified Development Ordinance, as amended by Ordinance No. 2003-1747, pertaining to the granting of Special Exceptions to Stream, Shore Buffer, Navigable Water-related, Wetland, Wetland Buffer and Wetland Setback Provisions, and Improvements or Enhancements to a Natural Resource Feature, provides in part: “The decision of the Common Council upon any decision under this Section shall be in writing, state the grounds of such determination, be filed in the office of the City Planning Manager and be mailed to the applicant.”

Now, Therefore, the Common Council makes the following findings pursuant to Section 15-10.0208B.2.a., b. and c. of the Unified Development Ordinance upon the application for a Special Exception dated March 26, 2019, by Boris Strbac, Star Trucking, LLC, applicant, pursuant to the City of Franklin Unified Development

Ordinance, the proceedings heretofore had and the recitals and matters incorporated as set forth above, recognizing the applicant as having the burden of proof to present evidence sufficient to support the following findings and that such findings be made by not less than four members of the Common Council in order to grant such Special Exception.

1. That the condition(s) giving rise to the request for a Special Exception were not self-imposed by the applicant (this subsection a. does not apply to an application to improve or enhance a natural resource feature): *The proposal to propose parking of semi-trailers and trucks on an improved gravel surface area currently within the delineated wetland buffer, wetland setback and wetland shore buffer are self-imposed.*

2. That compliance with the stream, shore buffer, navigable water-related, wetland, wetland buffer, and wetland setback requirement will:

a. be unreasonably burdensome to the applicant and that there are no reasonable practicable alternatives: *There are reasonable alternatives such as utilizing the soccer field area for future parking area outside of the delineated wetland buffer, wetland setback and wetland shore buffer; or*

b. unreasonably and negatively impact upon the applicant's use of the property and that there are no reasonable practicable alternatives: *The location of the proposed parking spaces may be located elsewhere and not negatively impact the applicant's use of the property.*

3. The Special Exception, including any conditions imposed under this Section will:

a. be consistent with the existing character of the neighborhood: *The project is seeking to utilize existing gravel area adjacent to the wetland area, which is a similar use to the used car lot facility on the east side of the shared wetland area; and*

b. not effectively undermine the ability to apply or enforce the requirement with respect to other properties: *There may be other non-stream, or other non-navigable water, non-shore buffer, non-wetland, non-wetland buffer, and/or non-wetland setback sites available for development in the area; and*

c. be in harmony with the general purpose and intent of the provisions of this Ordinance proscribing the requirement: *The proposed continued use and encroachment with gravel area within the required wetland buffer, wetland setback and wetland shore buffer is not in harmony with the general purpose and intent of the provisions of this Ordinance; and*

d. preserve or enhance the functional values of the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback in co-existence with the

development: *(this finding only applying to an application to improve or enhance a natural resource feature).*

The Common Council considered the following factors in making its determinations pursuant to Section 15-10.0208B.2.d. of the Unified Development Ordinance.

1. Characteristics of the real property, including, but not limited to, relative placement of improvements thereon with respect to property boundaries or otherwise applicable setbacks: *There alternatives as previously stated by utilizing an existing open grassy area currently utilized as a soccer field to the west of the delineated wetland shore buffer area.*

2. Any exceptional, extraordinary, or unusual circumstances or conditions applying to the lot or parcel, structure, use, or intended use that do not apply generally to other properties or uses in the same district: *None apparent.*

3. Existing and future uses of property; useful life of improvements at issue; disability of an occupant: *The continued use of the gravel area should be discontinued and areas within the delineated wetland shore buffer area restored.*

4. Aesthetics: *Allowing the gravel area to remain and be authorized to be utilized for truck parking within the delineated wetland shore buffer area as opposed to restoring the area to the original plantings commonly found along wetlands would be a negative impact on aesthetics.*

5. Degree of noncompliance with the requirement allowed by the Special Exception:

- *Existing gravel area to remain and be proposed to be utilized for overnight storage of trucks and/or trailers within the wetland buffer is 0.102 acres, within the wetland setback is 0.106 acres and within the wetland shore buffer is 0.114 acres.*

6. Proximity to and character of surrounding property: *There is industrial development along the west and south property lines. There is an existing vacant industrial lot to the north. There is an existing used car lot to the east.*

7. Zoning of the area in which property is located and neighboring area: *Subject property is zoned as M-1, Limited Industrial district, as are areas to the North, East, South and West.*

8. Any negative affect upon adjoining property: *The existing site is open grassy area in the center (soccer field), with gravel along the east and south property lines. The proposed continuance of gravel surface area within the delineated wetland shore buffer, the wetland setback and wetland buffer could have a negative impact on the*

hydrological function of wetland by not allowing off site runoff from the west to enter the wetland as it does under restored conditions.

9. Natural features of the property: *Wetland is a linear feature on the east portion of the site. This wetland is a shallow marsh. Vegetation includes Cottonwood, Red osier Dogwood, Reed Canary Grass and Narrow-Leaved Cat-Tail. Soils in wetland consisted of Ashkum silty clay loam, 0 to 2 percent slopes, and at levels which did not contain hydric soil indicators. Hydrology for this wetland did not constitute a positive FAC-neutral text & geometric position.*

10. Environmental impacts: *The proposed development will have no impact on the water quality protection provided by the wetlands.*

11. A recommendation from the Environmental Commission as well as a review and recommendation prepared by an Environmental Commission-selected person knowledgeable in natural systems: *The Environmental Commission recommendation and its reference to the report of May 22, 2019 is incorporated herein.*

12. The practicable alternatives analysis required by Section 15-9.0110C.4. of the Unified Development Ordinance and the overall impact of the entire proposed use or structure, performance standards and analysis with regard to the impacts of the proposal, proposed design solutions for any concerns under the Ordinance, executory actions which would maintain the general intent of the Ordinance in question, and other factors relating to the purpose and intent of the Ordinance section imposing the requirement: *The Plan Commission recommendation and the Environmental Commission recommendation address these factors and are incorporated herein.*

Decision

Upon the above findings and all of the files and proceedings heretofore had upon the subject application, the Common Council hereby does not grant a Special Exception for such relief as is described within Exhibit C.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

Approval Draft 6/11/19

Standards, Findings and Decision
of the City of Franklin Common Council upon the Application of Boris Strbac, Star
Trucking, LLC, applicant, for a Special Exception
to Certain Natural Resource Provisions of the City of Franklin
Unified Development Ordinance

Whereas, Boris Strbac, Star Trucking, LLC, applicant, having filed an application dated March 26, 2019, for a Special Exception pursuant to Section 15-4.0100 of the City of Franklin Unified Development Ordinance pertaining to the granting of Special Exceptions to Stream, Shore Buffer, Navigable Water-related, Wetland, Wetland Buffer and Wetland Setback Provisions, and Improvements or Enhancements to a Natural Resource Feature; a copy of said application being annexed hereto and incorporated herein as Exhibit A; and

Whereas, the application having been reviewed by the City of Franklin Environmental Commission and the Commission having made its recommendation upon the application, a copy of said recommendation dated May 22, 2019 being annexed hereto and incorporated herein as Exhibit B; and

Whereas, following a public hearing before the City of Franklin Plan Commission, the Plan Commission having reviewed the application and having made its recommendation thereon as set forth upon the report of the City of Franklin Planning Department, a copy of said report dated May 23, 2019 being annexed hereto and incorporated herein as Exhibit C; and

Whereas, the property which is the subject of the application for a Special Exception is located at 11141 West Forest Home Avenue, zoned M-1 Limited Industrial District, and such property is more particularly described upon Exhibit D annexed hereto and incorporated herein; and

Whereas, Section 15-10.0208B. of the City of Franklin Unified Development Ordinance, as amended by Ordinance No. 2003-1747, pertaining to the granting of Special Exceptions to Stream, Shore Buffer, Navigable Water-related, Wetland, Wetland Buffer and Wetland Setback Provisions, and Improvements or Enhancements to a Natural Resource Feature, provides in part: "The decision of the Common Council upon any decision under this Section shall be in writing, state the grounds of such determination, be filed in the office of the City Planning Manager and be mailed to the applicant."

Now, Therefore, the Common Council makes the following findings pursuant to Section 15-10.0208B.2.a., b. and c. of the Unified Development Ordinance upon the application for a Special Exception dated March 26, 2019, by Boris Strbac, Star

Trucking, LLC, applicant, pursuant to the City of Franklin Unified Development Ordinance, the proceedings heretofore had and the recitals and matters incorporated as set forth above, recognizing the applicant as having the burden of proof to present evidence sufficient to support the following findings and that such findings be made by not less than four members of the Common Council in order to grant such Special Exception.

1. That the condition(s) giving rise to the request for a Special Exception were not self-imposed by the applicant (this subsection a. does not apply to an application to improve or enhance a natural resource feature): *The proposal to continue to utilize the existing gravel surface area, with no proposed expansion, within the existing shore buffer is typical in this drainage area.*

2. That compliance with the stream, shore buffer, navigable water-related, wetland, wetland buffer, and wetland setback requirement will:

a. be unreasonably burdensome to the applicant and that there are no reasonable practicable alternatives: *The location of the proposed parking spaces for six trailers at the proposed location is the least expensive option, with other alternatives being more expensive and environmental impact negligible; or*

b. unreasonably and negatively impact upon the applicant's use of the property and that there are no reasonable practicable alternatives:

3. The Special Exception, including any conditions imposed under this Section will:

a. be consistent with the existing character of the neighborhood: *The project is utilizing existing parking surface area within an area that shares common uses nearby along the common drainage way; and*

b. not effectively undermine the ability to apply or enforce the requirement with respect to other properties: *There are no other non-stream, or other non-navigable water, non-shore buffer, non-wetland, non-wetland buffer, and/or non-wetland setback sites available for development in the area; and*

c. be in harmony with the general purpose and intent of the provisions of this Ordinance proscribing the requirement: *The parking surface area has been existing for many years, even decades and predates the environmental requirements of delineating wetland shore buffers, and is similar to adjacent land uses to the north; and*

d. preserve or enhance the functional values of the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback in co-existence with the development: *(this finding only applying to an application to improve or enhance a natural resource feature).*

The Common Council considered the following factors in making its determinations pursuant to Section 15-10.0208B.2.d. of the Unified Development Ordinance.

1. Characteristics of the real property, including, but not limited to, relative placement of improvements thereon with respect to property boundaries or otherwise applicable setbacks: *There are no alternatives as previously stated when comparing alternatives with a higher positive environmental impact. The resources lost are small man-made altered drainage ditch wetlands of very small size and limited habitat.*

2. Any exceptional, extraordinary, or unusual circumstances or conditions applying to the lot or parcel, structure, use, or intended use that do not apply generally to other properties or uses in the same district: *The parking gravel surface area along the east side has been in existence since at least the 1970's, and 1960's, showing the progression of the parking surface area and berm and resulting ditch moving easterly, per aerial photography reviewed as presented by the applicant.*

3. Existing and future uses of property; useful life of improvements at issue; disability of an occupant: *The project should proceed as proposed because it is the most efficient layout for the site.*

4. Aesthetics: *Removal of gravel area within the shore buffer and restoration efforts to the area in this industrial property would have minimal impact on aesthetics.*

5. Degree of noncompliance with the requirement allowed by the Special Exception:

- *Existing gravel area to remain and be proposed to be utilized for overnight storage of trucks and/or trailers within the wetland buffer is 0.102 acres, within the wetland setback is 0.106 acres and within the wetland shore buffer is 0.114 acres.*

6. Proximity to and character of surrounding property: *There is vacant developable land to the north, Car dealership to the east, industrial to the south and industrial and residential to the west.*

7. Zoning of the area in which property is located and neighboring area: *Subject property is zoned as M-1, Limited Industrial district, as are areas to the North, East, South and West.*

8. Any negative affect upon adjoining property: *The existing site is open grass area with gravel parking surface areas to the east and south sides. The proposed continuance usage of gravel surface parking lot will not have any additional negative impact on adjacent property than what is currently occurring.*

9. Natural features of the property: *Wetland is a linear feature on the east portion of the site. This wetland is a shallow marsh. Vegetation includes Cottonwood, Red osier Dogwood, Reed Canary Grass and Narrow-Leaved Cat-Tail. Soils in wetland consisted of Ashkum silty clay loam, 0 to 2 percent slopes, and at levels which did not contain hydric soil indicators. Hydrology for this wetland did not constitute a positive FAC-neutral text & geometric position.*

10. Environmental impacts: *The proposed development will have no impact on the water quality protection provided by the wetlands, if only trailers are permitted to remain. There is a concern over allowing the parking of semi-tractors to be parked in proximity to the drainage way.*

11. A recommendation from the Environmental Commission as well as a review and recommendation prepared by an Environmental Commission-selected person knowledgeable in natural systems: *The Environmental Commission recommendation and its reference to the report of May 22, 2019 is incorporated herein.*

12. The practicable alternatives analysis required by Section 15-9.0110C.4. of the Unified Development Ordinance and the overall impact of the entire proposed use or structure, performance standards and analysis with regard to the impacts of the proposal, proposed design solutions for any concerns under the Ordinance, executory actions which would maintain the general intent of the Ordinance in question, and other factors relating to the purpose and intent of the Ordinance section imposing the requirement: *The Plan Commission recommendation and the Environmental Commission recommendation address these factors and are incorporated herein.*

Decision

Upon the above findings and all of the files and proceedings heretofore had upon the subject application, the Common Council hereby grants a Special Exception for such relief as is described within Exhibit C, upon the conditions:

1) that the natural resource features and mitigation areas upon the property to be developed be protected by a perpetual conservation easement to be approved by the Common Council prior to any development within the areas for which the Special Exception is granted and recorded with the Milwaukee County Register of Deeds Office prior to the issuance of any Occupancy Permits;

2) that the applicant obtain all other necessary approval(s) from all other applicable governmental agencies prior to any development within the areas for which the Special Exception is granted;

3) that all development within the areas for which the Special Exception is granted shall proceed pursuant to and be governed by the approved Natural Resource Protection Plan and all other applicable plans for Boris Strbac, Star Trucking LLC applicant, and all other applicable provisions of the Unified Development Ordinance;

4) That the trees along the east side of the property remain standing.

5) *That the applicant shall remove the gravel area within the delineated wetland setback, wetland buffer and shore buffer not being utilized for the subject truck and trailer parking, and shall submit a mitigation/landscape plan for the wetland setback impact areas to include at least two aggressive native plant species for Department of City Development review and approval within one year of the date of this decision. Implementation of approved plantings shall be completed within six months following approval of the Department of the City Development office.*

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2019.

APPROVED:

Stephen R. Olson, Mayor

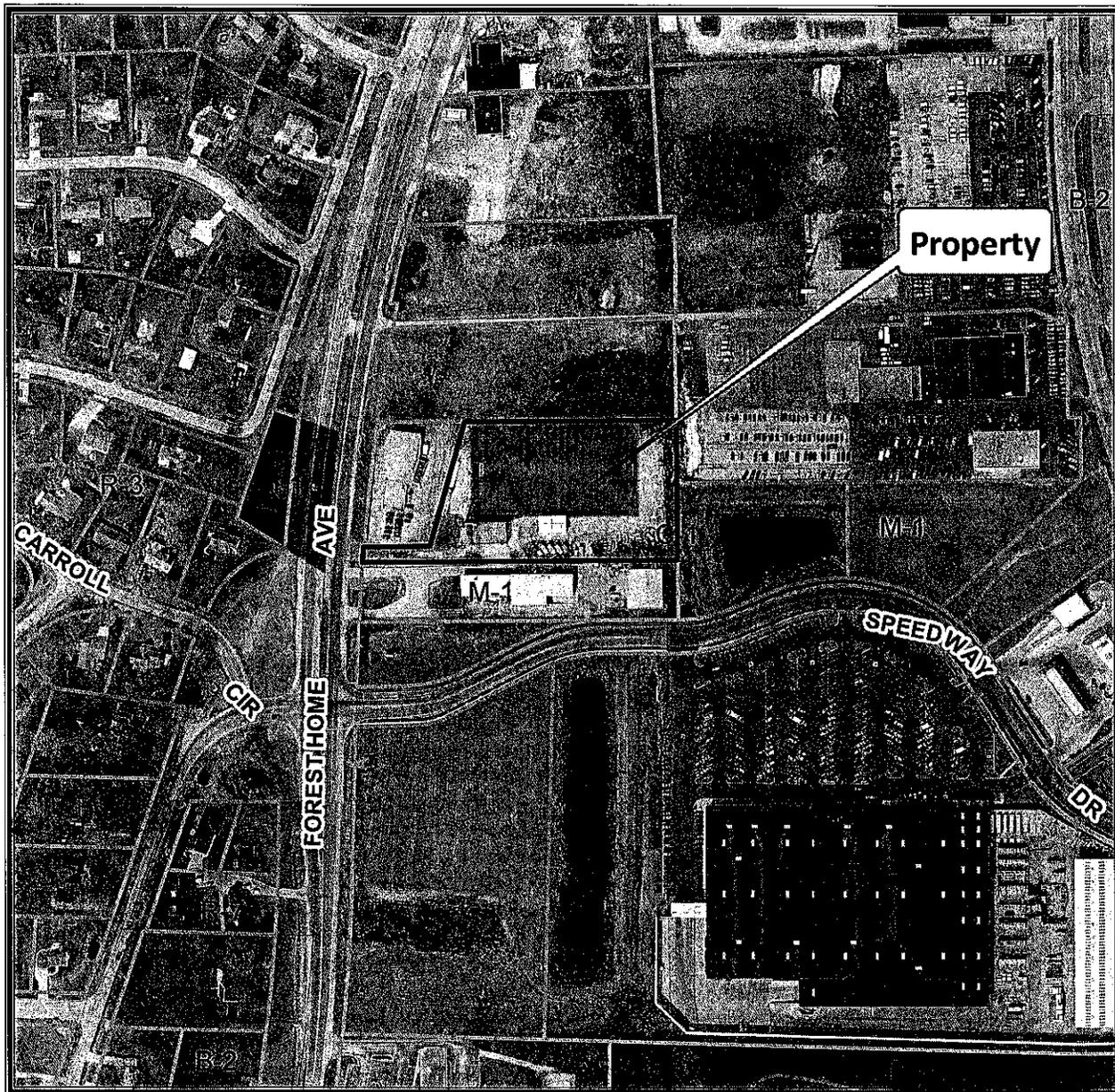
ATTEST:

Sandra L. Wesolowski, City Clerk

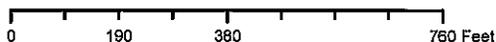
AYES _____ NOES _____ ABSENT _____



11141 W. Forest Home Ave.
TKN: 704 9990 003



Planning Department
(414) 425-4024



2017 Aerial Photo

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes.

C.O.F.
5/22/19

5/21/19

To Whom it May Concern

Re: 11141 W. Forest Home Ave., Franklin, WI

Please be advised that I was the property owner from 1987 to 2018 at the above location and the son of the property owner for the previous 25 years.

Up until 2013 most of the property was used as scattered construction material storage.

From the 1987 we had parked storage semi trailers along the east property line and occasionally needed to place stone to access these trailers to load and unload materials.

We were never informed that the property was ever in any violation.

Sincerely,

Jack Reichl

C.O.F.
5/22/19

One Honey Creek Corporate Center
125 South 84th Street, Suite 401
Milwaukee, WI 53214-1470
414 / 259 1500
414 / 259 0037 fax
www.graef-usa.com



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May 22, 2019

City of Franklin Environmental Commission
City of Franklin
9229 W. Loomis Rd.
Franklin, WI 53132

SUBJECT: Request for a Natural Resource Special Exception, Star Trucking, 11141 West Forest Home Avenue, Franklin, Wisconsin

Dear Commission Members:

Please consider the following comments in support of the request for a Natural Resource Special Exception from Star Trucking, LLC to park six semi-trailers within natural resource buffers and setbacks at 11141 West Forest Home Avenue:

- The existing gravel proposed for parking pre-dates the drainage ditch to the east as illustrated in the aerial photographs from 1967 and 1975 (Exhibits 1 and 2);
- Use of the existing gravel surface adjacent to the drainage ditch is consistent with neighboring land use (Exhibit 3) and it appears that the drainage ditch was relocated with this use in mind prior to 1975. If development of the area was not intended the ditch would have been left to its 1967 path. The developed use was confirmed and recorded by the City in the Cedarburg Science report from December 2007 that noted the entire property "is either developed or surface with gravel" (Exhibit 4). As of the time of the Cedarburg Science report, streams and associated buffers and setbacks were not noted on the site.
- Star Trucking recently purchased the site and completed a natural resource review as requested by the City of Franklin for approval of proposed improvements. The drainage ditch was determined to be a navigable waterway by the WDNR and it has an associated wetland that are now considered protected natural resources with setbacks and buffers as defined by the City of Franklin UDO. The NRPP is provided as Exhibit 5.
- Star Trucking, LLC. is requesting approval to impact 7,492 square feet of natural resource buffer and setback area out of a total of 24,437 square feet of natural resource buffer and setback area. The impacts are to buffers and setbacks only and these impacts are relatively distant from the protected resources. There are no direct impacts proposed to the wetlands or waterways.
- Alternatives considered involved significant expenditure of resources without a significant environmental benefit.



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Sincerely,

Brian Schneider, P.E., LEED AP
Manager Water and Environmental Resources Group

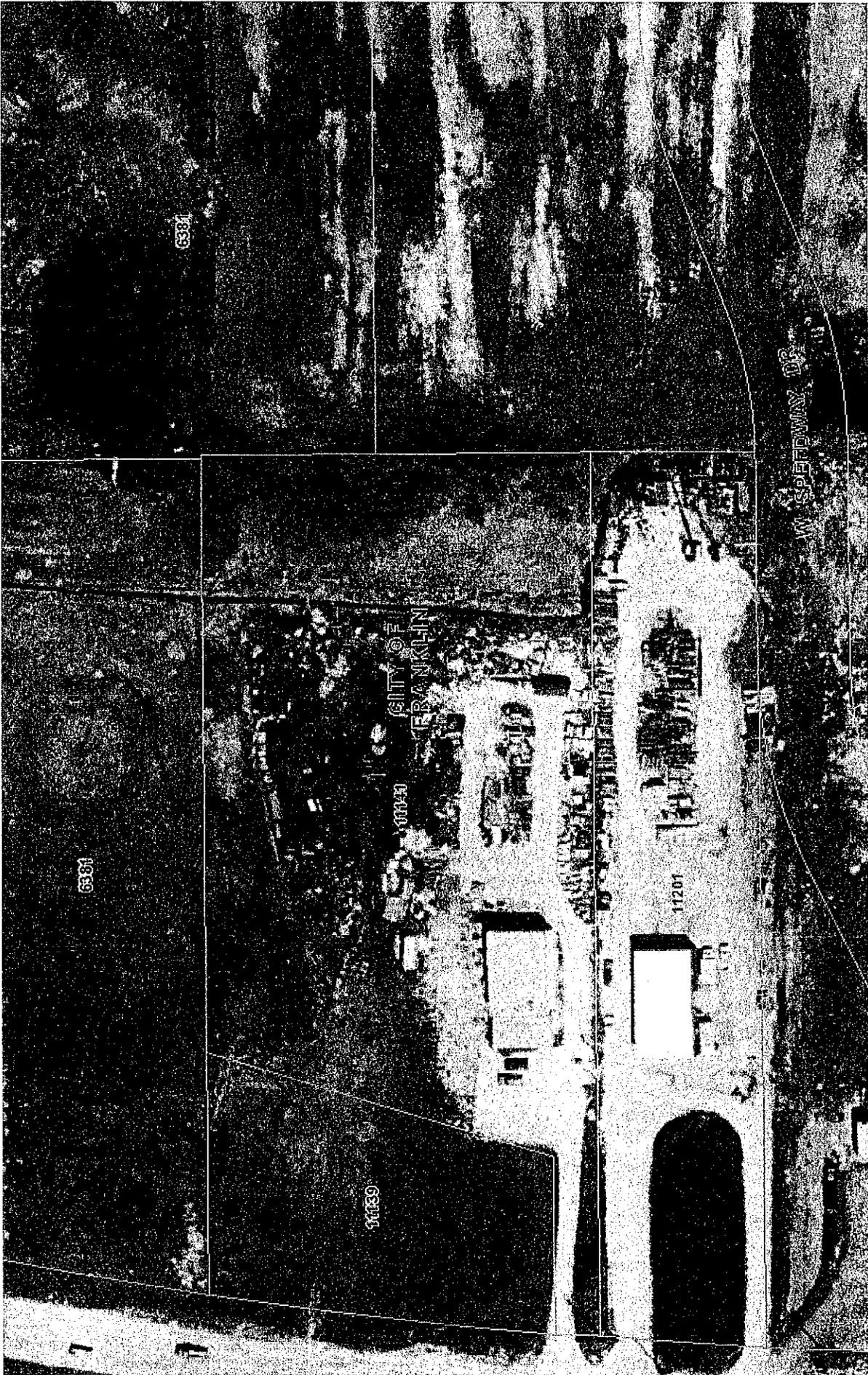
BWS:bws

X:\ML\2018\20180355\Project_Information\Correspondence\letter\Environmental Commission 5-22-19.dotx

Enclosures: Exhibit 1 - 1967 Aerial Photograph
Exhibit 2 - 1975 Aerial Photograph
Exhibit 3 - Natural Resource Overview
Exhibit 4 - 2007 Cedarburg Science NRPP Review
Exhibit 5 - NRPP

cc: Boris Strbac - Star Trucking, LLC.
Kathy Sawyer Gutenkunst - Cramer, Multhauf & Hammes, LLP
File

MILWAUKEE COUNTY INTERACTIVE MAPPING SERVICE



188 0 94 188 Feet

NAD_1983_2011_StatePlane_Wisconsin_South_FIPS_4803_Ft 1:1,129

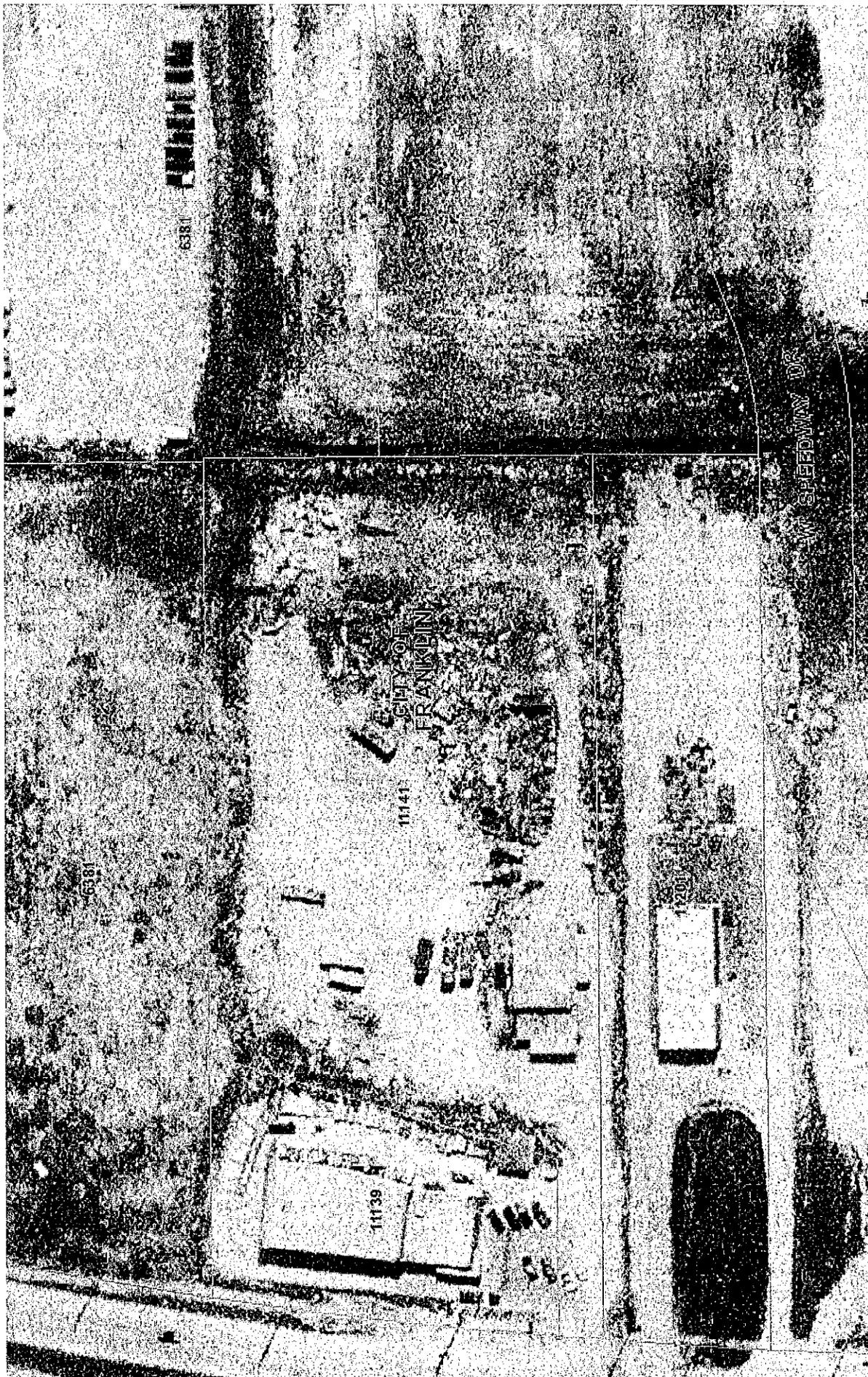
©MCMCAMLIS

DISCLAIMER: This map is a user generated static output from the Milwaukee County Land Information Office Interactive Mapping Service website. The contents herein are for reference purposes only and may or may not be accurate, current or otherwise reliable. No liability is assumed for the data delineated herein either expressed or implied by Milwaukee County or its employees.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes
1967

MILWAUKEE COUNTY INTERACTIVE MAPPING SERVICE



Notes
1975

DISCLAIMER: This map is a user generated static output from the Milwaukee County Land Information Office Interactive Mapping Service website. The contents herein are for reference purposes only and may or may not be accurate, current or otherwise reliable. No liability is assumed for the data delineated herein either expressed or implied by Milwaukee County or its employees.



188 Feet
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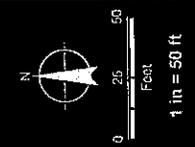
THIS MAP IS NOT TO BE USED FOR NAVIGATION

Legend

- Drainage/Easement
- Ordinary High Water Mark
- Paving Stalls
- Sluicy Area
- Impact Area
- Buffer/Setback
- Stream
- Wetland Delineation



STAR TRUCKING LLC - NRPP
 11141 W. FOREST HOME AVE.
 CITY OF FRANKLIN
 MILWAUKEE COUNTY, WISCONSIN



Boris Stibac
 Star Trucking LLC,
 1141 W. Forest Home Ave.
 (414) 940-1182



Natural Resource Feature	Impact Area (Acres)	Impact Area (Square Feet)
Wetland Buffer	0.002	87
Wetland Setback	0.071	3,093
Shore Buffer	0.099	4,312
Total	0.172	7,492

File Number: 2018-03-35 Source: NRPP/PC

Exhibit 3
GRUEF

CEDARBURG SCIENCE

November 20, 2007 

Mr. Jim Reichl
11141 W Forest Home Ave
Franklin, WI 53132

Transmitted via email to: jim@reichl.com

Subject: **Natural Resource Reconnaissance**
Reichl Construction Site - City of Franklin
Cedarburg Science Project #: REI-1119-2007-01

City of Franklin
Received

DEC 03 2007

Department of
City Development

Dear Mr. Reichl:

Cedarburg Science, LLC, is pleased to provide this Natural Resource Reconnaissance Report for the Reichl Construction site located at 11141 W. Forest Home Avenue in the City of Franklin, Wisconsin. The site is located in part of the NE ¼ of Section 6, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin. The site is bordered by Forest Home Avenue to the west, undeveloped land to the north, a potential wetland and commercial development to the east, and commercial development to the south.

Ms. Heather Patti of Cedarburg Science conducted a field assessment on November 20, 2007 to determine whether any natural resources, as defined by the City of Franklin's Unified Development Ordinance (UDO), are present on the property. As defined by the UDO, natural resource features include steep slopes, mature woodlands, young woodlands, lakes, ponds, streams, shore buffers, floodplains, wetlands, wetland setbacks, and wetland buffers.

One man-made, intermittent drainageway is located along a portion of the northern property line, and drains easterly into wetlands to the north and a north-south drainage ditch (off-site and to the east of the property). It appears that this ditch was created when a small berm was installed along the northern and eastern property lines. There are mature trees (ranging from 3-12" in diameter) that line the southern, eastern and northern property lines; however, the trees are either too small or there are not enough trees 12" or greater in diameter or greater to be considered a mature woodland grove. There are no steep slopes, mature woodlands, young woodlands, lakes, ponds, streams, or shore buffers on the property.

With the exception of the property lines, the entire property is either developed or surfaced with gravel and is currently being used as a commercial storage yard. Two buildings are currently present on the site.

Cedarburg Science, LLC appreciates the opportunity to work with you on this project. If you have any questions or comments concerning this project, please contact me at (262) 638-0735.

Sincerely,

CEDARBURG SCIENCE, LLC

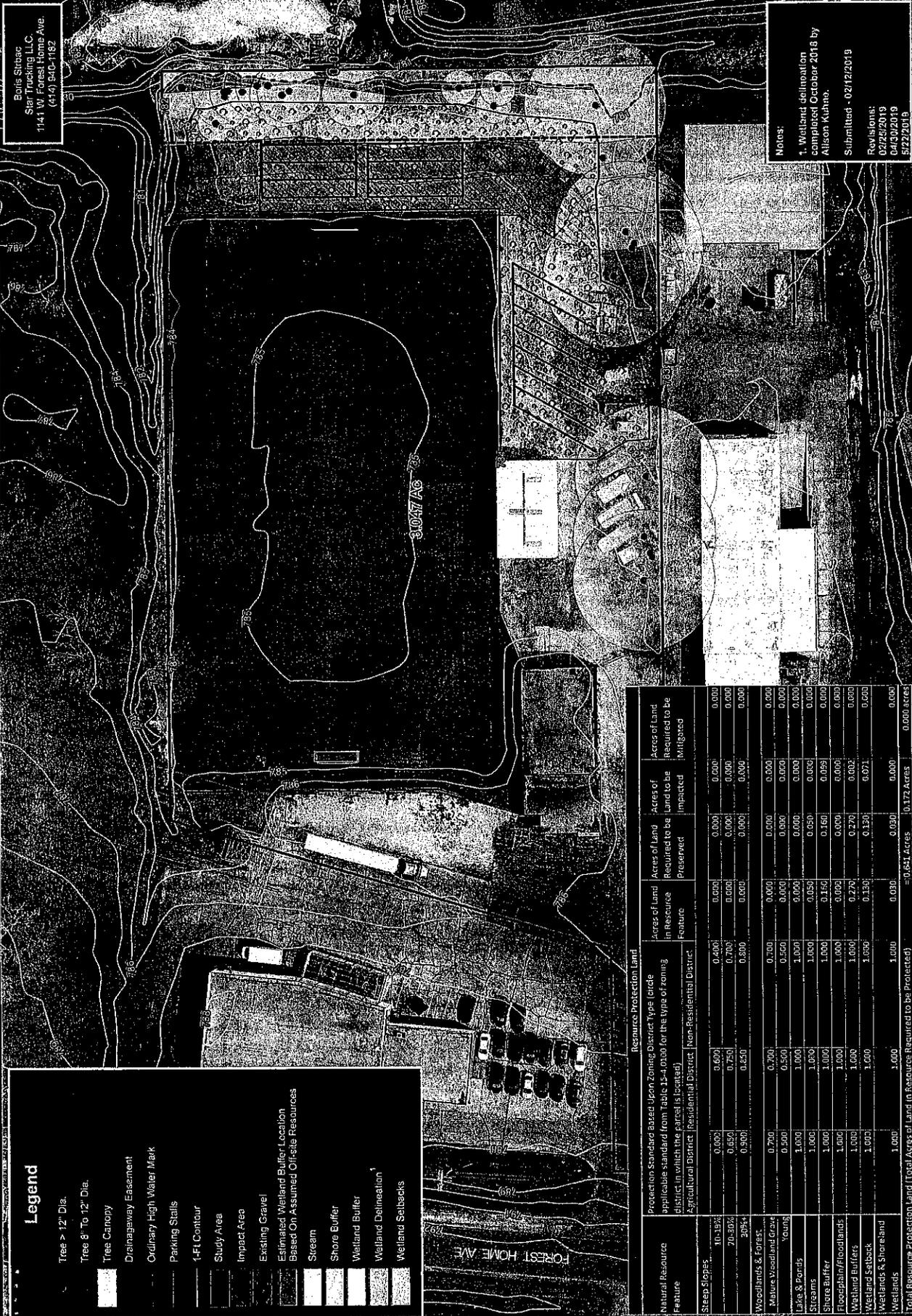
Heather Patti

Heather Patti, PWS
Senior Project Ecologist



Bois Street
Star Trucking LLC
1141 W. Forest Home Ave.
(414) 540-1182

Notes:
1. Wetland delineation completed October 2018 by Allison Kuhns.
Submitted - 02/12/2019
Revisions:
02/28/2019
04/09/2019
07/27/2019



Legend

- Tree > 12" Dia.
- Tree 6" To 12" Dia.
- Tree Canopy
- Drainage Easement
- Overlapp High Water Mark
- Parking Stalls
- 1-Ft Contour
- Study Area
- Impact Area
- Existing Gravel
- Estimated Wetland Buffer Location Based On Assumed Off-site Resources
- Stream
- Shore Buffer
- Wetland Buffer
- Wetland Delineation 1
- Wetland Setbacks

Natural Resource Feature	Resource Protection Land		Acres of Land Required to be Preserved	Acres of Land Required to be Impacted	Acres of Land to be Required to be Mitigated
	Residential District	Non-Residential District			
Steep Slopes	0.000	0.000	0.000	0.000	0.000
40-100'	0.400	0.400	0.000	0.000	0.000
20-100'	0.700	0.700	0.000	0.000	0.000
20%	0.250	0.250	0.000	0.000	0.000
Wetlands & Forests	0.200	0.200	0.000	0.000	0.000
Native Wetland Grass	0.500	0.500	0.000	0.000	0.000
Wetlands & Forests	1.000	1.000	0.000	0.000	0.000
Wetlands & Forests	1.000	1.000	0.000	0.000	0.000
Streams	1.000	1.000	0.000	0.000	0.000
Shore Buffer	1.000	1.000	0.000	0.000	0.000
Floodplain/Floodlands	1.000	1.000	0.000	0.000	0.000
Wetland Buffer	1.000	1.000	0.000	0.000	0.000
Wetland Setback	1.000	1.000	0.000	0.000	0.000
Wetlands & Shoreland	1.000	1.000	0.000	0.000	0.000
Wetlands	1.000	1.000	0.000	0.000	0.000
Total Resource Protection Land (Total Acres of Land in Resource Required to be Protected)	0.651	0.172	0.000	0.000	0.000

Map Number: 2018-0001 Date: 07/20/2019

CITY OF FRANKLIN
REPORT TO THE PLAN COMMISSION

Meeting of May 23, 2019

Natural Resource Special Exception

RECOMMENDATION: City Development staff recommends denial of the Natural Resource Special Exception subject to the attached draft Standards, Findings, and Decision.

Project Name:	Star Trucking, LLC, Natural Resource Special Exception (NRSE)
Project Address:	11141 West Forest Home Avenue
Applicant:	Boris Strbac, Star Trucking, LLC.
Property Owner:	Star Trucking, LLC
Current Zoning:	M-1 Limited Industrial District and C-1 Conservancy District
2025 Comprehensive Plan:	Industrial
Use of Surrounding Properties:	Vacant developable land to the north, Car dealership to the east, industrial to the south and industrial and residential to the west.
Applicant's Action Requested:	Recommendation to the Common Council for denial of the proposed Natural Resource Special Exception (NRSE)

INTRODUCTION:

Mr. Boris Strbac, property owner, is requesting approval to impact wetland buffer, shore buffer and wetland setback in order to park a maximum of thirteen semi-tractor trucks and trailers upon an existing gravel area. Doing so would permit for storage of said trucks and trailers within delineated wetland buffers, setbacks and shore buffers.

The existing gravel area was placed sometime between 2007 to the present and was not approved on a site plan. The applicant has supplied a previous Wetland delineation report from 2007 which stated streams, or shore buffers but is silent on wetlands. A Natural Resource Protection Plan (NRPP) conducted by GRAEF, and dated May 1, 2019, has indicated there is a wetland present on the property, and subsequent wetland, buffer, setback and shore buffer of said wetland.

Pursuant to Section 15-10.0208 of the UDO, all requests for a Natural Resource Special Exception shall also be provided to the Environmental Commission for its review and recommendation.

NATURAL RESOURCE SPECIAL EXCEPTION (NRSE):

On March 26, 2019, the applicant submitted an application for a Special Exception to Natural Resource Feature Provisions to the Department of City Development. The applicant is requesting approval to impact approximately 0.322 acres of protected natural resource features on property located at 11141 West Forest Home Avenue.

More specifically, the applicant is proposing to:

- Allow an existing gravel area to be utilized for the parking of trucks and trailers, which totals approximately 0.322 acre of protected natural resource features comprised of the following:
 - Approximately 0.102 acre of wetland buffers.
 - Approximately 0.106acre of wetland setbacks
 - Approximately 0.114 acre of wetland shore buffer.

The applicant has provided the attached Natural Resource Special Exemption Application, Project Description, Natural Resource Special Exception Question and Answer Form, and associated information.

Staff would note that there is an existing soccer field area, which may provide for ample parking solution and could potentially be fully developed within the guidelines of the City of Franklin to provide for ample space to provide for the storage of trucks and trailers that would not require development within the wetland shore buffer, the wetland setbacks or the wetland buffer. There was no previous approval given by the City for the existing gravel parking lot situation.

ENVIRONMENTAL COMMISSION:

Pursuant to Section 15-10.0208 of the UDO, all requests for a Natural Resource Special Exception shall be provided to the Environmental Commission for its review and recommendation. Attached is a draft, unsigned document titled, “City of Franklin Environmental Commission” that the Environmental Commission must complete and must forward to the Common Council. The questions and statements on this document correspond with the Natural Resource Special Exception (NRSE) application questions and statements that the applicant has answered and addressed.

The Environmental Commission is scheduled to review the questions at the May 22, 2019 meeting, and a recommendation of the NRSE with any conditions will be determined at that time. Staff will provide the Planning Commission an updated question sheet including the answers to the questions at the table the night of the Plan Commission meeting.

CONCLUSION:

City Development staff recommends denial of the Natural Resource Special Exception for the proposed NRSE, as noted in the attached draft Standards, Findings, and Decision.

City of Franklin Environmental Commission

TO: Common Council
DATE: May 22, 2019
RE: Special Exception application review and recommendation
APPLICATION: Boris Strbac, owner, Star Trucking LLC, Applicant, dated:
March 26, 2019
(11141 West Forest Home Avenue)

I. §15-9.0110 of the Unified Development Ordinance Special Exception to Natural Resource Feature Provisions Application information:

1. Unified Development Ordinance Section(s) from which Special Exception is requested:
Section 15-4.0103B.4. and Section 15-4.0103B.5.
2. Nature of the Special Exception requested (description of resources, encroachment, distances and dimensions):
 - Allow an existing gravel area to be utilized for the parking of trucks and trailers, which totals approximately 0.322 acre of protected natural resource features comprised of the following:
 - Approximately 0.102 acre of wetland buffers.
 - Approximately 0.106acre of wetland setbacks
 - Approximately 0.114 acre of wetland shore buffer.
3. Applicant's reason for request:
 - *Applicant desires to utilize the existing gravel surface area to be able to park six semi-trailers, or approximately 6,000 square feet, within the shore buffer.*
4. Applicant's reason why request appropriate for Special Exception:
 - *Objectives include to provide for consistent use along this drainage way, specifically to the north of the property, and to continue to utilize the pre-existing gravel condition as there is a large berm and positive elevation difference between the existing drainage way basin (lower) and the elevation of the existing parking surface area grade (higher).*

II. Environmental Commission review of the §15-9.0110C.4.f. Natural Resource Feature impacts to functional values:

1. Diversity of flora including State and/or Federal designated threatened and/or endangered species:
Not applicable. No Federal- or State-designated Special Concern, Threatened or Endangered species will be impacted by the proposed improvements.
2. Storm and flood water storage:
–Applicable, however there will be no significant impacts to storm and flood water storage as a result of the proposed improvements.
3. Hydrologic functions:
Applicable, however no significant impact is anticipated.
4. Water quality protection including filtration and storage of sediments, nutrients or toxic substances:
Applicable, however no significant impact to water quality is anticipated.
5. Shoreline protection against erosion:
Not applicable, No significant impact is anticipated.
6. Habitat for aquatic organisms:
No significant impact is anticipated.
7. Habitat for wildlife:
No significant impact is anticipated.
8. Human use functional value:
No significant impact is anticipated.
9. Groundwater recharge/discharge protection:
Not applicable - There will be no significant impact to groundwater recharge/discharge.
10. Aesthetic appeal, recreation, education, and science value:
Not applicable.
11. State or Federal designated threatened or endangered species or species of special concern:
Not applicable.
12. Existence within a Shoreland:
Not applicable.

13. Existence within a Primary or Secondary Environmental Corridor or within an Isolated Natural Area, as those areas are defined and currently mapped by the Southeastern Wisconsin Regional Planning Commission from time to time:
Not applicable.

III. Environmental Commission review of the §15-10.0208B.2.d. factors and recommendations as to findings thereon:

1. That the condition(s) giving rise to the request for a Special Exception were not self-imposed by the applicant (this subsection a. does not apply to an application to improve or enhance a natural resource feature):
The proposal to continue to utilize the existing gravel surface area, with no proposed expansion, within the existing shore buffer is typical in this drainage area.
2. That compliance with the stream, shore buffer, navigable water-related, wetland, wetland buffer, and wetland setback requirement will:
 - a. be unreasonably burdensome to the applicants and that there are no reasonable practicable alternatives: *The location of the proposed parking spaces for six trailers at the proposed location is the least expensive option, with other alternatives being more expensive and environmental impact negligible ; or*
 - b. unreasonably and negatively impact upon the applicants' use of the property and that there are no reasonable practicable alternatives:
3. The Special Exception, including any conditions imposed under this Section will:
 - a. be consistent with the existing character of the neighborhood:
The project is utilizing existing parking surface area within an area that shares common uses nearby along the common drainage way; and
 - b. not effectively undermine the ability to apply or enforce the requirement with respect to other properties:
There are no other non-stream, or other non-navigable water, non-shore buffer, non-wetland, non-wetland buffer, and/or non-wetland setback sites available for development in the area; and
 - c. be in harmony with the general purpose and intent of the provisions of this Ordinance proscribing the requirement:
The parking surface area has been existing for many years, even decades and predates the environmental requirements of delineating wetland shore buffers, and is similar to adjacent land uses to the north; and

- d. preserve or enhance the functional values of the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback in co-existence with the development (*this finding only applying to an application to improve or enhance a natural resource feature*):

IV. Environmental Commission review of the §15-10.0208B.2.a., b. and c. factors and recommendations as to findings thereon:

1. Characteristics of the real property, including, but not limited to, relative placement of improvements thereon with respect to property boundaries or otherwise applicable setbacks:

There are no alternatives as previously stated when comparing alternatives with a higher positive environmental impact. The resources lost are small man-made altered drainage ditch wetlands of very small size and limited habitat.

2. Any exceptional, extraordinary, or unusual circumstances or conditions applying to the lot or parcel, structure, use, or intended use that do not apply generally to other properties or uses in the same district:

The parking gravel surface area along the east side has been in existence since at least the 1970's, and 1960's, showing the progression of the parking surface area and berm and resulting ditch moving easterly, per aerial photography reviewed as presented by the applicant.

3. Existing and future uses of property; useful life of improvements at issue; disability of an occupant:

The project should proceed as proposed because it is the most efficient layout for the site.

4. Aesthetics:

Removal of gravel area within the shore buffer and restoration efforts to the area in this industrial property would have minimal impact on aesthetics.

5. Degree of noncompliance with the requirement allowed by the Special Exception:

- Allow an existing gravel area to occupy approximately 0.322 acre of protected natural resource features comprised of the following:
 - Approximately 0.102 acre of wetland buffers.
 - Approximately 0.106acre of wetland setbacks
 - Approximately 0.114 acre of wetland shore buffer.

6. Proximity to and character of surrounding property:

There is vacant developable land to the north, Car dealership to the east, industrial to the south and industrial and residential to the west.

7. Zoning of the area in which property is located and neighboring area:

Subject property is zoned as M-1, Limited Industrial District and C-1, Conservancy district, as are areas to the North, East, South and West.

8. Any negative affect upon adjoining property:

The existing site is open grass area with gravel parking surface areas to the east and south sides. The proposed continuance usage of gravel surface parking lot will not have any additional negative impact on adjacent property than what is currently occurring.

9. Natural features of the property:

Wetland is a linear feature on the east portion of the site. This wetland is a shallow marsh. Vegetation includes Cottonwood, Red osier Dogwood, Reed Canary Grass and Narrow-Leaved Cat-Tail. Soils in wetland consisted of Ashkum silty clay loam, 0 to 2 percent slopes, and at levels which did not contain hydric soil indicators. Hydrology for this wetland did not constitute a positive FAC-neutral text & geometric position. There are trees along the eastern property line, lining the drainage way.

10. Environmental impacts:

The proposed development will have no impact on the water quality protection provided by the wetlands, if only trailers are permitted to remain. There is a concern over allowing the parking of semi-tractors to be parked in proximity to the drainage way.

V. Environmental Commission Recommendation:

The Environmental Commission has reviewed the subject Application pursuant to §15-10.0208B. of the Unified Development Ordinance and makes the following recommendation:

1. The recommendations set forth in Sections III. and IV. Above are incorporated herein.
2. The Environmental Commission recommends approval of the Application upon the aforesaid recommendations for the reasons set forth therein.
3. The Environmental Commissions recommends that should the Common Council approve the Application, that such approval be subject to the following conditions:
 - a. That all Wisconsin Department of Natural Resources approvals are obtained.
 - b. That the trees along the east side of the property remain standing.
 - c. No need for mitigation recognized in this case as presented.

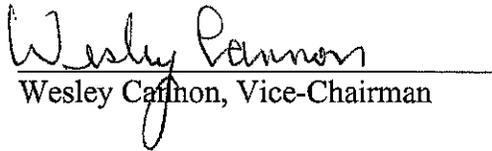
The above review and recommendation was passed and adopted at a regular meeting of the Environmental Commission of the City of Franklin on the 22nd day of May, 2019.

Dated this 22nd day of May, 2019.



Arthur Skowron, Chairman

Attest:



Wesley Cannon, Vice-Chairman

City of Franklin
Department of City Development

Date: May 13, 2019

To: Boris Strbac, GRAEF consulting (Alison Kuhne)

From: Department of City Development

RE: Star Trucking LLC NRSE – Staff Comments

Please be advised that City Staff has reviewed the above application. Department comments are as follows for the Natural Resource Special Exception application form submitted by Boris Strbac and date stamped by the City of Franklin on March 26, 2019, and the subsequent NRPP (May 1, 2019).

Please note that these corrections must be included within the application materials to be submitted by May 15, 2019 for the May 23, 2019 Plan Commission meeting.

Unified Development Ordinance (UDO) Requirements

1. Please include copies of the Wisconsin Department of Natural Resources and Army Corp of Engineers (when available) correspondence for the Plan Commission packets, as required by Section 15-9.0110D. of the UDO.
 - a. Please note that the wetlands and associated buffers and setbacks cannot be removed/developed until all approvals are obtained (DNR, ACOE, and City).
2. Please prepare a Conservation Easement for City review and approval encompassing all natural resource features to be protected as required by Section 15-5.0109A. of the UDO.
 - a. This must also include any mitigation areas and measures as may be approved as part of the NRSE.

Staff Recommendations

None.

Project Narrative:

**Star Trucking LLC
11141 W. Forest Home Ave.
Franklin, WI 53132**

RE: Application for Natural Resources Special Exception

The Special Exceptions is requested for Division 15-4.0100, parking six semi-trailers within the existing graveled areas of the shore buffer. The Special Exception is requested to drive and park six semi-trailers in approximately 6,000 square feet of the shore buffer. The proposed activities will remain out of the drainage way easement.

There is existing gravel which will remain. This requires no changes to the property. There will be no other changes, excavation or construction needed.

Franklin
MAR 26 2019
City Development

Natural Resource Special Exception Question and Answer Form.

Questions to be answered by the Applicant

Items on this application to be provided in writing by the Applicant shall include the following, as set forth by Section 15-9.0110C. of the UDO:

- A. Indication of the section(s) of the UDO for which a Special Exception is requested.
The Special Exceptions is requested for Division 15-4.0100, parking six semi-trailers
within the existing graveled areas of the shore buffer.

- B. Statement regarding the Special Exception requested, giving distances and dimensions
where appropriate.
The Special Exception is requested to drive and park six semi-trailers in approximately
6,000 square feet of the shore buffer. The proposed activities will remain out of the
drainage way easement .

- C. Statement of the reason(s) for the request.
We are requesting 6 spots on the East side of the property as this is the best location on the property. The
previous owner used this location for storage of construction equipment. We will not be altering any land by using
this space.

- D. Statement of the reasons why the particular request is an appropriate case for a Special
Exception, together with any proposed conditions or safeguards, and the reasons why the
proposed Special Exception is in harmony with the general purpose and intent of the
Ordinance. In addition, the statement shall address any exceptional, extraordinary, or
unusual circumstances or conditions applying to the lot or parcel, structure, use, or
intended use that do not apply generally to other properties or uses in the same district,
including a practicable alternative analysis as follows:

1) Background and Purpose of the Project.

- (a) Describe the project and its purpose in detail. Include any pertinent construction
plans.
There will be no construction or any changes to the land or property. This flat land already exists and is
covered by gravel. Everything will be used as is with no changes.

- (b) State whether the project is an expansion of an existing work or new
construction.
Neither. We will be using existing land which is already ready for use and no changes are required.

Franklin

MAR 26 2019

Page | 1

- (c) State why the project must be located in or adjacent to the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback to achieve its purpose.

This is the only available space on the property as it exists today. We will not be altering any land and it will have no impact on the current natural resources of the property.

2) Possible Alternatives.

- (a) State all of the possible ways the project may proceed without affecting the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback as proposed.

At this time there is no alternative options available based on the structure of the land. This is the least invasive option.

- (b) State how the project may be redesigned for the site without affecting the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback.

Our proposed parking with no impact any natural resources.

- (c) State how the project may be made smaller while still meeting the project's needs.

This is the smallest option that we are requesting.

- (d) State what geographic areas were searched for alternative sites.

Franklin and Hales Corners

- (e) State whether there are other, non-stream, or other non-navigable water, non-shore buffer, non-wetland, non-wetland buffer, and/or non-wetland setback sites available for development in the area.

No

- (f) State what will occur if the project does not proceed.
Our business will suffer severe financial losses. We are a trucking company and need to have parking spaces available for our trucks.
-
-

3) Comparison of Alternatives.

- (a) State the specific costs of each of the possible alternatives set forth under sub.2., above as compared to the original proposal and consider and document the cost of the resource loss to the community.
The cheapest alternative would cost in upwards of \$100,000. At this time that is not feasible nor profitable for our company.
-
-

- (b) State any logistical reasons limiting any of the possible alternatives set forth under sub. 2., above.

As stated above the alternative is way too costly as an option to consider.

- (c) State any technological reasons limiting any of the possible alternatives set forth under sub. 2., above.
There are no technological reasons it is solely based on financial limitations and avoiding major construction.
-
-

- (d) State any other reasons limiting any of the possible alternatives set forth under sub. 2., above.
No other reasons.
-
-

4) Choice of Project Plan.

State why the project should proceed instead of any of the possible alternatives listed under sub.2., above, which would avoid stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback impacts.

At this time there are no other feasible/affordable alternatives.

5) **Stream or Other Navigable Water, Shore Buffer, Wetland, Wetland Buffer, and Wetland Setback Description.**

Describe in detail the stream or other navigable water shore buffer, wetland, wetland buffer, and/or wetland setback at the site which will be affected, including the topography, plants, wildlife, hydrology, soils and any other salient information pertaining to the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback.

The area of shore buffer that will be used for the proposed semi-trailer parking is composed of nonvegetated existing gravel. The topography of the graveled area is generally flat with a berm separating the proposed parking area and drainage way stream.

6) **Stream or Other Navigable Water, Shore Buffer, Wetland, Wetland Buffer, and Wetland Setback Impacts.**

- a) Diversity of flora including State and/or Federal designated threatened and/or endangered species. Not Applicable Applicable
- b) Storm and flood water storage. Not Applicable Applicable
- c) Hydrologic functions. Not Applicable Applicable
- d) Water quality protection including filtration and storage of sediments, nutrients or toxic substances. Not Applicable Applicable
- e) Shoreline protection against erosion. Not Applicable Applicable
- f) Habitat for aquatic organisms. Not Applicable Applicable
- g) Habitat for wildlife. Not Applicable Applicable
- h) Human use functional value. Not Applicable Applicable
- i) Groundwater recharge/discharge protection. Not Applicable Applicable
- j) Aesthetic appeal, recreation, education, and science value. Not Applicable Applicable
- k) Specify any State or Federal designated threatened or endangered species or species of special concern. Not Applicable Applicable
- l) Existence within a Shoreland. Not Applicable Applicable
- m) Existence within a Primary or Secondary Environmental Corridor or within an Isolated Natural Area, as those areas are defined and currently mapped by the Southeastern Wisconsin Regional Planning Commission from time to time. Not Applicable Applicable

Describe in detail any impacts to the above functional values of the stream or other navigable water, shore buffer, wetland, wetland buffer, and/or wetland setback:
Minimal impacts to the functional values of the buffer and stream are anticipated. It is unlikely the gravel currently provides habitat for threatened or endangered plant or animal species.

7) **Water Quality Protection.**

Describe how the project protects the public interest in the waters of the State of Wisconsin.

The existing vegetated berm separating the gravel and stream will reduce surface runoff from directly entering the stream.

CEDARBURG SCIENCE

November 20, 2007

Mr. Jim Reichl
11141 W Forest Home Ave
Franklin, WI 53132

Transmitted via email to: jim@reichl.com

Subject: **Natural Resource Reconnaissance**
Reichl Construction Site - City of Franklin
Cedarburg Science Project #: REI-1119-2007-01

City of Franklin
Received

DEC 03 2007

Department of
City Development

Dear Mr. Reichl:

Cedarburg Science, LLC, is pleased to provide this Natural Resource Reconnaissance Report for the Reichl Construction site located at 11141 W. Forest Home Avenue in the City of Franklin, Wisconsin. The site is located in part of the NE ¼ of Section 6, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin. The site is bordered by Forest Home Avenue to the west, undeveloped land to the north, a potential wetland and commercial development to the east, and commercial development to the south.

Ms. Heather Patti of Cedarburg Science conducted a field assessment on November 20, 2007 to determine whether any natural resources, as defined by the City of Franklin's Unified Development Ordinance (UDO), are present on the property. As defined by the UDO, natural resource features include steep slopes, mature woodlands, young woodlands, lakes, ponds, streams, shore buffers, floodplains, wetlands, wetland setbacks, and wetland buffers.

One man-made, intermittent drainageway is located along a portion of the northern property line, and drains easterly into wetlands to the north and a north-south drainage ditch (off-site and to the east of the property). It appears that this ditch was created when a small berm was installed along the northern and eastern property lines. There are mature trees (ranging from 3-12" in diameter) that line the southern, eastern and northern property lines; however, the trees are either too small or there are not enough trees 12" or greater in diameter or greater to be considered a mature woodland grove. There are no steep slopes, mature woodlands, young woodlands, lakes, ponds, streams, or shore buffers on the property.

With the exception of the property lines, the entire property is either developed or surfaced with gravel and is currently being used as a commercial storage yard. Two buildings are currently present on the site.

Cedarburg Science, LLC appreciates the opportunity to work with you on this project. If you have any questions or comments concerning this project, please contact me at (262) 638-0735.

Sincerely,

CEDARBURG SCIENCE, LLC



Heather Patti, PWS
Senior Project Ecologist



FIGURE 1

GR E F

STAR TRUCKING LLC - NRPP
 1144 W. FOREST HOME AVE.
 CITY OF FRANKLIN
 MILWAUKEE COUNTY, WISCONSIN



Bois Siblac
 Star Trucking LLC,
 1144 W. Forest Home Ave.,
 (414) 946-1182

Notes:
 1. Wetland delineation
 completed October 2018 by
 Allison Kullinc.
 Submitted - 02/12/2019
 Revisions:
 02/25/2019
 04/30/2019



Legend

- Trees > 12" Dia.
- Trees 8" to 12" Dia.
- Tree Canopy
- Drainage Easement
- Ordinary High Water Mark
- Parking Stalls
- 1-Ft Contour
- Study
- Existing Gravel
- Estimated Wetland Buffer Location Based On Assumed Off-site Resources
- Stream
- Shore Buffer
- Wetland Buffer
- Wetland Delineation¹
- Wetland Setbacks

Natural Resource Feature	Resource Protection Land		Acres of Land in Resource Feature		Acres of Land Required to be Preserved		Acres of Land Required to be Mitigated	
	Aggregational District	Non-Aggregational District	Feature	Area	Area	Area	Area	
Stream	0.00	0.40	0.40	0.40	0.00	0.00	0.00	
Shore Buffer	0.00	0.75	0.75	0.75	0.00	0.00	0.00	
Wetland Buffer	0.00	0.35	0.35	0.35	0.00	0.00	0.00	
Wetland Delineation ¹	0.75	0.75	0.75	0.75	0.00	0.00	0.00	
Wetland Setbacks	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Wetland	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Wetland Buffer	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Wetland Delineation ¹	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Wetland Setbacks	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Wetland	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Total Resource Protection Land (Total Acres of Land in Resource Required to be Protected)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	

¹ See Attachment 1

APPROVED MARCH 5, 2019

CITY OF FRANKLIN COMMON COUNCIL MEETING FEBRUARY 19, 2019 MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on February 19, 2019 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, Alderman Steve F. Taylor, Alderman Mike Barber and Alderman John R. Nelson. Also present were Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

- B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:53 p.m.

PROCLAMATION PATRICK HAYES

- B.2. Mayor Olson presented a Proclamation in Recognition of Patrick M. Hays Upon His Retirement as Assistant Fire Chief.

MINUTES FEBRUARY 5, 2019

- C. Alderman Dandrea moved to approve the minutes of the regular Common Council Meeting of February 5, 2019 as amended at Item G.10.(a). Seconded by Alderman Mayer. All voted Aye; motion carried.

HEARINGS 2025 COMP MASTER PLAN S. 76TH ST. AND W. OAKWOOD RD.

- D. A public hearing was called to order at 7:03 p.m. regarding a proposed Ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the future land use map use designation for a portion of the property located at the northwest corner of South 76th Street and West Oakwood Road, from business park use to residential use (Oakwood at Ryan Creek, LLC, applicant). The property which is the subject of this application bears Tax Key No. 934-9992-010, consisting of approximately 43.63 acres of land. The portion of the property subject to this amendment is approximately 3.25 total acres of land located in the City of Franklin, Milwaukee County, Wisconsin. The public hearing was closed at 7:03 p.m.

ORD. 2019-2354 AMEND UDO REZONE S. 76TH ST. AND W. OAKWOOD RD. (OAKWOOD AT RYAN CREEK, LLC)

- G.1. Alderman Nelson moved to adopt Ordinance No. 2019-2354, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A PORTION OF A CERTAIN PARCEL OF LAND FROM R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO R-5 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT (THE NORTHWEST CORNER OF SOUTH 76TH STREET AND WEST OAKWOOD ROAD) (APPROXIMATELY 3.25 ACRES) (OAKWOOD AT

RYAN CREEK, LLC, APPLICANT). Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Barber, and Alderman Nelson voted Aye; Alderwoman Wilhelm and Alderman Taylor voted No. Motion carried.

ORD. 2019-2353
AMEND 2025
COMP PLAN S. 76TH ST.
AND W. OAKWOOD RD.
(OAKWOOD AT RYAN
CREEK, LLC)

G.2. Alderman Nelson moved to adopt Ordinance No. 2019-2353, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR A PORTION OF THE PROPERTY LOCATED AT THE NORTHWEST CORNER OF SOUTH 76TH STREET AND WEST OAKWOOD ROAD FROM BUSINESS PARK USE TO RESIDENTIAL USE (APPROXIMATELY 3.25 ACRES) (OAKWOOD AT RYAN CREEK, LLC, APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2019-7466
APPROVE PLAT
S. 76TH ST. AND W.
OAKWOOD RD.
(OAKWOOD AT RYAN
CREEK, LLC)

G.3. Alderman Nelson moved to adopt Resolution No. 2019-7466, A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR RYANWOOD MANOR PHASE 1 SUBDIVISION (AT APPROXIMATELY SOUTH 76TH STREET AND WEST OAKWOOD ROAD) (OAKWOOD AT RYAN CREEK, LLC, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried. (See Item G.3. following Item I. on page 6.)

MAYORAL
APPOINTMENTS

E. Alderman Barber moved to confirm the following Mayoral Appointments to the Tourism Committee: Lance A. Schaefer, Everest Hospitality, LLC, 6901 S. 76th St. (Hotel/Motel Industry Member) (Ald. Dist. 2), one year term expiring 12/31/2019; Shaun Marefka, 7644 S. Mission Ct. (Ald. Dist. 2), one year term expiring 12/31/2019. Amy Schermetzler, 4227 W. Central Ave. (Ald. Dist. 4), one year term expiring 12/31/2019. Mark Wylie, 7468 Carter Circle S. (Ald. Dist. 5), one year term expiring 12/31/2019 and Ann Adamski, 7825 S. Stonebrook Ct. (Ald. Dist. 3), one year term expiring 12/31/2019. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

CITY LOGO
CORRESPONDENCE

F.1. No action was taken on correspondence from Jeff and Karen Malecki regarding the proposed new City logo.

WPDES PERMIT EMAIL
FROM ALDW. WILHELM

F.2. No action was taken on correspondence from Alderwoman Wilhelm to Jason Knutson, Wisconsin Department of Natural Resources, regarding Wisconsin Electric Power Co., Oak Creek Power Plant and Elm Road Generating Station Wisconsin Pollutant Discharge Elimination System (WPDES) Permit No. WI-0000914-08-0.

WPDES PERMIT
CORRESPONDENCE
FROM OAK CREEK
WATER & SEWER

F.3. No action was taken on correspondence from Mike Sullivan, General Manager of Oak Creek Water and Sewer Utility, regarding Wisconsin Electric Power Co., Oak Creek Power Plant and Elm Road Generating Station Wisconsin Pollutant Discharge Elimination System (WPDES) Permit No. WI-0000914-08-0.

CONCEPT REVIEW FOR
HOTEL AT 3030 W
RAWSON AVE.
(ODYSSEY HOTELS, LLC,
APPLICANT)

G.4. Alderwoman Wilhelm moved to table to March 5, 2019, a concept review presentation for a proposed hotel development (approximately 2.21 acres generally located on the northwest corner of W. Rawson Avenue and S Riverwood Boulevard) (R&P, LLC, Owner) (Odyssey Hotels, LLC, Applicant). Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2019-7467
SPECIAL USE FOR
TRUCKING BUSINESS
(STAR TRUCKING, LLC,
APPLICANT)

G.5. Alderman Nelson moved to adopt Resolution No. 2019-7467, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR AN OVER-THE-ROAD TRUCKING COMPANY BUSINESS USE UPON PROPERTY LOCATED AT 11141 WEST FOREST HOME AVENUE (BORIS STRBAC, OWNER, STAR TRUCKING, LLC, APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

FRANKLIN SENIOR
CITIZEN UPDATE

G.6. Alderman Taylor moved to receive and place on file the Franklin Senior Citizens, Inc. program update. Seconded by Alderman Nelson. All voted Aye; motion carried.

CITY BRAND AND
MARKETING CAMPAIGN
UPDATE

G.7. No action was taken following the THIEL Brand Design, Economic Development Commission and Tourism Commission update on City Brand and Marketing Campaign.

ORD. 2019-2355
AMEND MUNICIPAL
CODE TO INCREASE
AMBULANCE SERVICE
FEES

G.8. Alderman Taylor moved to adopt Ordinance 2019-2355, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO INCREASE THE AMBULANCE SERVICE EMERGENCY MEDICAL SERVICES FEES FOR BASIC LIFE SUPPORT SERVICES AND ADVANCED LIFE SUPPORT SERVICES AND TRANSPORT. Seconded by Alderman Mayer. All voted Aye; motion carried.

GREENFIELD MOU
STUDY FOR SHARED
FIRE SERVICES

G.9. Alderman Barber moved to authorize to execute a Memorandum of Understanding with the City of Greenfield to have the Wisconsin Policy Forum study and report opportunities for shared fire services and to authorize an expenditure of \$5,000 from the General Fund Unrestricted Contingency Appropriation for such a report. Seconded by Alderman Mayer. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Taylor, Alderman Barber, and

Alderman Nelson voted Aye; Alderwoman Wilhelm voted No.
Motion carried.

RES. 2019-7468
CONDITIONS AND
RESTRICTIONS FOR
SPECIAL USE OF DPW
BUILDING

G.10. Alderman Taylor moved to adopt Resolution No. 2019-7468, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE TO TEMPORARILY RELOCATE THE VILLAGES OF HALES CORNERS DEPARTMENT OF PUBLIC WORKS EQUIPMENT AND EMPLOYEES TO THE SITE OF THE CITY OF FRANKLIN DEPARTMENT OF PUBLIC WORKS FACILITY LOCATED AT 7979 WEST RYAN ROAD (MICHAEL J. MARTIN, DIRECTOR OF PUBLIC WORKS FOR THE VILLAGE OF HALES CORNERS, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.

REBID OF THE
PLEASANT VIEW PARK
PAVILION

G.11. Alderman Nelson moved to direct staff to rebid the Pavilion in Pleasant View Park Project, (4901 W. Evergreen Street) allowing a more flexible project timeline and standards including language that allows for equivalent pre-fabricated proposals similar to the specified plans and return bid results subject to evaluation and final decision of the Common Council. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

ALTERNATE NATURAL
GAS SUPPLIER FOR THE
FRANKLIN LAW
ENFORCEMENT CENTER

G.12. Alderman Taylor moved to contract with WoodRiver Energy, LLC for natural gas purchase at the Franklin Law Enforcement Center for an initial three year period beginning November, 2019. Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2019-7469
AMEND RES NO. 2018-
7453 CONTRACT WITH
GREELEY AND HANSEN
FOR IND. PARK LIFT
STATION

G.13. Alderman Taylor moved to adopt Resolution No. 2019-7469, A RESOLUTION TO AMEND PROFESSIONAL SERVICES CONTRACT WITH GREELEY AND HANSEN FOR TASK 7 OF THE DESIGN OF INDUSTRIAL PARK LIFT STATION ABANDONMENT AND SEWER EXTENSION FOR AN ADDITIONAL \$5,400. Seconded by Alderman Nelson. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Taylor, and Alderman Nelson voted Aye; Alderwoman Wilhelm voted No. Motion carried.

BID 2019 LOCAL ROAD
PROGRAM

G.14. Alderwoman Wilhelm moved to solicit contracts per compliance with applicable public works bidding requirements for the 2019 Local Road Program. Seconded by Alderman Barber. All voted Aye; motion carried.

REPLACEMENT
COMPUTERS FOR THE
POLICE AND PLANNING
DEPARTMENTS

G.15. Alderman Barber moved to authorize the purchase of 31 computer replacements for the Police Department and Planning Department for a cost not to exceed \$17,000 to be funded out of the \$100,000 appropriation in the 2019 Capital Outlay Budget for "planned spending pending additional consideration." Seconded by Alderman Dandrea. All voted Aye; motion carried.

CITY HALL ROOF, HVAC
AND FASCIA PROJECT

G.16. No action was taken on the update on City Hall roof, HVAC, and fascia wood replacement project.

2020 BUDGET
TIMETABLE

G.17. Alderman Taylor moved to adopt the 2020 Annual Budget Preparation Timetable, dated February 15, 2019, as presented, subject to any future regular meeting schedule changes if so made by the Common Council. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

LICENSES AND PERMITS

H. Alderman Taylor moved to approve the following:
Grant Operator licenses to Nicole J. Baraniak, 6412 W. Lincoln Ave., West Allis; Jamie L. Gorski, 3201 W. Birchwood Ave., Milwaukee; Brian A. Krasowski, 2936A S. 13th St., Milwaukee; Jane M. Michael 3720 7 Mile Rd., Caledonia; Christina M. Ryan, 6952 W. Imperial Dr.; and
Grant Extraordinary Entertainment & Special Event license to Mulligan's Irish Pub & Grill, Brian Francis, for their St Patrick's Day Party on 03/17/19, with tent placement to accommodate weather conditions. Seconded by Alderman Nelson. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I. Alderman Barber moved to approve the following:
City vouchers with an ending date of February 14, 2019 in the amount of \$2,055,695.25; Payroll dated February 15, 2019 in the amount of \$384,275.07 and payments of the various payroll deductions in the amount of \$416,165.59 plus City matching payments; and Estimated Payroll dated March 1, 2019 in the amount of \$395,000.00 and payments of the various payroll deductions in the amount of \$222,000.00, plus City matching payments; and property tax payments and settlements with an ending date of February 14, 2019 in the amount of \$8,006,391.19; the release of payment to Bond Trust services in the amount of \$10,340,680.00; the release of payment of Knight Barry. in the amount of \$1,204,299.59; The release of payment of Knight Barry, in the amount of \$1,046,898.68; and the release of Knight Barry in the amount of \$729,555.81. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

G.3. Alderman Nelson moved to reconsider Item G.3., "Alderman Nelson moved to adopt Resolution No. 2019-7466. A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR RYANWOOD MANOR PHASE 1 SUBDIVISION (AT APPROXIMATELY SOUTH 76TH STREET AND WEST OAKWOOD ROAD) (OAKWOOD AT RYAN CREEK, LLC, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried." The motion to reconsider was seconded by Alderman Barber. All voted Aye; motion carried.

Alderman Nelson then moved to adopt Resolution No. 2019-7466, A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR RYANWOOD MANOR PHASE 1 SUBDIVISION (AT APPROXIMATELY SOUTH 76TH STREET AND WEST OAKWOOD ROAD) (OAKWOOD AT RYAN CREEK, LLC, APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 7:40 p.m. Seconded by Alderman Barber. All voted Aye; motion carried.

City of Franklin
Plan Commission Meeting
February 7, 2019
Minutes

Approved
February 21, 2019

A. Call to Order and Roll Call

Mayor Steve Olson called the February 7, 2019 regular Plan Commission meeting to order at 7:00 p.m. in the Council Chambers at Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin.

Present were Commissioners Adam Burckhardt, Kevin Haley, Patricia Hogan and David Fowler and Assistant City Engineer Sara Arnold. Excused was Alderman Mark Dandrea. Also present was Alderman John Nelson, Planning Manager Joel Dietl and Principal Planner Orrin Sumwalt.

B. Approval of Minutes

- 1. Regular Meeting of January 24, 2019.

Commissioner Burckhardt moved and Commissioner Haley seconded approval of the January 24, 2019 minutes of the regular meeting of the Plan Commission. On voice vote, all voted 'aye'. Motion carried (5-0-1).

C. Public Hearing Business Matters

1. VILLAGE OF HALES CORNERS USE OF THE CITY OF FRANKLIN DEPARTMENT OF PUBLIC WORKS FACILITY.

Special Use application by Michael J. Martin, Director of Public Works for the Village of Hales Corners, to temporarily relocate the Village of Hales Corners Department of Public Works equipment and employees to the site of the City of Franklin Department of Public Works facility located at 7979 West Ryan Road [the request involves the indoor uses of vehicle repair, office(s), desk(s), breakroom, etc. and outdoor storage of equipment, parts, tools, portable storage containers, vehicles, trailers, etc. (including the overnight parking of vehicles over 8,000 pounds rated Gross Vehicle Weight) and minor repair and maintenance of such equipment and vehicles (projected need of the City of Franklin site through April 26, 2020)], property zoned I-1 Institutional District; Tax Key No. 896-9990-001.

Planning Manager Joel Dietl presented the request by Michael J. Martin, Director of Public Works for the Village of Hales Corners, to temporarily relocate the Village of Hales Corners Department of Public Works equipment and employees to the site of the City of Franklin Department of Public Works facility located at 7979 West Ryan Road [the request involves the indoor uses of vehicle repair, office(s), desk(s), breakroom, etc. and outdoor storage of equipment, parts, tools, portable storage containers, vehicles, trailers, etc. (including the overnight parking of vehicles over 8,000 pounds rated Gross Vehicle Weight) and minor repair and maintenance of such equipment and vehicles (projected need of the City of Franklin site through April 26, 2020)], property zoned I-1 Institutional District; Tax Key No. 896-9990-001.

The Official Notice of Public hearing was read in to the record by Principal Planner Orrin Sumwalt and the Public Hearing was opened at 7:04 p.m. and closed at 7:04 p.m.

Commissioner Fowler moved and Commissioner Haley seconded a motion to recommend approval of a Resolution imposing conditions and restrictions for the approval of a Special Use to temporarily relocate the Village of Hales Corners Department of Public Works equipment and employees to the site of the City of Franklin Department of

Public Works facility located at 7979 West Ryan Road. On voice vote, all voted 'aye'. Motion carried (5-0-1).

2. STAR TRUCKING LLC OVER-THE-ROAD TRUCKING COMPANY BUSINESS.

Special Use application by Boris Strbac, owner, Star Trucking LLC, to operate an over-the-road trucking company business with overnight truck parking on the east side of the property (such use also possibly requiring the approval of an application for a Natural Resource Features Special Exception pursuant to §15-10.0208 of the City of Franklin Unified Development Ordinance), or in the event of and upon a requirement to remove the existing "soccer field" immediately to the north of the existing buildings on the property, and to pave the area, potentially in phases, up to a maximum of forty semi-trucks and trailers parked overnight upon such then former "soccer field" area; property zoned M-1 Limited Industrial District and C-1 Conservancy District, located at 11141 West Forest Home Avenue; Tax Key No. 704-9990-003.

Planning Manager Joel Diehl presented the request by Boris Strbac, owner, Star Trucking LLC, to operate an over-the-road trucking company business with overnight truck parking on the east side of the property (such use also possibly requiring the approval of an application for a Natural Resource Features Special Exception pursuant to §15-10.0208 of the City of Franklin Unified Development Ordinance), or in the event of and upon a requirement to remove the existing "soccer field" immediately to the north of the existing buildings on the property, and to pave the area, potentially in phases, up to a maximum of forty semi-trucks and trailers parked overnight upon such then former "soccer field" area; property zoned M-1 Limited Industrial District and C-1 Conservancy District, located at 11141 West Forest Home Avenue; Tax Key No. 704-9990-003.

The Official Notice of Public hearing was read in to the record by Principal Planner Orrin Sumwalt and the Public Hearing was opened at 7:08 p.m. and closed at 7:09 p.m.

Commissioner Fowler moved and Commissioner Hogan seconded a motion to strike condition No. 4. On voice vote, all voted 'aye'. Motion carried (5-0-1). *

Commissioner Haley moved and Commissioner Fowler seconded a motion to revise condition No. 6 by striking "new" and replacing "lot" with "lots". On voice vote, all voted 'aye'. Motion carried (5-0-1).

Commissioner Haley moved and Commissioner Fowler seconded a motion to revise condition No. 9 and condition No. 11 as read into the record by the City Attorney. On voice vote, all voted 'aye'. Motion carried (5-0-1).

Commissioner Burkhardt moved and Commissioner Fowler seconded a motion to strike condition No. 12. On voice vote, all voted 'aye'. Motion carried (5-0-1).

Commissioner Hogan moved and Commissioner Haley seconded a motion to recommend approval of a Resolution imposing conditions and restrictions for the approval of a Special Use for and over-the-road trucking company business use upon property located at 11141 West Forest Home Avenue, as previously acted upon. On voice vote, all voted 'aye'. Motion carried (5-0-1).

3. RYANWOOD MANOR (FORMERLY KNOWN AS OAKWOOD AT RYAN CREEK) SINGLE-FAMILY RESIDENTIAL DEVELOPMENT. Rezoning, Comprehensive Master Plan Amendment and Final Plat applications by Oakwood at Ryan Creek, LLC, to rezone a portion of a certain parcel of land located at the northwest corner of South 76th Street and West Oakwood Road from R-2 Estate Single-Family Residence District to R-5 Suburban Single-Family Residence District and to amend the Future Land Use Map designation for a portion of the property located at the northwest corner of South 76th Street and West Oakwood Road from Business Park Use to Residential Use, and as part of the Ryanwood Manor Phase 1 Subdivision (formerly known as Oakwood at Ryan Creek) Final Plat [Phase 1 has 32 lots (average size of 15,621 square feet) and 3 outlots, including a public trail within Outlot 3, on the north end of the Subdivision], reconfiguration of Outlot 3 and Outlot 5 of the Oakwood at Ryan Creek Preliminary Plat into Outlot 2 and three future single-family lots to be developed in future Phase 2 of Ryanwood Manor (the stormwater basin depicted on Outlot 3 of the Oakwood at Ryan Creek Preliminary Plat would be shifted south onto the new Outlot 2) [these changes are requested by Neumann Developments, Inc. to create a subdivision identifying feature in the southeast corner of the project, including a stormwater pond with a fountain, subdivision monument sign and extensive landscaping]; Comprehensive Master Plan Amendment and Rezoning property zoned R-2 Estate Single-Family Residence District, Final Plat property zoned R-5 Suburban Single-Family Residence District and FW Floodway District; all property located at

Planning Manager Joel Dietl presented the request by Oakwood at Ryan Creek, LLC, to rezone a portion of a certain parcel of land located at the northwest corner of South 76th Street and West Oakwood Road from R-2 Estate Single-Family Residence District to R-5 Suburban Single-Family Residence District and to amend the Future Land Use Map designation for a portion of the property located at the northwest corner of South 76th Street and West Oakwood Road from Business Park Use to Residential Use, and as part of the Ryanwood Manor Phase 1 Subdivision (formerly known as Oakwood at Ryan Creek) Final Plat [Phase 1 has 32 lots (average size of 15,621 square feet) and 3 outlots, including a public trail within Outlot 3, on the north end of the Subdivision], reconfiguration of Outlot 3 and Outlot 5 of the Oakwood at Ryan Creek Preliminary Plat into Outlot 2 and three future single-family lots to be developed in future Phase 2 of Ryanwood Manor (the stormwater basin depicted on Outlot 3 of the Oakwood at Ryan Creek Preliminary Plat would be shifted south onto the new Outlot 2) [these changes are requested by Neumann Developments, Inc. to create a subdivision identifying feature in the southeast corner of the project, including a stormwater pond with a fountain, subdivision monument sign and extensive landscaping]; Comprehensive Master Plan Amendment and Rezoning property zoned R-2 Estate Single-Family Residence District, Final Plat property zoned R-5 Suburban Single-Family Residence District and FW Floodway District; all property located at approximately South 76th Street and West Oakwood Road, bearing Tax Key No. 934-9992-010.

The Official Notice of Public hearing was read in to the record by Principal Planner Orrin Sumwalt and the Public Hearing was opened at 8:04 p.m. and closed at 8:07 p.m.

Commissioner Hogan moved and Commissioner Fowler seconded a motion to approve a Resolution recommending the adoption of an Ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for a portion of the property located at the northwest corner of South 76th Street and West Oakwood Road from Business Park Use to Residential Use, pursuant to WIS.STAT. § 66.1001(4)(b), subject to striking the language within brackets on page 2 of the Resolution. On voice vote, all voted 'aye'. Motion carried (5-0-1).

Commissioner Fowler moved and Commissioner Haley seconded a motion to recommend approval of an Ordinance to amend the Unified Development Ordinance (Zoning Map)

approximately South 76th Street and West Oakwood Road, bearing Tax Key No. 934-9992-010.

to rezone a portion of a certain parcel of land from R-2 Estate Single-Family Residence District to R-5 Suburban Single-Family Residence District (the northwest corner of South 76th Street and West Oakwood Road) (approximately 3.25 acres), subject to removing the N.B. language in brackets on page 2 of the draft resolution. On voice vote, all voted 'aye'. Motion carried (5-0-1).

Commissioner Fowler moved and Commissioner Hogan seconded a motion to recommend approval of a Resolution conditionally approving a Final Plat for Ryanwood Manor Subdivision (at approximately South 76th Street and West Oakwood Road), subject to striking condition No. 9 from the draft resolution. On voice vote, all voted 'aye'. Motion carried (5-0-1).

E. Adjournment

Commissioner Burckhardt moved and Commissioner Hogan seconded a motion to adjourn the Plan Commission meeting of February 7, 2019 at 8:21 p.m. All voted 'aye'; motion carried. (5-0-1).