

<b>APPROVAL</b> <i>slw</i> <i>pl</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> Jan 7, 2020
<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO PROVIDE APPROPRIATIONS FOR PUBLIC SAFETY SERVICES DURING THE 2020 DEMOCRATIC NATIONAL CONVENTION</b>	<b>ITEM NUMBER</b> <i>G.13,</i>

**Background**

The City of Milwaukee has requested Public Safety assistance during the 2020 Democratic National Convention. Milwaukee has offered an Intergovernmental Cooperation Agreement for the services, which requires Milwaukee to reimburse Franklin for the cost of the services provided.

An Intergovernmental Cooperation Agreement will be considered under separate cover at a later date.

The 2020 Budget does not provide for any appropriations for the estimated cost of services to be provided.

Franklin's Police Chief is considering providing the assistance of Franklin's SWAT team, consisting of ten officers during the convention. The estimated cost of those ten officers for five days for ten hours per day at overtime rates is under \$50,000.

**Analysis**

The impact of the 2020 Budget would be to increase Intergovernmental Charges for Services by \$50,000, increase Police Personnel costs by \$50,000. The proposal would also reduce Restricted Contingency by \$50,000 so as to retain the total 2020 Appropriations constant, and potentially adversely impact future Expenditure Restraint State Aids.

**Recommendation**

The Director of Finance & Treasurer recommends the proposed 2020 Budget Amendment to provide sufficient appropriations for the contemplated Intergovernmental Agreement to provide Public Safety assistance during the July 2020 Democratic National Convention in the City of Milwaukee.

**COUNCIL ACTION REQUESTED**

Motion adopting an Ordinance to amend Ordinance 2019-2398, an ordinance adopting the 2020 annual budgets for the General Fund to provide appropriations for public safety services during the 2020 Democratic National Convention

Roll Call Vote Required

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2020\_\_\_\_\_

AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO PROVIDE APPROPRIATIONS FOR PUBLIC SAFETY SERVICES DURING THE 2020 DEMOCRATIC NATIONAL CONVENSON

WHEREAS, the Common Council of the City of Franklin adopted the 2020 Annual Budgets for the City of Franklin on November 19, 2019; and

WHEREAS, the City of Milwaukee has requested Public Safety assistance for the July 2020 Democratic National Convention; and

WHEREAS, the 2020 Budget does not contain any appropriations for such services; and

WHEREAS, the City is considering an intergovernmental cooperation agreement to provide requested Public Safety services for the convention which requires the City of Milwaukee to reimburse the City of Franklin for the costs of such Public Safety services.

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

Section 1 That a 2020 Budget for the General Fund be amended as follows:

General Fund

Intergovenmental Rev	Police Services	Increase	\$ 50,000
Personnel Services	Overtime	Increase	50,000
Restricted Contingency		Decrease	50,000

Section 2 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 \_\_\_\_\_, 2020.

APPROVED:

\_\_\_\_\_  
Stephen R Olson, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_\_ NOES \_\_\_\_ ABSENT \_\_\_\_

<p>APPROVAL <i>slw</i> <i>pk</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Jan 7, 2020</p>
<p>REPORTS &amp; RECOMMENDATIONS</p>	<p>AN ORDINANCE TO AMEND ORDINANCE 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE GENERAL FUND TO RECLASSIFY \$6,400 OF CONTINGENCY APPROPRIATIONS TO QUARRY MONITORING SERVICES</p>	<p>ITEM NUMBER <i>G.14.</i></p>

**Background**

On Dec 3, 2019, the Common Council authorized the use (G-9) of \$6,400 of Contingency appropriations for a quarry limits survey. A contract with Lynch & Associates was authorized at that time using General Fund Contingency appropriations.

**Analysis**

A 2019 Budget Amendment is needed to reclassify the expenditure from Contingency to Planning Services where other Quarry Monitoring services are recorded.

**Recommendation**

The Director of Finance & Treasurer recommends the adoption of a 2019 General Fund Budget amendment to move the contingency appropriations to Planning – Non-Personnel services to properly classify the expenditure.

**COUNCIL ACTION REQUESTED**

Motion adopting an Ordinance to amend Ordinance 2018-2345, an ordinance adopting the 2019 annual budgets for the General Fund to reclassify \$6,400 of contingency appropriations to quarry monitoring services

Roll Call Vote Required

Finance Dept - Paul

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2020 \_\_\_\_\_

AN ORDINANCE TO AMEND ORDINANCE 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE GENERAL FUND TO RECLASSIFY \$6,400 OF CONTINGENCY APPROPRIATIONS TO QUARRY MONITORING SERVICES

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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, on December 3, 2019 the Common Council directed that \$6,400 of contingency appropriations be used to survey quarry limits; and

WHEREAS, the proper classification of the expenditure is to Planning Non-Personnel expenditures.

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

Section 1 That the 2019 General Fund Budget be amended as follows:

General Fund			
Planning	Non-Personnel Services	Increase	\$6,400
Contingency	Un-restricted	Decrease	6,400

Section 2 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 \_\_\_\_\_, 2020.

APPROVED:

\_\_\_\_\_  
Stephen R Olson, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_ NOES \_\_\_ ABSENT \_\_\_

PO# 74355

<b>APPROVAL</b> 	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 12/3/2019
<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>Re-Authorize funding for Quarry Survey Services with Lynch &amp; Associates</b>	<b>ITEM NUMBER</b> 6.9.

At their meeting of March 19, 2019, the Common Council approved \$6,000 from General Fund Contingency for completion of a survey and authorized an amendment to the Quarry Monitoring Professional Services Agreement for 2019 with Stantec. That amendment was executed in June of 2019. Council reviewed that amendment at their meeting of July 16, 2019, where the Council concluded that an independent party was best to perform the work and authorized Alderwoman Wilhelm to "work with staff to come up with a solution." That process resulted in bidding out the services with the Common Council at the last meeting authorizing awarding the contract to Lynch and Associates for \$6,400.

The purpose of this action sheet is to request a re-authorization of appropriations to fund the recently approved contract. Alderwoman Wilhelm confirms that Stantec is fully aware that they are not performing the survey work previously discussed and will not present any billings against that \$6,000 change order. However, from a technical, legal standpoint, the initial authorization is tied up by the executed change order with Stantec, even though we have no expectation that charges will be forthcoming. The quickest solution is to simply re-authorize an additional appropriation from the General Fund Contingency.

With the understanding that Stantec will not be performing the work on the change order, staff recommends the following motion be approved so that a contract with Lynch, as previously approved, may be executed.

The General Fund Contingency has sufficient funds to cover the \$6,400. The unused Stantec appropriation will simply be evaporated when their 2019 contract is closed out. After the contract is executed, an encumbrance will be booked so the requested 2019 appropriation will carry forward to 2020 should the work not be completed in December.

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**COUNCIL ACTION REQUESTED**

Motion to authorize that \$6,400 of General Fund Contingency appropriations be used to fund the Quarry Survey Services contract with Lynch & Associates, which contract was previously approved at the November 19, 2019 meeting.

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<p>APPROVAL <i>slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Jan 7, 2020</p>
<p>REPORTS &amp; RECOMMENDATIONS</p>	<p>AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO CARRYOVER \$78,300 OF UNUSED 2019 APPROPRIATIONS FOR THE INSPECTION DEPARTMENT</p>	<p>ITEM NUMBER <i>G,15.</i></p>

**Background**

On Dec 17, 2019 the Common Council directed the Director of Finance & Treasurer to prepare a 2020 Budget modification not to exceed \$78,362 for consideration to carry forward available Inspection Services Department Personnel Services. As Development activity increases and building permit revenues were recorded in 2018 & 2019 for projects that continue under construction, available resources can be carried to 2020 to provide for 2020 expenditures providing the inspection services for those projects.

**Analysis**

There are more un-used 2019 Inspection Services Personnel Services available for carry forward to 2020 than the Council directed. Information on 2019 is preliminary at this point, but it is likely that the full amount Council directed will be available.

**Recommendation**

The Director of Finance & Treasurer recommends the adoption of a 2020 Inspection Services Department budget modification to bring \$78,300 of un-used 2019 Personnel

**COUNCIL ACTION REQUESTED**

Motion adopting an Ordinance to amend Ordinance 2019-2398, an Ordinance adopting the 2020 annual budgets for the General Fund to carryover \$78,300 of unused 2019 appropriations for the inspection department

Roll Call Vote Required

Finance Dept - Paul

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2020 \_\_\_\_\_

AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO PROVIDE CARRYOVER \$78,300 OF UNUSED 2019 APPROPRIATIONS FOR THE INSPECTION DEPARTMENT

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WHEREAS, the Common Council of the City of Franklin adopted the 2020 Annual Budgets for the City of Franklin on November 19, 2019; and

WHEREAS, the Common Council on December 17, 2019 directed that a 2020 Budget Amendment be prepared to carryover not to exceed \$78,362 of 2019 Inspection Department Personnel Services; and

WHEREAS, there are more than \$78,362 of unused 2019 Inspection Services Personnel appropriations

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

Section 1 That a 2020 Budget for the General Fund be amended as follows:

General Fund

Inspection Services	Personnel Services	Increase	\$78,300
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Section 2 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 \_\_\_\_\_, 2020.

APPROVED:

\_\_\_\_\_  
Stephen R Olson, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_ NOES \_\_\_ ABSENT \_\_\_

<p><b>APPROVAL</b></p> <p><i>slw</i> <i>MWJ</i></p>	<p><b>REQUEST FOR COUNCIL ACTION</b></p>	<p><b>MEETING DATE</b></p> <p>12/17/2019</p>
<p><b>REPORTS &amp; RECOMMENDATIONS</b></p>	<p><b>Request to Carry Forward 2019 Appropriations in the Inspection Services Department, Reflecting Unused Special Appropriations Previously Authorized for Supplemental Services</b></p>	<p><b>ITEM NUMBER</b></p> <p>G.15.</p>

At the meeting of April 1, 2019, the Common Council approved a budget modification appropriating 2018 net revenues of \$78,362 into the Personnel Services Appropriation Unit of Inspection Services. The intent, as approved, was described, in part, as follows:

**“Building Inspection:** Building Inspection would hire limited-term temporary employees for the Director of Inspection Services to use and assign as needed. Essentially this means that the City would bring on to the payroll various, appropriately-licensed, commonly-retired individuals to supplement our response. The Director has access to individuals willing to do the work on such a part-time, on-call basis. This will give great flexibility to address peak demands and short-term absences (vacations and training). The City has historically used (and is currently using) such individuals on a very limited, informal contract basis, but it will be better to bring them on as employees. As employees, any workers compensation and liability issues are more clearly addressed. Since these individuals will typically be highly experienced individuals who may expect to be paid at or near the top of the range for such on call services, included in this recommended plan is the Common Council’s authorization for the Mayor and Director of Administration to approve hourly rates that exceed the market rate (meaning within the top 35% of the approved pay range) for these individuals, where appropriate. Additionally, if approved as presented the Common Council should anticipate that the Director of Inspection Services, subject to oversight by the Director of Administration, may approve certain travel time, such as reporting to work or a work site, as hours of service. This is commonly expected for such short-term services, and will be considered on a case-by-case basis by the Director of Inspection Services.”

The appropriation was also able to be used for increased overtime demand for current full-time employees.

It was approved because of the following:

“The City of Franklin is experiencing a surge in development activity which is not expected to lighten up in the near term...At the same time, Inspection Services is feeling the same pressure which will continue for many months beyond each project approval, given the length of the Building construction process.”

Many of these projects are still underway or still pending approval, while the City is actively pursuing multiple substantial developments across the City. Since much of the work remains, Staff recommends carrying forward any unused portion of the previously approved amount to the 2020 budget so that it can be used during 2020 for the same purpose and same manner as previously approved.

**COUNCIL ACTION REQUESTED** *JK*

Motion to recommend carrying forward the available Personnel Services appropriations within the Inspection Services Department, not to exceed \$78,362, and directing the Director of Finance and Treasurer to prepare a 2020 Budget modification for consideration.

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<p>APPROVAL <i>slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE Jan 7, 2020</p>
<p>REPORTS &amp; RECOMMENDATIONS</p>	<p>AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO CARRYOVER \$ 44,000 OF UNUSED 2019 PLANNING DEPARTMENT APPROPRIATIONS</p>	<p>ITEM NUMBER <i>6.16.</i></p>

**Background**

On April 1, 2019, the Common Council authorized \$48,464 of additional Planning Department appropriations to aid providing the planning services generated by the increased development activity.

On August 20, 2019, the Common Council authorized the transfer of \$48,700 of Planning Department appropriations for additional Professional Service.

The Planning Department has used \$ 43,428 of the authorized appropriations. However, recent staffing changing will unfavorably impact the departments capabilities.

The 2020 Adopted Budget provides no outside Professional Services to assist the Department.

Preliminary 2019 results, indicates \$38,000 of 2019 Planning Professional Services went un-used, and these appropriations will add to end of 2019 Fund Balance.

The 2019 Planning Department also included a \$6,000 appropriation for the purchase of MapLink software, enabling the Planning Department to link the online zone maps with the zoning ordinance. This software is maintained by the same firm that maintains the City's UDO and Municipal Code. This project was not completed in 2019. While Planning Department management is transitioning at this time, it is recommended that this unused 2019 appropriation be carried forward to 2020, enabling the next Planning Department management to complete this valuable project.

The Director of Administration did not consider this carryover request at the December 17, 2019 Council meeting, as information was too preliminary at that time.

**Recommendation**

The Director of Finance & Treasurer recommends that the Common Council adopt the proposed attached Ordinance which will carryforward unused 2019 Planning Department appropriations of \$38,000 for Professional Services and \$6,000 for MapLink software to 2020.

**COUNCIL ACTION REQUESTED**

Motion adopting an ordinance to amend Ordinance 2019-2398, an ordinance adopting the 2020 annual budgets for the General Fund to carryover \$ 44,000 of unused 2019 Planning Department appropriations.

Roll Call Vote Required

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

ORDINANCE NO. 2020 \_\_\_\_\_

AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO CARRYOVER \$44,000 OF UNUSED 2019 PLANNING DEPARTMENT APPROPRIATIONS

WHEREAS, the Common Council of the City of Franklin adopted the 2020 Annual Budgets for the City of Franklin on November 19, 2019; and

WHEREAS, on April 1, 2019 the Common Council authorized \$48,700 of added 2019 Planning Department appropriations from excess 2018 Planning resources; and

WHEREAS, on August 20, 2019 the Common Council transferred \$43,428 of personnel appropriations to Professional Service appropriations related to vacant positions in 2019; and

WHEREAS, the Planning Department will have approximately \$38,000 of un-used 2019 Professional Services appropriations at December 31, 2019; and

WHEREAS, the Planning Department did not complete the purchase of the MapLink software project included in the 2019 Non-Personnel services appropriations.

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

Section 1 That the 2020 Budget for the General Fund be amended as follows:

General Fund

Planning Dept	Professional Services	Increase	\$38,000
Planning Dept	Non-Personal Services	Increase	6,000
Contingency	Non-Restricted	Decrease	44,000

Section 2 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 \_\_\_\_\_, 2020.

APPROVED:

\_\_\_\_\_  
Stephen R Olson, Mayor

ATTEST:

\_\_\_\_\_  
Sandra L. Wesolowski, City Clerk

AYES \_\_\_ NOES \_\_\_ ABSENT \_\_\_

<b>APPROVAL</b> <i>Slw</i> 	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 4/1/2019
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<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>Ordinance 2019-____ amending Ordinance 2018-2345, an ordinance adopting the 2019 annual budget for the General Fund for the City of Franklin, to appropriate \$48,464 within the Planning Department and \$78,362 within the Inspection Services Department, reflecting amounts equal to each Department's 2018 revenues in excess of budgeted revenues, to support implementation of a plan for supplemental services for those Departments</b>	<b>ITEM NUMBER</b> G.7.
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Elsewhere on the Common Council's agenda is a request to authorize a plan for supplemental services for the Planning and Inspection Services Departments, subject to and contingent upon separate adoption by the Common Council of a Resolution modifying the 2019 budget to appropriate an amount equal to the Department's 2018 revenues in excess of budgeted revenues.

These amounts are in consideration because these departments generated significantly extra revenue in 2018 than budgeted. While neither department exceeded their expenditure appropriations for 2018, the draft Annual Financial Report indicates the following pertaining to revenue.

Department	Budgeted Revenue	Actual Revenue	Net Revenue
Planning	\$53,500	\$101,964	\$48,464
Inspection Services	\$830,000	\$908,362	\$78,362

This action allows program revenues for these areas to directly support ongoing program demands for these areas without requiring use of additional property tax dollars or the initial fund balance when entering 2018. This is a reasonable consideration because the draft Annual Financial Report indicates a surplus in the General Fund for 2018 that exceeds \$700,000.

Mayor and Staff, therefore, recommend that these net revenues from the departments for 2018 be reprogrammed and appropriated from the General Fund fund balance to ensure additional support services for the Departments. 2018 will still result in added General Fund surplus of over \$600,000.

The attached budget modification achieves the requested purpose.

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**COUNCIL ACTION REQUESTED**

Motion adopting Ordinance 2019-\_\_\_\_ amending Ordinance 2018-2345, an ordinance adopting the 2019 annual budget for the General Fund for the City of Franklin, to appropriate \$48,464 within the Planning Department and \$78,362 within the Inspection Services Department, reflecting amounts equal to each Department's 2018 revenues in excess of budgeted revenues, to support implementation of a plan for supplemental services for those Departments.

[NOTE: A ROLL CALL VOTE IS REQUIRED]

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<p>APPROVAL</p> <p><i>slw</i> </p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>8/20/2019</p>
<p>REPORTS &amp; RECOMMENDATIONS</p>	<p>An Ordinance Amending Ordinance 2018-2345, An Ordinance Adopting the 2019 Annual Budget for the General Fund for the City of Franklin, to Appropriate \$48,700 within the Planning Department Applying Position Vacancy Savings for Additional Contracted Professional Services</p>	<p>ITEM NUMBER</p> <p>G.10.</p>

The Common Council previously approved appropriating excess 2018 permit revenue for additional staff and consultant support in 2019 in the Planning Department. In conjunction with that approval, the Common Council requested updates, which Joel Dietl, Planning Manager, has been providing via email. As a summary of those updates and their current status, please note the following:

- Nick Fuch's company has been actively working and has very nearly exhausted his initial authorization of \$10,000.
- Vandewalle & Associates, Inc. and GRAEF both became engaged in July and began working around the start of August and are getting assignments along with the associated training to ensure their compliance with the expectations of our code and our processes. Their initial authorizations will likely be exhausted around the end of September.
- Regulo Martinez was hired and started as an Associate Planner August 5th and will be taking over a lot of the duties that Nick had.   
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*NBT*
- Marion Ecks was hired and started as an Assistant Planner, also August 5th, and will be taking over a lot of the duties that Orrin had done.

It is expected that Vandewalle & Associates and Graef will be able to accelerate their training and experience and handle more projects and more complex projects as they work their way through a learning curve for the first few months. This means that available appropriations will be used at a quicker rate as time moves forward. In order to ensure that the contractors can continue to help work toward clearing the backlog and help achieve prompt, thorough review, the Planning Manager requests authorization of additional appropriations prior to expiration of the existing approvals. To that end, the Director of Administration recommends re-appropriating excess Personnel Services appropriations within the existing Planning Department 2019 budget. These were appropriations intended for personnel which will remain unspent at the end of the year due to position vacancies that occurred earlier in the year. Use of these funds will not require use of contingency or other General Fund fund balance. In short, appropriations intended to process work with employees will be used to process work with the approved consultants.

Anticipating overtime usage for current employee's (the Planning Manager envisions that staff will be paid overtime rather than offered Comp Time for all night meetings and associated duties) and all of the other anticipated personnel costs, it is comfortably estimated that at least \$48,700 is available for transfer. There are a lot of variables in how quickly that allocation would be used, so staff can

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continue to provide status reports, but it is estimated that this amount should be sufficient for the remainder of the year, even anticipating an accelerated rate of use. If the budget modification is approved, the appropriation will continue to be administered in accordance with the plan for supplemental planning services as previously authorized, unless otherwise directed by the Council. Each consultant is being reissued contracts in \$10,000 or smaller increments, which allows the Planning Manager greater flexibility in adjusting assignments between contractor to account for how they handle the learning curve, the nature of the individual review items, hourly rates, the in-flow of projects, etc.

Attached is a budget modification that provides for the re-appropriation of excess Personnel Services appropriations in the Planning Department 2019 budget for the purpose of additional contracted professional services. As a budget modification, four (4) approving votes are required for adoption. If approved, the Director of Finance and Treasury will allocate the reduction in Personnel Services appropriations to individual Personnel Services account codes as he determines is appropriate.

### **COUNCIL ACTION REQUESTED**

Motion to adopt Ordinance 2019-\_\_\_\_, An Ordinance Amending Ordinance 2018-2345, An Ordinance Adopting the 2019 Annual Budget for the General Fund for the City of Franklin, to Appropriate \$48,700 within the Planning Department Applying Position Vacancy Savings for Addition<sup>1</sup> Contracted Professional Services.

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<b>APPROVAL</b> <i>slw</i> <i>AK</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> Jan 7, 2020
<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>November, 2019 Monthly Financial Report</b>	<b>ITEM NUMBER</b> <i>6.17.</i>

**Background**

The November, 2019 Financial Report is attached.

The Finance Committee has not reviewed this report.

Please note that certain interfund advances will occur to fund project costs in the Capital Improvement Fund until loan proceeds are available in December.

Receipts of landfill siting revenue are exceeding the 2019 budgeted revenues. The Finance Director is crediting Capital Funds for the excess revenue. Recent communications from Waste Management would suggest that landfill siting revenues will be lower than previously thought. It is too early to estimate the impact of this new information.

Highlights of the report are contained in the transmittal memo.

The Finance Director will be on hand to answer any questions.

**COUNCIL ACTION REQUESTED**

Motion to Receive and place on file



Date: December 20, 2019  
To: Mayor Olson, Common Council and Finance Committee Members  
From: Paul Rotzenberg, Director of Finance & Treasurer  
Subject: Nov. 2019 Financial Report

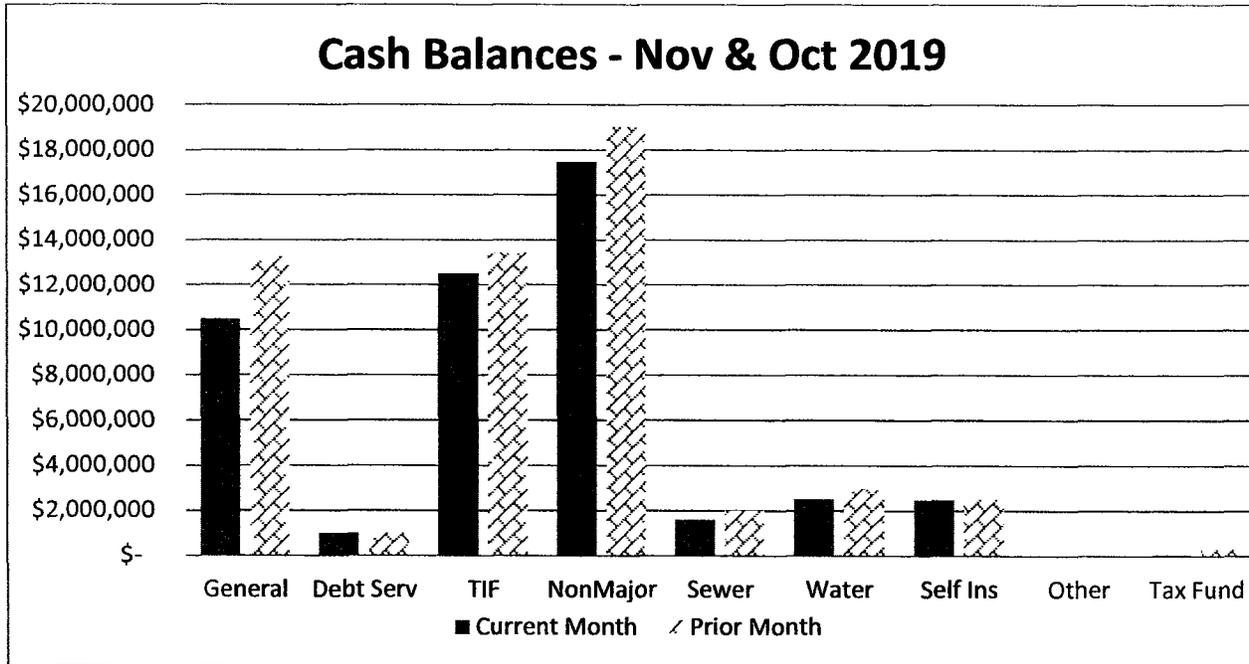
The November, 2019 financial reports for the General Fund, Debt Service Fund, TID Funds, Solid Waste Fund, Capital Outlay Fund, Equipment Replacement Fund, Street Improvement Fund, Capital Improvement Fund, Development Fund, Utility Development, Self Insurance Fund, and Post Employment Insurance Fund are attached.

The budget allocation is completed using an average of the last five years actual spending against the Amended Budget. Caution is advised in that spending patterns may have changed. Comments on specific and trending results are provided below to aid the reader in understanding or explaining current year financial results.

**Cash & Investments Summary** – is provided to aid in understanding the resources available to meet current activities. Cash & investments are positions with safety and liquidity as primary objectives as stated in the City's Investment policy. Investment returns are secondary in the investment decisions, while return potential is not ignored.

The City borrowed had two debt issues in 2019. The first, a \$20.1 million issue in February \$10.6 million was used to refund the TID 5 Note Anticipation Note sold in May 2018. \$3 million provided financing for a Developer's grant in TID 3, and \$6 million will finance project costs in TID 6. The second sold in Nov and closed on Dec 4 was for \$14.6 million. That funded \$2.3 million for the 2019 Capital Improvement projects, \$5.3 million of infrastructure at Ballpark Commons, \$3 million for a second mortgage on the Velo Village apartment project and \$4 million to refund the 2018 Note Anticipation Notes.

Cash & Investments in the General Governmental Funds totaling \$41.5 million decreased \$5.2 million since last month. General fund payroll requirements and the reduced revenues is the biggest reason for the reduction. TID grants and project costs used \$1.5 million.



**GENERAL FUND** revenues of \$26.1 million are \$0.7 million greater than budget. Collection of Engineering inspection fees have generated \$501,000, \$484,300 more than budget (as the 2019 budget understated expected revenues). With all the Commercial development, building permit revenues are \$161,000 greater than budget. Investment income of \$481,500 is also \$238,500 over budget related to increased interest rates.

Year to Date expenditures of \$23.4 million are \$474,500 less than budget. Expenditure items of note are:

- Reduced prisoner boarding costs has underspent by \$38,500. Reduced professional services in Administration has also generated \$29,200 in underspending.
- Police and Fire Personnel costs are underspent \$324,000 to budget,
- The overspend in Public Works is caused by recognizing Engineering services gross, rather than netted against revenues as in prior years. Note the added revenues commented upon earlier.
- The contingency expenditure represents tax refunds related to challenges to assessed values

A \$2.7 million surplus is \$1.2 million greater than budget. That surplus is partially related to additional revenues and partially to underspending.

**DEBT SERVICE** – Debt payments were made March 1 as required. The increased development activity of late has permitted more impact fee transfers than expected in the budget.

### **TIF Districts –**

TID 3 – The 2019 increment was collected and the TID borrowed \$3 million in February to finance a Developer Grant. All six buildings have received occupancy permits, and the grants were paid. In addition, a \$292,000 payment the Municipal Revenue Obligation (MRO) for the motel removal was made.

TID 4 – The 2019 increment was collected and payments are being made on the Engineering contract planning infrastructure for a business park on S 27<sup>th</sup> Street.

TID 5 – The 2019 Increment was collected. The TID borrowed \$10.6 million to make a \$10 million note payment Developer draws continue. Total expenditures on the infrastructure are \$21.8 million. A schedule of payments by category is attached.

An amendment to the Developer's Agreement was signed in October, 2019, that commits another \$3.2 million to infrastructure assistance.

TID 6 – The TID borrowed \$6 million to finance developer project costs. The City committed \$9 million for infrastructure in the Loomis & Ryan Rd development to be constructed by the Developer. The Developer is installing a water main extension along Loomis Road at this time.

TID 7 – formed in May, 2019, this multi-family project is related to Ballpark Commons. The Developer's Agreement was signed in mid-October, 2019. That agreement committed the City to \$2 million infrastructure assistance in Ballpark Commons, a Developer's Grant of \$14.89 mil in the form of an MRO and a \$4.5 million second mortgage.

**SOLID WASTE FUND** – Activity is occurring as budgeted.

**LANDFILL SITING REVENUES** – These revenues impact the four Capital Funds and the General Fund. The 2019 Budget of \$1.6 million anticipated a 72% increase over the prior year. Receipts thru Nov 30 total \$1.9 million matching the entire annual budget. Revenues are currently estimated to total \$2.6 million for 2019, with amounts added to recover structural deficits in the Equipment Replacement and Street Improvement funds.

**CAPITAL OUTLAY FUND** – tax revenues are in line with budget. The new City servers have been purchased. The Police have the planned vehicles. A \$26,000 text 2-911 project initiated in 2016 has numerous technical delays. The Fire Dept has completed the thermal imaging project. Engineering has purchased the GIS locating equipment. Highway has completed the Router replacement.

Projects still undone include \$24,000 of election equipment, \$30,000 of Info Systems equipment, City Hall Security Systems, and a few small Fire projects.

**EQUIPMENT REPLACEMENT FUND** – Revenues are in line with budget. The Fire Dept received the \$633,000 the fire engine replacement, however it still requires some accessories before being placed in service. The Breathing Apparatus equipment has not been ordered. A \$150,000 grant has been awarded for the Breathing Apparatus equipment.

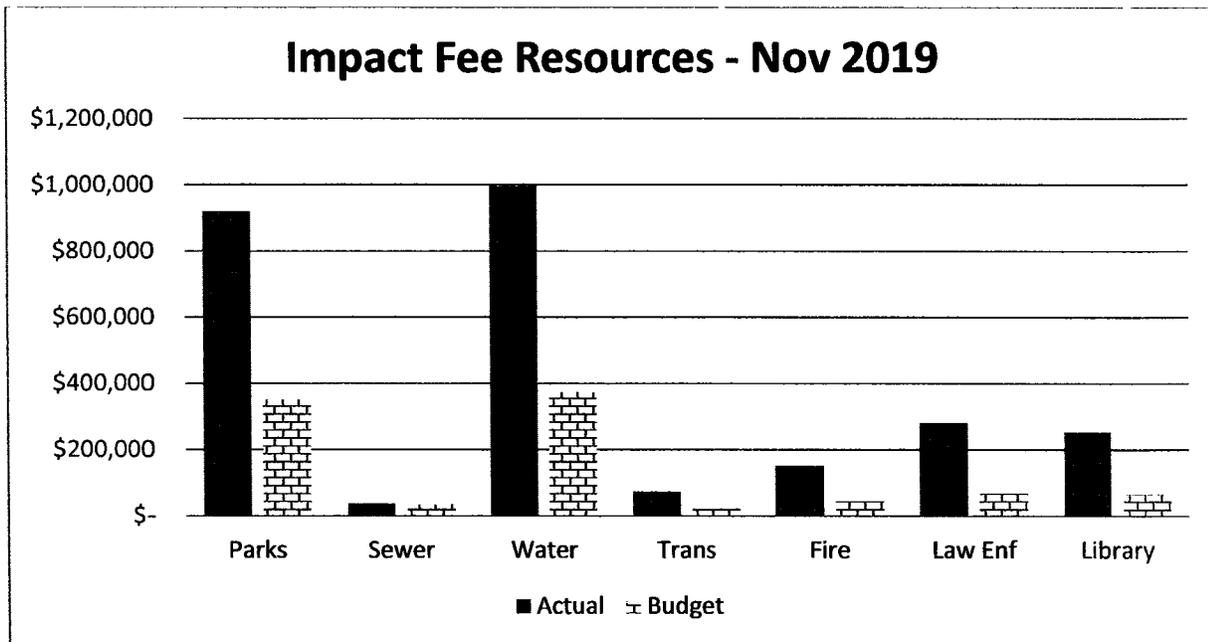
**STREET IMPROVEMENT FUND** – General Transportation Aids have been receipted to this fund, and only a small portion of landfill siting revenue remains to be receipted.

The 2019 program is complete. Work on the Rawson Homes road project is still in process.

**CAPITAL IMPROVEMENT FUND** – See the earlier note on landfill siting revenues. Bond proceeds are expected in Dec 2019

The City Hall roof, HVAC project is currently underway The Police Shooting Range project is under contract. The round-about project at Drexel & S 51<sup>st</sup> Street is complete, however required several budget amendments. The Rawson Homes storm sewer project is nearing completion for 2019. Road work will spill over to 2020. The pavilion at Pleasant View Park is under construction

**DEVELOPMENT FUND** – Impact fee collections soared past budget with Ballpark Commons projects getting initiated, impact fee collections will exceed budget.



Transfers to the Debt Service fund were made to fund debt service costs. Not all the transfers to the Debt Service Fund are needed there, so approximately \$90,000 of transfers out are being recorded in the Capital Improvement Fund.

The Park Impact fee expenditures represent a commitment for a trail to a developer. The Park Impact fee holding period ends at the end of Quarter 1 in 2020, should qualifying park expenditures utilizing fees not occur prior to then, rebates will begin. The Pleasant View Park pavilion project should extend the expenditure period into mid 2020.

Water Impact fees have been held for nearly six years. Oversizing payments to developers will utilize some of the fees but not very soon. A Water tower project is in the plans for 2021 or later and will use all of those fees and more.

Nov. 2019  
Financial report

As of November, 2019, there are \$5.0 million of Park and \$2.5 million of Water Impact fees on hand. All other fee types total \$1.0 million.

**UTILITY DEVELOPMENT FUND** – A large deferred assessment was paid in January, September and October

**SELF INSURANCE FUND** – Revenues of \$3.1 million are 7% below budget. Participation in the plan decreased as a result of the revised health insurance program.

Total operating costs of \$2.6 million are 28% below budget.

A \$530,000 surplus compares favorably to the \$251,000 planned deficit.

**RETIREE HEALTH FUND** – Insurance results are much better than 2018. Medical claims are 27% lower than 2018. Results can quickly change depending upon group activity, especially considering the small size of the group.

Investment results have followed the markets, with investment gains of 18% thru November. Thru November investment results have generated \$1,006,000 in gains, with total investments now exceeding \$6.3 million.

Caution is advised, as equity market returns can be volatile, evidenced by the sharp fourth quarter downturn in 2018.

**City of Franklin**  
**Cash & Investments Summary**  
**November 30, 2019**

	<b>Cash</b>	<b>American Deposit Management</b>	<b>Institutional Capital Management</b>	<b>Local Government Invest Pool</b>	<b>Fidelity Investments</b>	<b>Total</b>	<b>Prior Month Total</b>
General Fund	\$ (513,713)	\$ 4,138,737	\$ 3,695,855	\$ 3,174,541	\$ -	\$ 10,495,419	\$ 13,258,978
Debt Service Funds	30,171	442,683	538,152	-	-	1,011,006	1,009,727
TIF Districts	53,188	9,759,346	2,703,979	-	-	12,516,513	13,427,414
Nonmajor Governmental Funds	706,805	8,739,412	8,030,225	-	-	17,476,442	19,033,211
<b>Total Governmental Funds</b>	<b>276,450</b>	<b>23,080,178</b>	<b>14,968,211</b>	<b>3,174,541</b>	<b>-</b>	<b>41,499,380</b>	<b>46,729,330</b>
Sewer Fund	233,358	1,592,289	-	(216,106)	-	1,609,541	1,994,930
Water Utility	13,000	2,089,222	419,048	-	-	2,521,270	2,999,902
Self Insurance Fund	12,619	654,167	1,830,072	-	-	2,496,858	2,508,718
Other Designated Funds	13,605	-	-	-	-	13,605	14,301
<b>Total Other Funds</b>	<b>272,582</b>	<b>4,335,678</b>	<b>2,249,120</b>	<b>(216,106)</b>	<b>-</b>	<b>6,641,274</b>	<b>7,517,850</b>
<b>Total Pooled Cash &amp; Investments</b>	<b>549,033</b>	<b>27,415,856</b>	<b>17,217,331</b>	<b>2,958,434</b>	<b>-</b>	<b>48,140,654</b>	<b>54,247,180</b>
Retiree Health Fund	143,089	-	-	-	6,315,076	6,458,166	6,304,577
Property Tax Fund	62,988	89	-	-	-	63,077	347,058
<b>Total Trust Funds</b>	<b>206,077</b>	<b>89</b>	<b>-</b>	<b>-</b>	<b>6,315,076</b>	<b>6,521,243</b>	<b>6,651,635</b>
<b>Grand Total Cash &amp; Investments</b>	<b>755,110</b>	<b>27,415,945</b>	<b>17,217,331</b>	<b>2,958,434</b>	<b>6,315,076</b>	<b>54,661,896</b>	<b>60,898,815</b>
<b>Average Rate of Return</b>		1.62%	1.83%	1.71%			
<b>Maturities:</b>							
Demand	755,110	27,415,945	43,466	2,958,434	46,051	31,219,006	37,551,159
Fixed Income & Equities	-	-	-	-	4,149,839	4,149,839	4,024,499
2019 - Q4	-	-	-	-	-	-	-
2020 - Q1	-	-	1,039,943	-	-	1,039,943	1,039,990
2020 - Q2	-	-	998,329	-	-	998,329	998,143
2020 - Q3	-	-	-	-	-	-	997,488
2020 - Q4	-	-	4,517,660	-	172,978	4,690,638	3,696,318
2021	-	-	8,047,956	-	574,986	8,622,942	8,640,092
2022	-	-	2,569,977	-	371,700	2,941,677	2,948,925
2023	-	-	-	-	377,268	377,268	378,013
2024	-	-	-	-	205,839	205,839	206,483
2025	-	-	-	-	208,778	208,778	209,266
2026	-	-	-	-	207,638	207,638	208,440
	<b>755,110</b>	<b>27,415,945</b>	<b>17,217,331</b>	<b>2,958,434</b>	<b>6,315,076</b>	<b>54,661,896</b>	<b>60,898,815</b>

**City of Franklin**  
**2019 Financial Report**  
**General Fund Summary**  
**For the Eleven months ended November 30, 2019**

<b>Revenue</b>	<b>2019 Annual Budget</b>	<b>2019 Amended Budget</b>	<b>2019 Year-to-Date Budget</b>	<b>2019 Year-to-Date Actual</b>	<b>Var to Budget Surplus (Deficiency)</b>
Property Taxes	\$ 18,130,675	\$ 18,130,675	\$ 18,126,648	\$ 18,127,772	\$ 1,124
Other Taxes	695,800	695,800	542,880	577,477	34,597
Intergovernmental Revenue	1,736,127	1,736,127	1,716,720	1,737,640	20,920
Licenses & Permits	1,038,990	1,038,990	949,078	1,140,241	191,163
Law and Ordinance Violations	546,000	546,000	506,054	406,391	(99,663)
Public Charges for Services	2,056,950	2,056,950	1,839,757	2,261,574	421,817
Intergovernmental Charges	207,500	207,500	139,396	186,308	46,912
Investment Income	265,000	265,000	242,917	481,480	238,563
Miscellaneous Revenue	162,150	162,150	154,371	178,024	23,653
Transfer from Other Funds	1,109,250	1,139,875 A	1,086,725	962,500	(124,225)
<b>Total Revenue</b>	<b>\$ 25,948,442</b>	<b>\$ 25,979,067</b>	<b>\$ 25,304,546</b>	<b>\$ 26,059,407</b> 102.98%	<b>\$ 754,861</b>
<b>Expenditures</b>	<b>2019 Annual Budget</b>	<b>2019 Amended Budget</b>	<b>2019 Year-to-Date Budget</b>	<b>2019 Year-to-Date Actual</b>	<b>Var to Budget Surplus (Deficiency)</b>
General Government	\$ 3,200,440	\$ 3,239,416 A	\$ 2,992,912	\$ 2,783,974 E	\$ 208,938
Public Safety	17,784,187	17,771,999 A	16,340,380	15,785,346 E	555,034
Public Works	3,571,132	3,701,736 A	3,204,225	3,524,499 E	(320,274)
Health and Human Services	750,797	740,862 A	688,276	600,183	88,093
Other Culture and Recreation	182,702	184,243 A	183,427	178,936	4,491
Conservation and Development	640,776	738,514 A	674,505	570,488 E	104,017
Contingency and Unclassified	2,069,728	1,826,304 A	10,738	27,979 E	(17,241)
Anticipated underexpenditures	(375,320)	(317,444) A	(290,990)	-	(290,990)
Transfers to Other Funds	274,000	282,100 A	31,425	32,100	(675)
Encumbrances	-	-	-	(143,169)	143,169
<b>Total Expenditures</b>	<b>\$ 28,098,442</b>	<b>\$ 28,167,730</b>	<b>\$ 23,834,898</b>	<b>\$ 23,360,336</b> 98.01%	<b>\$ 474,562</b>
Excess of revenue over (under) expenditures	(2,150,000)	(2,188,663)	<u>\$ 1,469,648</u>	2,699,071	<u>\$ 1,229,423</u>
Fund balance, beginning of year	<u>7,336,277</u>	<u>7,336,277</u>		<u>7,336,277</u>	
Fund balance, end of period	<u>\$ 5,186,277</u>	<u>\$ 5,147,614</u>		<u>\$ 10,035,348</u>	

A Represents an amendment to Adopted Budget  
E Represents an encumbrance for current year from prior year

**City of Franklin  
Debt Service Funds  
Balance Sheet  
November 30, 2019 and 2018**

	2019			2018		
	Special Assessment	Debt Service	2019 Total	Special Assessment	Debt Service	2018 Total
<b>Assets</b>						
Cash and investments	\$ 741,097	\$ 269,909	\$ 1,011,006	\$ 680,618	\$ 267,933	\$ 948,551
Special assessment receivable	58,474	-	58,474	83,018	-	83,018
<b>Total Assets</b>	<b>\$ 799,571</b>	<b>\$ 269,909</b>	<b>\$ 1,069,480</b>	<b>\$ 763,636</b>	<b>\$ 267,933</b>	<b>\$ 1,031,569</b>
<b>Liabilities and Fund Balance</b>						
Unearned & unavailable revenue	\$ 58,474	\$ -	\$ 58,474	\$ 83,018	\$ -	\$ 83,018
Unassigned fund balance	741,097	269,909	1,011,006	680,618	267,933	948,551
<b>Total Liabilities and Fund Balance</b>	<b>\$ 799,571</b>	<b>\$ 269,909</b>	<b>\$ 1,069,480</b>	<b>\$ 763,636</b>	<b>\$ 267,933</b>	<b>\$ 1,031,569</b>

**Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	2019				2018		
	Special Assessment	Debt Service	Year-to-Date Actual	2019 Amended Budget	Special Assessment	Debt Service	2018 Year-to-Date Actual
<b>Revenue</b>							
Property Taxes	\$ -	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ -	\$ 1,300,000	\$ 1,300,000
Special Assessments	6,525	-	6,525	-	51,449	-	51,449
Investment Income	20,238	10,442	30,680	-	5,218	3,506	8,724
GO Debt Issuance	-	-	-	-	-	-	-
<b>Total Revenue</b>	<b>26,763</b>	<b>1,310,442</b>	<b>1,337,205</b>	<b>1,300,000</b>	<b>56,667</b>	<b>1,303,506</b>	<b>1,360,173</b>
<b>Expenditures:</b>							
<b>Debt Service</b>							
Principal	-	1,405,000	1,405,000	1,405,000	-	1,330,000	1,330,000
Interest	-	134,137	134,137	134,138	-	148,898	148,898
Bank Fees	-	1,200	1,200	1,050	-	-	-
<b>Total expenditures</b>	<b>-</b>	<b>1,540,337</b>	<b>1,540,337</b>	<b>1,540,188</b>	<b>-</b>	<b>1,478,898</b>	<b>1,478,898</b>
Transfers in	-	231,419	231,419	240,188	(60,000)	392,254	332,254
<b>Net change in fund balances</b>	<b>26,763</b>	<b>1,524</b>	<b>28,287</b>	<b>-</b>	<b>(3,333)</b>	<b>216,862</b>	<b>213,529</b>
Fund balance, beginning of year	714,334	268,385	982,719	982,719	683,951	51,071	735,022
<b>Fund balance, end of period</b>	<b>\$ 741,097</b>	<b>\$ 269,909</b>	<b>\$ 1,011,006</b>	<b>\$ 982,719</b>	<b>\$ 680,618</b>	<b>\$ 267,933</b>	<b>\$ 948,551</b>

City of Franklin  
Consolidating TID Funds  
Balance Sheet  
November 30, 2019

	<u>TID 3</u>	<u>TID 4</u>	<u>TID 5</u>	<u>TID 6</u>	<u>TID 7</u>	<u>Total</u>
<b>Assets</b>						
Cash & investments	\$ 756,811	\$ 4,230,094	\$ 1,058,262	\$ 6,514,911	\$ (43,565)	\$ 12,516,513
Total Assets	<u>\$ 756,811</u>	<u>\$ 4,230,094</u>	<u>\$ 1,058,262</u>	<u>\$ 6,514,911</u>	<u>\$ (43,565)</u>	<u>\$ 12,516,513</u>
<b>Liabilities and Fund Balance</b>						
Accounts payable	\$ -	\$ 47,177	\$ 3,405,739	\$ 986	\$ 879,208	\$ 4,333,110
Accrued liabilities	865,136	-	-	-	-	865,136
Advances from other funds	-	-	-	13,000	-	13,000
Total Liabilities	<u>865,136</u>	<u>47,177</u>	<u>3,405,739</u>	<u>13,986</u>	<u>879,208</u>	<u>5,211,246</u>
Assigned fund balance	(108,325)	4,182,917	(2,347,477)	6,500,925	(922,773)	7,305,267
Total Liabilities and Fund Balance	<u>\$ 756,811</u>	<u>\$ 4,230,094</u>	<u>\$ 1,058,262</u>	<u>\$ 6,514,911</u>	<u>\$ (43,565)</u>	<u>\$ 12,516,513</u>

**Statement of Revenue, Expenses and Fund Balance**  
For the Eleven months ended November 30, 2019

	<u>TID 3</u>	<u>TID 4</u>	<u>TID 5</u>	<u>TID 6</u>	<u>TID 7</u>	<u>Total</u>
<b>Revenue</b>						
General property tax levy	\$ 1,114,683	\$ 1,011,224	\$ 30,951	\$ -	\$ -	\$ 2,156,858
Payment in lieu of taxes	-	121,759	-	-	-	121,759
State exempt aid	482,476	21,413	123	-	-	504,012
Investment & misc income	94,747	111,642	100,586	113,108	-	420,083
Bond proceeds	3,001,886	-	10,600,102	6,638,320	-	20,240,308
Total revenue	<u>4,693,792</u>	<u>1,266,038</u>	<u>10,731,762</u>	<u>6,751,428</u>	<u>-</u>	<u>23,443,020</u>
<b>Expenditures</b>						
Debt service interest & fees	\$ 64,121	\$ -	\$ 10,822,413	\$ 226,063	\$ -	\$ 11,112,597
Administrative expenses	99,528	31,656	31,189	4,130	1,177	167,680
Professional services	-	146,149	136,308	8,122	49,241	339,820
Capital outlays	-	898,098	10,806,982	-	872,355	12,577,435
Development incentive & obligation paymen	5,291,991	-	-	-	-	5,291,991
Encumbrances	-	(901,323)	(32,138)	(1,156)	-	(934,617)
Total expenditures	<u>5,455,640</u>	<u>174,580</u>	<u>21,764,754</u>	<u>237,159</u>	<u>922,773</u>	<u>28,554,906</u>
Revenue over (under) expenditures	(761,848)	1,091,458	(11,032,992)	6,514,269	(922,773)	(5,111,886)
Fund balance, beginning of year	653,523	3,091,459	8,685,515	(13,344)	-	12,417,153
Fund balance, end of period	<u>\$ (108,325)</u>	<u>\$ 4,182,917</u>	<u>\$ (2,347,477)</u>	<u>\$ 6,500,925</u>	<u>\$ (922,773)</u>	<u>\$ 7,305,267</u>

**City of Franklin**  
**Tax Increment Financing District #3**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash & investments	\$ 756,811	\$ 1,971,514
Total Assets	<u>\$ 756,811</u>	<u>\$ 1,971,514</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ -	\$ 76
Accrued liabilities	865,136	1,323,600
Interfund advance from Development Fund	-	-
Total Liabilities	<u>865,136</u>	<u>1,323,676</u>
Assigned fund balance	(108,325)	647,838
Total Liabilities and Fund Balance	<u>\$ 756,811</u>	<u>\$ 1,971,514</u>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	<u>2019</u> <u>Annual</u> <u>Budget</u>	<u>2019</u> <u>Amended</u> <u>Budget</u>	<u>2019</u> <u>Year-to-Date</u> <u>Budget</u>	<u>2019</u> <u>Year-to-Date</u> <u>Actual</u>	<u>2018</u> <u>Year-to-Date</u> <u>Actual</u>
<b>Revenue</b>					
General property tax levy	\$ 1,180,900	\$ 1,180,900	\$ 1,180,900	\$ 1,114,683	\$ 1,381,191
State exempt aid	479,831	479,831	479,306	482,476	464,931
Investment income	25,000	25,000	23,113	94,747	28,910
Bond proceeds	3,500,000	3,500,000	3,500,000	3,001,886	-
Total revenue	<u>5,185,731</u>	<u>5,185,731</u>	<u>5,183,319</u>	<u>4,693,792</u>	<u>1,875,032</u>
<b>Expenditures</b>					
Debt service principal	-	-	-	-	985,000
Debt service interest & fees	111,500	111,500	102,208	64,121	15,084
Administrative expenses	113,350	213,350	195,716	99,528	31,916
Interfund interest	-	-	-	-	74
Capital outlays	-	984,323	830,615	-	1,354,303
Development incentive & obligation payments	4,589,265	5,422,600	4,970,717	5,291,991	109,000
Total expenditures	<u>4,814,115</u>	<u>6,731,773</u>	<u>6,099,256</u>	<u>5,455,640</u>	<u>1,142,071</u>
Revenue over (under) expenditures	371,616	(1,546,042)	<u>\$ (915,937)</u>	(761,848)	732,961
Fund balance, beginning of year	<u>653,523</u>	<u>653,523</u>		<u>653,523</u>	<u>(85,123)</u>
Fund balance, end of period	<u>\$ 1,025,139</u>	<u>\$ (892,519)</u>		<u>\$ (108,325)</u>	<u>\$ 647,838</u>

**City of Franklin**  
**Tax Increment Financing District #4**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	2019	2018
Cash & investments	\$ 4,230,094	\$ 3,326,489
Total Assets	<u>\$ 4,230,094</u>	<u>\$ 3,326,489</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 47,177	\$ 80,109
Total Liabilities	<u>47,177</u>	<u>80,109</u>
Assigned fund balance	4,182,917	3,246,380
Total Liabilities and Fund Balance	<u>\$ 4,230,094</u>	<u>\$ 3,326,489</u>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	2019 Annual Budget	2019 Amended Budget	2019 Year-to-Date Budget	2019 Year-to-Date Actual	2018 Year-to-Date Actual
<b>Revenue</b>					
General property tax levy	\$ 1,023,600	\$ 1,023,600	\$ 1,023,600	\$ 1,011,224	\$ 1,059,413
Payment in Lieu of Taxes	132,800	132,800	132,800	121,759	132,871
State exempt aid	19,700	19,700	19,300	21,413	16,195
Investment income	20,000	20,000	18,333	111,642	42,997
Bond proceeds	5,000,000	5,000,000	5,000,000	-	-
Total revenue	<u>6,196,100</u>	<u>6,196,100</u>	<u>6,194,033</u>	<u>1,266,038</u>	<u>1,251,476</u>
<b>Expenditures</b>					
Debt service interest & fees	188,750	188,750	173,021	-	-
Administrative expenses	10,350	10,350	9,487	31,656	7,304
Professional services	29,500	161,724	148,247	146,149	214,454
Capital outlay	8,000,000	8,714,802	7,988,568	898,098	1,201,850
Encumbrances	-	-	-	(901,323)	(1,012,513)
Total expenditures	<u>8,228,600</u>	<u>9,075,626</u>	<u>8,319,323</u>	<u>174,580</u>	<u>411,095</u>
Revenue over (under) expenditures	<u>(2,032,500)</u>	<u>(2,879,526)</u>	<u>\$ (2,125,290)</u>	1,091,458	840,381
Fund balance, beginning of year	<u>3,091,459</u>	<u>3,091,459</u>		<u>3,091,459</u>	<u>2,405,999</u>
Fund balance, end of period	<u>\$ 1,058,959</u>	<u>\$ 211,933</u>		<u>\$ 4,182,917</u>	<u>\$ 3,246,380</u>

**City of Franklin**  
**Tax Increment Financing District #5**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	<b>2019</b>	<b>2018</b>
Cash & investments	\$ 1,058,262	\$ 10,351,710
Total Assets	<u>\$ 1,058,262</u>	<u>\$ 10,351,710</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 3,405,739	\$ -
Due to other funds	-	29,694
Interfund advance from Development Fund	-	75,000
Total Liabilities	<u>3,405,739</u>	<u>104,694</u>
Assigned fund balance	<u>(2,347,477)</u>	<u>10,247,016</u>
Total Liabilities and Fund Balance	<u>\$ 1,058,262</u>	<u>\$ 10,351,710</u>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	<b>2019</b>	<b>2019</b>	<b>2019</b>	<b>2019</b>	<b>2018</b>
	<b>Annual</b>	<b>Amended</b>	<b>Year-to-Date</b>	<b>Year-to-Date</b>	<b>Year-to-Date</b>
	<b>Budget</b>	<b>Budget</b>	<b>Budget</b>	<b>Actual</b>	<b>Actual</b>
<b>Revenue</b>					
General property tax levy	\$ 31,500	\$ 31,500	\$ 28,875	\$ 30,951	\$ 30,500
State exempt aid	400	400	367	123	-
Investment income	25,000	25,000	22,916	100,586	177,717
Bond proceeds	10,000,000	17,350,000	7,500,000	10,600,102	23,386,959
Total revenue	<u>10,056,900</u>	<u>17,406,900</u>	<u>7,552,158</u>	<u>10,731,762</u>	<u>23,595,176</u>
<b>Expenditures</b>					
Debt service interest & fees	10,875,810	15,025,810	10,867,418	10,822,413	337,663
Administrative expenses	20,700	20,700	18,975	31,189	45,535
Professional services	10,000	124,279	113,922	136,308	64,299
Capital outlay	-	7,200,000	3,666,667	10,806,982	10,063,198
Development incentive & obligation payments	4,000,000	4,000,000	3,666,667	-	2,765,870
Encumbrances	-	-	-	(32,138)	(27,279)
Total expenditures	<u>14,906,510</u>	<u>26,370,789</u>	<u>18,333,649</u>	<u>21,764,754</u>	<u>13,249,286</u>
Revenue over (under) expenditures	<u>(4,849,610)</u>	<u>(8,963,889)</u>	<u>\$ (10,781,491)</u>	<u>(11,032,992)</u>	<u>10,345,890</u>
Fund balance, beginning of year	<u>8,685,515</u>	<u>8,685,515</u>		<u>8,685,515</u>	<u>(98,874)</u>
Fund balance, end of period	<u>\$ 3,835,905</u>	<u>\$ (278,374)</u>		<u>\$ (2,347,477)</u>	<u>\$ 10,247,016</u>

City of Franklin  
Ballpark Commons  
Thru July 2019 Draw

Dev Agreement Budget Draw #17	Date Paid	Streets	Storm Sewer	Parking Lot	County Methane	MMSD Main Movement	Topsoil Replacement	Berms	Water	Sanitary Sewer	Trail	Sound & Light	Contingency	Total
		5,157,399 (205,655)	2,564,027 5,427	1,930,196 (6,285)	3,887,300	458,000	2,602,500 16,121	920,000	1,011,124 189,252	782,266 1,140	145,000	100,000	2,933,672	22,491,484 (0)
<b>Revised Budget</b>		<b>3,634,962</b>	<b>5,480,870</b>	<b>1,393,587</b>	<b>3,887,300</b>	<b>458,000</b>	<b>2,989,828</b>	<b>920,000</b>	<b>2,075,473</b>	<b>1,373,100</b>	<b>145,000</b>	<b>100,000</b>	<b>33,363</b>	<b>22,491,484</b>
<b>Dev Agree Amend Total</b>		<b>3,634,962</b>	<b>5,480,870</b>	<b>1,393,587</b>	<b>3,887,300</b>	<b>458,000</b>	<b>2,989,828</b>	<b>920,000</b>	<b>2,075,473</b>	<b>1,373,100</b>	<b>145,000</b>	<b>100,000</b>	<b>3,200,000</b>	<b>3,200,000</b>
<b>Draws</b>		<b>1,617,607</b>	<b>4,201,794</b>	<b>608,567</b>	<b>2,645,529</b>	<b>164,865</b>	<b>2,566,201</b>	<b>247,441</b>	<b>1,397,720</b>	<b>876,912</b>	<b>31,610</b>	<b>49,238</b>	<b>3,285</b>	<b>14,410,769</b>
Draw 11		67,942	147,607	129,144	115,553	3,554	26,460	35,055	294,394	384,347				1,204,055
Draw 12		60,185	428,176	55,904	12,215		191,508	26,465	161,125	111,320				1,046,899
Draw 13		118,699	356,931	15,990	31,758	10,831	44,435		(85,877)	236,790				729,556
Draw 14	4/19/2019	115,240	16,263	2,765	42,544	6,325	8,481		38,226	128,712				358,556
Draw 15	5/14/2019	53,198	148,929	4,729	39,535	5,581	187,633	-	100,991	24,886				660,725
Draw # 16	6/6/2019	32,471	244,266	85,996	22,246	920	5,709		230,742			38,375		565,482
Draw #17	7/12/2019	307,184	4,892	202,419	20,326	4,371	16,121		170,568	1,027				726,909
Draw # 18	10/2/2019	771,117	30,459	1,036,027	4,221	2,435	124,575		22,026	24,389	45,224			2,095,253
Draw 19	10/18/2019	24,905												24,905
Draw # 20		(73,079)	10,117	61,283	53,392	11,842	95,117		164,495	22,182		2,289		347,639
Draw # 21		210,236	49,538	21,188	47,107	356	49,372	264,598	1,595	45,314		36		689,340
Draw # 21A														-
Draw # 21B		851,690	242,892	213,799	706		433,150	17,735	5,638	204,969		34,702		2,005,281
Draw # 22A		73,202					253,800		18,537	6,600				352,139
Draw # 22B														-
<b>Total 2019</b>		<b>2,612,989</b>	<b>1,680,071</b>	<b>1,829,244</b>	<b>389,603</b>	<b>46,214</b>	<b>1,436,361</b>	<b>343,853</b>	<b>1,122,460</b>	<b>1,190,537</b>	<b>45,224</b>	<b>110,181</b>	<b>-</b>	<b>10,806,738</b>
<b>Total</b>		<b>4,230,596</b>	<b>5,881,866</b>	<b>2,437,811</b>	<b>3,035,132</b>	<b>211,080</b>	<b>4,002,561</b>	<b>591,294</b>	<b>2,520,180</b>	<b>2,067,449</b>	<b>76,834</b>	<b>159,419</b>	<b>3,285</b>	<b>25,217,507</b>
<b>Remaining Budget</b>		<b>(595,634)</b>	<b>(400,995)</b>	<b>(1,044,224)</b>	<b>852,168</b>	<b>246,920</b>	<b>(1,012,733)</b>	<b>328,706</b>	<b>(444,707)</b>	<b>(694,348)</b>	<b>68,166</b>	<b>(59,419)</b>	<b>3,230,078</b>	<b>473,977</b>

**City of Franklin**  
**Tax Increment Financing District #6**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	<b>2019</b>	<b>2018</b>
Cash & investments	\$ 6,514,911	\$ -
Total Assets	<u>\$ 6,514,911</u>	<u>\$ -</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 986	\$ 13,000
Advances from other funds	13,000	-
Total Liabilities	<u>13,986</u>	<u>13,000</u>
Assigned fund balance	6,500,925	(13,000)
Total Liabilities and Fund Balance	<u>\$ 6,514,911</u>	<u>\$ -</u>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	<b>2019</b>	<b>2019</b>	<b>2019</b>	<b>2019</b>	<b>2018</b>
	<b>Annual</b>	<b>Amended</b>	<b>Year-to-Date</b>	<b>Year-to-Date</b>	<b>Year-to-Date</b>
	<b>Budget</b>	<b>Budget</b>	<b>Budget</b>	<b>Actual</b>	<b>Actual</b>
<b>Revenue</b>					
Investment income	\$ -	\$ 132,300	\$ 113,000	\$ 113,108	\$ -
Bond proceeds	-	9,837,382	9,281,382	6,638,320	-
Total revenue	<u>-</u>	<u>9,969,682</u>	<u>9,394,382</u>	<u>6,751,428</u>	<u>-</u>
<b>Expenditures</b>					
Debt service interest & fees	\$ -	\$ 195,375	\$ 78,812	\$ 226,063	\$ -
Administrative expenses	-	8,550	7,450	4,130	-
Professional services	-	26,156	26,156	8,122	13,000
Capital outlay	-	9,000,000	8,600,000	-	-
Encumbrances	-	-	-	(1,156)	-
Total expenditures	<u>-</u>	<u>9,230,081</u>	<u>8,712,418</u>	<u>237,159</u>	<u>13,000</u>
Revenue over (under) expenditures	-	739,601	<u>\$ 681,964</u>	6,514,269	(13,000)
Fund balance, beginning of year	<u>(13,344)</u>	<u>(13,344)</u>		<u>(13,344)</u>	<u>-</u>
Fund balance, end of period	<u>\$ (13,344)</u>	<u>\$ 726,257</u>		<u>\$ 6,500,925</u>	<u>\$ (13,000)</u>

**City of Franklin**  
**Tax Increment Financing District #7**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	2019	2018
Cash & investments	\$ (43,565)	\$ -
Total Assets	<u>\$ (43,565)</u>	<u>\$ -</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 879,208	\$ -
Advances from other funds	-	-
Total Liabilities	<u>879,208</u>	<u>-</u>
Assigned fund balance	(922,773)	-
Total Liabilities and Fund Balance	<u>\$ (43,565)</u>	<u>\$ -</u>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	2019 Annual Budget	2019 Amended Budget	2019 Year-to-Date Budget	2019 Year-to-Date Actual	2018 Year-to-Date Actual
<b>Revenue</b>					
Investment & misc income	\$ -	\$ 22,500	\$ 20,625	\$ -	\$ -
Bond proceeds	-	240,000	-	-	-
Total revenue	<u>-</u>	<u>262,500</u>	<u>20,625</u>	<u>-</u>	<u>-</u>
<b>Expenditures</b>					
Debt service interest, fees, bond issuance	\$ -	\$ 153,208	\$ -	\$ -	\$ -
Administrative expenses	-	5,200	-	1,177	-
Professional services	-	30,000	27,500	49,241	-
Capital outlay	-	2,750,000	-	872,355	-
Encumbrances	-	-	-	-	-
Total expenditures	<u>-</u>	<u>2,938,408</u>	<u>27,500</u>	<u>922,773</u>	<u>-</u>
Revenue over (under) expenditures	-	(2,675,908)	<u>\$ (6,875)</u>	(922,773)	-
Fund balance, beginning of year	<u>-</u>	<u>-</u>		<u>-</u>	<u>-</u>
Fund balance, end of period	<u>\$ -</u>	<u>\$ (2,675,908)</u>		<u>\$ (922,773)</u>	<u>\$ -</u>

**City of Franklin**  
**Solid Waste Collection Fund**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<b><u>Assets</u></b>	<b>2019</b>	<b>2018</b>
Cash and investments	\$ 728,027	\$ 691,002
Accrued Receivables	90	80
<b>Total Assets</b>	<b><u>\$ 728,117</u></b>	<b><u>\$ 691,082</u></b>
<b><u>Liabilities and Fund Balance</u></b>		
Accounts payable	\$ 140,291	\$ 152,204
Accrued salaries & wages	458	430
Restricted fund balance	587,368	538,448
<b>Total Liabilities and Fund Balance</b>	<b><u>\$ 728,117</u></b>	<b><u>\$ 691,082</u></b>

**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

<b>Revenue</b>	<b>2019 Adopted Budget</b>	<b>2019 YTD Budget</b>	<b>2019 Year-to-Date Actual</b>	<b>2018 Year-to-Date Actual</b>
Grants	\$ 69,000	69,000	\$ 68,858	\$ 68,984
User Fees	1,220,400	1,220,303	1,215,736	1,211,485
Landfill Operations-tippage	361,800	299,974	305,915	303,552
Investment Income	9,500	8,988	28,301	14,348
Sale of Recyclables	-	-	2,301	1,442
<b>Total Revenue</b>	<b><u>1,660,700</u></b>	<b><u>1,598,265</u></b>	<b><u>1,621,111</u></b>	<b><u>1,599,811</u></b>
<b>Expenditures:</b>				
Personal Services	16,931	15,215	13,518	13,391
Refuse Collection	713,750	642,252	652,509	635,571
Recycling Collection	380,720	342,621	361,935	353,065
Leaf & Brush Pickups	63,800	58,483	40,000	60,000
Tippage Fees	469,000	429,917	394,748	391,293
Miscellaneous	3,500	3,208	1,780	1,720
Printing	1,800	1,650	-	-
<b>Total expenditures</b>	<b><u>1,649,501</u></b>	<b><u>1,493,346</u></b>	<b><u>1,464,490</u></b>	<b><u>1,455,040</u></b>
 Revenue over (under) expenditures	 11,199	 <u>104,919</u>	 156,621	 144,771
 Fund balance, beginning of year	 <u>430,747</u>		 <u>430,747</u>	 <u>393,677</u>
 Fund balance, end of period	 <b><u>\$ 441,946</u></b>		 <b><u>\$ 587,368</u></b>	 <b><u>\$ 538,448</u></b>

**City of Franklin  
Capital Outlay Fund  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 632,988	\$ 504,918
Total Assets	<u>\$ 632,988</u>	<u>\$ 504,918</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 26,633	\$ 5,763
Assigned fund balance	606,355	499,155
Total Liabilities and Fund Balance	<u>\$ 632,988</u>	<u>\$ 504,918</u>

**Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Original Budget</u>	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Budget</u>	<u>2019 Year-to-Date Actual</u>	<u>2018 Year-to-Date Actual</u>
<b>Revenue</b>					
Property Taxes	\$ 452,800	\$ 452,800	\$ 452,800	\$ 452,800	\$ 450,500
Grants	5,000	5,000	4,583	3,998	2,021
Landfill Siting	317,000	317,000	314,994	317,000	147,000
Investment Income	6,000	6,000	5,500	17,029	7,016
Miscellaneous Revenue	25,000	25,000	22,980	27,130	22,070
Transfers from Other Funds	250,000	250,000	250,000	-	101,000
Total Revenue	<u>1,055,800</u>	<u>1,055,800</u>	<u>1,050,857</u>	<u>817,957</u>	<u>729,607</u>
<b>Expenditures:</b>					
General Government	158,610	247,203	193,430	109,915	98,016
Public Safety	473,795	602,585	549,286	483,774	495,763
Public Works	34,020	66,520	53,400	60,903	54,376
Health and Human Services	1,020	1,020	935	1,006	3,563
Culture and Recreation	9,000	29,766	24,658	21,173	10,208
Conservation and Development	1,500	3,510	2,750	503	1,018
Contingency	50,000	51,385	51,385	2,303	6,525
Contingency - Pending Additional Consideration	100,000	-	71,623	-	-
Contingency - Restricted	250,000	250,000	-	-	-
Encumbrances	-	-	-	(42,932)	(85,977)
Transfers to Other Funds	-	-	-	-	-
Total expenditures	<u>1,077,945</u>	<u>1,251,989</u>	<u>947,467</u>	<u>636,645</u>	<u>583,492</u>
Revenue over (under) expenditures	(22,145)	(196,189)	<u>103,390</u>	181,312	146,115
Fund balance, beginning of year	<u>425,043</u>	<u>425,043</u>		<u>425,043</u>	<u>353,040</u>
Fund balance, end of period	<u>\$ 402,898</u>	<u>\$ 228,854</u>		<u>\$ 606,355</u>	<u>\$ 499,155</u>

A Portion of Municipal Building, Police, Highway & Parks appropriations are contingent upon Landfill Siting revenue growth

**City of Franklin  
Equipment Replacement Fund  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 2,679,074	\$ 2,730,038
<b>Total Assets</b>	<b><u>\$ 2,679,074</u></b>	<b><u>\$ 2,730,038</u></b>
 <u>Liabilities and Fund Balance</u>		
Accounts payable	\$ -	\$ -
Assigned fund balance	2,679,074	2,730,038
<b>Total Liabilities and Fund Balance</b>	<b><u>\$ 2,679,074</u></b>	<b><u>\$ 2,730,038</u></b>

**Comparative Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Original Budget</u>	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Budget</u>	<u>2019 Year-to-Date Actual</u>	<u>2018 Year-to-Date Actual</u>
<b>Revenue:</b>					
Property Taxes	\$ 175,000	\$ 175,000	\$ 175,000	\$ 175,000	\$ 350,000
Landfill	376,700	376,700	373,371	421,210	200,000
Investment Income	29,000	29,000	26,583	87,087	20,041
Transfers from Other Funds	-	-	-	-	-
Property Sales	30,000	30,000	24,065	3,879	59,104
<b>Total revenue</b>	<b><u>610,700</u></b>	<b><u>610,700</u></b>	<b><u>599,019</u></b>	<b><u>687,176</u></b>	<b><u>629,145</u></b>
<b>Expenditures:</b>					
Public Safety	1,006,670	1,006,670	909,856	876,117	94,965
Public Works	190,000	210,431	168,921	210,431	250,425
Encumbrances	-	-	-	(432,751)	(134,468)
<b>Total expenditures</b>	<b><u>1,196,670</u></b>	<b><u>1,217,101</u></b>	<b><u>1,078,777</u></b>	<b><u>653,797</u></b>	<b><u>210,922</u></b>
Revenue over (under) expenditures	(585,970)	(606,401)	<u>(479,758)</u>	33,379	418,223
Fund balance, beginning of year	<u>2,645,695</u>	<u>2,645,695</u>		<u>2,645,695</u>	<u>2,311,815</u>
Fund balance, end of period	<b><u>\$ 2,059,725</u></b>	<b><u>\$ 2,039,294</u></b>		<b><u>\$ 2,679,074</u></b>	<b><u>\$ 2,730,038</u></b>

**City of Franklin  
Street Improvement Fund  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 392,641	\$ 391,482
Total Assets	<u>\$ 392,641</u>	<u>\$ 391,482</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ -	\$ 1,866
Assigned fund balance	392,641	389,616
Total Liabilities and Fund Balance	<u>\$ 392,641</u>	<u>\$ 391,482</u>

**Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Original Budget</u>	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Totals</u>	<u>2018 Year-to-Date Totals</u>
<b>Revenue:</b>				
Property Taxes	\$ 18,200	\$ 18,200	\$ 18,200	\$ 714,700
Landfill Siting	133,000	133,000	216,350	124,500
Investment Income	4,000	4,000	13,528	9,462
Local Road Improvement Aids	700,000	700,000	700,000	86,748
Refunds and Reimbursements	-	-	-	-
Total revenue	<u>855,200</u>	<u>855,200</u>	<u>948,078</u>	<u>935,410</u>
<b>Expenditures:</b>				
Street Reconstruction Program - Current Year	975,000	1,105,000	1,156,213	832,060
Encumbrances	-	-	(201,388)	-
Total expenditures	<u>975,000</u>	<u>1,105,000</u>	<u>954,825</u>	<u>832,060</u>
Revenue over (under) expenditures	(119,800)	(249,800)	(6,747)	103,350
Fund balance, beginning of year	<u>399,388</u>	<u>399,388</u>	<u>399,388</u>	<u>286,266</u>
Fund balance, end of period	<u>\$ 279,588</u>	<u>\$ 149,588</u>	<u>\$ 392,641</u>	<u>\$ 389,616</u>

**City of Franklin  
Capital Improvement Fund  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 595,122	\$ 3,355,123
Accrued receivables	889,949	847
Total Assets	<u>\$ 1,485,071</u>	<u>\$ 3,355,970</u>
<u>Liabilities and Fund Balance</u>		
Accounts payable	\$ 208,197	\$ 19,026
Contracts Payable	171,021	-
Escrow Balances Due	-	78,915
Assigned fund balance	1,105,853	3,258,029
Total Liabilities and Fund Balance	<u>\$ 1,485,071</u>	<u>\$ 3,355,970</u>

**Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Original Budget</u>	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Totals</u>	<u>2018 Year-to-Date Totals</u>
<b>Revenue:</b>				
Block Grants	\$ -	\$ -	\$ -	\$ -
Other Grants	1,150,000	1,150,000	881,000	-
Landfill Siting	560,000	560,000	806,792	199,254
Transfers from Other Funds	-	-	92,000	-
Transfers from Impact Fees	384,511	384,511	153,686	202,039
Transfers from Connection Fees	1,000,000	1,000,000	-	-
Bond Proceeds	2,100,000	2,750,000	-	-
Donations	-	-	-	11,085
Refunds & Reimbursements	-	-	65	-
Investment Income	20,000	20,000	83,345	36,628
Total revenue	<u>5,214,511</u>	<u>5,864,511</u>	<u>2,016,888</u>	<u>449,006</u>
<b>Expenditures:</b>				
General Government	1,815,000	1,822,940	1,797,980	51,775
Public Safety	1,665,000	1,707,696	1,479,215	112,069
Public Works	2,550,000	3,340,565	2,577,768	581,764
Culture and Recreation	843,109	846,434	584,942	354,432
Sewer & Water	1,000,000	1,000,000	-	-
Contingency	100,000	99,984	19,880	3,084
Bond/Note Issuance Cost	75,000	75,000	-	-
Transfers to Other Funds	-	-	-	101,000
Encumbrances	-	-	(2,225,378)	(217,654)
Total expenditures	<u>8,048,109</u>	<u>8,892,619</u>	<u>4,234,407</u>	<u>986,470</u>
Revenue over (under) expenditures	<u>(2,833,598)</u>	<u>(3,028,108)</u>	<u>(2,217,519)</u>	<u>(537,464)</u>
Fund balance, beginning of year	<u>3,323,372</u>	<u>3,323,372</u>	<u>3,323,372</u>	<u>3,795,493</u>
Fund balance, end of period	<u>\$ 489,774</u>	<u>\$ 295,264</u>	<u>\$ 1,105,853</u>	<u>\$ 3,258,029</u>

**City of Franklin  
Development Fund  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 8,671,432	\$ 5,327,787
<b>Total Assets</b>	<b>\$ 8,671,432</b>	<b>\$ 5,327,787</b>
 <u>Liabilities and Fund Balance</u>		
Accounts payable	\$ -	\$ -
Payable to Developers- Oversizing	103,934	139,884
Assigned fund balance	8,567,498	5,187,903
<b>Total Fund Balance</b>	<b>8,567,498</b>	<b>5,187,903</b>
<b>Total Liabilities and Fund Balance</b>	<b>\$ 8,671,432</b>	<b>\$ 5,327,787</b>

**Comparative Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Budget</u>	<u>2019 Year-to-Date Actual</u>	<u>2018 Year-to-Date Actual</u>
<b>Revenue:</b>				
Impact Fee Parks	\$ 400,000	\$ 351,457	\$ 920,142	\$ 530,589
Southwest Sewer Service Area	35,000	35,000	38,492	4,689
Administration	7,500	6,697	20,451	12,815
Water	425,000	373,108	995,968	595,900
Transportation	25,000	23,558	73,434	46,222
Fire Protection	50,000	44,958	151,425	89,254
Law Enforcement	75,000	67,427	280,815	163,613
Library	75,000	66,014	253,914	151,148
Total Impact Fees	1,092,500	968,219	2,734,641	1,594,230
Investment Income	60,000	55,000	175,200	41,477
Interfund Interest Income	-	-	-	74
Total revenue	<u>1,152,500</u>	<u>1,023,219</u>	<u>2,909,841</u>	<u>1,635,781</u>
<b>Expenditures:</b>				
Other Professional Services	35,253	16,667	15,253	16,641
Transfer to Debt Service				
Law Enforcement	205,000	205,000	133,800	130,220
Fire	43,100	43,100	39,333	45,226
Transportation	73,250	73,250	18,000	43,541
Library	133,100	133,100	132,286	113,267
Total Transfers to Debt Service	454,450	454,450	323,419	332,254
Transfer to Capital Improvement Fund				
Park	384,511	237,908	178,972	202,038
Total Transfers to Capital Improve	384,511	237,908	178,972	202,038
Sewer Fees	500,000	-	-	-
Water Fees	500,000	333,333	317,130	80,085
Encumbrances		-	(352,235)	(16,641)
Total expenditures	<u>1,874,214</u>	<u>1,042,358</u>	<u>482,539</u>	<u>614,377</u>
Revenue over (under) expenditures	(721,714)	<u>(19,139)</u>	2,427,302	1,021,404
Fund balance, beginning of year	4,058,562		6,140,196	4,166,499
Fund balance, end of period	<u>\$ 3,336,848</u>		<u>\$ 8,567,498</u>	<u>\$ 5,187,903</u>

City of Franklin

Development Fund

Summary of Impact Fee Activity  
For the nine months ended September 30, 2019

Cash Acct	4292	4293	4294	4295	4296	4297	4299	27 1100 1111	
Revenue Acct								-27 2000,2117	
Expenditure Acct								Net Cash Balance	
	Parks Recreation	SW Sewer	Admin Fee	Water	Transportation	Fire Protection	Law Enforcement	Library	
<b>Beginning Bal, 01/01/19</b>	4,098,570.98	39,277.12	90,530.02	1,522,882.55	23,732.20	94,469.10	129,589.07	141,145.03	6,140,196.07
<b>1st Quarter</b>									
Impact Fees	56,316.00	8,415.00	990.00	155,958.00	5,721.00	9,831.00	18,182.00	15,945.00	271,358.00
Expenditures			(2,745.50)		(18,000.00)	(39,333.13)	(133,800.00)	(132,286.26)	(326,164.89)
subtotal	4,154,886.98	47,692.12	88,774.52	1,678,840.55	11,453.20	64,966.97	13,971.07	24,803.77	6,085,389.18
Transfers									0.00
Investment Income	35,883.44	378.11	779.56	13,920.09	152.98	693.18	624.15	721.49	53,153.00
<b>Ending balance 3/31/2019</b>	<b>4,190,770.42</b>	<b>48,070.23</b>	<b>89,554.08</b>	<b>1,692,760.64</b>	<b>11,606.18</b>	<b>65,660.15</b>	<b>14,595.22</b>	<b>25,525.26</b>	<b>6,138,542.18</b>
<b>2nd Quarter</b>									
Impact Fees	113,421.00	7,815.00	2,750.00	93,055.00	12,935.00	20,529.00	37,985.00	31,566.00	320,056.00
Expenditures			(2,102.50)						(2,102.50)
subtotal	4,304,191.42	55,885.23	90,201.58	1,785,815.64	24,541.18	86,189.15	52,580.22	57,091.26	6,456,495.68
Transfers									0.00
Investment Income	39,030.07	506.76	817.94	16,193.64	222.54	781.56	476.79	517.70	58,547.00
<b>Ending balance 6/30/2019</b>	<b>4,343,221.49</b>	<b>56,391.99</b>	<b>91,019.52</b>	<b>1,802,009.28</b>	<b>24,763.72</b>	<b>86,970.71</b>	<b>53,057.01</b>	<b>57,608.96</b>	<b>6,515,042.68</b>
<b>3rd Quarter</b>									
Impact Fees	57,520.00	9,378.00	1,421.00	55,330.00	26,058.00	19,771.00	36,243.00	16,288.00	222,009.00
Expenditures	(102,932.46)	0.00	(585.00)	0.00	0.00	0.00	0.00	0.00	(103,517.46)
subtotal	4,297,809.03	65,769.99	91,855.52	1,857,339.28	50,821.72	106,741.71	89,300.01	73,896.96	6,633,534.22
Transfers	0.00								0.00
Investment Income	27,086.40	414.51	578.89	11,705.64	320.30	672.73	562.80	465.73	41,807.00
<b>Ending balance 9/30/2019</b>	<b>4,324,895.43</b>	<b>66,184.50</b>	<b>92,434.41</b>	<b>1,869,044.92</b>	<b>51,142.02</b>	<b>107,414.44</b>	<b>89,862.81</b>	<b>74,362.69</b>	<b>6,675,341.22</b>
<b>4th Quarter</b>									
Impact Fees	692,885.00	12,884.00	15,290.00	691,625.00	28,720.00	101,294.00	188,405.00	190,115.00	1,921,218.00
Expenditures	(50,753.74)								(50,753.74)
subtotal	4,967,026.69	79,068.50	107,724.41	2,560,689.92	79,862.02	208,708.44	278,267.81	264,477.69	8,545,805.48
Transfer	0.00								0.00
Investment Income	12,608.49	200.71	273.45	6,500.10	202.72	529.79	706.37	671.36	21,692.99
<b>Ending balance 12/31/2019</b>	<b>4,979,635.18</b>	<b>79,269.21</b>	<b>107,997.86</b>	<b>2,567,170.02</b>	<b>80,064.74</b>	<b>209,238.23</b>	<b>278,974.18</b>	<b>265,149.05</b>	<b>8,567,498.47</b>
Number of Months	323.72	54.15	222.29	130.86	18.68	52.16	37.86	61.40	
2019 Impact Fees	920,142.00	38,492.00	20,451.00	995,988.00	73,434.00	151,425.00	280,815.00	253,914.00	2,734,641.00
2018 Impact Fees	869,037.00	4,689.00	20,625.00	938,441.00	55,533.10	136,409.82	250,076.12	243,988.00	2,518,799.04
2017 Impact Fees	66,591.00	0.00	2,695.00	122,539.00	19,218.00	17,970.00	33,017.00	19,383.00	281,413.00
2016 Impact Fees	209,983.00	0.00	4,950.00	210,581.00	8,570.00	30,198.00	56,096.00	57,725.00	578,103.00
2015 Impact Fees	137,670.00	2,928.00	3,630.00	133,352.00	20,533.00	27,116.00	50,222.00	38,526.00	413,977.00
2014 Impact Fees	184,592.00	17,568.00	5,830.00	235,415.00	51,436.00	48,134.00	88,431.00	51,821.00	683,227.00
2013 Impact Fees	317,206.00	11,712.00	6,160.00	427,429.00	31,829.00	45,110.00	82,280.00	66,179.00	987,905.00

\* Funded by an Administrative Fee not an impact fee

**Scheduled**  
Unpaid Balance @ 12/31/2018 73,499 42,996 205,004 134,039 455,538  
Deferred principal & interest 103,934.00 270,444 1,449,632 896,953 2,617,029

<sup>1</sup> Debt service payments

<sup>2</sup> Oversizing payments made

Oversizing payments due in future periods

L:\41803 VOL1 Finance\Qtrpt-MONTHLY FINANCIAL REPORTS\2019\Impact Fees.xlsx IMPACT FEES 2019

**City of Franklin**  
**Summary of Park Impact Fee Availability**  
**September 30, 2019**

	Spent By	Current Impact Fees			
		Impact Fee	Interest	Expenditures	Total
2019					
	1st Qtr 2028	56,316 00	35,883 44	0 00	92,199 44
	2nd Qtr 2028	113,421 00	39,030 07	0 00	152,451 07
	3rd Qtr 2028	57,520 00	27,086 40	102,932 46	(18,326 06)
	4th Qtr 2028	692,885 00	12,608 49	50,753 74	654,739 75
	<b>2019</b>	<b>920,142 00</b>	<b>114,608 40</b>	<b>153,686 20</b>	<b>881,064 20</b>
2018	<b>2018</b>	869,037 00	47,964 42	202,038 51	714,962 91
2017	2017	66,591 00	33,123 42	661 26	99,053 16
2016	Total	209,983 00	28,120 12	212,221 99	25,881 13
2015	Total	137,670 00	55,558 15	607,299 51	(414,071 36)
2014	Total	184,592 00	133,563 95	626,182 10	(308,026 15)
2013	Total	317,206 00	84,950 58	124,912 10	277,244 48
2012	Total	263,398 00	102,473 34	-	365,871 34
2011	Total	163,106 00	44,506 30	-	207,612 30
2010	Total	145,479 00	66,273 18	46 87	211,705 31
2009	Total	80,215 00	86,651 98	5,459 02	161,407 96
2008	Total	133,074 00	95,987 90	10,913 04	218,148 86
2007					
	1st Qtr 2017	56,660 00	46,373 12	-	103,033 12
	2nd Qtr 2017	70,825 00	36,677 27	-	107,502 27
	3rd Qtr 2017	53,559 00	48,371 51	1,800 00	100,130 51
	4th Qtr 2017	39,662 00	41,384 48	822,097 23	(741,050 75)
	<b>Total</b>	<b>220,706 00</b>	<b>172,806 38</b>	<b>823,897 23</b>	<b>(430,384 85)</b>
2006	Total	646,907 00	144,950 45	392,618 08	399,239 37
2005	Total	1,006,696 00	63,382 62	471,251 40	598,827 22
2004	Total	1,028,255 00	17,433 14	28,523 46	1,017,164 68
2003	Total	668,917 00	6,283 52	-	675,200 52
2002	Total	275,620 00	3,114 10	-	278,734 10
<b>Balance</b>		7,337,594 00	1,301,751 95	3,659,710 77	4,979,635 18
	Spent	3,626,395 00			

**City of Franklin**  
**Utility Development Fund**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments - Water	\$ 884,611	\$ 642,747
Cash and investments - Sewer	1,226,397	908,974
Special Assessment - Water Current	99,738	140,867
Special Assessment - Water Deferred	170,661	314,587
Special Assessment - Sewer Current	191,587	241,026
Special Assessment - Sewer Deferred	-	70,898
Reserve for Uncollectible	(16,776)	(16,776)
<b>Total Assets</b>	<b><u>\$ 2,556,218</u></b>	<b><u>\$ 2,302,323</u></b>
 <u>Liabilities and Fund Balance</u>		
Accounts payable	\$ -	\$ -
Unearned Revenue	445,210	750,602
<b>Total Fund Balance</b>	<b>2,111,008</b>	<b>1,551,721</b>
<b>Total Liabilities and Fund Balance</b>	<b><u>\$ 2,556,218</u></b>	<b><u>\$ 2,302,323</u></b>

**Comparative Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

	<u>2019</u>	<u>2019</u>	<u>2019</u>	<u>2018</u>
	<u>Original</u>	<u>Year-to-Date</u>	<u>Year-to-Date</u>	<u>Year-to-Date</u>
<u>Revenue:</u>	<u>Budget</u>	<u>Budget</u>	<u>Actual</u>	<u>Actual</u>
Special Assessments				
Water	\$ 28,400	\$ 7,112	\$ 174,652	\$ 23,695
Sewer	29,200	5,204	70,898	5,830
Connection Fees				
Water	2,000	2,000	-	-
Sewer	35,000	31,687	116,220	85,620
 Total Assessments & Connection Fees	 94,600	 46,003	 361,770	 115,145
Special Assessment Interest	17,900	391	222	213
Investment Income	10,000	9,166	36,478	22,985
Total revenue	<u>122,500</u>	<u>55,560</u>	<u>398,470</u>	<u>138,343</u>
 Transfer to Capital Improvement Fund				
Water	500,000	471,466	-	-
Sewer	500,000	-	-	-
Total Transfers to Capital Improven	<u>1,000,000</u>	<u>471,466</u>	<u>-</u>	<u>-</u>
 Revenue over (under) expenditures	 (877,500)	 (415,906)	 398,470	 138,343
 Fund balance, beginning of year			 <u>1,712,538</u>	 <u>1,413,378</u>
 Fund balance, end of period			 <u>\$ 2,111,008</u>	 <u>\$ 1,551,721</u>

**City of Franklin  
Self Insurance Fund - Actives  
Balance Sheet  
November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 2,592,158	\$ 2,123,870
Accounts receivable	309	600
Total Assets	<u>\$ 2,592,467</u>	<u>\$ 2,124,470</u>
<u>Liabilities and Net Assets</u>		
Accounts payable	\$ 11,396	\$ 112,239
Claims payable	290,700	290,700
Unrestricted net assets	2,290,371	1,721,531
Total Liabilities and Fund Balance	<u>\$ 2,592,467</u>	<u>\$ 2,124,470</u>

**City of Franklin Self Insurance Fund - Actives  
Statement of Revenue, Expenses and Fund Balance  
For the Eleven months ended November 30, 2019 and 2018**

	<u>2019 Original Budget</u>	<u>2019 Amended Budget</u>	<u>2019 Year-to-Date Budget</u>	<u>2019 Year-to-Date Actual</u>	<u>2018 Year-to-Date Actual</u>
<b>Revenue</b>					
Medical Premiums-City	\$ 2,837,218	\$ 2,837,218	\$ 2,572,082	\$ 2,229,714	\$ 2,258,778
Medical Premiums-Employee	642,507	642,507	581,098	483,693	419,195
Other - Invest Income, Rebates	30,000	30,000	27,500	239,726	188,685
Medical Revenue	<u>3,509,725</u>	<u>3,509,725</u>	<u>3,180,680</u>	<u>2,953,133</u>	<u>2,866,658</u>
Dental Premiums-City	112,550	112,550	96,129	102,399	99,350
Dental Premiums-Retirees	3,675	3,675	3,675	2,472	3,600
Dental Premiums-Employee	56,450	56,450	52,665	52,199	50,997
Dental Revenue	<u>172,675</u>	<u>172,675</u>	<u>152,469</u>	<u>157,070</u>	<u>153,947</u>
Total Revenue	<u>3,682,400</u>	<u>3,682,400</u>	<u>3,333,149</u>	<u>3,110,203</u>	<u>3,020,605</u>
<b>Expenditures:</b>					
<b>Medical</b>					
Medical claims	2,833,650	2,833,650	2,490,525	1,405,648	2,003,176
Prescription drug claims	-	-	-	195,020	309,657
Refunds-Stop Loss Coverage	-	-	-	22	(55,621)
Total Claims	<u>2,833,650</u>	<u>2,833,650</u>	<u>2,490,525</u>	<u>1,600,690</u>	<u>2,257,212</u>
Medical Claim Fees	145,850	145,850	138,058	151,225	135,414
Stop Loss Premiums	667,300	667,300	612,476	506,664	521,468
Other - Miscellaneous	118,250	118,250	113,778	69,731	83,901
HSA Contributions	-	-	-	94,375	-
Transfer to Other Funds	59,250	98,125	54,313	-	-
Total Medical Costs	<u>3,824,300</u>	<u>3,863,175</u>	<u>3,409,150</u>	<u>2,422,685</u>	<u>2,997,995</u>
<b>Dental</b>					
Active Employees & COBRA	189,000	189,000	171,306	154,020	182,115
Retiree	3,675	3,675	3,407	3,295	5,160
Total Dental Costs	<u>192,675</u>	<u>192,675</u>	<u>174,713</u>	<u>157,315</u>	<u>187,275</u>
Claims contingency				-	-
Total Expenditures	<u>4,016,975</u>	<u>4,055,850</u>	<u>3,583,863</u>	<u>2,580,000</u>	<u>3,185,270</u>
Revenue over (under) expenditures	(334,575)	(373,450)	<u>\$ (250,714)</u>	530,203	(164,665)
Net assets, beginning of year	<u>1,760,168</u>	<u>1,760,168</u>		<u>1,760,168</u>	<u>1,886,196</u>
Net assets, end of period	<u>\$ 1,425,593</u>	<u>\$ 1,386,718</u>		<u>\$ 2,290,371</u>	<u>\$ 1,721,531</u>

**City of Franklin**  
**City of Franklin Post Employment Benefits Trust**  
**Balance Sheet**  
**November 30, 2019 and 2018**

<u>Assets</u>	<u>2019</u>	<u>2018</u>
Cash and investments	\$ 143,090	\$ -
Investments held in trust - Fixed Inc	2,165,237	2,006,303
Investments held in trust - Equities	4,149,839	3,648,258
Accounts receivable	7,885	6,290
<b>Total Assets</b>	<b><u>\$ 6,466,051</u></b>	<b><u>\$ 5,660,851</u></b>
<u>Liabilities and Net Assets</u>		
Accounts payable	\$ 863	\$ 6,930
Claims payable	131,100	-
Due to City	-	1,641
Net assets held in trust for post emp	6,334,088	5,521,180
<b>Total Liabilities and Fund Balance</b>	<b><u>\$ 6,466,051</u></b>	<b><u>\$ 5,529,751</u></b>

**City of Franklin Post Employment Benefits Trust**  
**Statement of Revenue, Expenses and Fund Balance**  
**For the Eleven months ended November 30, 2019 and 2018**

<u>Revenue</u>	<u>2019</u> <u>Year-to-Date</u> <u>Actual</u>	<u>2018</u> <u>Year-to-Date</u> <u>Actual</u>
ARC Medical Charges - City	\$ 213,086	\$ 235,383
Medical Charges - Retirees	152,195	128,294
Implicit Rate Subsidy	91,954	171,958
<b>Medical Revenue</b>	<b><u>457,235</u></b>	<b><u>535,635</u></b>
<b>Expenditures:</b>		
<b>Retirees-Medical</b>		
Medical claims	232,774	411,455
Prescription drug claims	109,319	118,363
Refunds-Stop Loss Coverage	(1,393)	(1,916)
<b>Total Claims-Retirees</b>	<b><u>340,700</u></b>	<b><u>527,902</u></b>
Medical Claim Fees	41,932	17,709
Stop Loss Premiums	74,086	81,255
Miscellaneous Expense	345	330
ACA Fees	172	160
<b>Total Medical Costs-Retirees</b>	<b><u>457,235</u></b>	<b><u>627,356</u></b>
 Revenue over (under) expenditures	 -	 (91,721)
 Annual Required Contribution-Net	 98,495	 -
Other - Investment Income, etc	1,006,189	39,138
<b>Total Revenues</b>	<b><u>1,104,684</u></b>	<b><u>39,138</u></b>
 Net Revenues (Expenditures)	 1,104,684	 (52,583)
 Net assets, beginning of year	 <u>5,229,404</u>	 <u>5,573,763</u>
 Net assets, end of period	 <b><u>\$ 6,334,088</u></b>	 <b><u>\$ 5,521,180</u></b>

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<b>APPROVAL</b> <i>slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 01-07-20
<b>REPORTS &amp; RECOMMENDATIONS</b>	<b>Committee of the Whole Recommendations</b>	<b>ITEM NUMBER</b> <i>G.18.</i>

Recommendation from the Committee of the Whole Meeting of January 6, 2020:

- (a) Presentation by Wisconsin Policy Forum on its Report Entitled "Got Your Back: Exploring Fire and EMS Service Sharing Opportunities in Franklin, Greenfield, Greendale and Hales Corners – December 2019."
- (b) Presentation by Waste Management on Metro Landfill Operations and Expansion; Report From JSA Environmental and Waste Facilities Monitoring Committee on 2019 Complaints and Results. Referral to Staff re: Complaint Monitoring and Tracking Procedures (Engineering).

**COUNCIL ACTION REQUESTED**

As directed

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<b>APPROVAL</b>  <i>slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b>  January 7, 2020
<b>REPORTS AND RECOMMENDATIONS</b>	<p>Potential property acquisitions for the development of public improvements for the Tax Incremental District No. 4 Franklin Corporate Park: Agreement for Purchase and Sale of Real Estate, and Counter-offer for 7.1 +/- acres of the property located at 3617 West Oakwood Road (Tax Key No. 950-9997-001); and Agreement for Purchase and Sale of Real Estate, and Counter-offer for 8.61 +/- acres of the property located at 3548 South County Line Road (Tax Key No. 979-9999-000). The Common Council may enter closed session pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to potential property acquisitions for the development of public improvements for the Tax Incremental District No. 4 Franklin Corporate Park: Agreement for Purchase and Sale of Real Estate, and Counter-offer for 7.1 +/- acres of the property located at 3617 West Oakwood Road (Tax Key No. 950-9997-001); and Agreement for Purchase and Sale of Real Estate, and Counter-offer for 8.61 +/- acres of the property located at 3548 South County Line Road (Tax Key No. 979-9999-000); and the investing of public funds and governmental actions in relation thereto and to effect such acquisitions, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate</p>	<b>ITEM NUMBER</b>  <i>G.19.</i>

Attached hereto are copies of unsigned Agreements for Purchase and Sale of Real Estate prepared for the City upon appraisals obtained in furtherance of the October 15, 2019 Common Council meeting agenda item G.7., pertaining to the development of the Franklin Corporate Park, to "Authorize Staff to Obtain and Sign a Contract with Land Appraiser for Land Acquisition Services Related to this Project", and the December 15, 2019 Common Council meeting agenda item G.19., relating in part to potential property acquisitions for the development of the Franklin Corporate Park. The Agreements were delivered to the property owners representatives for the above entitled real estates; also attached hereto are Counter-offers to the respective Agreements which were received by staff from the property owners representatives.

### COUNCIL ACTION REQUESTED

A motion to enter closed session pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to potential property acquisitions for the development of public improvements for the Tax Incremental District No. 4 Franklin Corporate Park: Agreement for Purchase and Sale of Real Estate, and Counter-offer for 7.1 +/- acres of the property located at 3617 West Oakwood Road (Tax Key No. 950-9997-001); and Agreement for Purchase and Sale of Real Estate, and Counter-offer for 8.61 +/- acres of the property located at 3548 South County Line Road (Tax Key No. 979-9999-000); and the investing of public funds and governmental actions in relation thereto and to effect such acquisitions, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate;

or

a motion to approve an Agreement for Purchase and Sale of Real Estate, and Counter-offer thereto for 7.1 +/- acres of the property located at 3617 West Oakwood Road, and an Agreement for Purchase and Sale of Real Estate, and Counter-offer thereto for 8.61 +/- acres of the property located at 3548 South County Line Road, and to authorize the Mayor, City Clerk and Director of Finance and Treasurer to execute and deliver such Agreements and acceptance of the Counter-offers thereto.

# AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE

lpa1895 08/2011 (Replaces DT1895)

THIS AGREEMENT, made and entered into by and between **MLG Investments 2002, LLC, a Wisconsin limited liability company**, hereinafter called **SELLER**, and the **City of Franklin, a Wisconsin municipal corporation**, hereinafter called **BUYER**. **If accepted, this offer can create a legally enforceable contract.** Both parties should read this document carefully and understand it before signing.

**SELLER and BUYER agree that BUYER is purchasing a 120 foot wide strip of this property for transportation purposes and the remainder as an uneconomic remnant within the meaning of Wis Stats.**

**SELLER warrants and represents to BUYER that SELLER has no notice or knowledge of any. 1) Planned or commenced public improvements which may result in special assessments to otherwise materially affect the property other than the planned transportation facility for which the BUYER is purchasing this property; 2) Government agency or court order requiring repair, alteration, or correction of any existing condition; 3) Shore land or special land use regulations affecting the property; 4) Underground storage tanks and the presence of any dangerous or toxic materials or conditions affecting the property.**

**DESCRIPTION: The SELLER agrees to sell and the BUYER agrees to buy, upon the terms and conditions hereinafter named, the following described real estate situated in Milwaukee County, Wisconsin: See attached Exhibit A**

**The purchase price of said real estate shall be the sum of Two Hundred Fifty-Eight Thousand Three Hundred and No/100 Dollars, (\$258,300.00) payable as follows:**

<b>Fee Title:</b>	<b>\$258,300.00</b>
<b>TLE:</b>	<b>\$0.00</b>

**General taxes shall be prorated at the time of closing based on the net general taxes for the current year, if known, otherwise on the net general taxes for the preceding year.**

**SELLER shall, upon payment of purchase price, convey the property by warranty deed or other conveyance, free and clear of all liens and encumbrances, including special assessments, except recorded public utility easements and recorded restrictions on use running with the land or created by lawfully enacted zoning ordinances, and general taxes for the year of closing**

**Legal possession of premises shall be delivered to BUYER on date of closing.**

**Occupancy of property shall be given to BUYER on closing, SELLER may not occupy property after closing, unless a separate lease agreement is entered into between BUYER and SELLER.**

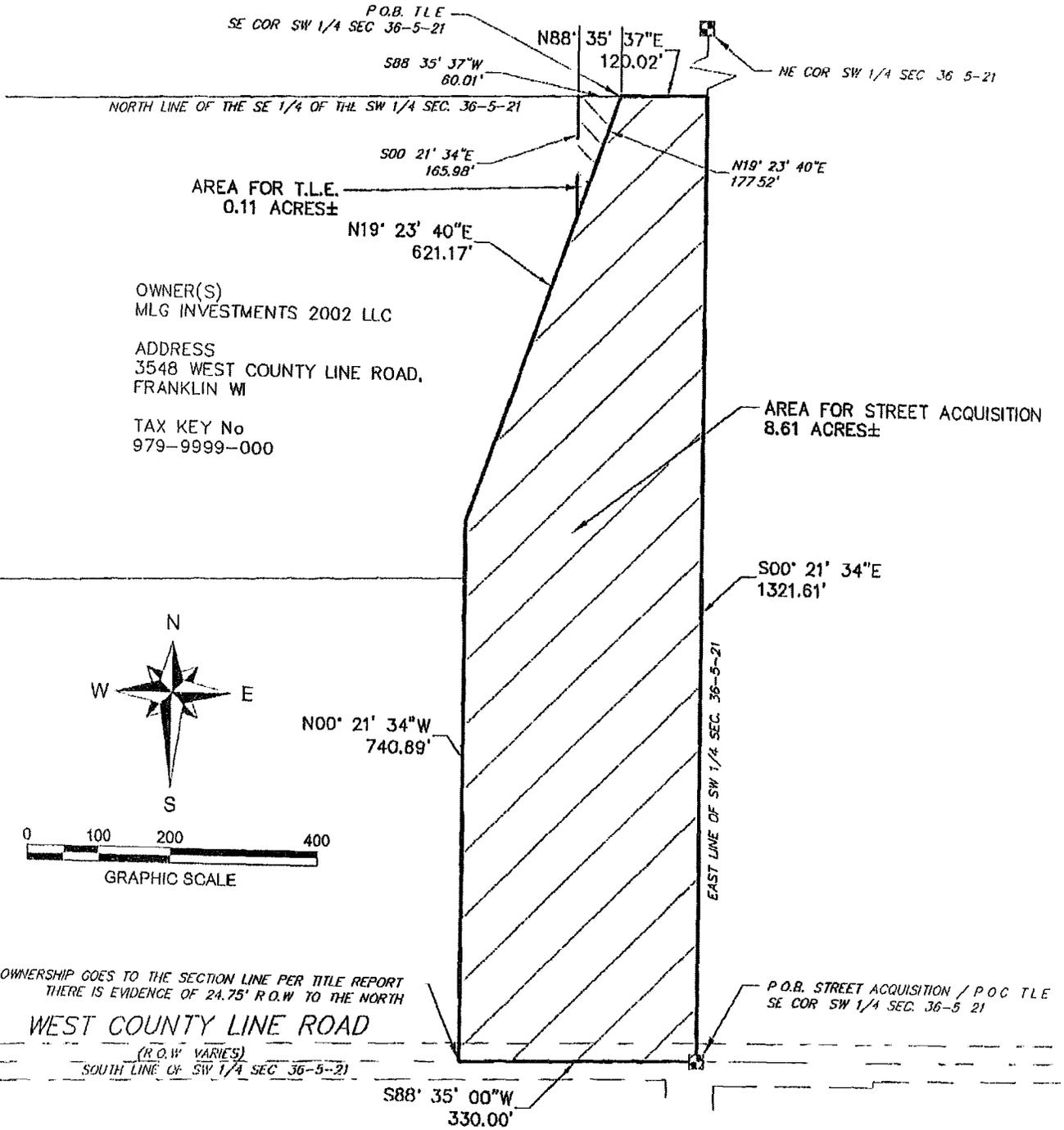
**SPECIAL CONDITIONS: No representations other than those expressed herein are a part of this sale.**

**This agreement is binding upon acceptance by SELLER as evidenced by the signature of an authorized representative of SELLER. If this agreement is not accepted by SELLER within five (5) days after SELLER's receipt, this agreement shall be null and void.**

**SELLER and BUYER agree to act in good faith and use diligence in completing the terms of this agreement. This agreement binds and inures to the benefit of the parties to this agreement and their successors in interest, personal representatives, heirs, executors, trustees and administrators.**

# EXHIBIT "A"

**STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)**  
Being part of the Southeast 1/4 of the Southwest 1/4 of Section 36, Township 5 North,  
Range 21 East, City of Franklin, Milwaukee County, Wisconsin.



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 **Ruekert-Mielke**  
www.ruekertmielke.com

**PREPARED FOR:**  
City of Franklin  
9229 W. Loomis Road  
Franklin, WI 53132

**PREPARED BY:**  
Ruekert & Mielke, Inc.  
W233 N2080 Ridgeview Pkwy.  
Waukesha, WI 53188

THIS INSTRUMENT WAS DRAFTED BY CHRIS RUETTEN, P.L.S. (11/07/19) CHECKED BY JOHN SCHULZ (11/07/19)

# EXHIBIT "A"

SHEET 2 OF 2

## STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)

Being part of the Southeast 1/4 of the Southwest 1/4 of Section 36, Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin.

### STREET ACQUISITION:

Being part of the Southeast one-quarter of the Southwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Beginning at the Southeast corner of said Southwest one-quarter of Section 36; thence bearing S88°35'00"W, along the South line of said Southwest one-quarter, a distance of 330.00 feet; thence bearing N00°21'34"W, a distance of 740.89 feet; thence bearing N19°23'40"E, a distance of 621.17 feet to the North line of the Southeast one-quarter of the Southwest one-quarter of said Section 36; thence bearing N88°35'37"E, along said North line, a distance of 120.02 feet to the East line of said Southwest one-quarter; thence bearing S00°21'34"E, along said East line, a distance of 1321.61 feet to the POINT OF BEGINNING, containing 8.61 acres more or less of land. Subject to, but not limited to, covenants, conditions, restrictions and easements of record.

### T.L.E..

Being part of the Southeast one-quarter of the Southwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Southeast corner of said Southwest one-quarter of Section 36; thence bearing N00°21'34"W, along the East line of said Southwest one-quarter, a distance of 1321.61 feet to the North line of the Southeast one-quarter of the Southwest one-quarter of said Section 36; thence bearing along said North line S88°35'37"W, a distance of 120.02 feet; to the POINT OF BEGINNING; thence continue bearing along said North line S88°35'37"W, a distance of 60.01 feet; thence bearing S00°21'34"E, a distance of 165.98 feet; thence bearing N19°23'40"E, a distance of 177.52 feet to the POINT OF BEGINNING, containing 0.11 acres more or less of land. Subject to, but not limited to, covenants, conditions, restrictions and easements of record.

PROPERTY LINES SHOWN ON THIS EXHIBIT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR OCCUPATION LINES. THIS EXHIBIT MAY NOT BE A TRUE REPRESENTATION OF EXISTING PROPERTY LINES, EXCLUDING LINES OF THE PUBLIC LAND SURVEY SYSTEM AND RIGHT-OF-WAY LINES, AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE PROPERTY SURVEY AS DEFINED AND PURSUANT TO THE WISCONSIN ADMINISTRATIVE CODE A-E 7

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G:\CSD\_2018\58\_City of Franklin\10013\_Franklin Corporate Park\dwg\CUR Exhibits\Proposed roads ALTI.dwg

**WB-44 COUNTER-OFFER**

Counter-Offer No. 1 by (Buyer/Seller) STRIKE ONE

NOTE: Number this Counter-Offer sequentially, e.g. Counter-Offer No. 1 by Seller, Counter-Offer No. 2 by Buyer, etc.

1 The Offer to Purchase dated \_\_\_\_\_ and signed by Buyer City of Franklin, a WI Municipal Corp  
2 for purchase of real estate ~~at approximately 120' wide in the City of Franklin along West County~~ \_\_\_\_\_  
3 Line Road \_\_\_\_\_ is rejected and the following Counter-Offer is hereby made

4 CAUTION: This Counter-Offer does not include the terms or conditions in any other counter-offer or multiple  
5 counter-proposal unless incorporated by reference.

6 All terms and conditions remain the same as stated in the Offer to Purchase except the following

7 See Addendum attached hereto and incorporated herein.

8 \_\_\_\_\_  
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28 The attached \_\_\_\_\_ Addendum \_\_\_\_\_ is/are made part of this Counter-Offer.

29 Any warranties, covenants and representations made in this Counter-Offer survive the closing of this transaction

30 This Counter-Offer is binding upon Seller and Buyer only if a copy of the accepted Counter-Offer is delivered to the  
31 Party making the Counter-Offer on or before January, 2020

32 (Time is of the Essence). Delivery of the accepted Counter-Offer may be made in any manner specified in the Offer to  
33 Purchase, unless otherwise provided in this Counter-Offer

34 NOTE: The Party making this Counter-Offer may withdraw the Counter-Offer prior to acceptance and delivery  
35 as provided at lines 30-33.

36 This Counter-Offer was drafted by Paul J. Hinkfuss, MLG Capital on 01/03/2020

37 MLG INVESTMENTS 2002 LLC Licensee and Firm ▲ Date ▲

38 (x) By: [Signature] Date: 1/3/2020 (x) \_\_\_\_\_ Date: \_\_\_\_\_  
39 Signature of Party Making Counter-Offer ▲ Signature of Party Accepting Counter Offer ▲  
40 Print name ▶ TIMOTHY J. WALLER, PRESIDENT Print name ▶ \_\_\_\_\_

41 (x) \_\_\_\_\_ Date: \_\_\_\_\_ (x) \_\_\_\_\_ Date: \_\_\_\_\_  
42 Signature of Party Making Counter Offer ▲ Signature of Party Accepting Counter-Offer ▲  
43 Print name ▶ \_\_\_\_\_ Print name ▶ \_\_\_\_\_

44 This Counter-Offer was presented by \_\_\_\_\_ on \_\_\_\_\_  
45 Licensee and Firm ▲ Date ▲

46 This Counter-Offer is (rejected) (countered) STRIKE ONE (Party's Initials) \_\_\_\_\_ (Party's Initials) \_\_\_\_\_

47 NOTE: Provisions from a previous Counter-Offer may be included by reproduction of the entire provision or  
48 incorporation by reference. Provisions incorporated by reference may be indicated in the subsequent Counter-  
49 Offer by specifying the number of the provision or the lines containing the provision. In transactions involving  
50 more than one Counter-Offer, the Counter-Offer referred to should be clearly specified.

## ADDENDUM TO COUNTER-OFFER

This Addendum is attached to, and made a part of, the Counter-Offer dated January 3, 2020, submitted by MLG Investments 2000 LLC ("Seller") to the City of Franklin, a Wisconsin municipal corporation ("Buyer") for real estate located in the City of Franklin, Wisconsin as described in Buyer's Offer ("Property"). The terms of this Addendum shall supersede any conflicting provisions in Buyer's Offer.

Buyer's Offer is amended as follows:

1. Description of Property. The Property consists of a portion of Tax Key No. 979-9999-000-460 located in the City of Franklin as depicted and described on Exhibit A attached to and incorporated into this Counter-Offer.
2. Earnest Money Deposit. Buyer shall deposit earnest money of \$10,000.00 within five (5) business days after Buyer's acceptance of the Counter-Offer. The earnest money shall be paid to First American Title Insurance Company, 833 E. Michigan Street, Milwaukee, WI 53202 Attention: Brandon Schulta and the parties shall execute the Title Company's earnest money escrow agreement.
3. Buyer's Contingency (Review Period)/Closing. Seller shall deliver to Buyer all documents in Seller's possession related to the Property within ten (10) days after Buyer's acceptance of this Counter-Offer ("Due Diligence Materials"). Buyer shall have fifteen (15) days (the "Review Period") after Seller's delivery of the Due Diligence Materials to inspect the Property and to otherwise determine if the Property is satisfactory for Buyer's purposes. If Buyer, in its sole discretion, is dissatisfied with the Property, Buyer may terminate this Offer by giving written notice of termination to Seller at any time within the Review Period, whereupon all earnest money shall promptly be returned to Buyer, and Seller and Buyer shall have no further rights or duties to each other under this Offer. If Buyer does not terminate this Offer during the Review Period, then Buyer shall be deemed to have satisfied and/or waived all of Buyer's contingencies and the earnest money shall be deemed to be nonrefundable.

If Buyer does not terminate this Offer during the Review Period, closing shall occur on or before fifteen (15) days after the earlier of (1) Buyer's waiver of all contingencies under this Offer or (2) the end of the Review Period.

4. Access to Property for Due Diligence. Seller agrees to grant access to Buyer, its consultants, architects, engineers, contractors and agents at all reasonable times for inspection and testing, all at Buyer's expense. Buyer shall not permit any liens to attach to the Property by reason of such activities; provided, however, that Buyer shall not perform a phase 2 environmental assessment without Seller's prior written consent. Buyer shall maintain liability insurance for all such activities on the Property and shall name Seller as an additional insured under Buyer's general liability policy. To the extent Buyer may disturb any of the surface or subsurface of the land in connection with the foregoing, such

shall be restored to substantially its previous condition at the sole expense of Buyer. Buyer further indemnifies and agrees to hold Seller harmless from and against any and all claims or liabilities arising from the activities on the Property of Buyer and Buyer's agents.

5. "As-Is Where Is" Sale. Other than the warranties and representations set forth in Buyer's Offer, Buyer acknowledges that this sale is made and will be made without any representation, covenant or warranty of any kind (whether express, implied, or, to the maximum extent permitted by applicable law, statutory) by Seller. As a material part of the consideration for this sale, Buyer agrees to accept the Property on an "AS IS" and "WHERE IS" basis, with all faults and any and all latent and patent defects, and without any representation or warranty, all of which Seller and Broker hereby disclaim. Buyer acknowledges that Buyer is not now relying, and will not later rely, upon any representations and warranties made by Seller or Broker or anyone acting or claiming to act, by, through or under or on Seller's behalf concerning the Property. Buyer further acknowledges that the Property includes a partially deconstructed structure. Pursuant to Sec. 709.08, Stats., Buyer waives the rights he otherwise would have under Sec. 709.02, Stats. to receive a real estate condition report, and under Sec. 709.05, Stats. to rescind.

6. Future Assessments. During the Review Period, Buyer and Seller shall enter into a mutually satisfactory written agreement providing that Buyer shall not assess Seller's remnant property of tax key No. 979-9999-000-460 that is adjacent to the Property as shown on Exhibit B ("Seller's Property") for any improvements Buyer may construct or cause to be constructed on the Property. Seller shall not be liable for increased assessments to Seller's Property as a result of improvements Buyer may construct on the Property.

7. Access Agreement. During the Review Period, Buyer and Seller shall also enter into a mutually satisfactory written easement agreement providing that Buyer shall grant Seller and Seller's heirs, assigns, successors, agents and employees access to the Seller Property over the Property in a mutually satisfactory location on and over the Property.

8. Future TIF. Buyer's intention is to create a TIF district for future land improvements that would include Seller's Property, subject to Buyer approval.

9. Disputes. In the event of litigation arising out of this Agreement, the prevailing party shall be entitled to court costs and reasonable attorney's fees from the unsuccessful party.

10. Entire Agreement. This Agreement constitutes the entire agreement between the parties and no modification shall be binding unless in writing and signed by all parties. Buyer acknowledges that Buyer has not relied upon, and will not rely upon, any representations or warranties made by Seller or Seller's agents unless such representations or warranties are expressly set forth in this Agreement.

11. Binding Effect. Buyer may assign its rights under this Offer only with the prior written consent of Seller, which Seller may withhold in Seller's sole discretion. This

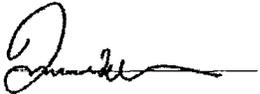
Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, personal representative, successors and permitted assigns.

**12. Disclosure. As required by law, Buyer is hereby advised that (a) some of the owners of Seller are also owners of Newmark Knight Frank, a real estate brokerage firm (“Brokerage”); (b) Seller will pay Brokerage a commission in connection with the sale of the property described in this Offer; and (c) owners of Seller are licensed real estate brokers and/or salespersons.”**

(Signatures follow on next page)

**SELLER:**

MLG Investments 2002 LLC

By: \_\_\_\_\_  Date: 1/3/2020

Name and Title: TIMOTHY J. WALLEN, PRESIDENT

**BUYER:**

The City of Franklin, a Wisconsin Municipal Corporation

Authorized Representatives:

By: \_\_\_\_\_ Date: \_\_\_\_\_

Name and Title: \_\_\_\_\_

By: \_\_\_\_\_

Name and Title: \_\_\_\_\_

Attachment:

Exhibit A – Description of the Property

Exhibit B – Depiction of Seller Property

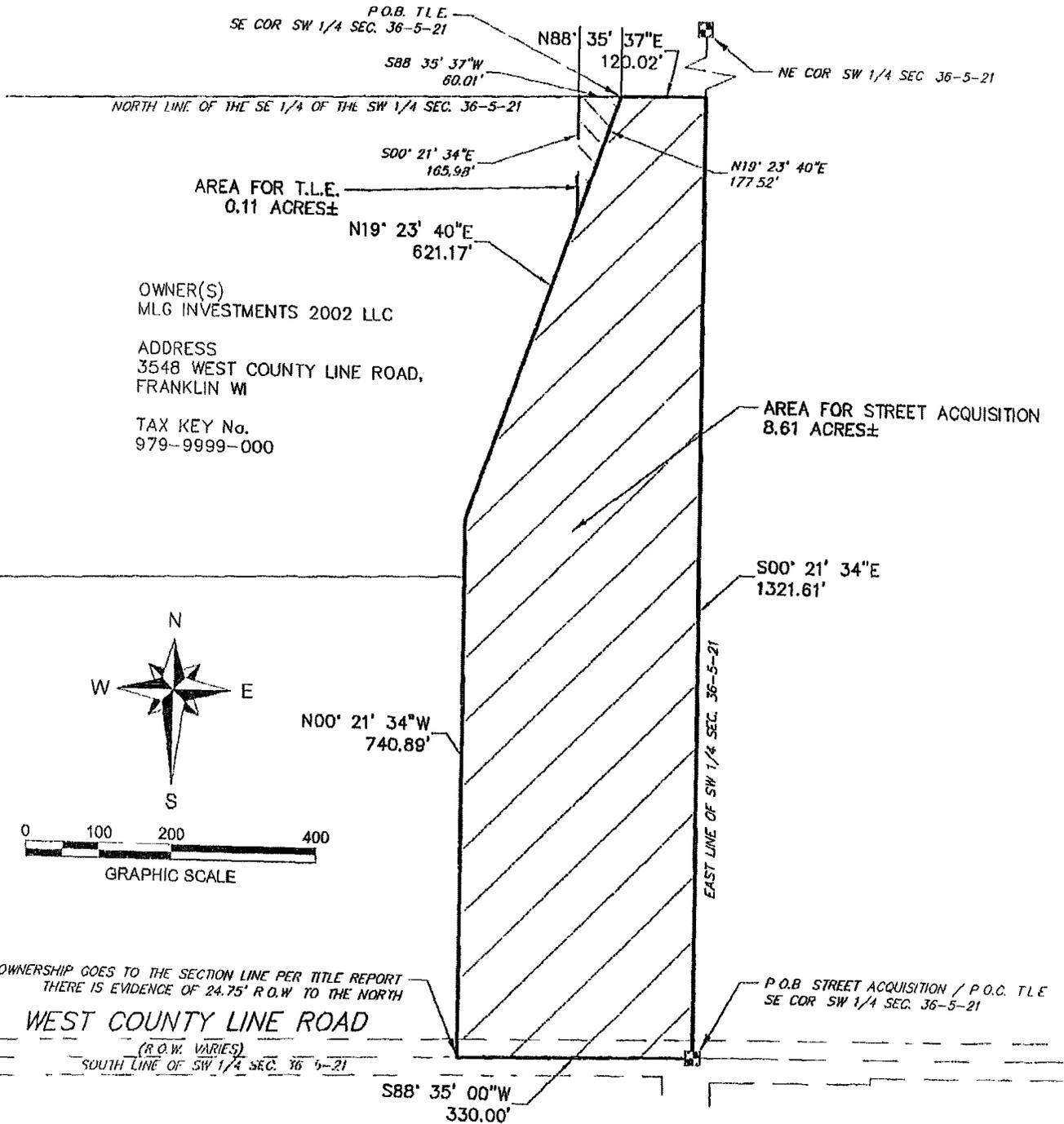
EXHIBIT A

Description of the Property

(Attached)

# EXHIBIT "A"

**STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)**  
Being part of the Southeast 1/4 of the Southwest 1/4 of Section 36, Township 5 North,  
Range 21 East, City of Franklin, Milwaukee County, Wisconsin.



G:\CSD\_2018\58\_City of Franklin\10013\_Franklin Corporate Park\dwg\C.R. Exhibits\proposed roads ALTI.dwg

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THIS INSTRUMENT WAS DRAFTED BY CHRIS RUETTEN, P.L.S (11/07/19) CHECKED BY JOHN SCHULZ (11/07/19)

# EXHIBIT "A"

SHEET 2 OF 2

## STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)

Being part of the Southeast 1/4 of the Southwest 1/4 of Section 36, Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin

### STREET ACQUISITION:

Being part of the Southeast one-quarter of the Southwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Beginning at the Southeast corner of said Southwest one-quarter of Section 36; thence bearing S88°35'00"W, along the South line of said Southwest one-quarter, a distance of 330.00 feet; thence bearing N00°21'34"W, a distance of 740.89 feet; thence bearing N19°23'40"E, a distance of 621.17 feet to the North line of the Southeast one-quarter of the Southwest one-quarter of said Section 36; thence bearing N88°35'37"E, along said North line, a distance of 120.02 feet to the East line of said Southwest one-quarter; thence bearing S00°21'34"E, along said East line, a distance of 1321.61 feet to the POINT OF BEGINNING, containing 8.61 acres more or less of land. Subject to, but not limited to, covenants, conditions, restrictions and easements of record.

### T.L.E.:

Being part of the Southeast one-quarter of the Southwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Southeast corner of said Southwest one-quarter of Section 36; thence bearing N00°21'34"W, along the East line of said Southwest one-quarter, a distance of 1321.61 feet to the North line of the Southeast one-quarter of the Southwest one-quarter of said Section 36; thence bearing along said North line S88°35'37"W, a distance of 120.02 feet; to the POINT OF BEGINNING; thence continue bearing along said North line S88°35'37"W, a distance of 60.01 feet; thence bearing S00°21'34"E, a distance of 165.98 feet; thence bearing N19°23'40"E, a distance of 177.52 feet to the POINT OF BEGINNING, containing 0.11 acres more or less of land. Subject to, but not limited to, covenants, conditions, restrictions and easements of record.

PROPERTY LINES SHOWN ON THIS EXHIBIT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR OCCUPATION LINES. THIS EXHIBIT MAY NOT BE A TRUE REPRESENTATION OF EXISTING PROPERTY LINES, EXCLUDING LINES OF THE PUBLIC LAND SURVEY SYSTEM AND RIGHT-OF-WAY LINES, AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE PROPERTY SURVEY AS DEFINED AND PURSUANT TO THE WISCONSIN ADMINISTRATIVE CODE A-E 7

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EXHIBIT B

Depiction of Seller Property

(Attached)

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# AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE

lpa1895 08/2011 (Replaces DT1895)

THIS AGREEMENT, made and entered into by and between **Lorraine C. Wendt, as Trustee of the Wendt Family Trust dated August 1, 1997, an undivided 90% interest and Lorraine C. Wendt as Trustee of the Lorraine C. Wendt Survivor's Trust dated August 1, 1997, an undivided 10% interest**, hereinafter called **SELLER**, and the **City of Franklin, a Wisconsin municipal corporation**, hereinafter called **BUYER** **If accepted, this offer can create a legally enforceable contract.** Both parties should read this document carefully and understand it before signing

**SELLER and BUYER agree that BUYER is purchasing this property for transportation purposes within the meaning of Wis Stats**

**SELLER warrants and represents to BUYER that SELLER has no notice or knowledge of any** 1) Planned or commenced public improvements which may result in special assessments to otherwise materially affect the property other than the planned transportation facility for which the **BUYER** is purchasing this property, 2) Government agency or court order requiring repair, alteration, or correction of any existing condition, 3) Shore land or special land use regulations affecting the property, 4) Underground storage tanks and the presence of any dangerous or toxic materials or conditions affecting the property

**DESCRIPTION** The **SELLER** agrees to sell and the **BUYER** agrees to buy, upon the terms and conditions hereinafter named, the following described real estate situated in **Milwaukee County, Wisconsin** **See attached Exhibit A**

The purchase price of said real estate shall be the sum of **Three Hundred Forty Thousand Eight Hundred and No/100 Dollars, (\$340,800.00)** payable as follows

<b>Fee Title:</b>	<b>\$340,800.00</b>
<b>TLE:</b>	<b>\$0.00</b>

General taxes shall be prorated at the time of closing based on the net general taxes for the current year, if known, otherwise on the net general taxes for the preceding year

**SELLER** shall, upon payment of purchase price, convey the property by warranty deed or other conveyance, free and clear of all liens and encumbrances, including special assessments, except recorded public utility easements and recorded restrictions on use running with the land or created by lawfully enacted zoning ordinances, and **general taxes for the year of closing**

Legal possession of premises shall be delivered to **BUYER** on date of closing

Occupancy of property shall be given to **BUYER** on closing, **SELLER** may not occupy property after closing, unless a separate lease agreement is entered into between **BUYER** and **SELLER**.

**SPECIAL CONDITIONS** **No representations other than those expressed herein are a part of this sale.**

This agreement is binding upon acceptance by **SELLER** as evidenced by the signature of an authorized representative of **SELLER** If this agreement is not accepted by **SELLER** within **five (5) days** after **SELLER's** receipt, this agreement shall be null and void

**SELLER and BUYER agree to act in good faith and use diligence in completing the terms of this agreement** This agreement binds and inures to the benefit of the parties to this agreement and their successors in interest, personal representatives, heirs, executors, trustees and administrators

The warranties and representations made herein survive the closing of this transaction. SELLER agrees to sell and convey the above-mentioned property on the terms and conditions as set forth and acknowledges receipt of a copy of this agreement.

\_\_\_\_\_  
Witness Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

**The above agreement is accepted.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

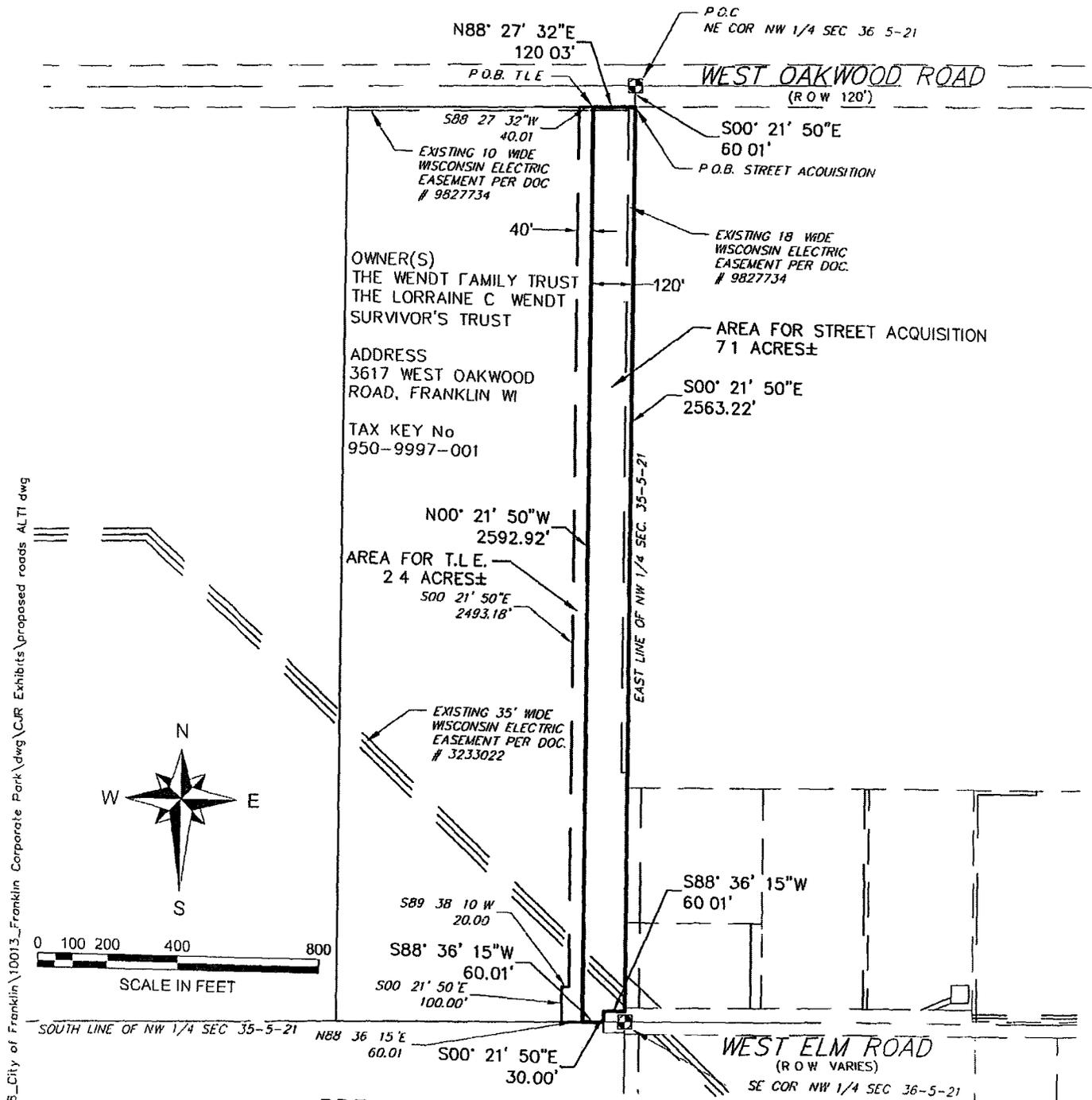
\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

**Note: Must be signed by administrator or an authorized representative**

# EXHIBIT "A"

**STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)**  
 Being part of the Northeast 1/4 and Southeast 1/4 of the Northwest 1/4 of Section 36,  
 Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin



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Ruckert · Mielke

**PREPARED FOR:**  
 City of Franklin  
 9229 W Loomis Road  
 Franklin, WI 53132

**PREPARED BY:**  
 Ruckert & Mielke, Inc  
 W233 N2080 Ridgeview Pkwy.  
 Waukesha, WI 53188

THIS INSTRUMENT WAS DRAFTED BY CHRIS RUETTEN P.L.S. (11/07/19) CHECKED BY JOHN SCHULZ (11/07/19)

# EXHIBIT "A"

## STREET ACQUISITION AND TEMPORARY LIMITED EASEMENT (T.L.E.)

Being part of the Northeast 1/4 and Southeast 1/4 of the Northwest 1/4 of Section 36, Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin

### STREET ACQUISITION.

Being part of the Northeast one-quarter, and the Southeast one-quarter of the Northwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said Northwest one-quarter of Section 36, thence bearing S00°21'50"E, along the East line of said Northwest one-quarter, a distance of 60.01 feet to the South Line of West Oakwood Road, and the POINT OF BEGINNING, thence continuing along said East line S00°21'50"E, a distance of 2563.22 feet to the North line of West Elm Road; thence bearing S88°36'15"W, along said North line, a distance of 60.01 feet; thence bearing S00°21'50"E, along said North Line, a distance of 30.00 feet to the South line of said Northwest one-quarter; thence bearing S88°36'15"W, along said South line, a distance of 60.01 feet; thence bearing N00°21'50"W, a distance of 2592.92 feet to the South line of West Oakwood Road; thence bearing N88°27'32"E, along said South line, a distance of 120.03 feet to the POINT OF BEGINNING, containing 7.1 acres more or less of land Subject to, but not limited to, covenants, conditions, restrictions and easements of record.

### T.L.E.:

Being part of the Northeast one-quarter, and the Southeast one-quarter of the Northwest one-quarter of Section 36, Township 5 North, Range 21 East, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said Northwest one-quarter of Section 36, thence bearing S00°21'50"E, along the East line of said Northwest one-quarter, a distance of 60.01 feet to the South Line of West Oakwood Road; thence S88°27'32"W, along said South line, a distance of 120.03 feet, to the POINT OF BEGINNING; thence continuing along said South line S88°27'32"W, a distance of 40.01 feet, thence S00°21'50"E, a distance of 2493.18 feet; thence bearing S89°38'10"W, a distance of 20.00 feet; thence bearing S00°21'50"E, a distance of 100.00 feet to the South line of said Northwest one-quarter; thence bearing N88°36'15"E, along said South line, a distance of 60.01 feet; thence bearing N00°21'50"W, a distance of 2592.92 feet to the South line of West Oakwood Road and the POINT OF BEGINNING, containing 2.4 acres more or less of land. Subject to, but not limited to, covenants, conditions, restrictions and easements of record

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PROPERTY LINES SHOWN ON THIS EXHIBIT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR OCCUPATION LINES. THIS EXHIBIT MAY NOT BE A TRUE REPRESENTATION OF EXISTING PROPERTY LINES, EXCLUDING LINES OF THE PUBLIC LAND SURVEY SYSTEM AND RIGHT-OF-WAY LINES AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE PROPERTY SURVEY AS DEFINED AND PURSUANT TO THE WISCONSIN ADMINISTRATIVE CODE A-E 7



PREPARED FOR:  
City of Franklin  
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**WB-44 COUNTER-OFFER**

Counter-Offer No. 1 by (Buyer/Seller) **STRIKE ONE**

NOTE: Number this Counter-Offer sequentially, e.g. Counter-Offer No. 1 by Seller, Counter-Offer No. 2 by Buyer, etc.

1 The Offer to Purchase dated 12/13/2019 and signed by Buyer Joanne Kaczmarek (POA)  
2 for purchase of real estate at 3617 W Oakwood RD

3 \_\_\_\_\_ is rejected and the following Counter-Offer is hereby made

4 **CAUTION: This Counter-Offer does not include the terms or conditions in any other counter-offer or multiple**  
5 **counter-proposal unless incorporated by reference.**

6 All terms and conditions remain the same as stated in the Offer to Purchase except the following \_\_\_\_\_

7 \_\_\_\_\_  
8 **For Real Estate purposes this offer was written and sent by buyer to seller on December**  
9 **13, 2020.**

10 \_\_\_\_\_  
11 **1) Agreement to close on or before 2/28/2020.**

12 \_\_\_\_\_  
13 **2) Earnest money check of \$5,000.00 made out to RE/MAX Realty 100 Trust Account within 5**  
14 **days of accepted offer.**

15 \_\_\_\_\_  
16 **\*\*Seller's side of title and closing is to be handled by Title 100.**

17 \_\_\_\_\_  
18 \_\_\_\_\_  
19 \_\_\_\_\_  
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23 \_\_\_\_\_  
24 \_\_\_\_\_  
25 \_\_\_\_\_  
26 \_\_\_\_\_  
27 \_\_\_\_\_  
28 The attached \_\_\_\_\_ is/are made part of this Counter-Offer.

29 Any warranties, covenants and representations made in this Counter-Offer survive the closing of this transaction.

30 This Counter-Offer is binding upon Seller and Buyer only if a copy of the accepted Counter-Offer is delivered to the  
31 Party making the Counter-Offer on or before January 3, 2020

32 (Time is of the Essence). Delivery of the accepted Counter-Offer may be made in any manner specified in the Offer to  
33 Purchase, unless otherwise provided in this Counter-Offer.

34 **NOTE: The Party making this Counter-Offer may withdraw the Counter-Offer prior to acceptance and delivery**  
35 **as provided at lines 30-33.**

36 This Counter-Offer was drafted by Joel Kaczmarek OBO SMG RE/MAX Realty 100 on 12/30/2019  
37 \_\_\_\_\_  
Licensee and Firm ▲ Date ▲

38 (x) Joanne Kaczmarek POA 12/31/2019 (x)  
39 Signature of Party Making Counter-Offer ▲ Date ▲ Signature of Party Accepting Counter-Offer ▲ Date ▲  
40 Print name ▶ Joanne Kaczmarek POA Print name ▶

41 (x) \_\_\_\_\_ (x)  
42 Signature of Party Making Counter-Offer ▲ Date ▲ Signature of Party Accepting Counter-Offer ▲ Date ▲  
43 Print name ▶ \_\_\_\_\_ Print name ▶

44 This Counter-Offer was presented by \_\_\_\_\_ on \_\_\_\_\_  
45 \_\_\_\_\_ Licensee and Firm ▲ Date ▲

46 This Counter-Offer is (rejected) (countered) **STRIKE ONE** (Party's Initials) \_\_\_\_\_ (Party's Initials) \_\_\_\_\_

47 **NOTE: Provisions from a previous Counter-Offer may be included by reproduction of the entire provision or**  
48 **incorporation by reference. Provisions incorporated by reference may be indicated in the subsequent Counter-**  
49 **Offer by specifying the number of the provision or the lines containing the provision. In transactions involving**  
50 **more than one Counter-Offer, the Counter-Offer referred to should be clearly specified.**

# AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE

lpa1895 08/2011 (Replaces DT1895)

THIS AGREEMENT, made and entered into by and between Lorraine C. Wendt, as Trustee of the Wendt Family Trust dated August 1, 1997, an undivided 90% interest and Lorraine C. Wendt as Trustee of the Lorraine C. Wendt Survivor's Trust dated August 1, 1997, an undivided 10% interest, hereinafter called SELLER, and the City of Franklin, a Wisconsin municipal corporation, hereinafter called BUYER. If accepted, this offer can create a legally enforceable contract. Both parties should read this document carefully and understand it before signing

SELLER and BUYER agree that BUYER is purchasing this property for transportation purposes within the meaning of Wis Stats

SELLER warrants and represents to BUYER that SELLER has no notice or knowledge of any 1) Planned or commenced public improvements which may result in special assessments to otherwise materially affect the property other than the planned transportation facility for which the BUYER is purchasing this property, 2) Government agency or court order requiring repair, alteration, or correction of any existing condition; 3) Shore land or special land use regulations affecting the property, 4) Underground storage tanks and the presence of any dangerous or toxic materials or conditions affecting the property

DESCRIPTION The SELLER agrees to sell and the BUYER agrees to buy, upon the terms and conditions hereinafter named, the following described real estate situated in Milwaukee County, Wisconsin See attached Exhibit A

The purchase price of said real estate shall be the sum of Three Hundred Forty Thousand Eight Hundred and No/100 Dollars, (\$340,800.00) payable as follows

Fee Title:	\$340,800.00
TLE:	\$0.00

General taxes shall be prorated at the time of closing based on the net general taxes for the current year, if known, otherwise on the net general taxes for the preceding year

SELLER shall, upon payment of purchase price, convey the property by warranty deed or other conveyance, free and clear of all liens and encumbrances, including special assessments, except recorded public utility easements and recorded restrictions on use running with the land or created by lawfully enacted zoning ordinances, and general taxes for the year of closing

Legal possession of premises shall be delivered to BUYER on date of closing.

Occupancy of property shall be given to BUYER on closing SELLER may not occupy property after closing, unless a separate lease agreement is entered into between BUYER and SELLER

**SPECIAL CONDITIONS No representations other than those expressed herein are a part of this sale**

This agreement is binding upon acceptance by SELLER as evidenced by the signature of an authorized representative of SELLER. If this agreement is not accepted by SELLER within five (5) days after SELLER's receipt, this agreement shall be null and void

SELLER and BUYER agree to act in good faith and use diligence in completing the terms of this agreement. This agreement binds and inures to the benefit of the parties to this agreement and their successors in interest, personal representatives, heirs, executors, trustees and administrators

The warranties and representations made herein survive the closing of this transaction. SELLER agrees to sell and convey the above-mentioned property on the terms and conditions as set forth and acknowledges receipt of a copy of this agreement

\_\_\_\_\_  
Witness Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

The above agreement is accepted.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

Note Must be signed by administrator or an authorized representative

Offer presented and countered by Joel Kaczmarek on SING RE/MAX Realty

Signed Joanne Kaczmarek POA date 12-31-2019

print name Joanne Kaczmarek POA

<b>APPROVAL</b> <i>slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 1/7/20
<b>LICENSES AND PERMITS</b>	<b>MISCELLANEOUS LICENSES</b>	<b>ITEM NUMBER</b> <i>H.</i>

See attached listing from meeting of January 7, 2020.

**COUNCIL ACTION REQUESTED**



414-425-7500

**License Committee  
Agenda\*  
Aldermen's Room  
January 7, 2020 – 5:45 p.m.**

<b>1.</b>	<b>Call to Order &amp; Roll Call</b>	<b>Time:</b>
<b>2.</b>	<b>Applicant Interviews &amp; Decisions</b>	
<b>License Applications Reviewed</b>		<b>Recommendations</b>

<b>Type/ Time</b>	<b>Applicant Information</b>	<b>Approve</b>	<b>Hold</b>	<b>Deny</b>
Operator 2019-2020 New 5:50 p.m	<b>Bandle, Heather A</b> 11430 W Swiss St Apt B Franklin, WI 53132 Landmark			
Operator 2019-2020 New 5:55 p.m	<b>Cavaliere, Ema I</b> 4119 108 <sup>th</sup> St Franksville, WI 53126 Hideaway Pub & Eatery			
Operator 2019-2020 New	<b>Howell, Jeanne E</b> S45W25670 Red Oak Ct Waukesha, WI 53189 Tuckaway Country Club			
Operator 2019-2020 New	<b>Jablonski, Pamela J</b> 10500 W Pallottine Dr Greenfield, WI 53228 Swiss Street Pub & Grill			
Operator 2019-2020 New	<b>Knight, Jennifer N</b> 4536 W Hilltop Lane Franklin, WI 53132 Walgreens #15020			
Operator 2019-2020 New	<b>Neu, Jessica L</b> 3539 80 <sup>th</sup> St Franksville, WI 53126 Irish Cottage			
Operator 2019-2020 New	<b>Rocha, Michelle M</b> 8457 S Breaburn Dr Oak Creek, WI 53154 Marcus Showtime Cinema			
Operator 2019-2020 New	<b>Schwebe, Erica A</b> 2610 S 78 <sup>th</sup> St West Allis, WI 53219 Marcus Showtime Cinema			
Operator 2019-2020 New	<b>Tengel, Molly A</b> 731 60 <sup>th</sup> St Caledonia, WI 53108 Hideaway Pub & Eatery			
Operator 2019-2020 New	<b>Williams, Laken L</b> 7409 S 46 <sup>th</sup> St Franklin, WI 53132 Kwik Trip #287			

Type/ Time	Applicant Information	Approve	Hold	Deny
<b>Operator            2019-2020            New</b>	<b>Wooley, Walter</b> 7112 S 47 <sup>th</sup> Pl Franklin, WI 53132 Kwik Trip #857			
<b>Police Incident Reports            from May 1, 2019 to            December 31, 2019</b>	Review of Police Incident Reports from May 1, 2019 thru December 31, 2019 for Class A and B Establishments.			
<b>3.</b>	<b>Adjournment</b>			
		Time		

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

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<b>APPROVAL</b> <i>slw</i>	<b>REQUEST FOR COUNCIL ACTION</b>	<b>MEETING DATE</b> 1/07/2020
<b>Bills</b>	<b>Vouchers and Payroll Approval</b>	<b>ITEM NUMBER</b> <i>I.</i>

Attached are vouchers dated December 13, 2019 through January 3, 2020. Nos. 176468 through Nos. 176745 in the amount of \$ 5,531,498.97. Included in this listing are EFT's Nos. 4180 through Nos 4193 Library vouchers totaling \$ 5,413.59, Property Tax refunds totaling \$ 22,371.07, Tourism vouchers totaling \$ 331 00 and Water Utility vouchers totaling \$ 23,267 41. Voided checks in the amount of \$ (5,563 89) are separately listed.

Vouchers approved at prior Council meetings that are included in this distribution

ABT Mailcom	Tax Bill Processing	\$ 8,660.61
Compass Minerals	Road Salt	\$ 13,568.52
EMS Medical Billing	Ambulance Billing	\$ 8,225.51
Franklin Post Emp Trust	2019 City Contribution	\$ 90,000.00
Geographic Marketing	GIS Services	\$ 11,040.20
Knight Barry	Ballpark Commons	\$ 3,912,794.65
Quarles & Brady	TID 7 Legal	\$ 15,862.75
Quarles & Brady	TID 5 Legal	\$ 11,397.00
Ray Stadler Construction	Pleasant View Pavilion	\$ 48,910.00
Arthur Weiler Inc	2019 Fall Trees	\$ 5,570 00
Wolf & Sons	Fuel	\$ 15,807 53
<b>TOTAL</b>		<b>\$4,141,836.77</b>

Early release disbursements dated December 13, 2019 through January 2, 2020 in the amount of \$ 4,785,209.21 are provided on a separate listing and are also included in the complete disbursement listing. These payments have been released as authorized under Resolution 2013-6920.

The net payroll dated December 20, 2019 is \$ 417,169.33 previously estimated at \$ 410,000.00. Payroll deductions dated December 20, 2019 are \$ 441,306.07 previously estimated at \$ 426,000 00.

The net payroll dated January 3, 2020 is \$ 383,664.17 previously estimated at \$ 394,000.00. Payroll deductions dated January 3, 2020 are \$ 207,726.14 previously estimated at \$ 208,000.00.

The estimated payroll for January 17, 2020 is \$ 455,000.00 with estimated deductions and matching payments of \$ 241,000 00

Attached is a list of property tax EFT's Nos. 280 through Nos 288 dated December 13, 2019 through December 30, 2019 in the amount of \$ 44,721,827.29. \$ 21,827.29 of this represents reimbursement of tax refunds to General Fund and \$ 44,700,000.00 is the transfer of collections to investment accounts. These payments have been released as authorized under Resolution 2013-6920.

Approval to release payment for legal services to Wesolowski, Reidenbach & Sajdak once the December 2019 invoice(s) have been submitted, not to exceed \$30,000.00.

Approval to release earnest money on proposed transaction to "RE/MAX Realty for the benefit of Wendt Family Trust and Lorriane C Wendt Survivor's Trust" in the amount of \$5,000.00.

Approval to release earnest money on proposed transaction to "First American Title Insurance Company" in the amount of \$10,000.

### **COUNCIL ACTION REQUESTED**

Motion approving the following:

- City vouchers with an ending date of January 3, 2020 in the amount of \$ 5,531,498.97 and
- Payroll dated December 20, 2019 in the amount of \$ 417,169.33 and payments of the various payroll deductions in the amount of \$ 441,306 07 plus City matching payments and
- Payroll dated January 3, 2020 in the amount of \$ 383,664.17 and payments of the various payroll deductions in the amount of \$ 207,726.14 plus City matching payments and
- Estimated payroll dated January 17, 2020 in the amount of \$ 455,000 00 and payments of the various payroll deductions in the amount of \$ 241,000.00, plus City matching payments and
- Property tax vouchers with an ending date of December 30, 2019 in the amount of \$ 44,721,827.29 and
- The release of payment to Wesolowski, Reidenbach & Sajdak for legal services, not to exceed \$30,000.00 and
- The release of payment to "RE/MAX Realty for the benefit of Wendt Family Trust and Lorraine C Wendt Survivor's Trust" in the amount of \$ 5,000.00.
- The release of payment to First American Title Insurance Company in the amount of \$10,000.

**ROLL CALL VOTE NEEDED**