

The Facebook page for the Economic Development Commission (<https://www.facebook.com/forwardfranklin/>) will be live streaming the Common Council meeting so that the public will be able to watch and listen to the meeting.

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
FRANKLIN CITY HALL – COMMON COUNCIL CHAMBERS  
9229 WEST LOOMIS ROAD, FRANKLIN, WISCONSIN  
AGENDA\*  
TUESDAY, OCTOBER 6, 2020 AT 6:30 P.M.

- A. Call to Order and Roll Call.
- B.
  - 1. Citizen Comment Period.
  - 2. Mayoral Announcement: A Proclamation Declaring Our Pride in the Milwaukee Milkmen Professional Baseball Team in the Hometown City of Franklin Being the 2020 American Association of Independent Baseball Champions.
- C. Approval of Minutes - Regular Common Council Meeting of September 15, 2020.
- D. Hearings.
- E. Organizational Business – Mayoral Appointments:
  - 1. Peggy LeMahieu, 7534 W. Tuckaway Pines Circle, Ald. Dist. 1 – Board of Health, for a 2 year unexpired term expiring 04/30/22.
  - 2. Eric Heinritz, 7906 S. 68<sup>th</sup> St., Ald. Dist. 4 – Architectural Board, for a 3 year unexpired term expiring 04/30/21.
  - 3. James Rehberger, 5522 County Line Rd, Ald. Dist. 4 – Technology Commission, for a 3 year unexpired term expiring 04/30/23.
  - 4. Timothy Wachter, 3930 W. Victory Creek Dr., Ald. Dist. 3 – Economic Development Commission, for a 2 year unexpired term expiring 06/30/22.
  - 5. David Cyra, 8622 S. Avian Way, Ald. Dist. 1 – Architectural Board as an Alternate Member, for a 3 year unexpired term expiring 04/30/21.
  - 6. Dr. Judy Mueller, School Superintendent – Library Board for a 3 year unexpired term expiring 06/30/23.
- F. Letters and Petitions.
- G. Reports and Recommendations:
  - 1. A Resolution Providing for the Sale of Not to Exceed \$9,770,000 Taxable General Obligation Refunding Bonds, Series 2020A.
  - 2. An Initial Resolution Authorizing General Obligation Bonds in an Amount not to Exceed \$3,175,000 for Community Development Projects in Tax Incremental Districts;  
A Resolution Providing for the Sale of not to Exceed \$3,175,000 General Obligation Community Development Bonds, Series 2020B;  
A Resolution Directing Publication of Notice to Electors Relating to Bond Issue.

3. Authorization to Contract Shen Milsom Wilke to Perform Analysis of the Stadium Sound System at Franklin Field.
4. Light and Unite RED Proclamation.
5. A Resolution to Acquire Water Main Easement from 9720 and 9750 S. Oakwood Park Drive (Wisconsin Commercial, LLC) Tax Key No. 900-0010-005.
6. Revisions to the Job Description for Police Sergeant.
7. A Resolution to Make a 2021 Grant Application Request from the Wisconsin Department of Natural Resources Urban Forestry Grant Program and Unspecified Amounts for Yet to be Determined Catastrophic Storm Events.
8. Environmental Commission Recommendation to Add Buckthorn to the List of Noxious Weeds; an Ordinance to Amend §178-3.F.(2) of the Municipal Code to Include Common Buckthorn (*Rhamnus Cathartica* [L.]) and Glossy Buckthorn (*Rhamnus Frangula* [L.]) in the Definition of Noxious Weeds.
9. Review Status of Billboards on Wisconsin Department of Transportation Owned Properties at W. Rawson Avenue and S. 27th Street, Tax Key Nos. 738-9999-000 and 738-9998-001.
10. A Resolution to Authorize a State/Municipal Maintenance Agreement for W. Loomis Road (STH 36) from STH 100 to S. 51st Street Related to Construction of a Pathway and Related Features.
11. Finance Committee Recommended Changes to the 2021 Mayor's Recommended Budget.
12. An Ordinance to Codify the Municipal Code Sections 245-3.B. Stops Required and 245-3.D. Yields Required.
13. An Ordinance to Modify the Municipal Code Section 245-5.D.(4) Designating Parking Restrictions on the North Side of W. Cortez Circle to 176 Feet East of the Curb line of S. Lovers Lane Road.
14. Authorization to Contract with Pure Mechanical LLC for Replacement of Department of Public Works Heating and Cooling HVAC System.
15. Authorization for the Department of Public Works to Sell Surplus Equipment.
16. Approval of the Purchase and Installation of Audio/Visual Equipment, as well as programming of the same, to be used in the Council Chambers and the Hearing Room, which will also serve as a back-up Emergency Operations Center, for Public Meetings in response to COVID-19, under the CARES Act Funding, Routes to Recovery: Local Government Aids Grant, in an amount not to exceed \$71,300.
17. Approval of the Installation of Touchless Plumbing Fixtures, Including Faucets, Toilet Flush Valves and Various Other Related Devices Under the CARES Act Funding, Routes to Recovery: Local Government Aids Grant, in an Amount Not to Exceed \$24,900.
18. Request for Approval to Purchase Additional Badger Books (Electronic Poll Books) in an Amount not to Exceed \$21,500.
19. Recommendation for 2021 Employee Benefit-Related Coverages, Carriers and Premium Shares, Including: Health Insurance, Stop Loss Coverage, Wellness, Health and Wellness Supplementary Program and Dental Insurance.
20. August 2020 Monthly Financial Report.
21. Amendment to Tax Incremental District No. 5 Ballpark Commons development project Agreement Regarding Impact Fees and Irrevocable Payment Bond. 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 an Amendment to Tax

Incremental District No. 5 Ballpark Commons development project Agreement Regarding Impact Fees and Irrevocable Payment Bond by BPC Golf Entertainment, LLC and BPC County Land, LLC, and the investing of public funds and governmental actions in relation thereto, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

- 22. Potential Acquisition of Property for Public Park Purposes in the City of Franklin, including, but not limited to properties for what has been conceptually termed water tower park, located in the 8100 block on the east side of South Lovers Lane Road bearing Tax Key Nos. 801-9984-000, 801-9985-000, 801-9986-000 and 801-9987-000. The Committee of the Whole may enter closed session pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to consider the potential acquisition of properties to be used for public park purposes in the City of Franklin, including, but not limited to properties for what has been conceptually termed water tower park, located in the 8100 block on the east side of South Lovers Lane Road bearing Tax Key Nos. 801-9984-000, 801-9985-000, 801-9986-000 and 801-9987-000, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

H. Licenses and Permits.

Miscellaneous Licenses:

- 1. License Committee Meeting of October 6, 2020.
- 2. Recommendation from the Special License Committee Meeting held on September 24, 2020: Extraordinary Entertainment and Special Event License Application for The Hill Has Eyes, The Rock Sports Complex, 7044 S. Ballpark Drive, October 9, 2020 Through October 31, 2020, Fridays and Saturdays Only.

I. Bills.

Request for Approval of Vouchers and Payroll.

J. Adjournment.

\*Supporting documentation and details of these agenda items are available in the Common Council Meeting Packet on the City of Franklin website [www.franklinwi.gov](http://www.franklinwi.gov)

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

REMINDERS:

|            |                                 |                        |
|------------|---------------------------------|------------------------|
| October 8  | Plan Commission Meeting         | 7:00 p.m.              |
| October 20 | Common Council Meeting          | 6:30 p.m.              |
| October 22 | Plan Commission Meeting         | 7:00 p.m.              |
| October 31 | Trick or Treat                  | 4:00 p.m. to 7:00 p.m. |
| November 2 | Common Council Meeting          | 6:30 p.m.              |
| November 3 | General & Presidential Election | 7:00 a.m.-8:00 p.m.    |

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# City of Franklin Proclamation

## A PROCLAMATION DECLARING OUR PRIDE IN THE MILWAUKEE MILKMEN PROFESSIONAL BASEBALL TEAM IN THE HOMETOWN CITY OF FRANKLIN BEING THE 2020 AMERICAN ASSOCIATION OF INDEPENDENT BASEBALL CHAMPIONS

Whereas, once upon a time, one year ago, we proclaimed an Opening Day for the Milwaukee Milkmen professional baseball team; and

Whereas, while last year did not end with the Milkmen in the more wins than losses column, we knew they would be back, and we knew they would continue to climb the ladder of life in their games and that Victory would prevail; and

Whereas, here we are, experiencing the refreshing and rising feelings of Pride in Achievement, from last to First, against all odds, the unlikely triumph of the underdogs, the Milkmen now being the 2020 American Association Champions; and

Whereas, while in all walks of life, it is the team that matters, part of teamwork is recognizing teammates for extraordinary efforts and achievements; and

Whereas, in this Championship Year, right-handed pitcher Peyton Gray has been named the American Association Rookie of the Year; and

Whereas, in this Championship Year, outfielder Brett Vertigan has been named the American Association Co-Defensive Player of the Year; and

Whereas, in this Championship Year, outfielder Adam Brett Walker, being from Milwaukee and having played at Milwaukee Lutheran High School, has been named the American Association Player of the Year; and

Whereas, I quote:

*"To me, baseball has always been a reflection of life. Like life, it adjusts. It survives everything."* Willie Stargell; and

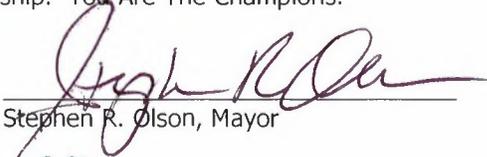
*"Nothing can happen if it's not first a dream. If you have someone with a dream, if you have a motivated person with a goal and a vision, if you have someone that never gives up, who has great hope, anything can happen."*

*"Never give up... never, ever give up."* Jim Valvano; and

Whereas, now, in only year 2 of its existence, the Milwaukee Milkmen are The Champions.

NOW, THEREFORE, I, Stephen R. Olson, Mayor of the City of Franklin, Wisconsin, do hereby declare that may We All Marvel upon the as a team Milwaukee Milkmen Miraculous Mountaintop Milestone Monumental Maximum Magnitude Motivation Merit Magnificent Memorial Championship. You Are The Champions.

Presented this 6th Day of October, 2020.

  
Stephen R. Olson, Mayor



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C.

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
SEPTEMBER 15, 2020  
MINUTES

- ROLL CALL                    A.            The regular meeting of the Common Council was held on September 15, 2020 and called to order at 6:30 p.m. by Mayor Steve Olson in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Alderman Mark Dandrea, Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderwoman Shari Hanneman, Alderman Mike Barber and Alderman John R. Nelson. Also present were Dir. of Administration Peggy Steeno, City Engineer Glen Morrow, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT        B.            Citizen comment period was opened at 6:34 p.m. and closed at 6:45 p.m.
- MINUTES  
SEPTEMBER 1, 2020        C.            Alderman Dandrea moved to approve the minutes of the regular Common Council Meeting of September 1, 2020 as presented at this meeting. Seconded by Alderman Barber. All voted Aye; motion carried.
- MAYORAL  
APPOINTMENTS            E.            Alderman Dandrea moved to confirm the following Mayoral Appointments:
1. James Martins, 8410 S. Fountain Ct., Ald. Dist. 1, Fire and Police Commission, 5 year unexpired term expiring 04/30/2025.
  2. Robert Goetsch, 4037 W. Forest Hill Ave., Ald. Dist. 5, Economic Development Commission, for a 2 year term expiring 06/30/2022.
- Seconded by Alderman Mayer. On Roll Call, all voted Aye. Motion carried.
- AGREEMENT FOR  
MUTUAL  
ASSISTANCE                G.1.            Alderman Barber moved to approve Fire Department participation in the Milwaukee County "Agreement for Mutual Assistance" and to authorize the Fire Chief to participate in any continued revision and amendment of the Shared Services Operational Policy. Seconded by Alderman Mayer. All voted Aye; motion carried.
- MILWAUKEE  
COUNTY EMS                G.2.            Alderman Barber moved to approve the extension of the agreement between the City and Milwaukee County for continued participation in the Milwaukee County EMS system through 2025. Seconded by Alderman Mayer. All voted Aye; motion carried.

- RES. 2020-7667  
LANDSCAPE  
BUFFERYARD  
EASEMENT
- G.3. Alderman Dandrea moved to adopt Resolution No. 2020-7667, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A LANDSCAPE BUFFERYARD EASEMENT FOR AND AS PART OF THE APPROVAL OF A 2 LOT CERTIFIED SURVEY MAP UPON PROPERTY GENERALLY LOCATED SOUTH OF LOOMIS COURT AND EAST OF SOUTH NORTH CAPE ROAD, subject to technical corrections by staff and the City Attorney. Seconded by Alderman Barber. On roll call, Alderman Barber, Alderwoman Hanneman, Alderman Mayer, and Alderman Dandrea voted Aye; Alderman Nelson and Alderwoman Wilhelm voted No. Motion carried.
- RES. 2020-7668  
CONSERVATION  
EASEMENT
- G.4. Alderman Dandrea moved to adopt Resolution No. 2020-7668, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE APPROVAL OF A 2 LOT CERTIFIED SURVEY MAP UPON PROPERTY GENERALLY LOCATED SOUTH OF LOOMIS COURT AND EAST OF SOUTH NORTH CAPE ROAD, subject to technical corrections by staff and the City Attorney. Seconded by Alderman Barber. On roll call, Alderman Dandrea, Alderman Mayer, Alderwoman Wilhelm, Alderwoman Hanneman, and Alderman Barber voted Aye; Alderman Nelson voted No. Motion carried.
- CONCEPT REVIEW  
9540 S. 76TH ST.  
JAMES O'MALLEY
- G.5. No action was taken following the concept review of a proposed commercial development to be located at 9540 South 76th Street (James B. O'Malley, Applicant).
- ORD. 2020-2448  
AMEND UDO  
SECTION 15-3.0702
- G.6. Alderman Nelson moved to adopt Ordinance No. 2020-2448, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE SECTION 15-3.0702 TO ALLOW FOR ACCESSORY STRUCTURES GREATER THAN 1,200 SQUARE FEET IN FLOOR AREA IN THE AGRICULTURAL DISTRICTS, A-1 AND A-2, AND RESIDENTIAL DISTRICTS, R-1, R-2, R-3 AND R-3E, SUBJECT TO SPECIAL USE APPROVAL. Seconded by Alderman Barber. All voted Aye; motion carried.
- RADAR MESSAGE  
SIGNS
- G.7. Alderman Mayer moved to approve the purchase of two radar message signs to be used by the Police Department and the Department of Public Works, in the amount of \$28,999 from All Traffic Solutions, Inc. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
- PLEASANT VIEW  
NEIGHBORHOOD
- G.8. Alderwoman Wilhelm moved to approve the Conceptual Site Plan for Pleasant View Neighborhood Park with four pickleball courts, altering

- PARK the trail linkage to connect to existing trail versus the parking lot, and reduce the parking to reflect the reduction of courts. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.
- RES. NO. 2020-7669 AGREEMENT WITH GRAEF-USA, INC. PLEASANT VIEW PARK G.9. Alderwoman Wilhelm moved to adopt Resolution No. 2020-7669, A RESOLUTION TO EXECUTE AN AMENDMENT NO. 1 TO AN AGREEMENT WITH GRAEF-USA, INC. FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE PLEASANT VIEW PARK MASTER PLAN UPDATE, IN THE AMOUNT OF \$123,590.00. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.
- BUCKTHORN AS A NOXIOUS WEED G.10. Alderman Mayer moved to direct staff to prepare an ordinance to add Buckthorn to the list of Noxious Weeds by recommendation of the Environmental Commission. Seconded by Alderman Nelson. All voted Aye; motion carried.
- FOREST VIEW APARTMENTS G.11. Alderwoman Hanneman moved to authorize staff to release the escrow deposit for the public improvements at the Forest View Apartments located at 5833-5977 West Forest View Court. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- MAYOR'S 2021 RECOMMENDED BUDGET G.12. Alderwoman Hanneman moved to forward the Mayor's 2021 Recommended Budget to the Finance Committee for its review and submission of its recommended changes to the Common Council at their meeting of October 6, 2020, and to further provide other direction to staff, as appropriate, relative to additional materials or information needed for the October 6, 2020, Common Council meeting budget discussions. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- LICENSES AND PERMITS H. Alderman Nelson moved to table the following applications:  
  
Table to the next or special meeting called by any License Committee Co-Chair, the Extraordinary Entertainment & Special Event application for The Rock Sports Complex (Scot Johnson) for "The Hills Has Eyes" on Friday's (10/19, 10/16, 10/23, 10/30) and Saturday's (10/10, 10/17, 10/24, 10/31) from 6 p.m. to 12 a.m.  
  
Seconded by Alderman Dandrea. All voted Aye; motion carried.  
  
Alderman Nelson moved to table to next meeting the PUBLIC (People Uniting for the Betterment of Life and Investment in the Community) Grant to Noah Grandsard, Boy Scouts of America, 9/13/2020, Construction of a Tribute.

Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

PROPOSED  
DOG PARK

G.13. Alderwoman Wilhelm moved to direct the City Attorney to look into lease options for a public dog park and report back to the Parks Commission. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

9619 S. 60TH ST.

G.14. Alderman Nelson motion to enter into closed session at 9:45 p.m. pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to consider the potential sale of property owned by the City of Franklin at 9619 South 60th Street, Franklin, Wisconsin, bearing Tax Key No. 898-9997-011; such property previously having been a public water well site use, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deem appropriate. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 9:51 p.m.

VOUCHERS AND  
PAYROLL

I. Alderman Mayer moved to approve the following: City vouchers with an ending date of September 10, 2020 in the amount of \$3,503,748.12; payroll dated September 11, 2020 in the amount of \$396,440.12 and payments of the various payroll deductions in the amount of \$228,599.76 plus City matching payments; estimated payroll dated September 25, 2020 in the amount of \$407,000.00 and payments of the various payroll deductions in the amount of \$448,000.00, plus City matching payments; property tax disbursements with an ending date of September 10, 2020 in the amount of \$7,810.93. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Mayer moved to adjourn the meeting at 9:53 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

|   |  |  |
|---|--|--|
| <p style="text-align: center;"><b>APPROVAL</b></p> <p><i>Slw</i></p>        | <p style="text-align: center;"><b>REQUEST FOR<br/>COUNCIL ACTION</b></p> | <p style="text-align: center;"><b>MEETING<br/>DATE</b></p> <p style="text-align: center;">10-06-20</p> |
| <p style="text-align: center;"><b>REPORTS &amp;<br/>RECOMMENDATIONS</b></p> | <p style="text-align: center;"><b>Mayoral Appointments</b></p>           | <p style="text-align: center;"><b>ITEM<br/>NUMBER</b></p> <p style="text-align: center;">E.</p>        |

The Mayor has made the following appointments for Council confirmation:

1. Peggy LeMahieu, 7534 W. Tuckaway Pines Circle, Ald. Dist. 1 – Board of Health, for a 2 year unexpired term expiring 04/30/22.
2. Eric Heinritz, 7906 S. 68<sup>th</sup> St., Ald. Dist. 4 – Architectural Board, for a 3 year unexpired term expiring 04/30/21.
3. James Rehberger, 5522 County Line Road, Ald. Dist. 4 – Technology Commission, for a 3 year unexpired term expiring 04/30/23.
4. Timothy Wachter, 3930 W. Victory Creek Dr., Ald. Dist. 3 – Economic Development Commission, for a 2 year unexpired term expiring 06/30/22.
5. David Cyra, 8622 S. Avian Way, Ald. Dist. 1 – Architectural Board as an Alternate Member, for a 3 year unexpired term expiring 04/30/21.
6. Dr. Judy Mueller, School Superintendent – Library Board for a 3 year unexpired term expiring 06/30/23.

## COUNCIL ACTION

Motion to confirm the following Mayoral appointments:

1. Peggy LeMahieu, 7534 W. Tuckaway Pines Circle, Ald. Dist. 1 – Board of Health, for a 2 year unexpired term expiring 04/30/22.
2. Eric Heinritz, 7906 S. 68<sup>th</sup> St., Ald. Dist. 4 – Architectural Board, for a 3 year unexpired term expiring 04/30/21.
3. James Rehberger, 5522 County Line Road, Ald. Dist. 4 – Technology Commission, for a 3 year unexpired term expiring 04/30/23.
4. Timothy Wachter, 3930 W. Victory Creek Dr., Ald. Dist. 3 – Economic Development Commission, for a 2 year unexpired term expiring 06/30/22.
5. David Cyra, 8622 S. Avian Way, Ald. Dist. 1 – Architectural Board as an Alternate Member, for a 3 year unexpired term expiring 04/30/21.
6. Dr. Judy Mueller, School Superintendent – Library Board for a 3 year unexpired term expiring 06/30/23.

## Shirley Roberts

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**From:** volunteerfactsheet@franklinwi.info  
**Sent:** Friday, September 4, 2020 10:01 AM  
**To:** Lisa Huening; Shirley Roberts; Sandi Wesolowski  
**Subject:** Volunteer Fact Sheet

**Name:** Peggy LeMahieu  
**PhoneNumber:**  
**EmailAddress:**  
**YearsasResident:** Just moved here  
**Alderman:** 1  
**ArchitecturalBoard:** no  
**CivicCelebrations:** no  
**CommunityDevelopmentAuthority:** no  
**EconomicDevelopmentCommission:** no  
**EnvironmentalCommission:** no  
**FinanceCommittee:** no  
**FairCommission:** no  
**BoardofHealth:** yes  
**FirePoliceCommission:** no  
**ParksCommission:** no  
**LibraryBoard:** no  
**PlanCommission:** no  
**PersonnelCommittee:** no  
**BoardofReview:** no  
**BoardofPublicWorks:** no  
**QuarryMonitoringCommittee:** no  
**TechnologyCommission:** no  
**TourismCommission:** no  
**BoardofZoning:** no  
**WasteFacilitiesMonitoringCommittee:** no  
**BoardWaterCommissioners:** no  
**CompanyNameJob1:** At Mary's Hospital / HSHS  
**CompanyAddressJob1:** Green Bay, WI  
**TelephoneJob1:**  
**StartDateandPositionJob1:** VP Patient Care Services -approx 89'-99'  
**EndDateandPositionJob1:** 99'- husband relocation  
**CompanyNameJob2:** Kaiser Permanente - North California  
**AddressJob2:** Oakland, CA  
**TelephoneJob2:**  
**StartDateandPositionJob2:** 99'- 2002

**EndDateandPositionJob2:** 2002 - husband relocation  
**CompanyNameJob3:** Merited Hospital  
**AddressJob3:** Madison, WI  
**TelephoneJob3:**  
**StartDateandPositionJob3:** 2007 - Director of Operations of Heart Services  
**EndDateandPositionJob3:** 2009- new opportunity  
**Signature:** Peggy LeMahieu  
**Date:** 9/4/2020  
**Signature2:** Peggy LeMahieu  
**Date2:** 9/4/2020  
**Address:** 7534 W Tuckaway Pines Circle  
**PriorityListing:**

**WhyInterested:**

I have been a professional nurse and healthcare person since 1970. I am retired but stay very involved in the health care system, current issues and care. I have a wide scope of experience and education; Nursing, BA Psychology, MA Public Policy and Administration with an emphasis in health policy. I also have a public health certification. I have worked in hospitals, home health, college health, K-12 school, and health Insurers.

**DescriptionofDutiesJob1:**

Operational and financial responsibilities for all patient care services in mid size hospital. Also, responsible for program development impacting patient care.

**DescriptionofDutiesJob2:**

Director of Quality Management for Northern CA. Scope of responsibility was oversight and improvement in utilization and quality management in hospital, HHC, and Nursing Home

**DescriptionofDutiesJob3:**

Operational responsibility for scope of Heart Services from cardiac cath pre-op services thru interventional heart Procedures, EKG, ECHO, and pacemaker device services.

**AdditionalExperience:**

Have worked with healthcare criteria in a myriad of health areas. Have been instrumental in program development t from visioning to successful Implementation. Have worked and evaluated programs via data. Have been very involved in customer service from an employer to end point customer outcome. Have been successful in managing operations via a team and participative methodology.

**ClientIP:** 72.128.103.249

**SessionID:** 2h3kb1crgas1vek0p3zezjvi

[See Current Results](#)

## Shirley Roberts

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**From:** volunteerfactsheet@franklinwi.info  
**Sent:** Tuesday, September 29, 2020 6:03 PM  
**To:** Lisa Huening; Shirley Roberts; Sandi Wesolowski  
**Subject:** Volunteer Fact Sheet

**Name:** Eric Heinritz  
**PhoneNumber:**  
**EmailAddress:**  
**YearsasResident:** 21  
**Alderman:** 4  
**ArchitecturalBoard:** yes  
**CivicCelebrations:** no  
**CommunityDevelopmentAuthority:** no  
**EconomicDevelopmentCommission:** no  
**EnvironmentalCommission:** no  
**FinanceCommittee:** no  
**FairCommission:** no  
**BoardofHealth:** no  
**FirePoliceCommission:** no  
**ParksCommission:** no  
**LibraryBoard:** no  
**PlanCommission:** no  
**PersonnelCommittee:** no  
**BoardofReview:** no  
**BoardofPublicWorks:** no  
**QuarryMonitoringCommittee:** no  
**TechnologyCommission:** no  
**TourismCommission:** no  
**BoardofZoning:** no  
**WasteFacilitiesMonitoringCommittee:** no  
**BoardWaterCommissioners:** no  
**CompanyNameJob1:** E. Christopher Investments, LLC  
**CompanyAddressJob1:** PO Box 320113  
**TelephoneJob1:** 4142140074  
**StartDateandPositionJob1:** 06/2005 Owner/President  
**EndDateandPositionJob1:** Current  
**CompanyNameJob2:**  
**AddressJob2:**  
**TelephoneJob2:**  
**StartDateandPositionJob2:**

**EndDateandPositionJob2:**

**CompanyNameJob3:**

**AddressJob3:**

**TelephoneJob3:**

**StartDateandPositionJob3:**

**EndDateandPositionJob3:**

**Signature:**

Eric Heinritz

**Date:**

09/29/2020

**Signature2:**

Eric Heinritz

**Date2:**

09/29/2020

**Address:**

7906 S 68th St

**PriorityListing:**

**WhyInterested:**

As a residential contractor and former student of architecture, I have a lot of experience reviewing building plans. I grew up in Franklin, built a house of my own here in 2005, and after moving out-of-state briefly have recently returned to stay permanently. I am looking for an opportunity to be part of the community and feel this review board would be of interest to me.

**DescriptionofDutiesJob1:**

Residential home remodeling contractor.

**DescriptionofDutiesJob2:**

**DescriptionofDutiesJob3:**

**AdditionalExperience:**

Currently serving as a co-chair on the board of directors for Courage MKE. Previously served on other boards in various roles. Studied Architectural Technology before pursuing a degree in Business Administration.

**ClientIP:**

107.217.46.188

**SessionID:**

qbyayxl2tpkr3cpeynwbnomk

[See Current Results](#)

City of Franklin  
9229 West Loomis Road  
Franklin, Wisconsin 53132

**VOLUNTEER FACT SHEET**

Thank-you for your interest in serving on a City Board, Commission, or Committee. In order that consistent information be provided to the Common Council, you are asked to complete the following:

**PERSONAL:**

Name JAMES M REHBERGER  
Address 5522 COUNTY LINE RD  
Phone Number \_\_\_\_\_  
E-Mail \_\_\_\_\_  
Length of Time a Franklin Resident 22+ YEARS  
Alderman or District Number DISTRICT #4

**AREA OF INTEREST:** Please check the line next to the Board, Commission or Committee or area of greatest interest. If listing more than one, please prioritize your top three choices (3 being least priority).

- |   |  |
|---|--|
| <input type="checkbox"/> Architectural Review Board         | <input type="checkbox"/> Civic Celebrations Commission         |
| <input type="checkbox"/> Community Development Authority    | <input type="checkbox"/> Economic Development Commission       |
| <input type="checkbox"/> Environmental Commission           | <input type="checkbox"/> Finance Committee                     |
| <input type="checkbox"/> Fair Commission                    | <input type="checkbox"/> Board of Health                       |
| <input type="checkbox"/> Fire and Police Commission         | <input type="checkbox"/> Parks Commission                      |
| <input type="checkbox"/> Library Board                      | <input type="checkbox"/> Plan Commission                       |
| <input type="checkbox"/> Personnel Committee                | <input type="checkbox"/> Quarry Monitoring Committee           |
| <input type="checkbox"/> Board of Public Works              | <input type="checkbox"/> Board of Review                       |
| <input checked="" type="checkbox"/> Technology Commission   | <input type="checkbox"/> Tourism Commission                    |
| <input type="checkbox"/> Board of Water Commissioners       | <input type="checkbox"/> Waste Facilities Monitoring Committee |
| <input type="checkbox"/> Board of Zoning & Building Appeals |  |

**Why are you interested in joining this (these) particular Board and/or Commission?**

I BELIEVE I CAN ADD VALUE TO THE INITIATIVES  
BEING UNDERTAKEN BY THIS COMMISSION.

**VOLUNTEER OR WORK EXPERIENCE**

(Begin with your most recent employment and continue with all past 10 years of employment. Please attach additional paper or include resume, if available.)

|   |  |                              |
|---|--|------------------------------|
| Company Name:<br>ZEBRA<br>TECHNOLOGIES  | Address:<br>30VERLOOK POINT<br>LINCOLNSHIRE, IL                        | Telephone:<br>1-847-634-6700 |
| Date started:<br>OCT 1999   | Starting Position:<br>DIRECTOR OF ENGINEERING                          |                              |
| Date left:<br>OCT 2018  | Position upon leaving:<br>DIRECTOR OF PRODUCT AND INFORMATION SECURITY |                              |
| Description of duties:<br>PERFORMED A DUAL SECURITY LEADERSHIP ROLE - CORPORATE - |  |                              |

|                        |                        |            |
|------------------------|------------------------|------------|
| Company Name:          | Address:               | Telephone: |
| Date started:          | Starting Position:     |            |
| Date left:             | Position upon leaving: |            |
| Description of duties: |                        |            |

|                        |                        |            |
|------------------------|------------------------|------------|
| Company Name:          | Address:               | Telephone: |
| Date started:          | Starting Position:     |            |
| Date left:             | Position upon leaving: |            |
| Description of duties: |                        |            |

**ADDITIONAL EXPERIENCE OR QUALIFICATIONS:** List any other experience, skills, or other qualifications, including hobbies, which you believe should be considered in evaluating your qualifications for volunteering.

REFER TO THE ATTACHED RESUME

I am aware that all of the information provided and this document itself is a public record which will be released to a requestor; that I authorize such release and that I waive any right to any notice of such release and/or any right of notice to augment the information provided upon this document upon such request or release.

Signature: James M Rehberger

Date: 4-17-20

# James M. Rehberger

5522 County Line Road Franklin WI, 53132 (414) 421-6301 jmrehberger@gmail.com

## Overview

A results-oriented innovator with a unique background for delivering profitable products, improving time to delivery, and reducing costs. A highly energetic and action oriented individual who achieves success through leadership, influence, negotiation, collaboration and teamwork. An early technology adopter who directed the development of over 150 products with successful market introduction, customer acceptance and longevity in the field. A successful leader with a demonstrated ability of building infrastructure, organizations, and team competencies where none previously existed. A solid reputation as a trusted advisor who understands the products, market challenges, customer priorities, competitive issues and their interrelationship within the portfolio.

## Experience

### **Zebra Technologies Corporation (Lincolnshire, IL) - Retired**

#### **Director AIT Product and Information Security**

**Jan 2014 – Oct 2018**

The Director of Product and Information Security is a trusted adviser who performs a dual security leadership role that extends seamlessly across all divisions of the Corporation. Product responsibilities include safeguarding the confidentiality, integrity and availability of the information, which is transacted through Zebra's devices, software, services or solutions. Corporate responsibilities include the development, conveyance and maintenance of Zebra's Information Security and Information Security Risk Management programs. The Director also serves as a member of the Global Information Security Committees (GISC) independent investigative and enforcement body which is empowered to act upon all corporate information security matters brought to its attention including the protection of Zebra's critical assets and trade secrets. This position is accountable to the CEO; the Senior Executive Staff; and Board of Directors.

Co-authored the GISC Committee Charter, Policy-Zero, Risk Mgmt. Policy, Information Security Notification Policy and nine other corporate policies governing security best practices. Authored the Vulnerability Disclosure Policy defining the conditions under which Zebra is obligated to disclose information about specific product vulnerabilities. Authored the Product Data Classification Policy establishing the basic control standards for ensuring that risks to sensitive product/customer data are managed and aligned with Zebra's business and security goals. Authored the Product Security Policy which establishes the basic security governance model for products, services and solutions. Authored the Product Data Privacy policy to protect the integrity, availability, authenticity, non-repudiation and confidentiality of customer information. Authored the Engineering Design Guideline defining the minimum requirements for product security. Created Zebra's Incident Response Framework and the AIT, Incident Response Plan.

## **Zebra Technologies Corporation (Lincolnshire, IL)**

**Director of Strategic Planning and Program Management**      **Jan 2004 - Dec 2013**

The Director of Strategic Planning and Program management is an active member of the SPG Operations team that influences company strategy, revenue growth, business improvement, technology development, acquisitions, EPS and shareholder value. Led the Engineering Program Management group that successfully managed an annual project budget of \$60MM, Reorganized an underperforming Engineering organization and increased on-time performance to greater than 90%. Authored and launched the PACE new product development process across legacy Zebra. Created training programs, integrated DFSS and Innovation processes. Successfully implemented a suite of front-end design practices and capabilities to facilitate a transformation of Engineering, ensuring on-time development of new products of the highest design quality. Created policies & operating procedures to maintain Zebra's ISO 9001 certification. Developed a Beta Site process defining the minimum legal, procedural and contractual requirements necessary to engage in customer product evaluations. Championed the development of technology roadmaps and strategies for key components, critical subsystems, specifications & technologies. Developed a capacity planning and budgeting tool based on MS Project. Institutionalized capacity planning and resource management techniques.

## **Zebra Technologies Corporation (Vernon Hills, IL)**

**Director of Engineering**      **Oct. 1999 - Jan 2004**

The Director of Engineering is an active member of the SPG Operations team that influences company strategy, revenue growth, business improvement, and technology development. Accomplished tactical initiatives by maintaining high levels of technical competency and program management proficiency within the organization. Applied comprehensive knowledge of Engineering disciplines and best practices to ensure that product goals (e.g., cost, performance, features, stability of design, reliability & compatibility etc.) and program goals (e.g., project budget, time to market, SIM cost, ITG cost and the effective use of front end practices etc.) were being continuously met by development teams at all design centers. Ensured that new product developments technology and design choices were consistent with cross product line strategies. Collaborated with other engineering leaders to manage risk, monitor response strategies and review key program metrics. Managed an organization of 11 direct and 110 indirect reports representing Electrical Engineering, Mechanical Engineering, Firmware and Software Engineering, Global Compliance Engineering, Model Shop, Product Qualification Test Lab, Engineering IS organizations, Engineering Program Management, Applied Research, Systems Engineering, Technical Publications and Documentation Control functions at the Vernon Hills Design Center.

# **James M. Rehberger**

5522 County Line Road Franklin WI, 53132 (414) 421-6301 [jmrehberger@gmail.com](mailto:jmrehberger@gmail.com)

## **Education**

**Master of Science - Engineering Management (MSEM)** 1993

Milwaukee School of Engineering

Graduate Masters Theses: "Time drivers for Eng. Development Programs"

**Bachelor of Science – Electrical Engineering (BSEE)** 1977

University of Wisconsin, Madison

Major study areas: Computers & Microprocessors, Instrumentation and Process Control and Biomedical Engineering

## Shirley Roberts

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**From:** volunteerfactsheet@franklinwi.info  
**Sent:** Thursday, October 1, 2020 5:03 PM  
**To:** Lisa Huening; Shirley Roberts; Sandi Wesolowski  
**Subject:** Volunteer Fact Sheet

**Name:** Timothy Wachter  
**PhoneNumber:**  
**EmailAddress:**  
**YearsasResident:** 32  
**Alderman:** 3  
**ArchitecturalBoard:** no  
**CivicCelebrations:** no  
**CommunityDevelopmentAuthority:** no  
**EconomicDevelopmentCommission:** yes  
**EnvironmentalCommission:** no  
**FinanceCommittee:** no  
**FairCommission:** no  
**BoardofHealth:** no  
**FirePoliceCommission:** no  
**ParksCommission:** no  
**LibraryBoard:** no  
**PlanCommission:** no  
**PersonnelCommittee:** no  
**BoardofReview:** no  
**BoardofPublicWorks:** no  
**QuarryMonitoringCommittee:** no  
**TechnologyCommission:** no  
**TourismCommission:** no  
**BoardofZoning:** no  
**WasteFacilitiesMonitoringCommittee:** no  
**BoardWaterCommissioners:** no  
**CompanyNameJob1:** Victory Creek Accounting  
**CompanyAddressJob1:** 10060 W Loomis Rd  
**TelephoneJob1:** 4149821826  
**StartDateandPositionJob1:** 08/01/2010 Owner  
**EndDateandPositionJob1:** Current  
**CompanyNameJob2:** Victory Creek Investment Services  
**AddressJob2:** 10060 W Loomis Rd  
**TelephoneJob2:** 4149821826  
**StartDateandPositionJob2:** 08/01/2010 Owner

**EndDateandPositionJob2:** Current  
**CompanyNameJob3:** We Energies  
**AddressJob3:** 221 W Michigan Ave  
**TelephoneJob3:** N/A  
**StartDateandPositionJob3:** 06/01/1986  
**EndDateandPositionJob3:** 09/30/2016  
**Signature:** Timothy Wachter  
**Date:** 10/01/2020  
**Signature2:** Timothy Wachter  
**Date2:** 10/1/2020  
**Address:** 3930 W Victory Creek Dr  
**PriorityListing:**  
  
**WhyInterested:** While being both a resident and business owner in Franklin, I have a great deal of interest in it's future economic development. I also feel I have a lot to offer with a background in accounting and finance.  
  
**DescriptionofDutiesJob1:** Tax, Accounting, Payroll, Consulting Services  
**DescriptionofDutiesJob2:** Retirement and Investment Services  
**DescriptionofDutiesJob3:** Accounting, Audit, Natural Gas Commodity Broker, IT Project Manager/CRM  
**AdditionalExperience:** Past President South Suburban Chamber of Commerce Vice Chairman  
Empower Credit Union Board of Directors  
**ClientIP:** 65.30.109.178  
**SessionID:** gil2wlur21oofw0afhuamvpe  
[See Current Results](#)



**VOLUNTEER OR WORK EXPERIENCE**

(Begin with your most recent employment and continue with all past 10 years of employment. Please attach additional paper or include resume, if available.)

|  |  |  |
|--|--|--|
| Company Name:<br><b>CYRA ETTC</b>                                    | Address:<br><b>8622 S. Avista Way</b>        | Telephone: (cell)<br><b>(414) 499-3882</b> |
| Date started:<br><b>1997</b>   | Starting Position:<br><b>Self Proprietor</b> |  |
| Date left:<br><b>2016</b>  | Position upon leaving:                       |  |
| Description of duties:<br><b>consult with governmental agencies.</b> |  |  |

|   |   |            |
|---|---|------------|
| Company Name:<br><b>University of Wisconsin Milwaukee</b>                                       | Address:  | Telephone: |
| Date started:<br><b>1976</b>  | Starting Position:<br><b>Director Center Transportation Education</b> |            |
| Date left:<br><b>1997</b>   | Position upon leaving:<br><b>2nd Development</b>                      |            |
| Description of duties:<br><b>Transportation assistance in training and program development.</b> |   |            |

|  |                        |            |
|--|------------------------|------------|
| Company Name:<br><b>WISCONSIN DOT</b>  | Address:               | Telephone: |
| Date started:<br><b>1961</b>   | Starting Position:     |            |
| Date left:<br><b>1976</b>  | Position upon leaving: |            |
| Description of duties:<br><b>Construction, Planning, Traffic Engineering, Transit Assistance</b> |                        |            |

**ADDITIONAL EXPERIENCE OR QUALIFICATIONS:** List any other experience, skills, or other qualifications, including hobbies, which you believe should be considered in evaluating your qualifications for volunteering.

Presently serving as a member of the Architectural Board for Whispering Woods subdivision in Franklin.

I am aware that all of the information provided and this document itself is a public record which will be released to a requestor; that I authorize such release and that I waive any right to any notice of such release and/or any right of notice to augment the information provided upon this document upon such request or release.

Signature: David J. Cyra

Date: 9/27/20

# DAVID J. CYRA

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8622 S. Avian Way, Franklin, W 53132 (414)367-2218 cell (414) 499-3882  
cyraettc@gmail.com

## SUMMARY OF QUALIFICATIONS

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### (1961-PRESENT)

- Over 40 years of experience in transportation training and consulting. Proficient in planning, management, operations and marketing
- Excellent communication skills required in problem definition and resolution
- A leader and innovator in practical work related course development for transit and Paratransit managers
- Proficient at providing technical assistance and providing creative solutions to meet the customer's needs
- Managed several research projects that resulted in engineering and transit applied benefits
- Selected as a Fellow for the National Transit Institute at Rutgers University
- A forerunner in the technology transfer and adoption processes in the transit industry
- Innovator at linking the technical business, the personal and the technical competencies with transit and paratransit job functions
- An invaluable resource for knowledge concerning the ADA law and its requirements
- Selected to be a US Federal Transit United We Ride Ambassador to serve US Federal Regions IX and X offering technical assistance in providing people transportation
- Created a training workshop "Developing Written Operational Policies" with over 57 written policies
- Developed a training workshop on "No-Fare Agency Shuttle Transport (NEST)" workshop for the University of South Florida (USF)
- Developed a "training to proficiency" ADA Passenger Assistance workshop for the University of South Florida (USF)

## PROFESSIONAL EXPERIENCE

### I. 1997-Present

#### **CYRA, ETTC. ( engineering, transportation, training, and consulting) LLC**

**Sole-proprietor-a consulting firm that specializes in transit/Paratransit technical assistance and training**

- Affiliated with seven universities in the delivery of transit management courses, University of Florida, University of South Florida, Penn State University, Rutgers University, Pepperdine University, Texas A&M & University of Wisconsin-Milwaukee
- Conducted performance audits in the areas of safety and operations
- Implemented ADA Passenger Assistance courses for managers and drivers. This workshop is based on "Training to Proficiency". Each participant is evaluated on a competency based criteria, where the participant is judged with 5 levels of proficiency. From 1997 to 2009 nineteen workshops have been conducted with 329 participants being evaluated.
- Developed a Non-Emergency Station Transport (NEST) 2 day workshop for the University of South Florida/Florida DOT. From 2005 - 2014 we have delivered 9 workshops with 150 participants. This workshop uses a "Training to Proficiency" training agenda and evaluation criteria.
- Developed a ADA Passenger Assistance Workshop for USF and conducted over 13 workshops across the state.
- Assisted 18 Departments of Transportation with technical assistance programs, Alabama, Arizona, Alaska, California, Florida, Maryland, New Hampshire, New York, North Carolina, North Dakota, Oregon, Ohio, Pennsylvania, South Dakota, Texas, Virginia, Washington, and West Virginia.
- Worked closely with the Community Association of America (CTAA) in providing training to their annual EXPO. Two intensive workshop topics were "Collaboration in Transit Planning" and "Developing Written Operational Policies".
- Sub-contracted with two national transit consultants in the provision of ADA courses and materials.
- Contracted with Project Action and the Transportation Research Board to develop and facilitate a national conference "Developing and Disseminating Creative Paratransit Ideas".
- Delivered papers at two international conferences held in Poland and Belgium.

## II. 1976-1997

### **Director of the Center for Transportation Education and Development (CTED), Division of Outreach and Continuing Education University of Wisconsin- Milwaukee**

The director is responsible for creating and delivering training and technical assistance to Wisconsin Transit properties and working with other states in order to achieve a higher level of proficiency in delivering vital transit services. The director is also responsible for producing revenue in order to establish a positive business climate for the University.

- Collaborated with the University of Wisconsin Extension in providing transportation consultations with Extension agents in a self-help network
- Facilitated coordination of University outreach activities with other State agencies such as Departments of Transportation and Health and Human Services
- Established a close working relationship with UWM Center for Urban Transportation Studies (CUTS) that, in turn, gave meaning to education through applied research, teaching and community assistance in the solving of mobility problems
- Conducted over 18 Transit Management Workshops
- Conducted over 18 Rural/Specialized Transit Management Workshops
- Designed and taught over 40 short courses in transit Paratransit operations covering such subjects as ADA, contracting, customer service, scheduling/dispatching, productivity, and board training
- Over a 20 year period, conducted over 300 workshops and graduated over 1000 transit industry students
- Contracted with the Urban Mass Transportation Administration to serve as one of two national facilitators in the Public transit Network project
- Invited by the Chinese government to teach a week long Transit Management Workshop to Shanghai Transit and other rural properties in China
- At the request of the Executive Director of the Chicago Transit Authority (CTA) served as mediator in a contract resolution between four private contractors and the CTA
- Conducted the first "Travel Training" seminar in 1995
- Requested by the Canadian government to assist with the development of a training element for accessible taxis
- Delivered papers at three international TRB conferences held in Great Britain, the United States, and Vancouver British Columbia
- Principal investigator on the project "ADA Implementation Workshop" where 12 workshops were conducted nation-wide

### III. 1961-1976

#### Wisconsin Department of Transportation Milwaukee and Waukesha Offices

Served as a transportation engineer in many capacities, from design/construction, traffic engineering, and planning

- Managed design and construction projects in the Milwaukee area
- Responsible for data collection, analysis, and implementation of controls required to improve traffic flow on streets, highways, and freeways
- Designed and developed data acquisition that served as factual support for transit planning in the seven county Southeastern Region of Wisconsin
- Supervised special studies, data collection, analysis, programming and scheduling, and project development.

### IV. 1961-1963

#### U. S. Army Intelligence Branch Washington D.C.

Served as a first lieutenant with the U.S. Army Intelligence Photographic Center. As photo interpreters, we were responsible for analyzing photographic images and preparing reports based on the data gathered for the U-2 surveillance plane, infrared and satellite photography. Our unit discovered the missiles in Cuba. Our unit received the Meritorious Service Award for our work during the missile crisis.

## EDUCATION

- June 1961 - B.S. Civil Engineering, Marquette University, Milwaukee, WI
- January 1971 - M.S. Transportation Engineering, University of Wisconsin-Milwaukee
- May 1976 - M.S. Urban Affairs, University of Wisconsin-Milwaukee

## RESEARCH AND PUBLICATIONS (1976-1997)

- Actively involved in over nine research projects and principal investigator in four of these projects
- Written over 12 papers and articles for scholarly publications and in professional journals

|   |   |  |
|---|---|--|
| <p style="text-align: center;"><b>APPROVAL</b><br/><i>Slw</i></p>           | <p style="text-align: center;"><b>REQUEST FOR<br/>COUNCIL ACTION</b></p>  | <p style="text-align: center;"><b>MEETING DATE</b><br/>Oct 6, 2020</p> |
| <p style="text-align: center;"><b>REPORTS &amp;<br/>RECOMMENDATIONS</b></p> | <p style="text-align: center;"><b>A RESOLUTION PROVIDING FOR THE SALE OF<br/>NOT TO EXCEED \$9,770,000 TAXABLE<br/>GENERAL OBLIGATION REFUNDING BONDS,<br/>SERIES 2020A</b></p> | <p style="text-align: center;"><b>ITEM NUMBER</b><br/><i>G.I.</i></p>  |

**Analysis**

A Developer's Agreement for Tax Increment District 5 was approved February 18, 2018. That Developer's Agreement committed the City to \$22.5 million of infrastructure costs. A later Developer's Agreements amendment increased that commitment by \$3.2 million. The initial infrastructure commitment was funded with a \$23.48 million Note Anticipation Note. The NAN requires full repayment in March 2023. The NAN carried an interest cost of 2.5%.

The use of the NAN provided the City with protections that the project would be abandoned early, and the funds not needed, as well as the time to better understand the increment created to schedule debt service. Infrastructure has been substantially completed at this point.

Current United States debt markets are such that refunding the remaining \$9.48 million portion can be resold at less than half the initial rate. Substantial interest cost savings can be had by refunding at this time.

The issue of increment structure remains, as not all new increment has been constructed or scheduled. This does not change the fact that the debt has to be repaid, and the current debt service is the best estimate of that repayment plan.

The sale will be competitive with a sale date of November 19, 2019.

Quarles & Brady prepared a Council Resolution providing for the sale for review. An updated resolution based on the results of the sale will be presented at the sale meeting for adoption. The draft resolution is attached.

Our Financial Advisor for this transaction is Ehlers & Associates, LLC, represented by Jon Cameron. Mr. Cameron will be in attendance to describe the Pre-Sale Report for the proposed offering.

**COUNCIL ACTION REQUESTED**

Motion to adopt Resolution No. 2020 - \_\_\_\_\_ a resolution providing for the sale of not to exceed \$9,770,000 Taxable General Obligation Refunding Bonds, Series 2020A

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. \_\_\_\_\_

RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY  
\$9,770,000 TAXABLE GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2020A

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WHEREAS, the City of Franklin, Milwaukee County, Wisconsin (the "City") hereby authorizes the issuance of general obligation refunding bonds for the public purpose of refunding obligations of the City, including interest on them, specifically, the remaining outstanding portion of the Taxable Note Anticipation Notes, Series 2018A, dated May 1, 2018; and

WHEREAS, due to certain provisions contained in the Internal Revenue Code of 1986, as amended, it is necessary to issue such general obligation refunding bonds on a taxable rather than tax-exempt basis.

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

Section 1. Issuance of the Bonds. The City shall issue bonds designated "Taxable General Obligation Refunding Bonds, Series 2020A" (the "Bonds") in an amount of approximately \$9,770,000 for the public purpose above specified.

Section 2. Sale of the Bonds. The Common Council hereby authorizes and directs that the Bonds be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Bonds as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the City Clerk may determine and to cause copies of a complete Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall also cause an Official Statement to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Introduced at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

\_\_\_\_\_  
Stephen R. Olson  
Mayor

ATTEST:

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

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

(SEAL)

October 6, 2020  
Pre-Sale Report for

# City of Franklin, Wisconsin

\$9,770,000 Taxable General Obligation  
Refunding Bonds 2020A



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**Prepared by:**

Ehlers  
N21W23350 Ridgeview Parkway West,  
Suite 100  
Waukesha, WI 53188

**Advisors:**

Jon Cameron, Senior Municipal Advisor  
Dawn Gunderson Schiel, CPFO, Senior Municipal Advisor

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**BUILDING COMMUNITIES. IT'S WHAT WE DO.**

# EXECUTIVE SUMMARY OF PROPOSED DEBT

## Proposed Issue:

\$9,770,000 Taxable General Obligation Refunding Bonds 2020A

## Purposes:

The proposed issue includes financing for the following purposes:

- Take out remaining portion of 2018 Taxable Note Anticipation Note with a longer-term repayment schedule based upon projected increment revenue. Debt service will be paid from Tax Increment District #5 revenues.

This refunding is considered to be a Current Refunding as the obligations being refunded are either callable (pre-payable) now, or will be within 90 days of the date of issue of the new Bonds.

## Authority:

The Bonds are being issued pursuant to Wisconsin Statute(s):

- 67.04

The Bonds will be general obligations of the City for which its full faith, credit and taxing powers are pledged.

Federal tax code also requires that the costs of issuance, including any underwriter's discount, for a qualified 501(c)(3) financing cannot exceed 2.0% of the principal amount of the Bonds.

The Bonds count against the City's General Obligation Debt Capacity Limit of 5% of total City Equalized Valuation. Following issuance of the Bonds, the City's total General Obligation debt principal outstanding will be \$64,740,069, which is 28% of its limit. Remaining General Obligation Borrowing Capacity will be approximately \$164,647,556.

## Term/Call Feature:

The Bonds are being issued for a term of 17 years. Principal on the Bonds will be due on March 1 in the years 2024 through 2037. Interest is payable every six months beginning March 1, 2021.

The Bonds will be subject to prepayment at the discretion of the City on March 1, 2030 or any date thereafter.

## Bank Qualification:

Because the Bonds are taxable obligations they will not be designated as "bank qualified" obligations.

## Rating:

The City's most recent bond issues were rated by Moody's Investors Service. The current ratings on those bonds are "Aa2". The City will request a new rating for the Bonds.

If the winning bidder on the Bonds elects to purchase bond insurance, the rating for the issue may be higher than the City's bond rating in the event that the bond rating of the insurer is higher than that of the City.

## Basis for Recommendation:

Based on our knowledge of your situation, your objectives communicated to us, our advisory relationship as well as characteristics of various municipal financing options, we are recommending the issuance of Bonds as a suitable option based on:

- The expectation this form of financing will provide the overall lowest cost of funds while also meeting the City's objectives for term, structure and optional redemption.
- The existing General Obligation pledge securing the obligations to be refunded.

## Method of Sale/Placement:

We will solicit competitive bids for the purchase of the Bonds from underwriters and banks.

We will include an allowance for discount bidding in the terms of the issue. The discount is treated as an interest item and provides the underwriter with all or a portion of their compensation in the transaction.

If the Bonds are purchased at a price greater than the minimum bid amount (maximum discount), the unused allowance may be used to reduce your borrowing amount.

## Premium Pricing:

In some cases, investors in municipal bonds prefer "premium" pricing structures. A premium is achieved when the coupon for any maturity (the interest rate paid by the issuer) exceeds the yield to the investor, resulting in a price paid that is greater than the face value of the bonds. The sum of the amounts paid in excess of face value is considered "reoffering premium." The underwriter of the bonds will retain a portion of this reoffering premium as their compensation (or "discount") but will pay the remainder of the premium to the City.

For this issue of Bonds, any premium amount received will be used to reduce the issue size. These adjustments may slightly change the true interest cost of the original bid, either up or down.

The amount of premium allowed can be restricted in the bid specifications. Restrictions on premium may result in fewer bids, but may also eliminate large adjustments on the day of sale and unintended results with respect to debt service payment impacts. Ehlers will identify appropriate premium restrictions for the Bonds intended to achieve the City's objectives for this financing.

## **Other Considerations:**

The Bonds will be offered with the option of the successful bidder utilizing a term bond structure. By offering underwriters the option to “term up” some of the maturities at the time of the sale, it gives them more flexibility in finding a market for your Bonds. This makes your issue more marketable, which can result in lower borrowing costs. The City has engaged Bond Trust Services Corporation to serve as paying agent for their issues. In the event that the successful bidder utilizes a term bond structure, Bond Trust Services will handle responsibility for processing mandatory redemption/call notices associated with term bonds.

## **Review of Existing Debt:**

We have reviewed all outstanding indebtedness for the City and find that, other than the obligations proposed to be refunded by the Bonds, there are no other refunding opportunities at this time.

We will continue to monitor the market and the call dates for the City’s outstanding debt and will alert you to any future refunding opportunities.

## **Continuing Disclosure:**

Because the City has more than \$10,000,000 in outstanding debt (including this issue) and this issue is over \$1,000,000, the City will be agreeing to provide certain updated Annual Financial Information and its Audited Financial Statement annually, as well as providing notices of the occurrence of certain reportable events to the Municipal Securities Rulemaking Board (the “MSRB”), as required by rules of the Securities and Exchange Commission (SEC). The City is already obligated to provide such reports for its existing bonds, and has contracted with Ehlers to prepare and file the reports.

## **Arbitrage Monitoring:**

The Bonds are taxable obligations and are therefore not subject to IRS arbitrage and yield restriction requirements.

## **Investment of Bond Proceeds:**

To maximize interest earnings we recommend using an SEC registered investment advisor to assist with the investment of bond proceeds until they are needed to pay project costs. Ehlers is a registered investment advisor, and can assist the City in developing an appropriate investment strategy if needed.

## **Risk Factors:**

**GO with Planned Abatement:** The City expects to abate the City debt service with tax incremental revenues from District #5. In the event this revenue is not available, the City is obligated to levy property taxes in an amount sufficient to make all debt payments.

**Current Refunding:** The Bonds are being issued to finance a current refunding of prior City debt obligations. Those prior debt obligations are callable on or after March 1, 2020. The new Bonds will not be pre-payable until March 1, 2030.

This refunding is being undertaken based in part on an assumption that the City does not expect to pre-pay off this debt prior to the new call date and that market conditions warrant the refunding at this time.

### **Other Service Providers:**

This debt issuance will require the engagement of other public finance service providers. This section identifies those other service providers, so Ehlers can coordinate their engagement on your behalf. Where you have previously used a particular firm to provide a service, we have assumed that you will continue that relationship. For services you have not previously required, we have identified a service provider. Fees charged by these service providers will be paid from proceeds of the obligation, unless you notify us that you wish to pay them from other sources. Our pre-sale bond sizing includes a good faith estimate of these fees, but the final fees may vary. If you have any questions pertaining to the identified service providers or their role, or if you would like to use a different service provider for any of the listed services please contact us.

**Bond Counsel and Disclosure Counsel:** Quarles & Brady LLP.

**Paying Agent:** Bond Trust Services Corporation.

**Rating Agency:** Moody's Investors Service, Inc.

## PROPOSED DEBT ISSUANCE SCHEDULE

|   |                          |
|---|--------------------------|
| Pre-Sale Review by Common Council:                  | October 6, 2020          |
| Distribute Official Statement:                      | Week of November 9, 2020 |
| Conference with Rating Agency:                      | To be determined.        |
| Common Council Meeting to Award Sale of the Bonds:  | November 17, 2020        |
| Estimated Closing Date:                             | December 10, 2020        |
| Redemption Date for the Obligations Being Refunded: | December 30, 2020        |

### Attachments

- Estimated Sources and Uses of Funds
- Estimated Proposed Debt Service Schedule
- Bond Buyer Index

## EHLERS' CONTACTS

|   |                |
|---|----------------|
| Jon Cameron, Senior Municipal Advisor           | (262) 796-6179 |
| Dawn Gunderson Schiel, Senior Municipal Advisor | (262) 796-6166 |
| Peter Curtin, Public Finance Analyst            | (262) 796-6187 |
| Kathy Myers, Financial Analyst                  | (262) 796-6177 |

The Preliminary Official Statement for this financing will be sent to the Common Council at their home or email address for review prior to the sale date.

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# City of Franklin, Wisconsin

## Tax Increment District # 5

### Estimated Financing Plan

|   | Taxable NAN<br>7/10/1905 | Taxable G.O.<br>Bond<br>3/1/2019 | Taxable G.O.<br>Bond<br>12/14/2019 | Taxable G.O.<br>Bond<br>7/12/1905 | Municipal<br>Revenue<br>Obligation<br>(MRO)<br>2018 | Municipal<br>Revenue<br>Obligation<br>(MRO)<br>2031 |
|---|--------------------------|----------------------------------|------------------------------------|-----------------------------------|---|---|
| <b>Projects</b>                           |                          |                                  |                                    |                                   |   |   |
| Phase I & II                              | 22,521,488               |                                  |                                    |                                   |   |   |
| Partial Takeout of 2018 NAN Takeout       |                          | 10,000,000                       | 4,000,000                          | 9,480,000                         |   |   |
| Final Takeout of 2018 NAN                 |                          | 125,000                          | 64,000                             | 100,277                           |   |   |
| Interest Due on NAN/Escrow                |                          |                                  |                                    |                                   | 3,500,000   |   |
| Developer Incentive                       |                          | 3,200,000                        | 0                                  |                                   |   |   |
| Additional Infrastructure                 |                          |                                  |                                    |                                   |   | 1,500,000   |
| <b>Total Project Funds</b>                | <b>22,521,488</b>        | <b>10,125,000</b>                | <b>4,064,000</b>                   | <b>9,580,277</b>                  | <b>3,500,000</b>                                    | <b>1,500,000</b>                                    |
| Funds on Hand from NAN                    |                          |                                  | (64,000)                           | 0                                 |   |   |
| Funds on Hand from Fund Balance           |                          | (125,000)                        |                                    |                                   |   |   |
| <b>Estimated Finance Related Expenses</b> |                          |                                  |                                    |                                   |   |   |
| Municipal Advisor                         | 43,700                   | 26,768                           | 8,610                              | 30,000                            |   |   |
| Bond Counsel                              | 27,000                   | 14,048                           | 4,697                              | 15,000                            |   |   |
| Disclosure Counsel (if engaged)           | 18,000                   | 8,429                            | 2,818                              | 9,000                             |   |   |
| Rating Agency Fee                         | 21,000                   | 13,267                           | 5,041                              | 16,000                            |   |   |
| Paying Agent                              | 443                      | 517                              | 171                                | 850                               |   |   |
| Underwriter Discount                      | 93,041                   | 101,899                          | 12,826                             | 122,125                           | 0   | 0   |
| Debt Service Reserve Fund                 |                          |                                  |                                    |                                   |   |   |
| Reserve Funds                             | 783,480                  | 513,540                          |                                    |                                   |   |   |
| Capitalized Carrying Costs                | 23,508,152               | 10,678,467                       | 3,234,163                          | 9,773,252                         | 3,500,000   | 1,500,000   |
| <b>Total Financing Required</b>           | <b>(28,152)</b>          | <b>2,00%</b>                     | <b>(8,000)</b>                     | <b>(3,900)</b>                    | <b>0</b>  | <b>0</b>  |
| Estimated Interest                        | 0                        | 0                                | 0                                  | 0                                 | 0   | 0   |
| Assumed spend down (months)               |                          | 3                                |                                    | 1                                 |   |   |
| <b>Rounding</b>                           | <b>(0)</b>               | <b>1,533</b>                     | <b>(1,163)</b>                     | <b>648</b>                        | <b>0</b>  | <b>0</b>  |
| <b>Net Issue Size</b>                     | <b>23,480,000</b>        | <b>10,889,000</b>                | <b>4,045,000</b>                   | <b>9,770,000</b>                  | <b>3,500,000</b>                                    | <b>1,500,000</b>                                    |

Notes:

**City of Franklin, Wisconsin**  
**Tax Increment District # 5**  
**Cash Flow Projection**

| Year  | Projectal Revenues |                           |           |                                |                              |            |               |                |                           |  | Expenditures                  |                              |                                |                   |  |  |  |  |  |  |
|-------|--------------------|---------------------------|-----------|--------------------------------|------------------------------|------------|---------------|----------------|---------------------------|--|-------------------------------|------------------------------|--------------------------------|-------------------|--|--|--|--|--|--|
|       | Tax Increments     | Interest Earnings/ (Cost) | 1.25%     | Capitalized Interest & premium | Developer Guarantee Payments | PILOT *    | Bond Proceeds | Total Revenues | Taxable NAN<br>23,480,000 | Taxable GO Bond Current Refd<br>10,680,000 | Taxable GO Bonds<br>3,225,000 | Taxable GO Bond<br>4,045,000 | Taxable G.O. Bond<br>9,770,000 | Total All GO Debt |  |  |  |  |  |  |
|       |                    |                           |           |                                |                              |            |               | Dated Date:    | Dated Date:               | Dated Date:                                | Dated Date:                   | Dated Date:                  | Dated Date:                    |                   |  |  |  |  |  |  |
|       |                    |                           |           |                                |                              |            |               | Principal      | Principal                 | Principal                                  | Principal                     | Principal                    | Principal                      |                   |  |  |  |  |  |  |
|       |                    |                           |           |                                |                              |            |               | Est. Rate      | Est. Rate                 | Est. Rate                                  | Est. Rate                     | Est. Rate                    | Est. Rate                      |                   |  |  |  |  |  |  |
|       |                    |                           |           |                                |                              |            |               | 3/1            | 3/1                       | 3/1  | 3/1                           | 3/1                          | 3/1                            |                   |  |  |  |  |  |  |
|       |                    |                           |           |                                |                              |            |               | Interest       | Interest                  | Interest                                   | Interest                      | Interest                     | Interest                       |                   |  |  |  |  |  |  |
| 2016  |                    |                           |           |                                |                              |            |               |                |                           |  |                               |                              |                                | 227,120           |  |  |  |  |  |  |
| 2017  |                    |                           |           |                                |                              |            | 0             |                |                           |  |                               |                              |                                | 794,375           |  |  |  |  |  |  |
| 2018  | 30,500             | 28,152                    | 783,480   |                                |                              | 22,493,336 | 23,335,468    | 227,120        | 178,015                   | 100,000                                    | 100,000                       | 100,000                      | 100,000                        | 678,942           |  |  |  |  |  |  |
| 2019  | 30,951             | 109,978                   | 513,540   |                                |                              | 17,305,647 | 17,960,115    | 14,000,000     | 335,525                   | 100,000                                    | 100,000                       | 100,000                      | 100,000                        | 1,440,483         |  |  |  |  |  |  |
| 2020  | 721,362            | 2,329                     |           |                                |                              | 9,647,875  | 10,371,566    | 9,480,000      | 556,360                   | 1,000,000                                  | 1,000,000                     | 1,000,000                    | 1,000,000                      | 1,460,983         |  |  |  |  |  |  |
| 2021  | 493,650            | 1,217                     |           |                                |                              | 87,496     | 583,363       | 9,480,000      | 403,637                   | 1,000,000                                  | 1,000,000                     | 1,000,000                    | 1,000,000                      | 2,331,320         |  |  |  |  |  |  |
| 2022  | 1,638,834          | (428)                     |           |                                |                              | 88,769     | 1,727,175     | 0              | 335,525                   | 100,000                                    | 100,000                       | 100,000                      | 100,000                        | 2,191,770         |  |  |  |  |  |  |
| 2023  | 2,192,705          | 2,718                     |           |                                |                              | 90,061     | 2,284,984     | 0              | 327,877                   | 100,000                                    | 100,000                       | 100,000                      | 100,000                        | 2,349,760         |  |  |  |  |  |  |
| 2024  | 2,674,230          | 12,581                    |           |                                |                              | 91,371     | 2,778,182     | 0              | 311,975                   | 100,000                                    | 100,000                       | 100,000                      | 100,000                        | 2,532,663         |  |  |  |  |  |  |
| 2025  | 2,634,116          | 19,041                    |           |                                |                              | 92,700     | 2,745,858     | 0              | 288,725                   | 125,000                                    | 125,000                       | 125,000                      | 125,000                        | 2,654,250         |  |  |  |  |  |  |
| 2026  | 2,594,605          | 25,593                    |           |                                |                              | 94,049     | 2,714,247     | 0              | 258,425                   | 130,000                                    | 130,000                       | 130,000                      | 130,000                        | 2,688,693         |  |  |  |  |  |  |
| 2027  | 2,555,686          | 29,774                    |           |                                |                              | 95,438     | 2,680,877     | 0              | 196,625                   | 140,000                                    | 140,000                       | 140,000                      | 140,000                        | 2,689,240         |  |  |  |  |  |  |
| 2028  | 2,517,350          | 29,095                    |           |                                |                              | 96,806     | 2,643,251     | 0              | 162,938                   | 155,000                                    | 155,000                       | 155,000                      | 155,000                        | 2,685,573         |  |  |  |  |  |  |
| 2029  | 2,479,590          | 29,441                    |           |                                |                              | 98,215     | 2,602,246     | 0              | 128,563                   | 170,000                                    | 170,000                       | 170,000                      | 170,000                        | 2,652,250         |  |  |  |  |  |  |
| 2030  | 2,442,396          | 28,479                    |           |                                |                              | 99,644     | 2,570,518     | 0              | 93,500                    | 180,000                                    | 180,000                       | 180,000                      | 180,000                        | 2,618,942         |  |  |  |  |  |  |
| 2031  | 2,405,760          | 26,626                    |           |                                |                              | 101,093    | 2,533,480     | 0              | 57,063                    | 180,000                                    | 180,000                       | 180,000                      | 180,000                        | 2,585,240         |  |  |  |  |  |  |
| 2032  | 2,369,674          | 24,186                    |           |                                |                              | 102,564    | 2,496,424     | 0              | 19,250                    | 200,000                                    | 200,000                       | 200,000                      | 200,000                        | 2,552,120         |  |  |  |  |  |  |
| 2033  | 2,334,119          | 19,670                    |           |                                |                              | 104,057    | 2,457,855     | 0              | 0                         | 225,000                                    | 225,000                       | 225,000                      | 225,000                        | 2,519,120         |  |  |  |  |  |  |
| 2034  | 2,299,117          | 17,766                    |           |                                |                              | 105,571    | 2,418,464     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,486,120         |  |  |  |  |  |  |
| 2035  | 2,264,930          | 16,114                    |           |                                |                              | 107,107    | 2,379,151     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,453,120         |  |  |  |  |  |  |
| 2036  | 2,230,661          | 14,559                    |           |                                |                              | 108,665    | 2,339,865     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,420,120         |  |  |  |  |  |  |
| 2037  | 2,197,201          | 13,004                    |           |                                |                              | 110,246    | 2,300,651     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,387,120         |  |  |  |  |  |  |
| 2038  | 2,164,243          | 11,550                    |           |                                |                              | 111,850    | 2,261,643     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,354,120         |  |  |  |  |  |  |
| 2039  | 2,131,779          | 10,196                    |           |                                |                              | 113,478    | 2,222,849     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,321,120         |  |  |  |  |  |  |
| 2040  | 2,099,802          | 8,942                     |           |                                |                              | 115,129    | 2,184,252     | 0              | 0                         | 250,000                                    | 250,000                       | 250,000                      | 250,000                        | 2,288,120         |  |  |  |  |  |  |
| Total | 45,502,471         | 549,297                   | 1,397,020 |                                |                              | 1,785,681  | 49,446,858    | 23,480,000     | 1,187,117                 | 10,680,000                                 | 3,225,000                     | 4,045,000                    | 9,770,000                      | 36,572,773        |  |  |  |  |  |  |

Notes: Developer shortfall payment net of administrative expenses  
 Interest rates are final sale results for NAN. Final Rates for 12/1/19 Issue  
 \$10 million of NAN taken out on 1/1/19 with proceeds from 2018 Taxable GO Bonds  
 \$4 million of NAN taken out on 12/1/2019 with 2019C Taxable GO Bonds  
 Balance of NAN taken out on 12/10/2020 with 2020 Taxable GO Bonds

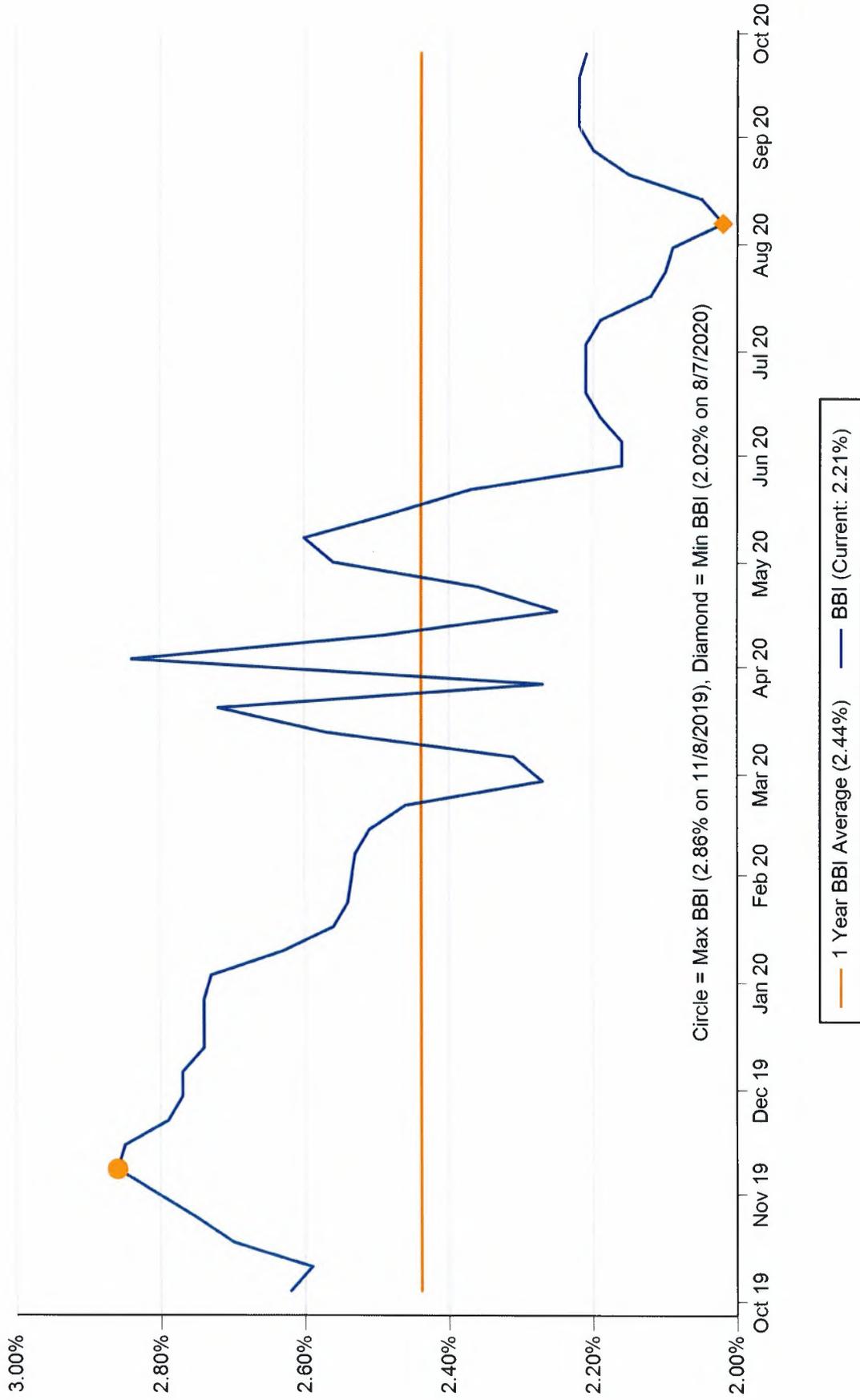




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# 1 YEAR TREND IN MUNICIPAL BOND INDICES

Weekly Rates October, 2019 - October, 2020



The Bond Buyer "20 Bond Index" (BBI) shows average yields on a group of municipal bonds that mature in 20 years and have an average rating equivalent to Moody's Aa2 and S&P's AA.

Source: The Bond Buyer

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| APPROVAL<br><i>Slw</i>       | REQUEST FOR<br>COUNCIL ACTION   | MEETING DATE<br>Oct 6, 2020 |
|------------------------------|---|-----------------------------|
| REPORTS &<br>RECOMMENDATIONS | <p>INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$3,175,000 FOR COMMUNITY DEVELOPMENT PROJECTS IN TAX INCREMENTAL DISTRICTS</p> <p>RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED \$3,175,000 GENERAL OBLIGATION COMMUNITY DEVELOPMENT BONDS, SERIES 2020B</p> <p>RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS RELATING TO BOND ISSUE</p> | ITEM NUMBER<br><i>G. 2.</i> |

**Analysis**

The Common Council adopted Resolution 2018-7441 on November 28, 2018 authorizing a Developer's Agreement with Loomis And Ryan, Inc. for development in Tax Increment District No 6. That Developer's Agreement requires the City to fund infrastructure costs in the District.

The Developer has been constructing infrastructure in the District and will require the last of the City's committed \$9,000,000 of infrastructure cost assistance. The City issued \$6.365 million in February 2019 to support the initial infrastructure projects.

The proposed sale will provide the resources for the remaining infrastructure

The sale will be a competitive sale with a sale date of November 17, 2020.

Quarles & Brady prepared an authorizing Council Resolution for review and an updated resolution based on the results of the sale will be presented at the sale meeting for adoption. An authorizing resolution is attached.

Our Financial Advisor for this transaction is Ehlers & Associates, LLC, represented by Jon Cameron. Mr. Cameron will be in attendance to describe the Pre-Sale Report for the proposed offering.

**COUNCIL ACTION REQUESTED**

Motion to adopt Resolution No. 2020 - \_\_\_\_\_ an initial resolution authorizing General Obligation Bonds in an amount not to exceed \$3,175,000 for Community Development Projects in Tax Incremental Districts.

And

Motion adopting Resolution 2020-\_\_\_\_\_ a Resolution providing for the Sale of not to exceed \$3,175,000 General Obligation Community Development Bonds, Series 2020B

Motion to adopt Resolution 2020-\_\_\_\_\_ a Resolution directing Publication of Notice to Electors relating to Bond Sale

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. \_\_\_\_\_

INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS  
IN AN AMOUNT NOT TO EXCEED \$3,175,000 FOR COMMUNITY  
DEVELOPMENT PROJECTS IN TAX INCREMENTAL DISTRICTS

-----

BE IT RESOLVED by the Common Council of the City of Franklin, Milwaukee County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$3,175,000 for the public purpose of providing financial assistance to community development projects under Section 66.1105, Wisconsin Statutes, by paying project costs of the City's Tax Incremental Districts.

Introduced at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

\_\_\_\_\_  
Stephen R. Olson  
Mayor

ATTEST:

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

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

(SEAL)

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. \_\_\_\_\_

RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED  
\$3,175,000 GENERAL OBLIGATION COMMUNITY DEVELOPMENT BONDS, SERIES 2020B

-----

WHEREAS, the City of Franklin, Milwaukee County, Wisconsin (the "City") has adopted an initial resolution (the "Initial Resolution") authorizing the issuance of general obligation bonds in an amount not to exceed \$3,175,000 for the public purpose of providing financial assistance to community development projects under Section 66.1105, Wisconsin Statutes, by paying project costs of the City's Tax Incremental Districts;

WHEREAS, the Common Council hereby finds and determines that the project described in the Initial Resolution is within the City's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes; and

WHEREAS, the Common Council of the City hereby finds and determines that general obligation bonds in an amount not to exceed \$3,175,000 should be issued pursuant to the Initial Resolution.

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

Section 1. Issuance of the Bonds. The City shall issue bonds authorized by the Initial Resolution and designated "General Obligation Community Development Bonds, Series 2020B" (the "Bonds") in an amount not to exceed \$3,175,000 for the public purpose above specified.

Section 2. Sale of the Bonds. The Common Council hereby authorizes and directs that the Bonds be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Bonds as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with the City's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the City Clerk may determine and to cause copies of a complete Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall also cause an Official Statement to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Introduced at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

\_\_\_\_\_  
Stephen R. Olson  
Mayor

ATTEST:

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

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

(SEAL)

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS  
RELATING TO BOND ISSUE

-----

WHEREAS, an initial resolution authorizing general obligation bonds has been adopted by the Common Council of the City of Franklin, Milwaukee County, Wisconsin (the "City") and it is now necessary that said initial resolution be published to afford notice to the residents of the City of its adoption;

NOW, THEREFORE, BE IT RESOLVED that the City Clerk shall, within 15 days, publish a notice to the electors in substantially the form attached hereto in the official City newspaper as a class 1 notice under ch. 985, Wis. Stats.

Introduced at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 6th day of October, 2020.

\_\_\_\_\_  
Stephen R. Olson  
Mayor

ATTEST:

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

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

(SEAL)

CITY OF FRANKLIN

NOTICE TO ELECTORS RELATING TO BOND ISSUE

NOTICE IS HEREBY GIVEN, that on October 6, 2020, at a meeting of the Common Council of the City of Franklin, the following resolution was adopted and recorded pursuant to Section 67.05(1), Wisconsin Statutes:

INITIAL RESOLUTION AUTHORIZING  
GENERAL OBLIGATION BONDS IN AN  
AMOUNT NOT TO EXCEED \$3,175,000 FOR  
COMMUNITY DEVELOPMENT PROJECTS IN  
TAX INCREMENTAL DISTRICTS

BE IT RESOLVED by the Common Council of the City of Franklin, Milwaukee County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$3,175,000 for the public purpose of providing financial assistance to community development projects under Section 66.1105, Wisconsin Statutes, by paying project costs of the City's Tax Incremental Districts.

The Wisconsin Statutes (s. 67.05(7)(b)) provide that an initial resolution need not be submitted to the electors unless within 30 days after adoption of the initial resolution a petition is filed in the City Clerk's office requesting a referendum. This petition must be signed by electors numbering at least 10% of the votes cast for governor in the City at the last general election.

City of Franklin

Sandra L. Wesolowski  
City Clerk

October 6, 2020  
Pre-Sale Report for

# City of Franklin, Wisconsin

\$3,175,000 General Obligation Community  
Development Bonds, Series 2020B



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**Prepared by:**

Ehlers  
N21W23350 Ridgeview Parkway West,  
Suite 100  
Waukesha, WI 53188

**Advisors:**

Jon Cameron, Senior Municipal Advisor  
Dawn Gunderson Schiel, CPFO, Senior Municipal Advisor

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**BUILDING COMMUNITIES. IT'S WHAT WE DO.**

# EXECUTIVE SUMMARY OF PROPOSED DEBT

## Proposed Issue:

\$3,175,000 General Obligation Community Development Bonds, Series 2020B

## Purposes:

The proposed issue includes financing for the following purposes:

- Finance TID #6 projects. Debt service will be paid from TID #6 Tax Increment Revenues.

## Authority:

The Bonds are being issued pursuant to Wisconsin Statute(s):

- 67.04

The Bonds will be general obligations of the City for which its full faith, credit and taxing powers are pledged.

Federal tax code also requires that the costs of issuance, including any underwriter's discount, for a qualified 501(c)(3) financing cannot exceed 2.0% of the principal amount of the Bonds.

The Bonds count against the City's General Obligation Debt Capacity Limit of 5% of total City Equalized Valuation. Following issuance of the Bonds and the 2020A Bonds, the City's total General Obligation debt principal outstanding will be \$67,915,069, which is 30% of its limit. Remaining General Obligation Borrowing Capacity will be approximately \$161,472,556.

## Term/Call Feature:

The Bonds are being issued for a term of 14 years. Principal on the Bonds will be due on March 1 in the years 2023 through 2034. Interest is payable every six months beginning March 1, 2021.

The Bonds will be subject to prepayment at the discretion of the City on March 1, 2029 or any date thereafter.

## Bank Qualification:

Because the City is expecting to issue no more than \$10,000,000 in tax exempt debt during the calendar year, the City will be able to designate the Bonds as "bank qualified" obligations. Bank qualified status broadens the market for the Bonds, which can result in lower interest rates.

## Rating:

The City's most recent bond issues were rated by Moody's Investors Service. The current ratings on those bonds are "Aa2". The City will request a new rating for the Bonds.

If the winning bidder on the Bonds elects to purchase bond insurance, the rating for the issue may be higher than the City's bond rating in the event that the bond rating of the insurer is higher than that of the City.

### **Basis for Recommendation:**

Based on our knowledge of your situation, your objectives communicated to us, our advisory relationship as well as characteristics of various municipal financing options, we are recommending the issuance of Bonds as a suitable option based on:

- The expectation this form of financing will provide the overall lowest cost of funds while also meeting the City's objectives for term, structure and optional redemption.
- The existing General Obligation pledge securing the obligations to be refunded.

### **Method of Sale/Placement:**

We will solicit competitive bids for the purchase of the Bonds from underwriters and banks.

We will include an allowance for discount bidding in the terms of the issue. The discount is treated as an interest item and provides the underwriter with all or a portion of their compensation in the transaction.

If the Bonds are purchased at a price greater than the minimum bid amount (maximum discount), the unused allowance may be used to reduce your borrowing amount.

### **Premium Pricing:**

In some cases, investors in municipal bonds prefer "premium" pricing structures. A premium is achieved when the coupon for any maturity (the interest rate paid by the issuer) exceeds the yield to the investor, resulting in a price paid that is greater than the face value of the bonds. The sum of the amounts paid in excess of face value is considered "reoffering premium." The underwriter of the bonds will retain a portion of this reoffering premium as their compensation (or "discount") but will pay the remainder of the premium to the City.

For this issue of Bonds, any premium amount received will be used to reduce the issue size. These adjustments may slightly change the true interest cost of the original bid, either up or down.

The amount of premium allowed can be restricted in the bid specifications. Restrictions on premium may result in fewer bids, but may also eliminate large adjustments on the day of sale and unintended results with respect to debt service payment impacts. Ehlers will identify appropriate premium restrictions for the Bonds intended to achieve the City's objectives for this financing.

### **Other Considerations:**

The Bonds will be offered with the option of the successful bidder utilizing a term bond structure. By offering underwriters the option to "term up" some of the maturities at the time of the sale, it gives them more flexibility in finding a market for your Bonds. This makes your issue more marketable, which can result in lower borrowing costs. The City has engaged Bond Trust Services Corporation to serve as paying agent for their issues. In the event that the

successful bidder utilizes a term bond structure, Bond Trust Services will handle responsibility for processing mandatory redemption/call notices associated with term bonds.

### **Review of Existing Debt:**

We have reviewed all outstanding indebtedness for the City and find that there are no refunding opportunities at this time.

We will continue to monitor the market and the call dates for the City's outstanding debt and will alert you to any future refunding opportunities.

### **Continuing Disclosure:**

Because the City has more than \$10,000,000 in outstanding debt (including this issue) and this issue is over \$1,000,000, the City will be agreeing to provide certain updated Annual Financial Information and its Audited Financial Statement annually, as well as providing notices of the occurrence of certain reportable events to the Municipal Securities Rulemaking Board (the "MSRB"), as required by rules of the Securities and Exchange Commission (SEC). The City is already obligated to provide such reports for its existing bonds, and has contracted with Ehlers to prepare and file the reports.

### **Arbitrage Monitoring:**

Because the Bonds tax-exempt obligations, the City must ensure compliance with certain Internal Revenue Service (IRS) rules throughout the life of the issue. These rules apply to all gross proceeds of the issue, including initial bond proceeds and investment earnings in construction, escrow, debt service, and any reserve funds. How issuers spend bond proceeds and how they track interest earnings on funds (arbitrage/yield restriction compliance) are common subjects of IRS inquiries. Your specific responsibilities will be defined in the Tax Exemption Certificate prepared by your Bond Attorney and provided at closing. We recommend that you regularly monitor compliance with these rules and/or contract with Ehlers to assist you.

### **Investment of Bond Proceeds:**

To maximize interest earnings we recommend using an SEC registered investment advisor to assist with the investment of bond proceeds until they are needed to pay project costs. Ehlers is a registered investment advisor, and can assist the City in developing an appropriate investment strategy if needed.

### **Risk Factors:**

**GO with Planned Abatement:** The City expects to abate the City debt service with tax incremental revenues from District #6. In the event this revenue is not available, the City is obligated to levy property taxes in an amount sufficient to make all debt payments.

## **Other Service Providers:**

This debt issuance will require the engagement of other public finance service providers. This section identifies those other service providers, so Ehlers can coordinate their engagement on your behalf. Where you have previously used a particular firm to provide a service, we have assumed that you will continue that relationship. For services you have not previously required, we have identified a service provider. Fees charged by these service providers will be paid from proceeds of the obligation, unless you notify us that you wish to pay them from other sources. Our pre-sale bond sizing includes a good faith estimate of these fees, but the final fees may vary. If you have any questions pertaining to the identified service providers or their role, or if you would like to use a different service provider for any of the listed services please contact us.

**Bond Counsel and Disclosure Counsel:** Quarles & Brady LLP.

**Paying Agent:** Bond Trust Services Corporation.

**Rating Agency:** Moody's Investors Service, Inc.

## PROPOSED DEBT ISSUANCE SCHEDULE

|  |                          |
|--|--------------------------|
| Pre-Sale Review by Common Council:                 | October 6, 2020          |
| Distribute Official Statement:                     | Week of November 9, 2020 |
| Conference with Rating Agency:                     | To be determined         |
| Common Council Meeting to Award Sale of the Bonds: | November 17, 2020        |
| Estimated Closing Date:                            | December 10, 2020        |

### Attachments

Estimated Sources and Uses of Funds  
Estimated Proposed Debt Service Schedule  
Bond Buyer Index

## EHLERS' CONTACTS

|   |                |
|---|----------------|
| Dawn Gunderson Schiel, Senior Municipal Advisor | (262) 796-6166 |
| Jon Cameron, Senior Municipal Advisor           | (262) 796-6179 |
| Peter Curtin, Public Finance Analyst            | (262) 796-6187 |
| Kathy Myers, Financial Analyst                  | (262) 796-6177 |

The Preliminary Official Statement for this financing will be sent to the Common Council at their home or email address for review prior to the sale date.

# City of Franklin, Wisconsin

## Tax Increment District # 6

### Estimated Financing Plan

|   | 2019B            | 2020B            | Municipal Revenue Obligation (MRO) 4/1/2021 | G.O. Promissory Note 2021 | TID Cash Flow Ongoing | Totals            |
|---|------------------|------------------|---|---------------------------|-----------------------|-------------------|
| <b>Projects</b>                               |                  |                  |   |                           |                       |                   |
| Land Acquisition                              |                  |                  | 3,100,000                                   |                           |                       | 3,100,000         |
| Utility Extensions                            | 3,850,000        |                  |   | 1,500,000                 |                       | 5,350,000         |
| Interior Infrastructure                       | 1,510,000        | 3,000,000        |   |                           |                       | 4,510,000         |
| Development Incentive                         | 60,000           |                  |   |                           | 30,000                | 60,000            |
| Creation Expenses                             | 30,000           |                  |   |                           | 550,000               | 550,000           |
| Administration Expenses                       |                  |                  |   |                           | 2,966,543             | 2,966,543         |
| Interest Expenses City Debt                   |                  |                  |   |                           | 2,799,995             | 2,799,995         |
| Interest on MRO (only if funds are available) |                  |                  |   |                           |                       |                   |
| <b>Total Project Funds</b>                    | <b>6,000,000</b> | <b>3,000,000</b> | <b>3,100,000</b>                            | <b>1,500,000</b>          | <b>6,346,538</b>      | <b>19,946,538</b> |
| <b>Estimated Finance Related Expenses</b>     |                  |                  |   |                           |                       |                   |
| Municipal Advisor                             | 14,400           | 17,300           |   |                           |                       | 14,500            |
| Bond Counsel                                  | 14,000           | 12,500           |   |                           |                       | 12,000            |
| Disclosure Counsel                            | 8,400            | 7,500            |   |                           |                       | 7,200             |
| Rating Agency Fee                             | 6,000            | 13,500           |   |                           |                       | 13,500            |
| Paying Agent                                  | 662              | 850              |   |                           |                       | 850               |
| Underwriter Discount                          | 65,638           | 39,688           | 0.00  | 10.00                     |                       | 16,050            |
| Reoffering Premium                            | (273,320)        |                  |   |                           |                       |                   |
| Capitalized Interest                          | 555,963          | 86,358           |   |                           |                       | 47,606            |
| <b>Total Financing Required</b>               | <b>6,391,743</b> | <b>3,177,695</b> | <b>3,100,000</b>                            | <b>1,611,706</b>          |                       | <b>1,611,706</b>  |
| <b>Estimated Interest</b>                     | <b>1.00%</b>     | <b>(5,000)</b>   | <b>0.00%</b>                                | <b>(9,375)</b>            |                       | <b>(9,375)</b>    |
| Assumed spend down (months)                   | 6                | 6                | 0   | 6                         |                       | 6                 |
| <b>Rounding</b>                               | <b>3,257</b>     | <b>2,305</b>     | <b>0</b>                                    | <b>2,669</b>              |                       | <b>2,669</b>      |
| <b>Net Issue Size</b>                         | <b>6,365,000</b> | <b>3,175,000</b> | <b>3,100,000</b>                            | <b>1,605,000</b>          |                       | <b>14,245,000</b> |

Notes:

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**City of Franklin, Wisconsin**  
**Tax Increment District # 6**  
**Cash Flow Projection**

9. Updated 11/20/20

| Year         | Interest Earnings/ (Cost) |                | Capitalized Interest | Total Revenues    | G.O. Bond 6.385,000 |           | G.O. Bond 3,175,000 |                  | Municipal Revenue Obligation (MRO) |                  | G.O. Promissory Note 1,605,000 |                  | Total Expenditures | Annual            | Cumulative       | Principal Outstanding | Year         |
|--------------|---------------------------|----------------|----------------------|-------------------|---------------------|-----------|---------------------|------------------|------------------------------------|------------------|--------------------------------|------------------|--------------------|-------------------|------------------|-----------------------|--------------|
|              | 1%                        | 0              |                      |                   | Dated Date:         | Est. Rate | Principle           | Interest         | Dated Date:                        | Est. Rate        | Principle                      | Interest         |                    |                   |                  |                       |              |
| 2019         |                           |                |                      |                   |                     |           |                     |                  |                                    |                  |                                |                  |                    |                   |                  |                       |              |
| 2020         | 4,144                     | 0              | 555,963              | 555,963           | 02/20/19            | 3/1       | 116,563             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 414,400           | 414,400          | 6,365,000             | 2019         |
| 2021         | 2,602                     | 0              | 86,358               | 90,502            | 02/20/19            | 3/1       | 219,700             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | (154,198)         | 260,202          | 9,540,000             | 2020         |
| 2022         | 322,610                   | 0              | 47,606               | 50,208            | 02/20/19            | 3/1       | 219,700             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | (230,787)         | 29,415           | 11,145,000            | 2021         |
| 2023         | 1,077,320                 | (1,468)        | 322,904              | 322,904           | 02/20/19            | 3/1       | 216,500             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | (176,265)         | 317,203          | 10,985,000            | 2022         |
| 2024         | 1,314,213                 | 3,172          | 1,075,852            | 1,075,852         | 02/20/19            | 3/1       | 216,500             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 464,053           | 317,203          | 10,695,000            | 2023         |
| 2025         | 1,500,408                 | 8,533          | 1,317,385            | 1,317,385         | 02/20/19            | 3/1       | 199,300             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 536,105           | 851,308          | 10,225,000            | 2024         |
| 2026         | 1,605,998                 | 14,220         | 1,508,941            | 1,508,941         | 02/20/19            | 3/1       | 186,500             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 568,643           | 1,421,951        | 9,580,000             | 2025         |
| 2027         | 1,700,197                 | 19,536         | 1,620,238            | 1,620,238         | 02/20/19            | 3/1       | 150,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,088,548         | 1,951,621        | 8,765,000             | 2026         |
| 2028         | 1,674,694                 | 25,159         | 1,719,733            | 1,719,733         | 02/20/19            | 3/1       | 147,800             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,157,425         | 2,515,930        | 7,855,000             | 2027         |
| 2029         | 1,645,574                 | 29,869         | 1,692,853            | 1,692,853         | 02/20/19            | 3/1       | 125,900             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,228,840         | 2,986,943        | 6,845,000             | 2028         |
| 2030         | 1,624,830                 | 33,758         | 1,679,443            | 1,679,443         | 02/20/19            | 3/1       | 106,075             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,296,618         | 3,375,769        | 5,745,000             | 2029         |
| 2031         | 1,600,458                 | 36,794         | 1,658,588            | 1,658,588         | 02/20/19            | 3/1       | 88,525              | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,357,930         | 3,676,427        | 4,550,000             | 2030         |
| 2032         | 1,576,451                 | 38,612         | 1,637,222            | 1,637,222         | 02/20/19            | 3/1       | 70,375              | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,457,468         | 3,861,181        | 3,230,000             | 2031         |
| 2033         | 1,552,804                 | 43,244         | 1,615,063            | 1,615,063         | 02/20/19            | 3/1       | 51,700              | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,151,875         | 4,324,369        | 2,175,000             | 2032         |
| 2034         | 1,529,512                 | 47,512         | 1,596,048            | 1,596,048         | 02/20/19            | 3/1       | 32,094              | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,169,169         | 4,751,248        | 1,075,000             | 2033         |
| 2035         | 1,506,569                 | 50,429         | 1,577,024            | 1,577,024         | 02/20/19            | 3/1       | 10,969              | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,285,369         | 5,042,903        | 0                     | 2034         |
| 2036         | 1,483,971                 | 33,044         | 1,556,998            | 1,556,998         | 02/20/19            | 3/1       | 675,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 3,295,500         | 3,304,402        | 0                     | 2035         |
| 2037         | 1,461,711                 | 24,094         | 1,537,015            | 1,537,015         | 02/20/19            | 3/1       | 615,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 2,412,000         | 2,409,417        | 0                     | 2036         |
| 2038         | 1,439,786                 | 38,702         | 1,485,805            | 1,485,805         | 02/20/19            | 3/1       | 630,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 2,412,000         | 3,870,222        | 0                     | 2037         |
| 2039         | 1,418,189                 | 53,727         | 1,478,488            | 1,478,488         | 02/20/19            | 3/1       | 650,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,466,805         | 5,323,710        | 0                     | 2038         |
| 2040         | 1,396,936                 | 67,701         | 1,471,436            | 1,471,436         | 02/20/19            | 3/1       | 675,000             | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,465,488         | 6,770,135        | 0                     | 2039         |
| 2040         |                           |                | 1,464,617            | 1,464,617         | 02/20/19            | 3/1       | 2,169,501           | 1-1-Mar          | 17/10/20                           | 5.50%            | 170,500                        | 0                | 25,000             | 1,439,617         | 8,109,753        | 0                     | 2040         |
| <b>Total</b> | <b>27,436,210</b>         | <b>571,159</b> | <b>689,927</b>       | <b>28,697,296</b> |                     |           | <b>6,365,000</b>    | <b>3,175,000</b> | <b>497,529</b>                     | <b>3,100,000</b> | <b>2,728,000</b>               | <b>2,728,000</b> | <b>550,000</b>     | <b>20,485,543</b> | <b>1,605,000</b> | <b>1,605,000</b>      | <b>Total</b> |

Notes: 2020 rates based upon Cedarburg rate 9/1/17/20 plus .40

Accrued Interest Short Interest 2,728,000 0

Principal Outstanding 1,605,000

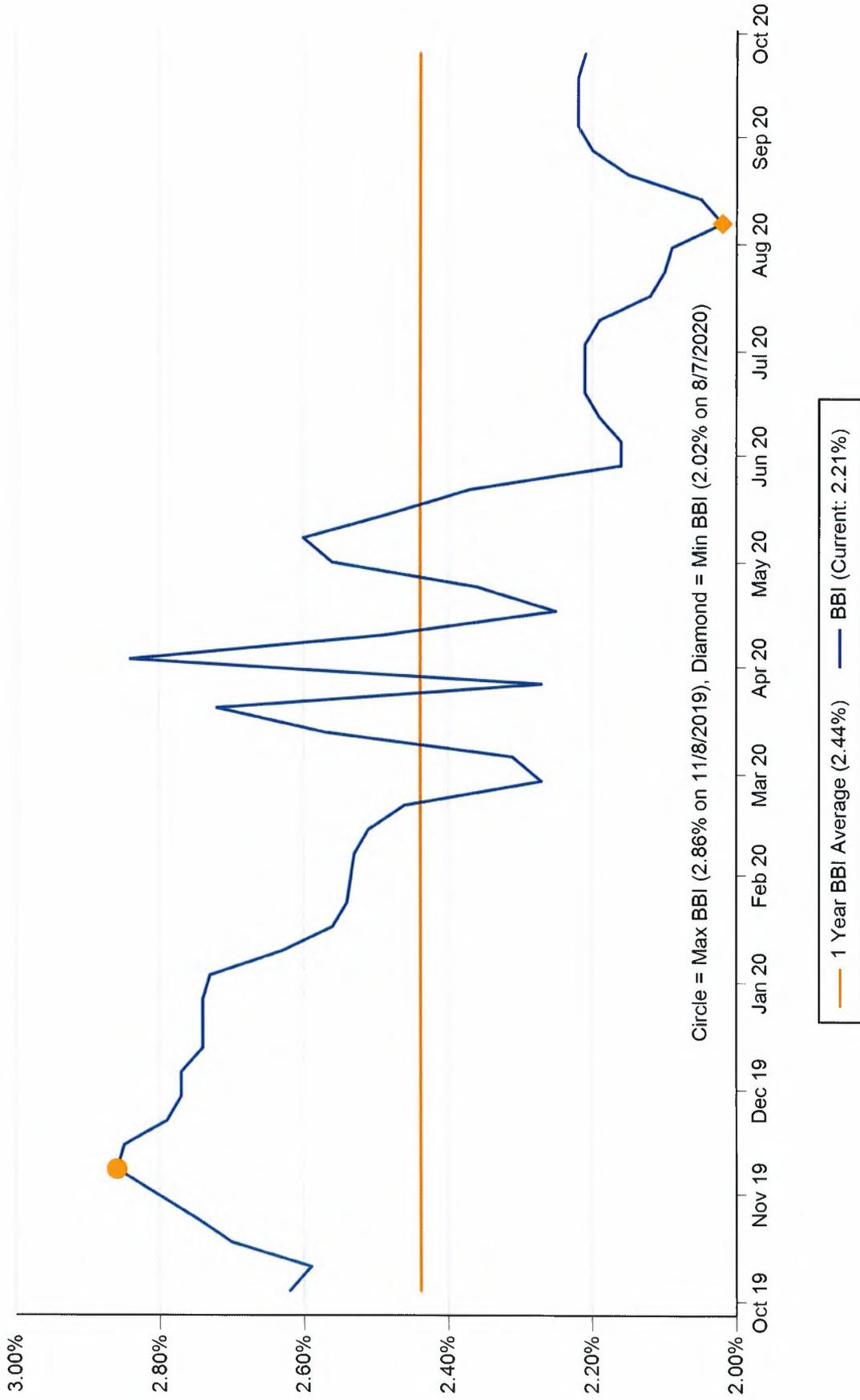
Projected TD Closure



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# 1 YEAR TREND IN MUNICIPAL BOND INDICES

Weekly Rates October, 2019 - October, 2020



The Bond Buyer "20 Bond Index" (BBI) shows average yields on a group of municipal bonds that mature in 20 years and have an average rating equivalent to Moody's Aa2 and S&P's AA.

Source: The Bond Buyer

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|  |  |  |
|--|--|--|
| <p style="text-align: center;"><b>APPROVAL</b></p> <p style="text-align: center;"><i>Skw</i></p> | <p style="text-align: center;"><b>REQUEST FOR<br/>COUNCIL ACTION</b></p>   | <p style="text-align: center;"><b>MEETING<br/>DATE</b></p> <p style="text-align: center;"><b>Oct 6, 2020</b></p> |
| <p style="text-align: center;"><b>REPORTS AND<br/>RECOMMENDATIONS</b></p>                        | <p style="text-align: center;">Authorization to contract Shen Milsom Wilke to perform analysis of the stadium sound system at Franklin Field</p> | <p style="text-align: center;"><b>ITEM NUMBER</b></p> <p style="text-align: center;"><i>G.3.</i></p>             |

Since the initial event at the stadium at Ballpark Commons the City, the Mayor, the Alderman, the developer and others have received regular complaints regarding noise emanating from the stadium.

Attempts have been made to mitigate the noise to varying success however this season seems to be particularly worse in disrupting the neighbors with several new names being added to the list of complainants.

The Mayor has been attempting to have ROC Ventures alter the operation of the sound system throughout the season without success until recently.

He has reached an agreement with Mr Zimmerman whereby ROC Ventures will pay for an independent consultant to review the sound system design and installation and suggest changes that would reduce the sound to the neighborhoods.

The Mayor, using his contacts, contacted Shen, Milsom & Wilke from Chicago to secure a proposal for the work. In doing so he negotiated a pro-bono visit to the stadium during a playoff game on 9/5 so that the potential consultant could see the stadium and hear the system. The neighborhoods were also visited during the game.

The consultant's quoted \$4,795 plus reimbursable travel expenses.

The letter to ROC Venture is attached

The term of the contract is not stated but the consultant work should take no more than 120 days with any system changes happening before the first game in spring

**FISCAL NOTE:**

There are available General Fund Contingency appropriations available for this project. ROC Ventures to reimburse the City for the cost of the contract. The Finance Director is directed to prepare a budget modification to move the appropriations from Contingency to Planning Non-Personnel Services.

**Council Action Requested**

Motion to authorize certain city officials to execute the contract with Shen, Milsom & Wilke for sound consulting services using \$5,000 of General Fund Contingency appropriations.



City of Franklin  
Office of the Mayor

September 19, 2020

Mr. Mike Zimmerman  
ROC Ventures  
7044 S Ballpark Drive Suite 300  
Franklin, Wisconsin 53132

Re: Sound from Franklin Field

Dear Mike.

As a follow up from our many recent conversations, the noise intrusion into the lives of the neighbors must be reduced. The number of complaints this baseball season has risen and has included new complaints and the watch parties have made the problem even worse.

As you know, during the last playoff series I arranged for an acoustic, sound and audio/visual consultant to visit the stadium during the game. I had him tour the stadium, the parking lots and we as well went through the neighborhoods where we've experienced complaints. This consultant works for a consulting firm that's known the world over for their expertise in acoustics, audio/visual and sound installation work. The consultant took audio measurements within the stadium and surrounding area (did not record them) and looked at the equipment in the racks and watched a portion of the game to see the nature of the program.

I've asked the consultant for a quote to perform a number of analysis and recommendations in an effort to mitigate the sound exfiltration to the neighboring properties AND improve the overall product within the stadium. I'm attaching their quote. Our agreement (please acknowledge by replying with your agreement) was that the city would contract for the consultant and ROC Ventures would reimburse the expense and would in good faith work with the consultant during their review and then implement the consultant recommendations.

We agreed that this effort is needed to help bring the neighbors more peace and quiet. The neighbors can no longer be forced to participate in the events at the development whether they want to or not. The city can no longer spend the time on processing the complaints that may not rise to a violation of ordinance or agreement but be a nuisance to the residents none the less. Solitude may not be achieved but improvement must be made. We're all tired of the problem so let's get it fixed, at least in terms of the stadium. We still need to deal with the Umbrella bar which was a big issue tonight.

Sincerely,

A handwritten signature in black ink that reads "Stephen R. Olson".

Stephen R. Olson  
Mayor

cc Common Council  
Heath Eddy  
Peggy Steeno  
Jesse Wesolowski

## Sandi Wesolowski

---

**From:** Steve Olson  
**Sent:** Wednesday, September 30, 2020 9:25 AM  
**To:** Sandi Wesolowski; Shirley Roberts  
**Subject:** FW: Ballpark Commons Sound Study  
**Attachments:** BPC sound consultant letter docx; franklin field sound CA.doc

Please include in the Council Packet with the BPC Sound agenda item.

S

**From:** Mike Zimmerman <mikez@rocventures.org>  
**Sent:** Wednesday, September 30, 2020 9:23 AM  
**To:** Steve Olson <Solson@franklinwi.gov>  
**Cc:** Scot Johnson <scotj@rocventures.org>; Tom Johns <tomj@rocventures.org>; Mike Doyle <miked@rocventures.org>; Dan Kuenzi <dkuenzi@rocventures.org>; Shawn Kison <shawnk@rocventures.org>; Joe Zimmerman <joez@rocventures.org>  
**Subject:** Ballpark Commons Sound Study

Mayor Steve Olson,

Please let this email serve as acknowledgement of the letter and request for council action sent to my attention September 20th (attached). The action and letter are a fair representation of our conversations and agreed upon action. We agree to reimburse the city for the study. In addition, we agree to work in collaboration with the sound engineer, city officials, and neighbors to implement adjustments that can balance the needs of the business with the Hawthorne neighbors request for reduced noise. This project is important to us as well.

In addition, we have agreed to work directly with our neighbors in Hawthorne following the September Common Council meeting in September regarding the Milky Way Drive-In permit. Since then, I have made multiple visits to neighbors back yards and have had productive discussions. The Hawthorne neighborhood informally elected John Plewa to be our main point of contact. I will be forwarding these documents to him as well.

Best,

Michael Zimmerman



SHEN MILSOM & WILKE

September 17, 2020

Steve Olson  
Mayor  
City of Franklin  
9229 W. Loomis Rd.  
Franklin, WI. 53132  
O: 414-427-7529  
C: 414-651-3367

CHICAGO

BEIJING

DENVER

DUBAI

GREATER PHILADELPHIA

HONG KONG

HOUSTON

LONDON

NEW YORK

PRINCETON

SAN FRANCISCO

SHANGHAI

SINGAPORE

WASHINGTON DC

RE: CITY OF FRANKLIN BASEBALL STADIUM

AUDIOVISUAL & ACOUSTICAL SERVICES PROPOSAL #20-1160

Mr. Olson:

We are pleased to present the following proposal for acoustical and audiovisual consulting services. On Saturday, September 12, 2020, Mayor Steven Olsen of the City of Franklin, Wisconsin contacted our firm to enquire if our firm was interested in providing AV and Acoustical services to assist the City in resolving recent noise level complaints from the residential homes located in close proximity to Franklin Field, a new baseball stadium. The timing of the requested services is urgent as the current baseball season would soon end. We agreed to conduct an initial survey on Sunday, September 13, 2020, during a baseball game, which we performed. From that initial survey, the City requested that we submit a proposal for providing services. We have since concluded that our services would be primarily Audiovisual (sound system), supplemented with input from our acousticians, however our acousticians will not be performing on-site data collection.

#### SCOPE OF SERVICES

Shen Milsom & Wilke proposes the following specific services:

- Conduct initial site survey to gain understanding of current conditions of the sound system design, and apparent sound pressure levels on the stadium property and in the neighboring community.
- Review data from the site's audio monitoring stations.
- Prepare and submit a report summarizing our findings, including suggestions of potential solutions.
- Meet privately with City leadership to discuss our findings and proposed solutions, presumably as a web conference session.

#### EXCLUSIONS

- This scope does not include presentation of our findings in a public forum.
- AV system design & documentation required for the modification of the current sound system. We would be pleased to offer this scope upon request, for additional compensation.

#### FEES

For the services described above, our fee shall be \$4,795.00.

All fees are to be paid upon receipt of invoice, subsequent to completion of services.

2 NORTH RIVERSIDE

PLAZA SUITE 1460

CHICAGO IL 60606

312 559 4585

**TERMS OF AGREEMENT**

Fees contained in this proposal are valid for ninety (90) days upon submission of proposal. Fees do not include any sales or local taxes that may be applicable based on type of service and/or delivery (nexus) of service and will be invoiced in addition to fees.

**Invoicing**

Fees shall be invoiced monthly on the basis of the consulting disciplines percentage of completion for the given scope of work. Invoices are due and payable within 30 days of invoice date.

**Architectural Drawings**

The City of Franklin shall provide SM&W with a copy of its Building Information Modeling (BIM) Implementation Plan, BIM standards and/or AutoCAD standards. Where standards are not provided, SM&W will assume use of its own. The BIM model is intended to create construction documents and will not be used as a construction source. Any level of detail to be provided beyond what is required for the construction documents can be provided as an additional service.

SM&W shall update their model and CAD files only when changes by other project teams affect areas specific to SM&W's work or unless otherwise agreed on with the client. SM&W shall be provided with a new model or CAD files and be provided in writing the notification of only the specific areas that affect SM&W's work when such updates occur.

File updates represent a progress model of the file and not a milestone design completion, at formal submission milestones, SM&W will provide drawing submittals in addition to the latest BIM synchronized with all the disciplines in its purview. Drawings will be provided as PDF files using the file naming scheme specified by the architect.

**Additional Services**

If additional services, including but not limited to request for changes in previously approved work, are requested beyond the basic services, we shall receive additional compensation at the following hourly rate schedule.

| <b>STAFF</b>        | <b>HOURLY RATE</b> |
|---------------------|--------------------|
| Principal           | \$265              |
| Associate Principal | \$225              |
| Senior Associate    | \$185              |
| Senior Consultant   | \$185              |
| Associate           | \$156              |
| Consultant          | \$110              |
| CAD Designer        | \$92               |
| Staff               | \$82               |

**Reimbursable Expenses**

We shall be reimbursed monthly, at cost, for project-related direct expenses included, but not limited to, travel and lodging, printing, express mail delivery. Travel mileage will be billed at the current IRS-approved mileage rate at the time the travel is conducted.

**Contract Termination**

Should the project be suspended for more than three (3) months, or abandoned, or should you elect to terminate our services prior to completion of that work, SM&W shall be compensated for services performed and reimbursable expenses expended up to the date of termination. If the project is resumed after being suspended for more than six (6) months, our compensation shall be equitable adjusted.

**Extent of Agreement**

This agreement will constitute the entire agreement of the parties concerning the project and supersedes all prior negotiations. This agreement may be modified only in writing, if agreed to by both parties.

Please note that SM&W cannot mobilize nor commit resources to this project without a letter of agreement confirming scope of work, fees and billing arrangements. If you find this proposal agreeable, kindly signify your acceptance in the space provided below and return a copy to us for our files.

**Agreed and Accepted**

On behalf of Shen Milsom & Wilke LLC:



Greg Moquin  
2 North Riverside Plaza  
Suite 1460  
Chicago, IL 60606  
312.559.4585

On behalf of the City of Franklin:

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

|  |   |  |
|--|---|--|
| <b>APPROVAL</b><br><i>slw</i>          | <b>REQUEST FOR<br/>COUNCIL ACTION</b>   | <b>MEETING DATE</b><br><b>10/06/2020</b> |
| <b>Reports and<br/>Recommendations</b> | <b>Light and Unite RED Proclamation</b> | <b>ITEM NUMBER</b><br><i>G.4.</i>        |

Background: Light and Unite RED week is a County Wide Annual initiative to shine a spotlight on the dangers of substance misuse. Franklin members will provide Franklin community members with educational resources and encourage participation in a variety of virtual and socially distanced awareness raising community activities throughout the designated week.

\* Members from the coalition may be present at the Common Council Meeting; however, members are encouraged to watch meeting via an online platform to better adhere to social distancing guidance.

**COUNCIL ACTION REQUESTED**

No action requested.

Health Department: EH

# City of Franklin Proclamation

Whereas, substance abuse prevention coalitions within Milwaukee County work together annually to put a spotlight on the dangers of substance abuse during Light and Unite RED week; and

Whereas, this year, Light and Unite RED week will be October 4<sup>th</sup>—October 10<sup>th</sup>, 2020 to coincide with Mental Illness Awareness Week; and

Whereas, one of the community groups partnering in this event is Volition Franklin; and

Whereas, the confirmed number of drug overdose deaths in Milwaukee County for 2019 was approximately 407 fatal drug overdoses and the estimated number of drug overdose deaths in Milwaukee County for the year 2020 is approximately 640 fatal overdoses; and

Whereas, Franklin is not immune to substance misuse as evident by local data; and

Whereas, awareness, knowledge, and community support serve as protective factors against the misuse of alcohol and other drugs; and local leaders in government, schools, businesses, and citizens have the opportunity to participate in Light and Unite RED week; and

Whereas, community members are urged to participate in Light and Unite RED activities and use the color red as a way of symbolizing efforts to prevention substance abuse; and

Whereas, Volition Franklin will be engaging the community in socially distant, awareness raising activities throughout the city during Light and Unite RED week; and

Whereas, continued commitment to drug and alcohol education and prevention are imperative;

**Now Therefore**, be it proclaimed, that I, Stephen R. Olson, Mayor of the City of Franklin, Wisconsin, on behalf of all the Citizens of Franklin, hereby declare the week of October 4<sup>th</sup>—10<sup>th</sup>, 2020 to be Light and Unite RED week in the City and ask all citizens and businesses to join me in recognizing this week.

Presented to the City of Franklin Common Council this 6<sup>th</sup> day of October, 2020

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

|                               |  |  |
|-------------------------------|--|--|
| <b>APPROVAL</b><br><i>Slw</i> | <b>REQUEST FOR COUNCIL ACTION</b>  | <b>MTG. DATE</b><br>October 6,<br>2020 |
| Reports &<br>Recommendations  | <b>RESOLUTION TO ACQUIRE WATER MAIN EASEMENT FROM<br/>         9720 &amp; 9750 S. OAKWOOD PARK DRIVE (WISCONSIN<br/>         COMMERCIAL, LLC) TAX KEY 900-0010-005</b> | <b>ITEM NO.</b><br><i>G.S.</i>         |

**BACKGROUND**

Most private developments in the City have dedicated water main easements to the City so that Staff can add the private property hydrants to routine maintenance. From a past experience when the Fire Department encountered a non-operable private hydrant, the Fire Department has requested that the properties without hydrants in an easement be approached to donate an easement.

The Board of Water Commissioners authorized staff to approach the property owners with the donation request, survey, and prepare easement documents for recording.

**ANALYSIS**

The attached easement includes the hydrant, hydrant main, and all applicable appurtenances.

**FISCAL NOTE**

The work of maintaining the lines and hydrants may be done within the budgets adopted by the Board of Water Commissioners.

**RECOMMENDATION**

Motion to adopt Resolution No. 2020 - \_\_\_\_\_, a resolution to authorize staff to execute and record the attached water main easement from 9720 & 9750 S. Oakwood Park Drive (Wisconsin Commercial, LLC) Tax Key 900-0010-005

Engineering Department: GEM

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2020 -

RESOLUTION TO ACQUIRE WATER MAIN EASEMENT FROM 9720 & 9750 S.  
OAKWOOD PARK DRIVE (WISCONSIN COMMERCIAL, LLC) TAX KEY 900-0010-005

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WHEREAS, the Franklin Fire Department finds it desirable to for the Franklin Municipal Water Utility to own and maintain fire hydrants; and

WHEREAS, the Wisconsin Commercial, LLC at 9720 & 9750 S. Oakwood Park Drive, Tax Key 900-0010-005 was developed without dedicating the private fire hydrants to the City; and

WHEREAS, the Wisconsin Commercial, LLC desires for the Franklin Municipal Water Utility to own and routinely maintain the fire hydrants and related water pipes and valves.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the City of Franklin that it would be in the best interest of the City to execute a water main easement on and across the property located at 9720 & 9750 S. Oakwood Park Drive (Wisconsin Commercial, LLC) Tax Key 900-0010-005.

BE IT FURTHER RESOLVED, that the City Clerk is directed to record said easements with the Register of Deeds for Milwaukee County.

Introduced at a regular meeting of the Common Council of the City of Franklin the \_\_\_\_\_ day of \_\_\_\_\_, 2020, by Alderman \_\_\_\_\_.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

APPROVED:

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

ATTEST:

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

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

**WATER MAIN EASEMENT**

9720 & 9750 S. Oakwood Park Dr,  
**THIS EASEMENT** is made made as of September 8, 2020, by and between the CITY OF FRANKLIN, a municipal corporation of the State of Wisconsin (hereinafter, the "City") and WISCONSIN COMMERCIAL LLC, a Wisconsin Limited Liability Company (hereinafter, the "Grantor").

**RECITALS**

WHEREAS, Grantor is the owner and holder of record title to certain real property described on Exhibit A, attached hereto (the "Property");

WHEREAS, the City desires to acquire a permanent easement with the right of entry in and across that part of the Property more particularly described on Exhibit B, attached hereto (the "Easement Area"), with the right to build and construct and/or operate, maintain, repair, enlarge, reconstruct, relocate and inspect (as may be or may become applicable) a water main and associated fire hydrants, all as shown on the plan attached hereto as Exhibit C (the "Facilities");

WHEREAS, the initial construction and installation of the Facilities shall be made by Grantor at Grantor's expense, and the Facilities shall be the property of the City and be deemed dedicated to the City upon the City's inspection and approval of the Facilities as installed; and

WHEREAS, the Grantor desires to grant unto the City a permanent easement in the Easement Area, subject to the terms and conditions set forth herein.

**AGREEMENT**

NOW, THEREFORE, in consideration of the grant of the easement hereinafter described, the payment of One Dollar (\$1.00) and other valuable considerations, the receipt and sufficiency of which ~~are hereby acknowledged, the parties hereto agree as follows:~~

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1. Grantor hereby declares and grants for the use and benefit of City, a permanent easement with a right of entry in and across the Easement Area for the purpose of building, constructing, operating, maintaining, repairing, enlarging, reconstructing, relocating and/or inspecting (as may be or may become applicable) the Facilities.
2. The Facilities shall be maintained and kept in good order and condition by the City. Responsibility for maintaining the ground cover and landscaping within the easement area shall be that of the owner, from time to time, of the Property.
3. In and during whatever construction, reconstruction, enlargement or repair work is or becomes necessary in constructing and/or maintaining of said Facilities, so much of the surface or subsurface of the property as may be disturbed, will at the expense of the City be replaced in substantially the same condition as it was prior to such disturbance; except that the City will in no case be responsible for replacing or paying for replacing any aesthetic plantings or improvements other than ordinary lawns or standard walks, roadways, driveways and parking lot

surfacing which were required to be removed in the course of doing the above work. However, the City shall save harmless the owner, from time to time, of the Property from any loss, damage, injury or liability resulting from negligence on the part of the City in connection with said work involved in constructing and/or maintaining of said Facilities; provided that if above loss, damage, injury or liability results from the joint negligence of parties hereto, then the liability therefore shall be borne by them in proportion to their respective degree of negligence; provided further, however, that these provisions are subject to the legal defenses with under law the City is entitled to raise excepting the defense of so-called "sovereign immunity."

4. No structure may be placed within the limits of the easement by the owner, from time to time, of the Property, except that improvements such as walks, pavements for driveways and parking lot surfacing may be constructed or placed within the Easement Area.
5. In connection with the construction by the grantor of any structure or building abutting said easement defined limits, the owner, from time to time, of the Property will assume all liability for any damage to the Facilities in the above described property. The owner, from time to time, of the Property will also save and keep the City clear and harmless from any claims for personal injuries or property damage caused by any negligence of such owner or person other than such owner, arising out of the construction by the owner, from time to time, of the Property of any structure or building abutting the said easement defined limits, and shall reimburse the City for the full amount of such loss or damage.
6. No charges will be made against the Property for the cost of maintenance or operation of the Facilities. Whenever the owner, from time to time, of the Property makes application for a service connection, the regular and customary service connection charge in effect at the time of the application shall be charged and paid. The owner, from time to time, of the Property shall be responsible for the routine maintenance of land on which the easement is located.
7. All conditions pertaining to the "Maintenance of Water Service Piping," as set forth in Chapter 5.12 of the "Rules and Regulations Governing Water Service" dated May 16, 1997 and subsequent amendments thereto, shall apply to all water services which are within the easement defined limits and also within the limits of any adjoining easements; except that the City of Franklin Water Works, a utility owned by the City of Franklin shall in no case be responsible for maintaining at its expense any portion of said water services outside of the easement defined limits and outside the limits of any adjoining easements regardless of any statement to the contrary in said "Rules and Regulations Governing Water Service."
8. The Facilities shall be accessible for maintenance by the City at all times. The owner, from time to time, of the Property shall submit plans for approval to the City Engineer for any underground installation within the easement area, which approval shall not be unreasonably withheld, conditioned or delayed.
9. The owner, from time to time, of the Property shall submit plans for all surface alterations of plus or minus 0.50 foot or greater within the limits of said easement. Said alterations shall be made only with the approval of the City Engineer of the City of Franklin, which approval shall not be unreasonably withheld, conditioned or delayed.

10. The City and the owner, from time to time, of the Property shall each use, and take reasonable measures to cause their employees, officers, customers, agents, contractors and assigns to use, the Easement Area in a reasonable manner and so as not to obstruct or otherwise use the Easement Area in a manner that would unreasonably interfere with the use thereof by the other party hereto or its employees, officers, customers, agents, contractors and assigns.
  11. The City and the owner, from time to time, of the Property each hereby waives all rights of subrogation that either has or may hereafter have against the other for any damage to the Easement Area or any other real or personal property or to persons covered by such party's insurance, but only to the extent of the waiving party's insurance coverage; provided, however, that the foregoing waivers shall not invalidate any policy of insurance now or hereafter issued, it being hereby agreed that such a waiver shall not apply in any case which would result in the invalidation of any such policy of insurance and that each party shall notify the other if such party's insurance would be so invalidated.
  12. Either party hereto may enforce this easement by appropriate action, and should it prevail in such litigation, that party shall be entitled to recover, as part of its costs, reasonable attorneys' fees.
  13. This easement may not be modified or amended, except by a writing executed and delivered by the City and Grantor, and their respective successors and assigns.
  14. No waiver of, acquiescence in, or consent to any breach of any term, covenant, or condition hereof shall be construed as, or constitute, a waiver of, acquiescence in, or consent to any other, further, or succeeding breach of the same or any other term, covenant, or condition.
  15. If any term or provision of this easement shall, to any extent, be invalid or unenforceable under applicable law, then the remaining terms and provisions of this easement shall not be affected thereby, and each such remaining term and provision shall be valid and enforceable to the fullest extent permitted by applicable law.
- 
16. This easement shall be construed and enforced in accordance with the internal laws of the State of Wisconsin.
  17. It is understood that in the event the above described Property may become portions of public streets; in which event, in the proceedings for the acquisition of the property needed for such streets by purchase, dedication or by condemnation, said lands shall be considered the same as though this easement had not been executed or any rights granted thereby exercised.

[SIGNATURE PAGE FOLLOWS]

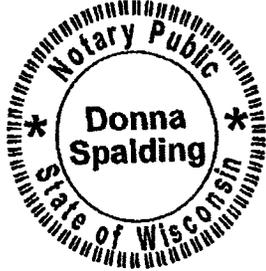
IN WITNESS WHEREOF, this Easement has been executed as of the day and year first above written.

WISCONSIN COMMERCIAL LLC, a Wisconsin limited liability company

By: *John J. Malloy*  
John J. Malloy, Managing Member

STATE OF WISCONSIN     )  
  )ss  
COUNTY OF MILWAUKEE )

This instrument was acknowledged before me on the 15<sup>th</sup> day of September, 2020, by JOHN J. MALLOY, as MANAGING MEMBER of WISCONSIN COMMERCIAL LLC.



*Donna Spalding*  
*Donna Spalding*  
Notary Public, State of Wisconsin  
My Commission: 6/22/2022

CITY OF FRANKLIN

By: \_\_\_\_\_  
Stephen R. Olson, Mayor

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

STATE OF WISCONSIN     )  
  )ss  
COUNTY OF MILWAUKEE )

On this \_\_\_\_\_ day of September, 2020 before me personally appeared Stephen R. Olson and Sandra L. Wesolowski who being by me duly sworn, did say that they are respectively the Mayor and City Clerk of Franklin, and that the seal affixed to said instrument is the corporate seal of said municipal corporation, and acknowledged that they executed the foregoing as such officers of said municipal corporation by its authority, and pursuant to resolution file No. \_\_\_\_\_ adopted by its Common Council on \_\_\_\_\_, 2020.

\_\_\_\_\_  
\_\_\_\_\_  
Notary Public, State of Wisconsin  
My Commission: \_\_\_\_\_

Approved as to contents  
Date: \_\_\_\_\_

\_\_\_\_\_  
Manager of Water Works of Franklin

Approved as to form only  
Date: \_\_\_\_\_

\_\_\_\_\_  
City Attorney

**MORTGAGE HOLDER CONSENT**

The undersigned, Town Bank, a Wisconsin banking corporation ("Mortgagee"), as Mortgagee under that certain Mortgage encumbering the Property and recorded in the Office of the Register of Deeds for Milwaukee County, Wisconsin, on March 19, 2019, as Document No. 10855814, hereby consents to the execution of the foregoing easement and its addition as an encumbrance against title to the Property.

IN WITNESS WHEREOF, Mortgagee has caused these presents to be signed by its duly authorized officers, and its corporate seal to be hereunto affixed, as of the day and year first above written.

Clint Dekker  
Town Bank, a Wisconsin Banking Corporation

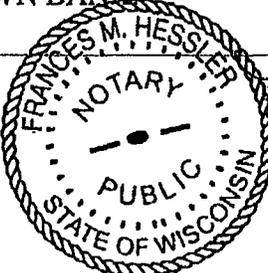
By: Clint Dekker

Name: \_\_\_\_\_

Title: VP - Commercial Banking

STATE OF WISCONSIN     )  
  )ss  
COUNTY OF ~~MILWAUKEE~~ )  
                                  Waukesha

This instrument was acknowledged before me on the 14<sup>th</sup> day of September, 2020, by Clint Dekker as Vice President of TOWN BANK



Frances M. Hessler  
Frances M. Hessler  
Notary Public, State of Wisconsin  
My Commission: June 7, 2022

Exhibit A  
(Description of the Property)

LOT 1:

LOT ONE (1) OF CERTIFIED SURVEY MAP NO. 9255, RECORDED SEPTEMBER 8, 2020 AS DOCUMENT NO. 11018119, BEING A REDIVISION OF PARCEL 3 OF CERTIFIED SURVEY MAP NO. 6566, BEING A PART OF THE NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 26, TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

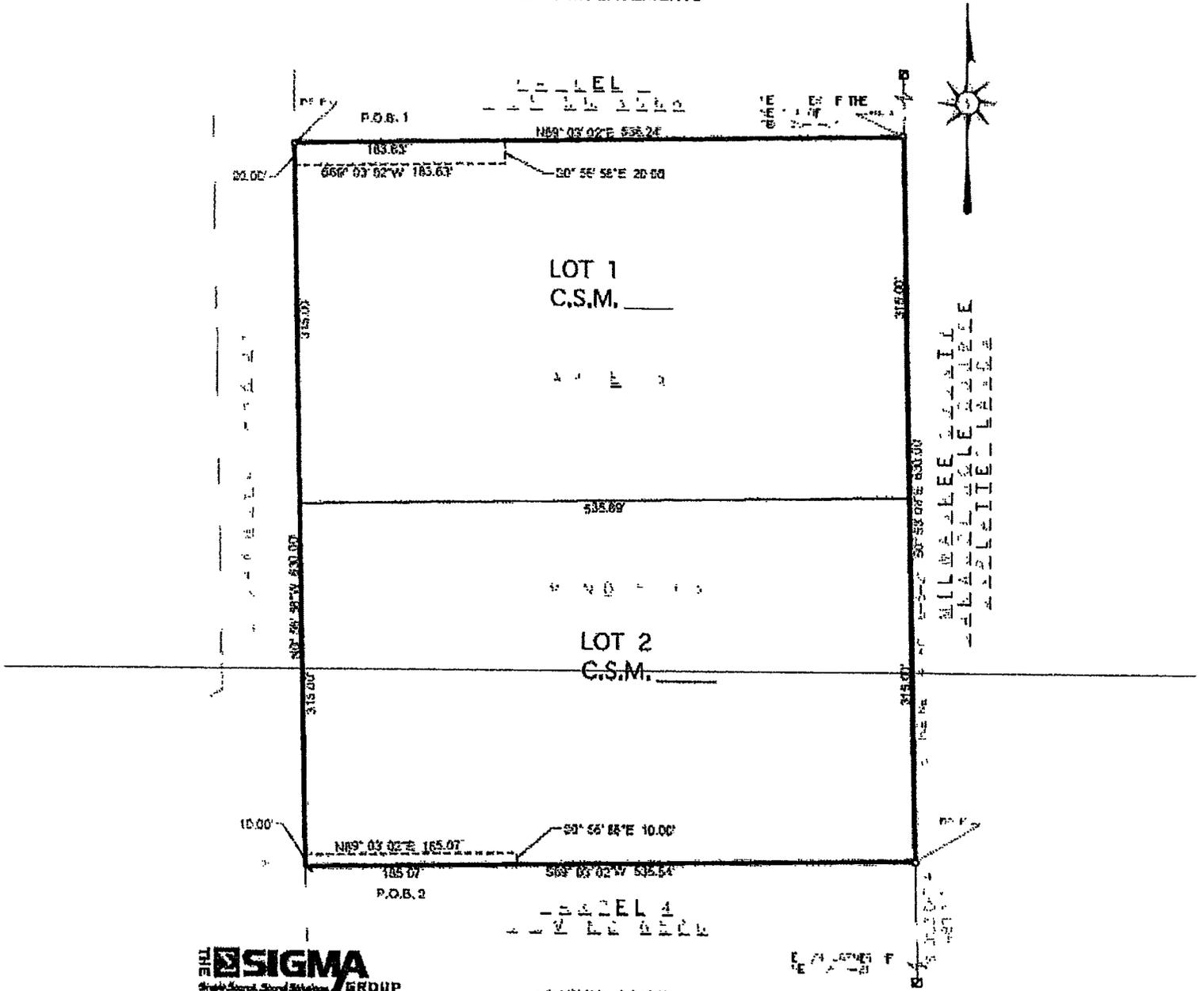
LOT 2:

LOT TWO (2) OF CERTIFIED SURVEY MAP NO. 9255, RECORDED SEPTEMBER 8, 2020 AS DOCUMENT NO. 11018119, BEING A REDIVISION OF PARCEL 3 OF CERTIFIED SURVEY MAP NO. 6566, BEING A PART OF THE NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 26, TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

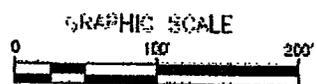
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**Exhibit B**  
(Depiction of Easement Area)

**WATERMAIN EASEMENTS**



**THE SIGMA GROUP**  
 www.thesigmagroup.com  
 2320 West Canal Street  
 Milwaukee, WI 53233  
 Phone: 414-643-4200  
 Fax: 414-643-4210



PROJECT NUMBER 19385 DRAFTED BY BMR 7-24-2020

Exhibit \_\_\_\_\_

Exhibit C  
(Description of the Facilities)

The North 20 feet of the West 183.63 feet of Parcel 3 of Certified Survey Map No. 6566, recorded September 29, 1998, as Document No. 7607434, in the NE 1/4 and SE 1/4 of the NE 1/4 of Section 26, Town 5 North, Range 21 East, City of Franklin, County of Milwaukee, State of Wisconsin.

AND

The South 10 feet of the West 185.07 feet of Parcel 3 of Certified Survey Map No. 6566, recorded September 29, 1998, as Document No. 7607434, in the NE 1/4 and SE 1/4 of the NE 1/4 of Section 26, Town 5 North, Range 21 East, City of Franklin, County of Milwaukee, State of Wisconsin.

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| <p style="text-align: center;"><b>APPROVAL</b></p> <p style="text-align: center;"><i>slw</i></p> | <p style="text-align: center;"><b>REQUEST FOR<br/>COUNCIL ACTION</b></p>                           | <p style="text-align: center;"><b>MEETING<br/>DATE</b></p> <p style="text-align: center;"><b>10/6/2020</b></p> |
| <p style="text-align: center;"><b>REPORTS AND<br/>RECOMMENDATIONS</b></p>                        | <p style="text-align: center;"><b>Revisions to the Job Description for Police<br/>Sergeant</b></p> | <p style="text-align: center;"><b>ITEM NUMBER</b></p> <p style="text-align: center;"><i>G.6.</i></p>           |

The Police Chief requests approval of revisions to the Police Sergeant job description. Attached are a red-lined and final version of the revised job description.

Most changes are just minor or technical in nature. The only substantive change is on page 4 of the red-lined version, under the Education and/or Experience requirement. For many years the City required 4 years of Franklin law enforcement experience OR 6 years of law enforcement experience with 3 of those years having to be with the Franklin Police Department.

About 5 years ago the Police Department started to hire lateral transfers, an officer that was working in another community, and started them at a pay level correlating with their years of experience. We have now hired quite a few lateral transfers, and several have been Sergeants in their former positions. With the change in experience level, the Police Department would like to be able to consider anyone with 5 years of law enforcement experience for our Sergeant positions. The Police & Fire Commission also supports this change.

On 9/21/2020 the Personnel Committee unanimously recommended that Common Council approve the recommended changes to the job description.

**COUNCIL ACTION REQUESTED**

Motion to approve the revised job description for Police Sergeant.

**CITY OF FRANKLIN  
Job Description**

**Job Title:** Police Sergeant

**Department:** Police

**Appointing Authority:** Chief of Police/Fire and Police Commission

**Reports To:** ~~Lieutenant~~ Captain of Police

**Salary Level:** ~~Management/Administrative/Supervisory Level~~  
Per Approved 2019 Pay Structure

**FLSA Status:** Exempt

**Prepared By:** ~~Kenneth W. Bohn~~ Richard Oliva, Chief of Police

**Prepared Date:** ~~May 4, 2004~~ April 2007 ~~September 16, 2020~~

**Approved By** Common Council

**Approved Date.** ~~May 4, 2004~~

**Summary:**

The Police Sergeant is a Supervisory Staff position that is responsible for the first-line supervision of police patrol officers, detectives, and other assigned staff on one of the department operational shifts as assigned by the Chief of Police. The Police Sergeant will provide a variety of public safety and administrative work in the performance of police patrol, investigation, traffic regulation, supervision of adult and juvenile criminal investigations and related law enforcement activities.

**Essential Duties and Responsibilities:**

Supervise corporal, detectives, police officers, and other assigned staff in their duties

Ensure that the operational shifts of patrol and detectives are adequately staffed based on established staffing levels, to include the scheduling of vacation, training, and time off requests. Prepare work schedules including calling of duty personnel in to work and the assignment and advising of posted overtime.

Make day-to-day police assignments as required by the needs of the service.

Enforce all City and State codes, ordinances, laws and regulations (both traffic and criminal) in order to ensure public safety, prevent crime, and promote security.

Enforce staff observance of high ethical stands in conduct and performance of duty.

Ensure acceptable activity levels of subordinate personnel

Exercise rational judgment in all job responsibilities.

Evaluate officers' arrests based on circumstances and evidence to determine whether subject will be detained, placed in jail or released.

Review a variety of police related reports prepared by subordinate officers and others.

Prepare a variety of reports and records including ~~offense~~-incident reports, supplements, property inventories, state accident reports, lockups, use of force, consent searches, protective custody, domestic violence (victim notification, conditional release, contact prohibition), constitutional rights waiver form, traffic citations, municipal ordinance citations, missing person reports, etc.

Make plans about individual tactical matters such as equipment to be used for particular operations and the detailed plans needed for an investigation. Develop new approaches to investigate problems

Advise supervisors on deployment of personnel during emergency responses

Maintain contact with all police personnel to coordinate investigation activities, provide mutual assistance during emergency situations, and provide general information about Department activities

Maintain contact with general public, court officials, and other City officials in the performance of police activities, as needed

Conduct periodic performance evaluations and planning sessions for assigned personnel. Counsel assigned personnel on job performance and disciplinary matters. Make recommendations for disciplinary action

Personally participate in investigating criminal law violations occurring within the City limits, obtaining evidence, compiling information regarding these crimes, preparing cases for filing of charges, testifying in court, and related activities.

Work a uniformed shift in the performance of security patrols; traffic control; investigation and first aid at accidents; detection, investigation and arrest of persons involved in crimes or misconduct.

Maintain normal availability by radio or telephone for consultation on major emergencies or precedents.

Carry out duties in conformance with Federal, State, County, and City laws and ordinances.

Patrol ~~City~~-city streets, parks, commercial and residential areas to preserve the peace; enforce the law; control vehicular traffic; prevent, detect and investigate misconduct involving misdemeanors, felonies and other law violations and to otherwise serve and protect.

Interrogate suspects—, Question witnesses and drivers, preserve evidence; arrest violators; investigate and render assistance at scenes of vehicular accidents; summon Fire Department trucks, ambulances, and other law enforcement vehicles, take measurements, photographs, and draw diagrams of accidents and crime scenes; conduct follow-up investigations of crimes, seek out

and question victims, witnesses and suspects, develop leads; search scenes, collect and package evidence; arrest offenders; prepare cases for court, and testify in court proceedings.

In general, provide protection of life and property, preservation of peace and good order of the community, and furnishing any other appropriate service that enhances the smooth and orderly operation of the City.

Make recommendations to the ~~Lieutenant~~ Captain of Police in regards to training, assignments, and development of subordinate personnel.

Coordinate activities with supervisors of other City departments, exchanges information with officers in other law enforcement agencies, state and local criminal justice professionals, and other government agencies.

Maintain good public relations with news media and civic groups, may speak at public gatherings and assemblies

Respond to questions, complaints and requests for information/assistance by telephone or in person from the general public, news media, court personnel, employees, officials, or other persons.

Answer telephone, provides information, advice and guidance; takes and relays messages and/or directs calls to appropriate personnel; returns calls as necessary.

Attend meetings, training sessions and seminars as required to remain knowledgeable of City departmental operations, to promote improved job performance, and to stay current with changing policies and procedures, codes, and criminal/civil case law.

Maintain equipment, supplies, and facilities. Analyze and recommend improvements to equipment and facilities, as needed Facilitate the purchasing of certain equipment as directed

Review, evaluate, and develop programs, policies and procedures for various departmental operations.

Provide recommendations and assist with the administration of the Department's budget.

Maintain the confidence and trust of peers, subordinates, superiors, and citizens.

Enforces all City and State codes, ordinances, laws and regulations (both traffic and criminal) in order to ensure public safety, prevent crime, and promote security

Thorough knowledge of modern law enforcement principles, procedures, techniques, and equipment.

Other duties as assigned by supervisors.

Any and all other duties as assigned by the Chief of Police.

**Supervisory Responsibilities:**

The Police Sergeant works as a first-line supervisor under the direction of the Police

~~Lieutenant-Captain~~

Directly supervises ~~Corporal~~, Detectives, Patrol ~~officers~~Officers, and other staff as assigned.

Responsible for day to day coordination and direction of their assigned ~~Shift~~shift or

~~Bureau~~bureau

Carries out supervisory responsibilities in accordance with the organization's policies and applicable laws. Responsibilities include training employees, planning, assigning and directing work, appraising performance, addressing complaints and resolving problems.

**Qualifications:**

To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions

**Education and/or Experience:**

Associates Degree or a minimum of 60 college credits from a college or university. ~~Four-Five~~ years law enforcement experience ~~with the Franklin Police Department, or six years consecutive law enforcement service including a minimum of three years with the Franklin Police Department~~

**Language Skills:**

Ability to read, analyze, and interpret general business periodicals, professional journals, technical procedures, or governmental regulations. Ability to write reports, business correspondence, and procedure manuals. Ability to effectively present information and respond to questions from groups of managers, clients, customers, and the general public.

**Mathematical Skills:**

Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals. Ability to work with mathematical concepts such as probability and statistical inference. Ability to apply concepts such as fractions, percentages, ratios, and proportions to practical situations.

**Reasoning Ability:**

Ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form.

**Computer Skills:**

To perform this job successfully, an individual should have knowledge of Microsoft Excel Spreadsheet software and Microsoft Word software. Ability to work with various computer hardware and other computer related equipment.

**Certificates, Licenses, Registrations:**

Valid Wisconsin Driver's License

Maintain a current Basic Law Enforcement Training Certification

Firearms Certification, and must qualify with firearms four times annually.

**Physical Demands:**

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is regularly required to use hands to finger, handle, or feel; reach with hands and arms and talk or hear. The employee is frequently required to stand; walk and sit. The employee is occasionally required to climb or balance; stoop, kneel, crouch, or crawl and taste or smell. The employee must frequently lift and/or move up to 10 pounds and occasionally lift and/or move more than 100 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and ability to adjust focus.

**Work Environment:**

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions

While performing the duties of this job, the employee is frequently exposed to fumes or airborne particles and outside weather conditions. The employee is occasionally exposed to wet and/or humid conditions, moving mechanical parts; high, precarious places; toxic or caustic chemicals; risk of electrical shock; explosives and vibration. The noise level in the work environment is usually moderate. At certain times the noise level may be very loud (fire arms training and emergency vehicle response).

**Other Qualifications:**

Tools and Equipment Used: Police car, police radio, Mobile data computer, handgun and other weapons as required, baton, handcuffs, first aid equipment, personal computer, telephone, fax, copy machine, calculator, typewriter, intoximeter, and oleoresin capsicum spray, TASER, cellular telephone, and photography and evidence collection equipment.

**Other Skills and Abilities:**

Must meet the Department's physical ability standards.

Thorough knowledge of modern law enforcement principles, procedures, techniques, and equipment.

**Miscellaneous:**

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position.

The job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.

~~Revised August 24, 2004 to reflect reallocation from SG-V to VI by Common Council on May 4, 2004 retroactive to January 1, 2004 LS  
FLSA status changed from nonexempt to exempt per CC action August 23, 2004~~

**CITY OF FRANKLIN  
Job Description**

**Job Title:** Police Sergeant  
**Department:** Police  
**Appointing Authority:** Chief of Police/Fire and Police Commission  
**Reports To:** Captain of Police  
**Salary Level:** Per Approved 2019 Pay Structure  
**FLSA Status:** Exempt  
**Prepared By:** Richard Oliva, Chief of Police  
**Prepared Date:** September 16, 2020  
**Approved By** Common Council  
**Approved Date:**

**Summary:**

The Police Sergeant is a Supervisory Staff position that is responsible for the first-line supervision of police patrol officers, detectives, and other assigned staff on one of the department operational shifts as assigned by the Chief of Police. The Police Sergeant will provide a variety of public safety and administrative work in the performance of police patrol, investigation, traffic regulation, supervision of adult and juvenile criminal investigations and related law enforcement activities.

**Essential Duties and Responsibilities:**

Supervise corporal, detectives, police officers, and other assigned staff in their duties.

Ensure that the operational shifts of patrol and detectives are adequately staffed based on established staffing levels, to include the scheduling of vacation, training, and time off requests Prepare work schedules including calling of duty personnel in to work and the assignment and advising of posted overtime.

Make day-to-day police assignments as required by the needs of the service

Enforce all City and State codes, ordinances, laws and regulations (both traffic and criminal) in order to ensure public safety, prevent crime, and promote security.

Enforce staff observance of high ethical stands in conduct and performance of duty.

Ensure acceptable activity levels of subordinate personnel.

Exercise rational judgment in all job responsibilities.

Evaluate officers' arrests based on circumstances and evidence to determine whether subject will be detained, placed in jail or released

Review a variety of police related reports prepared by subordinate officers and others.

Prepare a variety of reports and records including incident reports, supplements, property inventories, state accident reports, lockups, use of force, consent searches, protective custody, domestic violence (victim notification, conditional release, contact prohibition), constitutional rights waiver form, traffic citations, municipal ordinance citations, missing person reports, etc.

Make plans about individual tactical matters such as equipment to be used for particular operations and the detailed plans needed for an investigation. Develop new approaches to investigate problems

Advise supervisors on deployment of personnel during emergency responses.

Maintain contact with all police personnel to coordinate investigation activities, provide mutual assistance during emergency situations, and provide general information about Department activities

Maintain contact with general public, court officials, and other City officials in the performance of police activities, as needed.

Conduct periodic performance evaluations and planning sessions for assigned personnel  
Counsel assigned personnel on job performance and disciplinary matters. Make recommendations for disciplinary action.

Personally participate in investigating criminal law violations occurring within the City limits, obtaining evidence, compiling information regarding these crimes, preparing cases for filing of charges, testifying in court, and related activities.

Work a uniformed shift in the performance of security patrols; traffic control; investigation and first aid at accidents; detection, investigation and arrest of persons involved in crimes or misconduct.

Maintain normal availability by radio or telephone for consultation on major emergencies or precedents

Carry out duties in conformance with Federal, State, County, and City laws and ordinances.

Patrol city streets, parks, commercial and residential areas to preserve the peace; enforce the law, control vehicular traffic; prevent, detect and investigate misconduct involving misdemeanors, felonies and other law violations and to otherwise serve and protect

Interrogate suspects, question witnesses and drivers; preserve evidence, arrest violators; investigate and render assistance at scenes of vehicular accidents; summon Fire Department trucks, ambulances, and other law enforcement vehicles; take measurements, photographs, and draw diagrams of accidents and crime scenes; conduct follow-up investigations of crimes; seek out and question victims, witnesses and suspects, develop leads; search scenes, collect and

package evidence; arrest offenders; prepare cases for court, and testify in court proceedings

In general, provide protection of life and property, preservation of peace and good order of the community, and furnishing any other appropriate service that enhances the smooth and orderly operation of the City.

Make recommendations to the Captain of Police in regards to training, assignments, and development of subordinate personnel.

Coordinate activities with supervisors of other City departments, exchanges information with officers in other law enforcement agencies, state and local criminal justice professionals, and other government agencies.

Maintain good public relations with news media and civic groups; may speak at public gatherings and assemblies

Respond to questions, complaints and requests for information/assistance by telephone or in person from the general public, news media, court personnel, employees, officials, or other persons.

Answer telephone; provides information, advice and guidance; takes and relays messages and/or directs calls to appropriate personnel, returns calls as necessary.

Attend meetings, training sessions and seminars as required to remain knowledgeable of City departmental operations, to promote improved job performance, and to stay current with changing policies and procedures, codes, and criminal/civil case law

Maintain equipment, supplies, and facilities. Analyze and recommend improvements to equipment and facilities, as needed. Facilitate the purchasing of certain equipment as directed

Review, evaluate, and develop programs, policies and procedures for various departmental operations.

Provide recommendations and assist with the administration of the Department's budget

Maintain the confidence and trust of peers, subordinates, superiors, and citizens

Enforces all City and State codes, ordinances, laws and regulations (both traffic and criminal) in order to ensure public safety, prevent crime, and promote security.

Thorough knowledge of modern law enforcement principles, procedures, techniques, and equipment.

Other duties as assigned by supervisors.

Any and all other duties as assigned by the Chief of Police.

**Supervisory Responsibilities:**

The Police Sergeant works as a first-line supervisor under the direction of the Police Captain.

Directly supervises Detectives, Patrol Officers, and other staff as assigned.

Responsible for day to day coordination and direction of their assigned shift or bureau  
Carries out supervisory responsibilities in accordance with the organization's policies and applicable laws. Responsibilities include training employees, planning, assigning and directing work; appraising performance, addressing complaints and resolving problems.

**Qualifications:**

To perform this job successfully, an individual must be able to perform each essential duty satisfactorily. The requirements listed below are representative of knowledge, skill, and/or ability required. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

**Education and/or Experience:**

Associates Degree or a minimum of 60 college credits from a college or university. Five years law enforcement experience.

**Language Skills:**

Ability to read, analyze, and interpret general business periodicals, professional journals, technical procedures, or governmental regulations. Ability to write reports, business correspondence, and procedure manuals. Ability to effectively present information and respond to questions from groups of managers, clients, customers, and the general public.

**Mathematical Skills:**

Ability to add, subtract, multiply, and divide in all units of measure, using whole numbers, common fractions, and decimals. Ability to work with mathematical concepts such as probability and statistical inference Ability to apply concepts such as fractions, percentages, ratios, and proportions to practical situations.

**Reasoning Ability:**

Ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists. Ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form.

**Computer Skills:**

To perform this job successfully, an individual should have knowledge of Microsoft Excel Spreadsheet software and Microsoft Word software. Ability to work with various computer hardware and other computer related equipment

**Certificates, Licenses, Registrations:**

Valid Wisconsin Driver's License

Maintain a current Basic Law Enforcement Training Certification

Firearms Certification, and must qualify with firearms four times annually.

**Physical Demands:**

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is regularly required to use hands to finger, handle, or feel; reach with hands and arms and talk or hear. The employee is frequently required to stand; walk and sit. The employee is occasionally required to climb or balance; stoop, kneel, crouch, or crawl and taste or smell. The employee must frequently lift and/or move up to 10 pounds and occasionally lift and/or move more than 100 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception and ability to adjust focus.

**Work Environment:**

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is frequently exposed to fumes or airborne particles and outside weather conditions. The employee is occasionally exposed to wet and/or humid conditions; moving mechanical parts; high, precarious places; toxic or caustic chemicals; risk of electrical shock; explosives and vibration. The noise level in the work environment is usually moderate. At certain times the noise level may be very loud (fire arms training and emergency vehicle response).

**Other Qualifications:**

Tools and Equipment Used: Police car, police radio, Mobile data computer, handgun and other weapons as required, baton, handcuffs, first aid equipment, personal computer, telephone, fax, copy machine, calculator, typewriter, intoximeter, oleoresin capscicum spray, TASER, cellular telephone, and photography and evidence collection equipment

**Other Skills and Abilities:**

Must meet the Department's physical ability standards

Thorough knowledge of modern law enforcement principles, procedures, techniques, and equipment.

**Miscellaneous:**

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position.

The job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.

| APPROVAL                                      | REQUEST FOR COUNCIL ACTION  | MEETING DATE<br>10/06/2020 |
|---|---|----------------------------|
| REPORTS AND RECOMMENDATIONS<br><br><i>Stw</i> | <b>A RESOLUTION TO MAKE A 2021 GRANT APPLICATION REQUEST FROM THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES URBAN FORESTRY GRANT PROGRAM AND UNSPECIFIED AMOUNTS FOR YET TO BE DETERMINED CATASTROPHIC STORM EVENTS</b> | <i>G.7.</i>                |

**BACKGROUND**

The Wisconsin Department of Natural Resources (WDNR) Urban Forestry Grant program is designed to fund projects that improve a community’s capacity to manage its trees. Projects that help conserve, protect, expand or improve the urban forest resource will also be prioritized. This 2021 grant application is due October 1, 2020 (we have been given until after the October 6<sup>th</sup> Common Council Meeting).

One of the stated 2021 funding priorities is to “respond to the Emerald Ash Borer.” Franklin has been hit hard with the Emerald Ash Borer (EAB) and staff would like to apply for this grant to replace the urban forestry (street trees) that has been decimated by EAB.

**ANALYSIS**

An eligible 50% match includes options for cash or in-kind services provided for the project and that have occurred during the project period. Projects must be a minimum of \$2,000 and a maximum of \$50,000- ie the grant request must be between \$1,000 and \$25,000. Proposals are competitively scored amongst other applications from other communities. Grant application must be mailed no later than October 1, 2020 (we’ve been given until after the October 6<sup>th</sup> Common Council Meeting). Eligible projects and expenditures are for January 1 to December 31, 2021.

Staff recommends a proposed project as follows:

- \$18,000 Purchase of 100 Street Trees
- \$2,000 Chainsaw Safety Training
- \$20,000 Total Project Cost

The 50% match grant is a \$10,000.00 request. Note that  $\$10,000.00 - \$1,000.00 = \$9,000.00$  that is expected to be provided by the 2021 budget for trees (see Fiscal Note Section).

This grant award is anticipated to be announced in January 2019.

Note that the attached resolution uses the recommended language from the grant website. The sample resolution also includes language to allow the City to quickly apply and receive a 100% grant for urban forestry catastrophic storm projects specified in Wis. Stats section 23.097(1g) and (1r), Wis. Stats- if needed. Both sections of the statute are as follows:

*(1g) The department shall award grants to counties, cities, villages, towns, and nonprofit organizations for up to 50 percent of the cost of tree management plans, tree inventories, brush residue projects, the development of tree management ordinances, tree disease evaluations, public education concerning trees in urban areas and other tree projects*

*(1r) In addition to the grants awarded under sub. (1g), the department may award grants to ...cities, ... that apply for the grants for the costs of removing, saving, and replacing trees that have been damaged by catastrophic storm events in urban areas. To be eligible for a grant under this subsection, the damage must have occurred in an area for which the governor has designated a state of emergency due to a catastrophic storm event. The department shall notify each applicant for a grant under this subsection as to whether the application for the grant will be approved or denied within 60 days after the date the application is submitted to the department. A recipient of a grant awarded under this subsection is exempt from having to pay any percentage of the costs in order to receive the grant.*

### **OPTIONS**

- A. Pass a Resolution to direct Staff to submit grant application and comply with the requirements stipulated in the grant program. Or,
- B. Table and elect to not submit grant application due after the October 6<sup>th</sup>, 2020 Common Council Meeting.

### **FISCAL NOTE**

The City of Franklin is in the process of making and adopting a budget for 2021. Staff requested \$39,750 for trees and landscaping and the Mayor is tentatively recommending \$30,000. Staff would anticipate \$10,000 be dedicated for this grant, \$9,000 for the WDNR Great Lakes Basin Tree Planting Grant Program and the remaining \$1,000 for Safety Training.

### **COUNCIL ACTION REQUESTED**

(Option A) Motion to adopt Resolution No. 2020 - \_\_\_\_\_, a resolution to make a 2021 grant application request of \$10,000 (for a Project total of \$20,000) from the 2021 WDNR Urban Forestry Grant and Urban Forestry Catastrophic Storm Grant Program and unspecified amounts for yet to be determined catastrophic storm events.

DPW:TR/ams

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2020 - \_\_\_\_\_

A RESOLUTION TO MAKE A 2020 GRANT APPLICATION REQUEST FROM THE  
WISCONSIN DEPARTMENT OF NATURAL RESOURCES URBAN FORESTRY GRANT  
PROGRAM AND UNSPECIFIED AMOUNTS FOR YET TO BE DETERMINED  
CATASTROPHIC STORM EVENTS

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WHEREAS, the City of Franklin, Wisconsin , (FRANKLIN), is interested in obtaining a cost-share grant from Wisconsin Department of Natural Resources for the purpose of funding urban and community forestry projects or urban forestry catastrophic storm projects specified in s. 23.097(1g) and (1r), Wis. Stats.; and

WHEREAS, FRANKLIN attests to the validity and veracity of the statements and representations contained in the grant application; and

WHEREAS, FRANKLIN requests a grant agreement to carry out the project.

NOW, THEREFORE, BE IT RESOLVED, the City of Franklin, Wisconsin, (FRANKLIN), will comply with all local, state, and federal rules, regulations and ordinances relating to this project and the cost-share agreement;

BE IT FURTHER RESOLVED, FRANKLIN will budget a sum sufficient to fully and satisfactorily complete the project and hereby authorizes and empowers the City Forester to act on its behalf to:

1. Sign and submit the grant application(s)
2. Sign a grant agreement(s) between FRANKLIN and the DNR
3. Submit interim and/or final reports to the DNR to satisfy the grant agreement(s)
4. Submit grant reimbursement request(s) to the DNR
5. Sign and submit other required documentation

Introduced at a regular meeting of the Common Council of the City of Franklin the  
\_\_\_\_\_ day of \_\_\_\_\_, 2020, by Alderman \_\_\_\_\_.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the  
\_\_\_\_\_ day of \_\_\_\_\_, 2020.

APPROVED:

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

ATTEST:

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

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