

CITY OF FRANKLIN
COMMON COUNCIL MEETING
FRANKLIN CITY HALL – COMMON COUNCIL CHAMBERS
9229 WEST LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA*
TUESDAY, DECEMBER 20, 2016 AT 6:30 P.M.

- A. Call to Order and Roll Call.
- B.
 - 1. Citizen Comment Period.
 - 2. Mayoral Announcement – Proclamation In Support of Light and Unite RED (Week of January 23-27, 2017).
- C. Approval of Minutes:
Regular Common Council Meeting of December 6, 2016.
- D. Hearings.
Public Hearing - A proposed Ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the Future Land Use Map use designation for property located at 3709 West College Avenue, from Residential Use to Residential – Multi-Family Use (Robert Williams, TDI Associates, Inc., Applicant) (Tax Key No. 713-9996-003, consisting of approximately 4.1204 total acres of land).
- E. Organizational Business – Mayoral Appointments:
 - 1. Lance A. Schaefer, Everest Hospitality, LLC, 6901 South 76th Street, to the Tourism Commission for a one-year term expiring 12/31/2017 (Hotel/Motel Industry Member).
 - 2. Randy Grass, 9056 W. Elm Court, Unit F (Ald. Dist. 1), to the Tourism Commission for a one-year term expiring 12/31/2017.
- F. Letters and Petitions.
- G. Reports and Recommendations:
 - 1. An Ordinance to Amend the City of Franklin 2025 Comprehensive Master Plan to Change the City of Franklin 2025 Future Land Use Map for property located at 3709 West College Avenue from Residential Use to Residential – Multi-Family Use (4.1204 Acres) (Robert Williams, TDI Associates, Inc., Applicant).
 - 2. An Ordinance to Amend the Unified Development Ordinance (Zoning Map) to Rezone a Certain Parcel of Land from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District (8423 South 100th Street) (Approximately 1.87 Acres) (Todd Watson, Applicant).
 - 3. Donations to the Police Department from the Alice E. Topel Foundation, Ltd. in the amount of \$1,000 and from The Wal-Mart Foundation in the amount of \$2,500.
 - 4. An Ordinance to Create §245-18. of the Municipal Code, “Careless Operation of Motor Vehicles Prohibited”, Pertaining to the Regulation and Violation Enforcement of Careless or Indifferent Drivers Operating on Public Property or Private Property Held Open to the Public.

5. Update on Fire Station No. 1 Apparatus Floor Project Status, and 2017 Budget Modification Request.
6. Carpet Replacement for Planning and Development Offices and Conference Room and the Department of Administration Office.
7. City Hall Remodeling Project and the Health Department Remodel/Repair Project.
8. Recommendation from Engineering Staff and Board of Public Works to remove five street lights [1) Approximately 8441 South 47th Street, 2) South 59th Street and West Ryan Road, 3) South 34th Street and West Oakwood Road, 4) South Grant Lane cul-de-sac, and 5) 10601 South 27th Street].
9. An Ordinance to Amend Ordinance No. 2015-2198, An Ordinance Adopting the 2016 Annual Budgets for the General Fund, Capital Outlay Fund, and Capital Improvement Fund for the City of Franklin for Fiscal Year 2016, to Provide Appropriations for Prisoner Boarding Costs, General Election Recount Costs, Police Overtime and Safety Equipment Costs, Engineering Services, Planning Professional Services and Bridge Repair Costs.
10. A Resolution Awarding a Contract to Lunda Construction in the amount of \$652,407.99 for Bridge on West St. Martins Road over the Tess Corners Creek.
11. An Ordinance to Amend Ordinance No. 2015-2198, An Ordinance Adopting the 2016 Annual Budgets for the Capital Improvement Fund for the City of Franklin for Fiscal Year 2016, to Provide Additional Appropriations for Robinwood Trail.
12. Contract Change Order No. 1/Final and Payment to Musson Brothers, Inc. for Robinwood Trail.
13. Contract Change Order No. 1 and Final with MJ Construction, Inc. for Scepter Circle/Court Water Main Relay.
14. Root River Floodplain Evaluation for West Oakwood Road between South 76th Street and South 60th Street.
15. A Resolution Authorizing Certain Officials to Execute an Agreement to Continue Professional Environmental Engineering Services to Monitor Compliance at the Metro Recycling & Disposal Facility to December 31, 2017, with JSA Civil Environmental Engineers, Inc.
16. November, 2016 Financial Report.
17. Information Services 2016 Capital Outlay Projects Update and Support for Continuation of Remaining Projects.
18. WMWI Metro Landfill Facility Greenspace Protection and Limited Landfill Expansion Agreement; Waste Management of Wisconsin, Inc. asserted overpayments to the Affected Municipalities of Direct Payments for Redirected Waste. The Common Council may enter closed session pursuant to Wis. Stat. § 19.85(1)(e), to deliberate and consider terms relating to the Waste Management of Wisconsin, Inc. asserted overpayments of Direct Payments for Redirected Waste under the WMWI Metro Landfill Facility Greenspace Protection and Limited Landfill Expansion Agreement, and the negotiation of a potential resolution thereof, and the investing of public funds and governmental actions in relation thereto, for competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

Common Council Meeting Agenda

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19. An Ordinance to Amend Ordinance No. 2015-2198 adopting the 2016 Annual Budgets for the General Fund to Provide Appropriations to Refund Landfill Siting Fees.

H. Licenses and Permits.

Miscellaneous Licenses from License Committee Meeting of December 20, 2016.

I. Bills.

Request for Approval of Vouchers and Payroll.

J. Adjournment.

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

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

REMINDERS:

December 22	Plan Commission Meeting	7:00 p.m.
December 23, 26, 30 and January 2		City Hall Closed
January 3	Common Council Meeting	6:30 p.m.
January 5	Plan Commission Meeting	7:00 p.m.

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City of Franklin Proclamation

Whereas, the Milwaukee County Substance Abuse Prevention Coalition has worked with and partnered with organizations throughout Milwaukee County to put a spotlight on the dangers of substance abuse; and

Whereas, one of the community groups partnering in this event is Franklin Area Parents and Students United, better known as FAPSU; and

Whereas, all of these community groups throughout Milwaukee County have chosen the week of January 23-27, 2017 to shine light upon the dangers of substance abuse and highlight the efforts to prevent substance abuse and are calling that week Light and Unite RED; and

Whereas, the number of drug overdose deaths in Milwaukee County increased from 254 in 2015 to 262 through the end of November 2016, which has surpassed the amount of automobile-related deaths; and

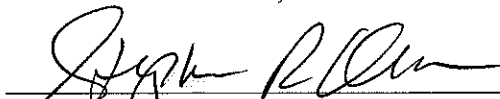
Whereas, 30% of Franklin High School students reported having at least one drink of alcohol in their lifetime; and

Whereas, 2% of Franklin High School students reported having taken an over-the-counter drug to get high at least one time; and

Whereas, businesses and citizens are urged to decorate and emphasize the color red as a way of symbolizing our efforts to prevent substance abuse. The City of Franklin will be illuminating an evergreen tree in front of City Hall and high school youth are planning daily prevention activities amongst the student body during Light and Unite RED week.

Now Therefore, I, Stephen R. Olson, Mayor of the City of Franklin, Wisconsin, on behalf of all the citizens of Franklin, hereby declare the week of January 23-27, 2017 to be Light and Unite RED week in the City and ask all citizens and businesses to join me in recognizing that week.

Dated: December 20, 2016


Stephen R. Olson, Mayor

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C.

CITY OF FRANKLIN
COMMON COUNCIL MEETING
DECEMBER 6, 2016
MINUTES

- | | | |
|---|--------------------|---|
| ROLL CALL | A. | The regular meeting of the Common Council was held on December 6, 2016 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 D. Mayer, Alderwoman Kristen Wilhelm, Alderman Steve Taylor, Alderman Mike Barber and Alderwoman Susanne Mayer. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski. |
| CITIZEN COMMENT | B.1 | Citizen comment period was opened at 6:32 p.m. and closed at 6:44 p.m. |
| MAYORAL ANNOUNCEMENT | B.2. | The 2016 Franklin Police Department award recipients were announced by Police Inspector Eric Schroeder. |
| APPROVAL OF MINUTES | C. | Alderman Taylor moved to approve the minutes of the regular Common Council Meeting of November 15, 2016 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
| MAYORAL APPOINTMENT
COMM. DEV. AUTHORITY | E.1. | Alderman Barber moved to confirm the Mayoral appointment of Matt Cool, 4934 W. Forest Hill Ave., Ald. Dist. 5, to the Community Development Authority to fill the unexpired 4 year term expiring 8/30/2017. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried. |
| LETTERS AND PETITIONS | F.1. | Alderwoman S. Mayer moved to place on file a Petition from residents opposing any entrance off S. North Cape Road to the New Muskego Middle School. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| | F.2. | Alderman Taylor moved to place on file the proposed Medical Service Rates (Advanced Life Support "ALS") for 2017 from the Milwaukee County Association of Fire Chiefs. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
| DONATIONS TO POLICE DEPT. | G.1.(a)
G.1.(b) | Alderman D. Mayer moved to accept a donation from the Christian Women of St Martin of Tours Parish in the amount of \$250 to the Police Department for the Drug |

Abuse Resistance Education (D.A.R.E.) program, and a donation to the Police Department from The Wal-Mart Foundation in the amount of \$2,500 for the D.A.R.E program. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.

ORD. 2016-2242
AMEND UDO (ZONING MAP) at
11950 W. ST. MARTINS RD.
(DERRICK M. REGALIA AND
ALMA F. REGALIA,
APPLICANTS)

G.5. Alderwoman S. Mayer moved to adopt Ordinance No. 2016-2242, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM B-2 GENERAL BUSINESS DISTRICT TO R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (11950 WEST ST. MARTINS ROAD) (APPROXIMATELY 0.80 ACRES) (DERRICK M. REGALIA AND ALMA F. REGALIA, APPLICANTS). Seconded by Alderman Taylor. All voted Aye; motion carried.

AUTHORIZATION TO DISPOSE
OF FIRE DEPT. VEHICLES

G.2. Alderman Taylor moved to approve Fire Department request to dispose of a 1999 Chevrolet Suburban utility vehicle with proceeds returned to the Equipment Replacement Fund and a 2011 Ford Crown Victoria staff vehicle with proceeds returned to the Capital Outlay Fund, by sending them to auction. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. 2016-7235
PRELIMINARY PLAT FOR
EVERGREEN PARK ESTATES
(7501 S. 49TH ST.)

G.3. Alderwoman Wilhelm moved to adopt Resolution No. 2016-7235, A RESOLUTION CONDITIONALLY APPROVING A PRELIMINARY PLAT FOR EVERGREEN PARK ESTATES SUBDIVISION (AT APPROXIMATELY 7501 SOUTH 49TH STREET) (RICK J. PRZYBYLA, PRESIDENT OF CREATIVE HOMES, INC., APPLICANT), amended to include recommendations as listed on a 2-page document from the City Attorney and staff dated 12/06/2016, deleting the last sentence on page 2. Seconded by Alderwoman S. Mayer. On roll call, Alderman D. Mayer, Alderwoman Wilhelm, Alderman Taylor, and Alderwoman S. Mayer voted Aye; Alderman Dandrea and Alderman Barber voted No. Motion carried.

RES. 2016-7236
AMEND RES. 2016-7233,
PREVIOUSLY AMENDED BY
RES. 2016-7211

G.4. Alderman Taylor moved to adopt Resolution No. 2016-7236, A RESOLUTION AMENDING RESOLUTION NO. 2016-7233, A RESOLUTION AMENDING RESOLUTION NO. 2014-7001, A FINAL RESOLUTION DIRECTING INSTALLATION OF,

PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLATION OF SANITARY SEWER, WATER MAIN, SANITARY SEWER LATERALS, WATER MAIN LATERALS, THE EXTENSION OF A PUBLIC STREET INCLUDING CURB AND GUTTER ALONG WITH THE NECESSARY APPURTENANCES ON W. EVERGREEN STREET EXTENSION FROM A POINT 800 FEET EAST OF S. 51ST STREET TO A POINT 1,360 FEET EAST OF S. 51ST STREET, AS PREVIOUSLY AMENDED BY RESOLUTION NO. 2016-7211. Seconded by Alderman Dandrea. All voted Aye; motion carried.

CONTRACT WITH RUEKERT
MIELKE FOR BIOFILTRATION
ANALYSIS AT W. MADISON
BLVD. AND S. 36TH ST.

- G.6. Alderwoman Wilhelm moved to authorize the execution of the professional services contract with Ruekert & Mielke, Inc. for W. Madison Boulevard and S. 36th Street, Subsurface Drainage Biofiltration Analysis in the amount of \$7,650 from the General Fund Contingency Account pending review by City Attorney. Seconded by Alderman Dandrea. All voted Aye; motion carried.

AMEND MUN. CODE TO
INCLUDE EMERALD ASH
BORER AS INFECTIOUS TREE
DISEASE

- G.7. Alderman Taylor moved to adopt an Ordinance to amend Section 178-6. of the Municipal Code to include Emerald Ash Borer as an infectious tree disease. Seconded by Alderman D. Mayer. Alderman Taylor withdrew his motion to adopt the Ordinance.

Alderman Taylor then moved to table the Ordinance to amend the Municipal Code to include Emerald Ash Borer as an infectious tree disease to the February 7, 2017 Common Council meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

BIDS FOR BRIDGE ON W. ST.
MARTINS RD. OVER TESS
CORNERS CREEK

- G.8. Alderman Taylor vacated his seat at 8:02 p.m. and returned at 8:05 p.m.
Alderwoman Wilhelm vacated her seat at 8:03 p.m. and returned at 8:04 p.m.

Alderwoman S. Mayer moved to table the bids for the W. St. Martins Tess Corners Bridge Project to the Common Council meeting of December 20, 2016. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

Alderman D. Mayer vacated his seat at 8:06 p.m. (see Item G.12.)

ORD. 2016-2243
AMEND ORD. 2015-2198 TO
PROVIDE FOR AMENDED
APPROPRIATIONS

G.9. Alderwoman S. Mayer moved to adopt Ordinance No. 2016-2243, AN ORDINANCE TO AMEND ORDINANCE 2015-2198 ADOPTING THE 2016 ANNUAL BUDGETS FOR THE GENERAL FUND AND THE CAPITAL OUTLAY FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2016, TO PROVIDE AMENDED PERSONNEL APPROPRIATIONS AND RECLASSIFY CONTINGENCY APPROPRIATIONS TO VEHICLES IN THE HIGHWAY DEPARTMENT. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

APPROPRIATION
AUTHORIZATION FOR
PRESIDENTIAL ELECTION
RECOUNT

G.10. Alderman Barber moved to authorize the use of the existing General Fund Unrestricted Contingency appropriations for costs related to the recount of the November 8, 2016, General Election and to direct the Finance Director to prepare a budget amendment, once the costs are finalized, that allocates the expenses to the appropriate operational budget. Seconded by Alderman Dandrea. All voted Aye; motion carried.

LTD INSURANCE, LIFE, AD&D
INSURANCE POLICY AND
CARRIER DESIGNATION

G.11. Alderman Taylor moved to authorize the Director of Administration to execute the Voluntary Long-Term Disability Insurance policy and Life and Accidental Death and Dismemberment Insurance policy documents with The Hartford for rates of \$0.47 per \$100 of payroll and \$0.193 per \$1,000 of earnings, respectively. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor and Alderman Barber voted Aye; Alderwoman S. Mayer voted No. Motion carried.

2017 PROPERTY AND
CASUALTY INSURANCE
COVERAGE

G.12. Alderman D. Mayer returned to his seat at 8:13 p.m.

Alderman Taylor moved to authorize the Director of Administration to renew and execute the City's casualty insurance plans with R&R Insurance/League of Wisconsin Municipalities Mutual Insurance (LWMMI) and Chubb for the upcoming 2017 year, and including continuing the \$5,000 liability deductible with LWMMI; and to further authorize release of premium payments in accordance with or as required by said policy documents. Seconded by Alderman Barber. All voted Aye; motion carried.

FAIR HOUSING TRAINING

G.13.(a) No action was taken on a 12/05/2016 Committee of the

Whole presentation/training on Affirmatively Furthering Fair Housing to Satisfy the City's Requirement as Part of Milwaukee County's 3-Year Cooperative Agreement and the Community Development Block Grant (CDBG) Program.

ORD. 2016-2244
AMEND MUNICIPAL CODE
RELATING TO ROOM TAX AND
CREATING TOURISM
COMMISSION

G.13.(b) Alderman D. Mayer moved to adopt Ordinance No. 2016-2244, AN ORDINANCE TO REPEAL AND RECREATE § 229-4 OF THE MUNICIPAL CODE, "ROOM TAX," PERTAINING TO THE ESTABLISHMENT OF TOURISM COMMISSION AND THE COLLECTION AND APPROPRIATION OF ROOM TAX REVENUES, SUBJECT TO MINOR TECHNICAL CORRECTIONS. Seconded by Alderman Taylor. All voted Aye; motion carried.

CITY HALL REMODELING

G.13.(c) No action was taken on the memo from the Director of Administration regarding City Hall Remodeling Project.

OCT. FINANCIAL REPORT

G.14. Alderman Taylor moved to receive and place on file the October 2016 Financial Report. Seconded by Alderman Dandrea. All voted Aye; motion carried.

SALE OF DPW UNITS

G.15. Alderman Taylor moved to accept the highest bids received on the Wisconsin Surplus website and sell the following Department of Public Works units: No. 704, a 1989 Athey Mobile Street Sweeper; No. 735, a 1991 Ford 8000 single axle dump with 11 foot Wausau plow and 9 foot Wausau patrol wing; and Swenson V-Box Salt Spreader. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

LICENSES AND PERMITS

H.1. Alderman Taylor moved to approve the following:
Hold for appearance the Operator's license application of Reiss Stapleton, 6380 S. 35th St., Franklin; Grant Operator License to Matthew Albrecht, S103 W20703 Heather Ln, Muskego;
Approve the following PUBLIC (People Uniting for the Betterment of Life and Investment in the Community) Grant pending fee payment and proof of completed application:
Federation of Croatian Societies- Fundraisers, Class B
Beer plus Reserve Class B Liquor & Sewer/Water
Permits
Franklin Civic Celebration
Franklin Historical Society – Barn Restoration

Franklin Lions Club – Meetings & Fund Raisers
Franklin Park Concerts – Free Concerts
Franklin Police Department – National Night Out
St Martin of Tours Church – Fund Raisers & Fair
St Paul's Lutheran School – School Picnic
VFW Post 10394 (Franklin/Hales Corners) – Fund
Raiser
Xaverian Missionaries – Annual Mission Festival

Seconded by Alderwoman S. Mayer. All voted Aye;
motion carried.

VOUCHERS AND PAYROLL

- I.1. Alderman Dandrea moved to approve the following:
City vouchers with an ending date of December 1, 2016 in the amount of \$1,117,140.67; Payroll dated November 25, 2016 in the amount of \$378,543.40 and payments of the various payroll deductions in the amount of \$369,971.91, plus City matching payments; and Estimated payroll dated December 9, 2016 in the amount of \$388,000.00 and payments of the various payroll deductions in the amount of \$209,000.00, plus City matching payments and Property Tax payments with an ending date of December 1, 2016 in the amount of \$84.14 and the release of various vendor payments not to exceed \$94,744.88. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:21 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE CITY OF FRANKLIN will conduct a public hearing on Tuesday, December 20, 2016, at 6:30 p.m., or as soon thereafter as the matter may be heard, in the Common Council Chambers at the Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin 53132, to hear public comment regarding a proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the Future Land Use Map use designation for property located at 3709 West College Avenue, from Residential Use to Residential – Multi-Family Use (Robert Williams, TDI Associates, Inc., applicant). The property which is the subject of this application bears tax key no. 713-9996-003, consisting of approximately 4.1204 total acres of land. This public hearing is being held pursuant to the requirements of Wis. Stat. § 66.1001(4)(d). The public is invited to attend the public hearing and to provide input. The proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan is available and open for inspection by the public in the Office of the City Clerk at Franklin City Hall, 9229 West Loomis Road, Franklin, Wisconsin 53132, during normal business hours. The proposed draft ordinance is also available and open for inspection by the public at the Franklin Public Library, 9151 West Loomis Road, Franklin, Wisconsin 53132, during normal business hours. In addition, the draft ordinance is available for review at www.franklinwi.gov. Any questions or comments about the proposed amendment to the Comprehensive Master Plan may be directed to Joel Dietl, City of Franklin Planning Manager, at 414-425-4024.

Dated this 10th day of November, 2016.

Sandra L. Wesolowski
City Clerk

N.B. Class I

Publish: November 17th

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/2016
ORGANIZATIONAL BUSINESS	Boards and Commissions Appointments	ITEM NUMBER <i>E.</i>

The Mayor has made the following appointments for Council confirmation:

Tourism Commission:

- (a) Hotel/motel industry member: Lance A. Schaefer, Everest Hospitality, LLC, 6901 S. 76th Street (Ald. Dist. 2), one-year term expiring 12/31/2017.
- (b) Randy Grass, 9056 W. Elm Court, Unit F (Ald. Dist. 1), one-year term expiring 12/31/2017.

COUNCIL ACTION REQUESTED

Motion to confirm the following Mayoral appointments to the Tourism Commission for one-year terms expiring 12/31/2017: Lance A. Schaefer, Everest Hospitality, LLC, 6901 S. 76th Street (Ald. Dist. 2) as a hotel/motel industry member; and Randy Grass, 9056 W. Elm Court, Unit F (Ald. Dist. 1).

Sandi Wesolowski

From: volunteerfactsheet@franklinwi.gov
Sent: Sunday, December 11, 2016 6:09 PM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: Lance Schaefer
PhoneNumber: 608-478-0919
EmailAddress: lance@everesthospitality.net
YearsasResident: N/A
Alderman:
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 0
EnvironmentalCommission: 0
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 0
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 0
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: Everest Hospitality, LLC
TelephoneJob1: 608-478-0919
StartDateandPositionJob1: December, 2011 / President
EndDateandPositionJob1: Current
CompanyNameJob2: Bask Development, Inc.
TelephoneJob2: 224-484-8242
StartDateandPositionJob2: January, 2010 - Vice President of Operations
EndDateandPositionJob2: December, 2011 - Vice President of Operations
CompanyNameJob3: Capstone Management Group, LLC

TelephoneJob3: 815-285-3344
StartDateandPositionJob3: May, 1999 - President
EndDateandPositionJob3: December, 2009 - President
Signature: Lance A. Schaefer
Date: 12/11/2016
Signature2: Lance A. Schaefer
Date2: 12/11/2016
Address: 6901 South 76th Street, Franklin, WI 53132
PriorityListing: Newly formed Tourism Commission
WhyInterested: As President of the management company that operates the Hampton Inn & Suites of Franklin, I have a vested interest in the successful promotion of tourist visitation to the City of Franklin. It would be an honor to serve on the Tourism Commission as an industry representative and apply my 30 years of hospitality/tourism experience.
CompanyAddressJob1: 382 Woodside Place, Dixon, IL 61021
DescriptionofDutiesJob1: Owner and President. Responsible for the direction and overall operation of the property management company that manages the Hampton Inn of Beloit, WI and the Hampton Inn & Suites of Franklin, WI.
AddressJob2: 2480 Bushwood Drive, Elgin, IL 60124
DescriptionofDutiesJob2: Responsible for all aspects of hotel operations including sales/marketing, financial performance, property maintenance and guest satisfaction.
AddressJob3: 1315 Franklin Grove Road, Suite 210, Dixon, IL 61021
DescriptionofDutiesJob3: Participated in the creation of and took a minority ownership interest in the company, a property management firm within a group of commercial property services offered by HDI, Inc. As part-owner and the company's chief executive officer, responsible for creating Capstone's business model and the oversight of all management company activities.
AdditionalExperience: President - Board of Directors - Blackhawk Waterways Convention and Visitors Bureau, Polo, IL. 2007 - 2009. Board Member and President of the 4-county Illinois state certified convention and visitors bureau serving the NW Illinois counties of Lee, Ogle, Carrol and Whiteside.
ClientIP: 184.158.208.99
SessionID: zrmvaom0mair4ceopjnmyvbg
See Current Results

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/16
REPORTS & RECOMMENDATIONS	ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT 3709 WEST COLLEGE AVENUE FROM RESIDENTIAL USE TO RESIDENTIAL – MULTI-FAMILY USE (4.1204 ACRES) (ROBERT WILLIAMS, TDI ASSOCIATES, INC., APPLICANT)	ITEM NUMBER <i>G.I.</i>

At its December 8, 2016 meeting, the Plan Commission approved a motion to postpone and continue the subject matter regarding the Comprehensive Master Plan Amendment for the Charlotte's Garden multi-family development to the December 22, 2016 Plan Commission meeting. Note that the proposed development is also subject to review and approval of a Rezoning and Special Use Application.

As indicated in the attached staff report to the Plan Commission, the applicant has requested that this item be tabled to allow additional time to work with staff and address staff review comments. Staff is in agreement to allow the applicant additional time to revise the plans as necessary, prior to submitting for Plan Commission and Common Council review.

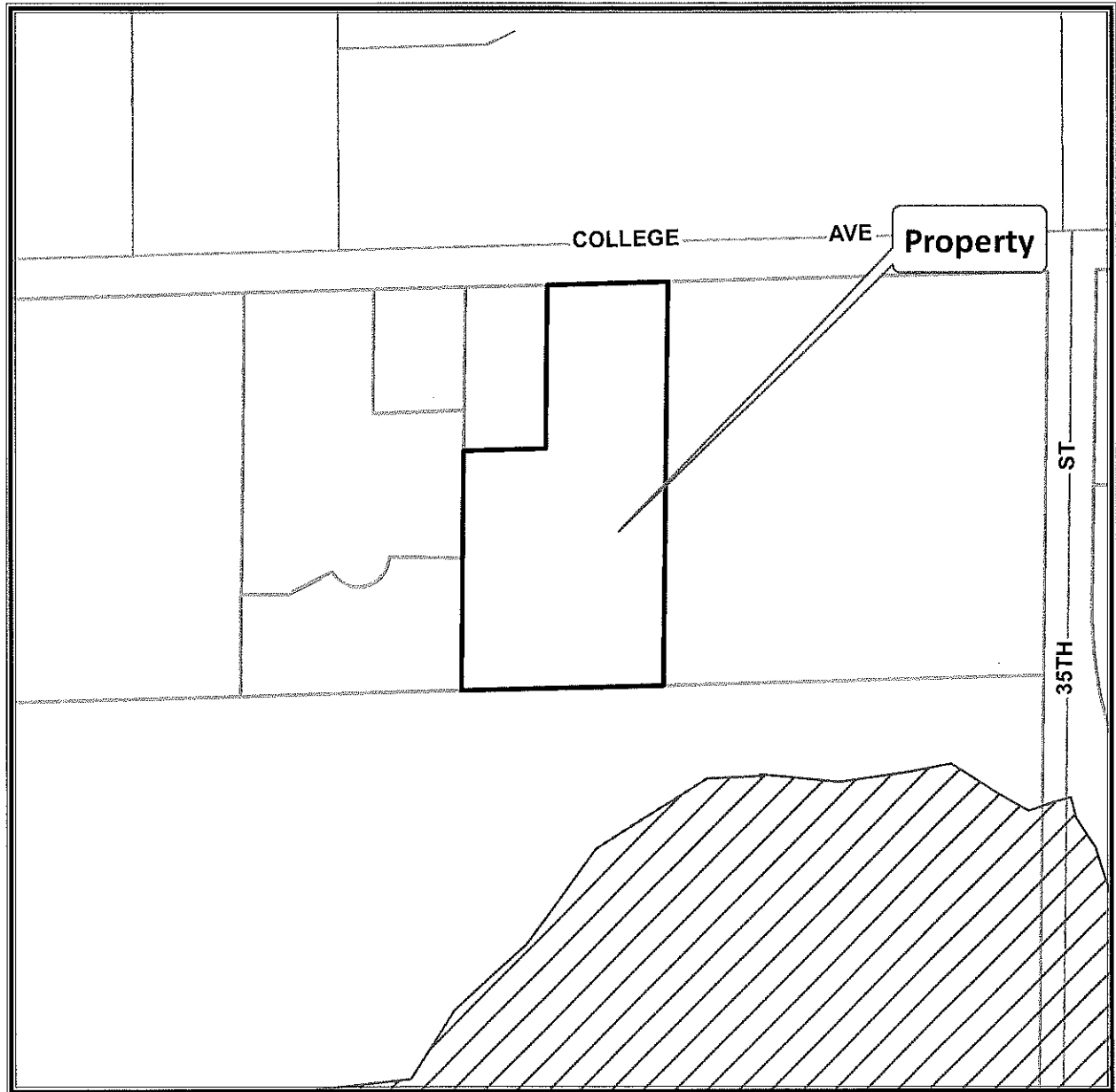
Given that a public hearing notice was published and a public hearing scheduled for the Comprehensive Master Plan Amendment, staff recommends that the Common Council open the public hearing for comment and continue it to the January 3, 2016 Common Council meeting.

COUNCIL ACTION REQUESTED

A motion to postpone and continue the subject matter to the January 3, 2017 Common Council meeting.



3709 W. College Avenue
TKN: 713 9996 003



Planning Department
(414) 425-4024

0 155 310 620 Feet



2016 Aerial Photo

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



3709 W. College Avenue
TKN: 713 9996 003



Planning Department
(414) 425-4024

0 115 230 460 Feet



2016 Aerial Photo

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

**CITY OF FRANKLIN****REPORT TO THE PLAN COMMISSION**

Meeting of December 8, 2016

Rezoning, Comprehensive Master Plan Amendment and Special Use

RECOMMENDATION: Table and continue public hearing to the December 22, 2016 Plan Commission meeting.

Project Name:	Charlotte's Garden Senior Living Apartments
Project Location:	3709 West College Avenue
Property Owner:	Ensor, Charlotte D Living Trust
Applicant:	The LaSalle Group, Inc.
Agent:	Robert Williams, TDI Associates, Inc.
Current Zoning:	R-6 Suburban Single-Family Residence District
2025 Comprehensive Plan:	Residential
Use of Surrounding Properties:	Single-family residential (City of Greenfield) to the north, vacant Milwaukee County land (Grobschmidt Park & Mud Lake) to the south, multi-family residential to the east and single-family and multi-family residential to the west
Applicant's Action Requested:	Table to the December 22, 2016 Plan Commission meeting

Introduction

The applicant has requested that the item be tabled to allow additional time to work with staff and address staff review comments. Staff is in agreement to allow the applicant additional time to revise the plans as necessary, prior to submitting for Plan Commission and Common Council review.

Please note that the public hearing for the Comprehensive Master Plan Amendment is scheduled for the December 20th Common Council meeting. Staff anticipates that public hearing being continued to the January 3, 2017 Common Council meeting.

Background

On November 2, 2016, Robert Williams of TDI Associates, Inc. filed a Rezoning, Comprehensive Master Plan (CMP) Amendment and Special Use Application for a multi-family senior living apartment development for property located at 3709 West College Avenue.

- Rezoning Application: The Rezoning Application requests to change the subject property's zoning from R-6 Suburban Single-Family Residence District to R-8 Multiple-Family Residence District.

- Comprehensive Master Plan Amendment Application: The CMP Amendment Application requests to amend the Future Land Use designation for the subject property from “Residential” to “Residential – Multi-Family.”
- Special Use: Per Table 15-3.0602 of the Unified Development Ordinance (UDO), Multiple-family dwellings and apartments are allowed in the R-8 Residence District as a Special Use.

The applicant is also requesting to exceed the R-8 Residence District density standards under Options 1 and 2, which allows a Gross Density of 6.10 for Option 1 and 8.00 for Option 2 and Net Density of 8.00 for either Special Use Option. Per the applicant's Site Calculations this would allow a maximum of 21 dwelling units per Net Density (Option 1) and 25 dwelling units per Gross Density. The applicant's original proposal included 56 units, which equates to a Net Density of 20.90 and Gross Density of 13.56. Per Section 15-3.0701A.7. of the UDO (below), the Common Council, pursuant to the recommendations of the Plan Commission, may modify regulations of the zoning district. Please note that it is staff's understanding that the applicant may reduce the project to 52 units.

Compliance with Standards. The special use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may, in each instance, be modified by the Common Council pursuant to the recommendations of the Plan Commission. The proposed use and development shall comply with all additional standards imposed on it by the particular provision of this Division and Ordinance authorizing such use.

Project Description

Rezoning

The subject property currently contains a single-family dwelling and accessory building, which is consistent with its existing zoning of R-6 Suburban Single-Family Residence District. The property located directly to the west is also zoned R-6 Residence District and currently contains a single-family dwelling.

The proposed Rezoning to R-8 Multiple-Family Residence District is, however, consistent with the majority of the zoning and development along West College Avenue. With the exception of the two properties noted above, all of the properties along W. College Avenue from approximately Skylark Lane (approximately S. 43rd Street) to the west and to about S. 31st Street to the east are zoned and developed as multi-family.

Comprehensive Master Plan Amendment

- *Consistent with, as defined by Wisconsin State Statute, means “furthers or does not contradict the objectives, goals, and policies contained in the comprehensive plan.”*

The property is currently designated as Residential on the City's 2025 Future Land Use Map. The applicant is proposing to amend that designation to Residential – Multi-Family. The change to the Future Land Use Map designation is consistent with the Rezoning request. As noted above, the Rezoning and Comprehensive Master Plan Amendment are consistent with the zoning and uses of the surrounding properties.

Special Use

The applicant is requesting approval to develop a 52 to 56 unit multi-family senior apartment. As noted this is a Gross Density of 13.56. Staff roughly estimates the adjacent property's Gross Density as follows:

- Stonefield Village apartments (directly to the east): 128 units, 9.26 acres – 13.82 units/acre
- Homes on the Park (directly to the west): 38 units, 4.74 acres – 8.02 units/acres
- Park Meadow Condominiums (to the west): 196 units, 19.28 acres – 10.16 units/acre

Site Plan:

The site plan consists of a single two-story building with a one-story connection that will serve as the common area for residents. The site plan also includes a gazebo and pedestrian walkways. Trash areas are shown underground and the facility will have private collection.

The subject property has a base site area of approximately 4.12 acres. As currently proposed, the project would contain 1.71 acres of impervious surface (and 2.44 acres greenspace), resulting in an Open Space Ratio (OSR) of 0.59, which complies with the R-8 District Special Use Options 1 and 2 minimum of 0.35 and 0.25, respectively.

Parking:

Table 15-5.0203 of the Unified Development Ordinance requires a Standard Parking Ratio of 1 space per one-bedroom unit, 2 parking spaces for each two-bedroom unit and 2.5 spaces for 3 bedroom or more units. The Charlotte's Garden development currently consists of 8 one-bedroom units and 48 two-bedroom units; therefore, 104 parking spaces are required. The proposed Site Plan includes 38 exterior surface parking spaces and 103 interior underground parking spaces, which is a total of 141 parking spaces, which exceeds the Standard Parking Ratio by approximately 35%. Per Section 15-5.0203 of the UDO, the Plan Commission may approve a parking increase based upon:

ii. Potential Parking Increase Considerations (above 10% or 5 spaces of the Standard Parking Ratio).

1. For on-site parking, the applicant submits reasonably sufficient proof that the maximum number of required parking spaces would be insufficient for the proposed use's projected parking demand. Evidence may include, but not limited to, parking standard comparisons and/or comparisons of parking demand for existing similar uses.

2. For on-site queuing, the applicant provides reasonably sufficient proof that additional vehicle stacking space is needed to prevent interference with roadways, parking lot circulation or pedestrian safety.
3. For on-site parking, the applicant submits reasonably sufficient proof that there are no reasonable opportunities to share parking within or adjacent to the site.
4. For on-site parking, the applicant submits reasonably sufficient proof of a greater need for handicapped accessible parking spaces, while still needed to provide sufficient standard parking spaces.

Three ADA surface parking stalls are provided and five ADA spaces are located underground, in conformance with UDO standards.

Landscaping:

Table 15-5.0302 of the UDO requires 1.5 Canopy/Shade Tree per dwelling unit, 1 Evergreen and Decorative Tree per dwelling unit and 3 Shrubs per dwelling unit for Multi-Family development. With 141 parking spaces provided, a minimum of 84 Canopy/Shade Trees, 56 Evergreens and Decorative Trees and 168 Shrubs are required. The property is also adjacent to a single-family use, thus a 20% increase in the quantity of plantings is required per Section 15-5.0302C. of the UDO; therefore, 101 Canopy/Shade Trees, 68 Evergreens and Decorative Trees and 202 Shrubs are required.

The applicant's current Landscape Plan is providing 51 Canopy/Shade trees, 73 Evergreens, 68 Decorative trees and 202 Shrubs. The applicant has provided hose bibs on the building for irrigation. A 2-year planting warranty has been noted on the Landscape Plan.

Natural Resource Protection Plan and Natural Resource Special Exception

The applicant has submitted a letter from the Wisconsin Department of Natural Resources, dated November 2, 2016, stating concurrence that no wetlands exist on the property.

Staff Recommendation

Table and continue public hearing to the December 22, 2016 Plan Commission meeting.

Attached is the Site Plan as originally submitted as well as the draft resolutions and ordinances.

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

[Draft 11-15-16]

ORDINANCE NO. 2016-____

AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025
COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN
2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT 3709 WEST COLLEGE
AVENUE FROM RESIDENTIAL USE TO RESIDENTIAL – MULTI-FAMILY USE
(4.1204 ACRES)
(ROBERT WILLIAMS, TDI ASSOCIATES, INC., APPLICANT)

WHEREAS, pursuant to Wis. Stat. §§ 62.23(2) and (3) and 66.1001(4), the City of Franklin is authorized to prepare and adopt and to amend a comprehensive plan as defined in Wis. Stat. §§ 66.1001(1)(a) and 66.1001(2); and

WHEREAS, Robert Williams, TDI Associates, Inc. has applied for an amendment to the Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map designation for property located at 3709 West College Avenue from Residential Use to Residential-Multi-Family Use; and

WHEREAS, the Plan Commission of the City of Franklin by a majority vote of the entire Commission on December 20, 2016, recorded in its official minutes, has adopted a resolution recommending to the Common Council the adoption of the Ordinance to Amend the City of Franklin 2025 Comprehensive Master Plan to change the City of Franklin 2025 Future Land Use Map for property located at 3709 West College Avenue from Residential Use to Residential-Multi-Family Use; and

WHEREAS, the City of Franklin held a public hearing upon this proposed Ordinance, in compliance with the requirements of Wis. Stat. § 66.1001(4)(d); the Common Council having received input from the public at a duly noticed public hearing on December 20, 2016; and

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin, Wisconsin, do ordain as follows:

SECTION 1: The City of Franklin 2025 Comprehensive Master Plan is hereby amended to change the City of Franklin 2025 Future Land Use Map designation for property located at 3709 West College Avenue from Residential Use to Residential-Multi-Family Use. Such property is more particularly described within Resolution No. 2016-____ of even-date herewith.

SECTION 2: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of

competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016, by Alderman _____.

Passed and adopted by a majority vote of the members-elect of the Common Council at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016.

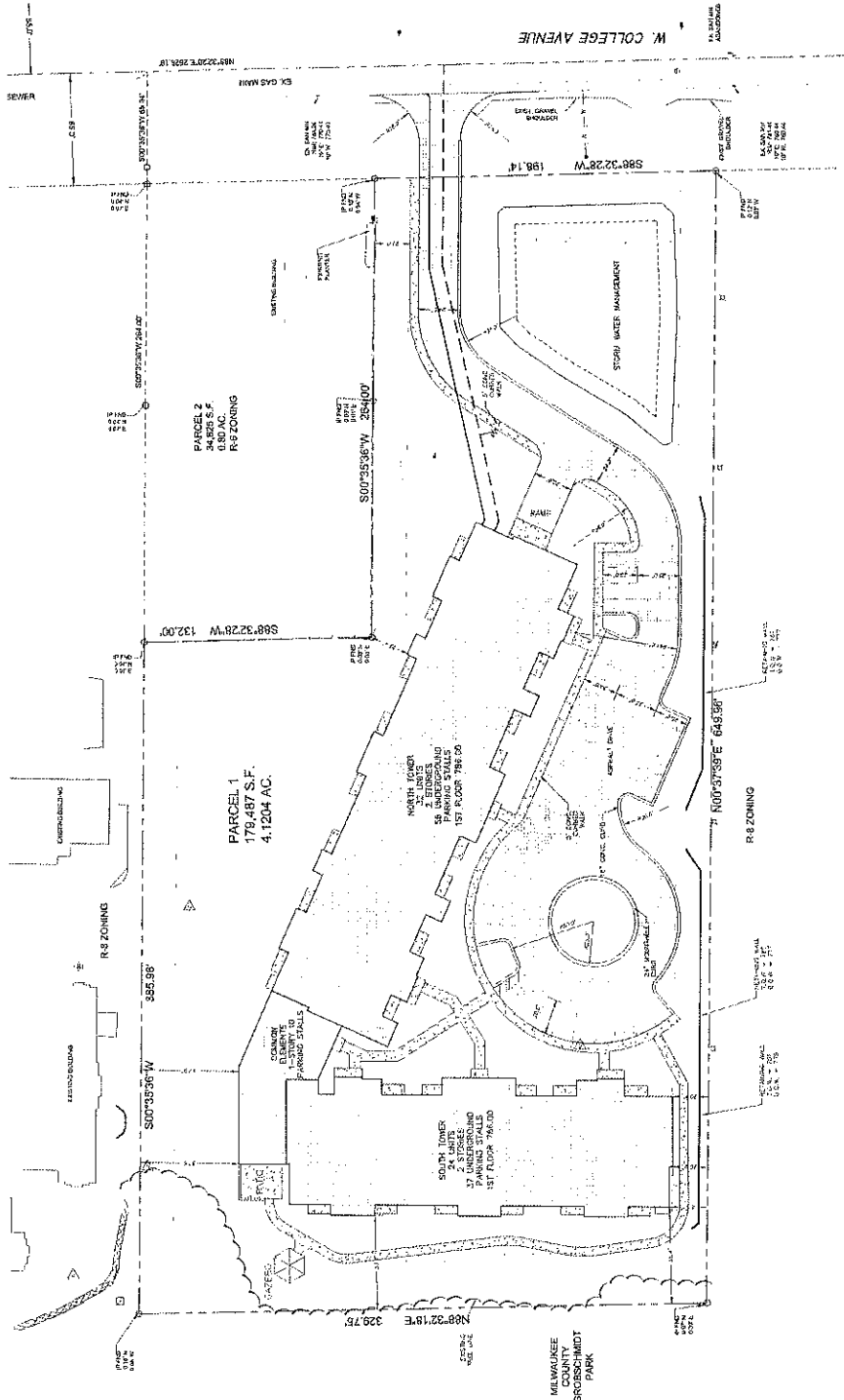
APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____



SITE DATA:

GROSS LOT AREA
 4.12 ACRES
 R-6
 PROPOSED ZONING
 R-8
 BUILDING
 0.62 ACRES
 PARKING AND WALKWAYS
 0.79 ACRES
 GREEN SPACE
 2.44 ACRES (60%)
 NUMBER OF LIVING UNITS
 96 UNITS TOTAL
 PARKING STALLS
 BASEMENT 103 STALLS
 TOTAL 141 STALLS 2.6 PER UNIT

REVISIONS	DATE

T.S. ASSOCIATES, INC.
 1000 N. 10TH ST., SUITE 200
 MILWAUKEE, WI 53233
 TEL: 414.224.1100
 FAX: 414.224.1101
 WWW.TSASSOCIATES.COM

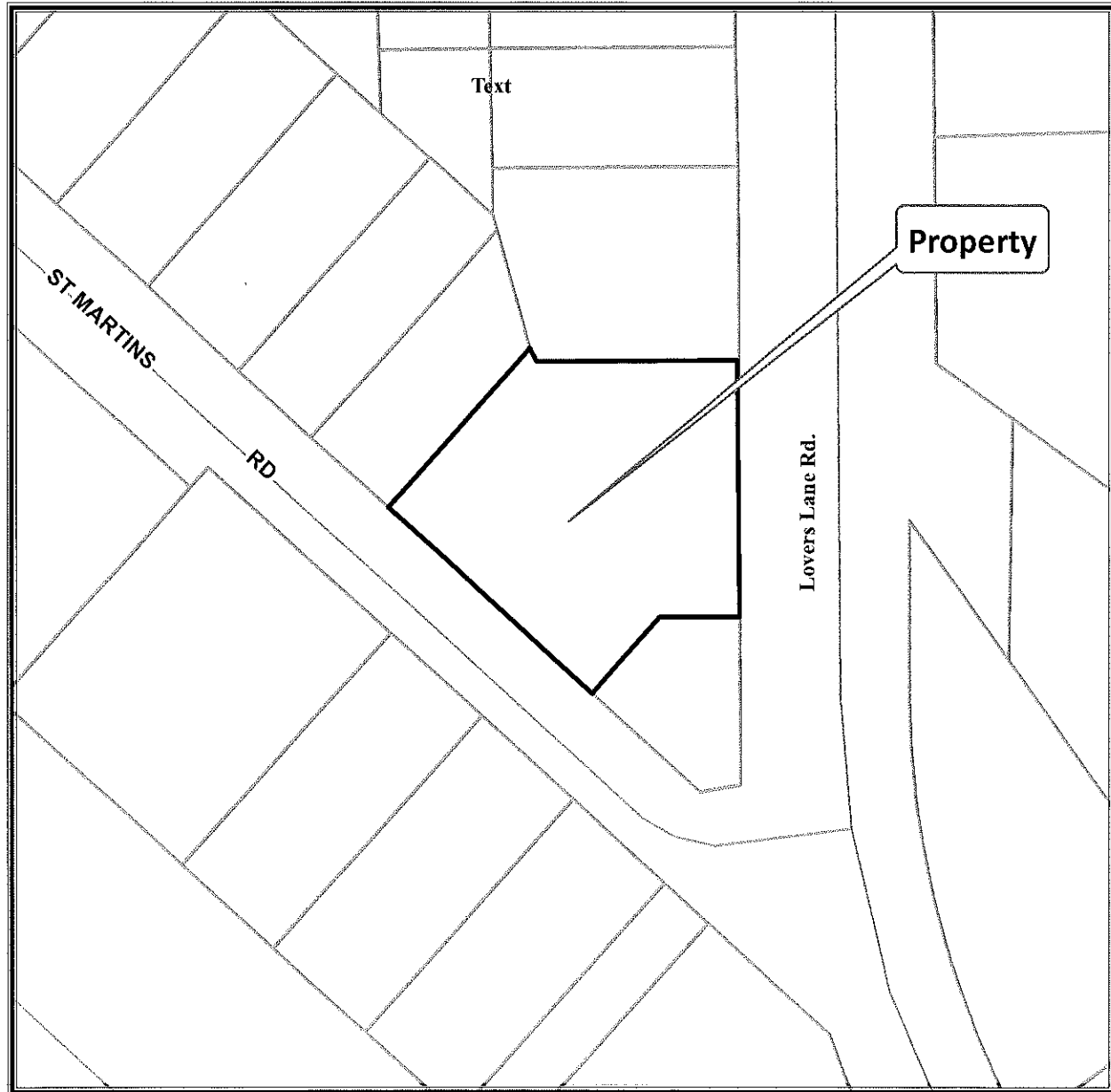
CITY OF FRANKLIN, WI
 CHARLOTTE'S GARDEN SENIOR HOUSING
 SITE DEVELOPMENT PLAN

SCALE: 1" = 30'-0"
 PREPARED BY: T.S. ASSOCIATES, INC.
 DATE: 01/15/2014
 SHEET: C-20

<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>12/20/16</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM B-3 COMMUNITY BUSINESS DISTRICT TO R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT (8423 SOUTH 100TH STREET) (APPROXIMATELY 1.87 ACRES) (TODD WATSON, APPLICANT)</p>	<p>ITEM NUMBER</p> <p><i>G.2.</i></p>
<p>At their meeting on December 8, 2016, the Plan Commission recommended approval of an ordinance to amend the Unified Development Ordinance (Zoning Map) to rezone a certain parcel of land from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District (8423 South 100th Street) (Approximately 1.87 acres) (Todd Watson, Applicant).</p> <p style="text-align: center;">COUNCIL ACTION REQUESTED</p> <p>A motion to adopt Ordinance No. 2016-_____, an ordinance to amend the Unified Development Ordinance (Zoning Map) to rezone a certain parcel of land from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District (8423 South 100th Street) (Approximately 1.87 acres) (Todd Watson, Applicant).</p>		



8423 S. 100th Street
TKN: 841 0025 001



Planning Department
(414) 425-4024

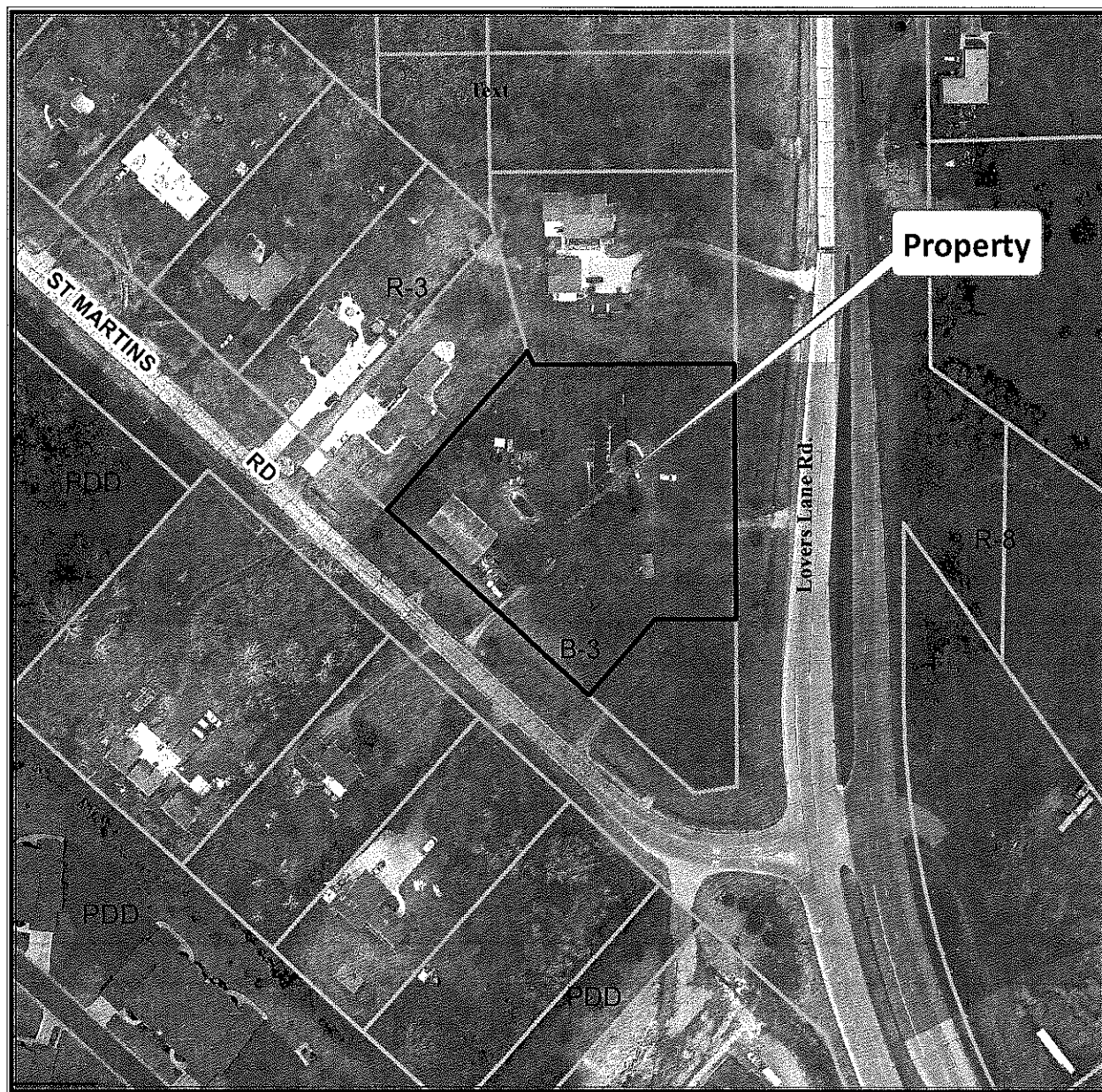
0 95 190 380 Feet

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





8423 S. 100th Street
TKN: 841 0025 001



Planning Department
(414) 425-4024

0 95 190 380 Feet



2016 Aerial Photo

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

**CITY OF FRANKLIN****REPORT TO THE PLAN COMMISSION****Meeting of December 8, 2016****Rezoning**

RECOMMENDATION: Department of City Development Staff recommends approval of the requested rezoning for property located 8423 South 100th Street, subject to the conditions of approval in the attached draft ordinance.

Project Name:	Watson Rezoning
Project Address:	8423 South 100 th Street
Applicant:	Todd Watson
Owners (property):	JP Morgan Chase Bank NA Successor by Merger To
Current Zoning:	B-3 Community Business District and R-3 Suburban/Estate Single-Family Residence District
Proposed Zoning:	R-3 Suburban/Estate Single-Family Residence District
Future Land Use 2025:	Residential and Areas of Natural Resource Features
Use of Surrounding Properties:	Single-family residential (zoned R-3) to the north, vacant land (zoned B-3) to the south, single-family residential (zoned R-3 and B-3) to the east and R-8 District zoned land to the west
Applicant Action Requested:	Recommendation of approval of the requested Rezoning to the Common Council.

Introduction & Background:

On November 9, 2016, the applicants submitted an application to rezone their property located at 8423 South 100th Street (bearing Tax Key No. 841-0025-001) from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District. The subject property is approximately 1.87 acres and is a combination of Lot 2 and Lot 21 of the St. Martins Woods Subdivision Plat, recorded on September 23, 1936.

The property consists of an existing legal non-conforming single-family residence and several detached accessory structures. On January 27, 1983, the Plan Commission granted use approval to a Mr. Halbert Tuttle to allow a television repair business use. A Zoning Permit was later issued to James A. Lang, on August 30, 1995, for use of the property as an automobile accessory retail and mail order operation. The current applicant has indicated that they intend to use the property solely as single-family, and as such are proposing to rezone the property for single-family use.

The existing accessory structure located on the northwest corner of the property, adjacent to W. St. Martins Road does not meet current setback requirements and never received a final inspection by the Building Inspection Department. The applicant has indicated plans to improve this building. The structure and property file are still under review by staff; however, the

applicant has been made aware that a variance may be required to allow for the existing placement of the building (as its current location was never actually approved by the City).

Analysis:

Comprehensive Master Plan Consistency

Consistent with, as defined by Wisconsin State Statute, means “furthers or does not contradict the objectives, goals, and policies contained in the comprehensive plan.”

In spite of being zoned B-3 Community Business District, the City of Franklin 2025 Comprehensive Master Plan (CMP) identifies the future land use of the subject property as Residential and Areas of Natural Resource Features. Furthermore, the adjacent properties to the north, south and west are also planned Residential and Areas of Natural Resource Features. The properties to the east are planned Mixed Use. While the property immediately to the south is zoned B-3 Community Business District and its future land use designation is residential, it is used as a site for a small We Energies utility building. Staff also notes that the subject property is outside of the City’s Crossroads Trade Area plan. Therefore, Staff finds the proposed rezoning is consistent with the City’s CMP.

Staff Recommendation:

Department of City Development Staff recommends approval of the requested rezoning for property located 8423 South 100th Street, subject to the conditions of approval in the attached draft ordinance.

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

ORDINANCE NO. 2016-____

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT
ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL
OF LAND FROM B-3 COMMUNITY BUSINESS DISTRICT TO R-3
SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT
(8423 SOUTH 100TH STREET)
(APPROXIMATELY 1.87 ACRES)
(TODD WATSON, APPLICANT)

WHEREAS, Todd Watson having petitioned for the rezoning of a certain parcel of land from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District, such land being located at 8423 South 100th Street; and

WHEREAS, a public hearing was held before the City of Franklin Plan Commission on the 8th day of December, 2016, upon the aforesaid petition and the Plan Commission thereafter having determined that the proposed rezoning would promote the health, safety and welfare of the City and having recommended approval thereof to the Common Council; and

WHEREAS, the Common Council having considered the petition and having concurred with the recommendation of the Plan Commission and having determined that the proposed rezoning is consistent with the 2025 Comprehensive Master Plan of the City of Franklin, Wisconsin and would promote the health, safety and welfare of the Community.

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin, Wisconsin, do ordain as follows:

SECTION 1: §15-3.0102 (Zoning Map) of the Unified Development Ordinance of the City of Franklin, Wisconsin, is hereby amended to provide that the zoning district designation for the property described below be changed from B-3 Community Business District to R-3 Suburban/Estate Single-Family Residence District:

ST MARTINS WOODS LOT 2 & LOT 21 EXC ELY 40 FT FOR RD
LOT 3 & LOT 20 EXC PTS IN DOC NO 5680081 & EXC ELY 40 FT
OF LOT 20 FOR RD. Tax Key No. 841-0025-001.

SECTION 2: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain

ORDINANCE NO. 2016-_____

Page 2

in full force and effect.

SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016, by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

Project Summary

8423 s 100th st Franklin, WI

My intent is to re-zone 8423 s 100th st from B3 Commercial to R3 Residential. I want to use it as a single-family home. In the Comprehensive Master Plan's Future Land Use Map 2025 this property is listed as Residential, not Commercial. So re-zoning to Residential would make this property consistent with the Comprehensive Master Plan.

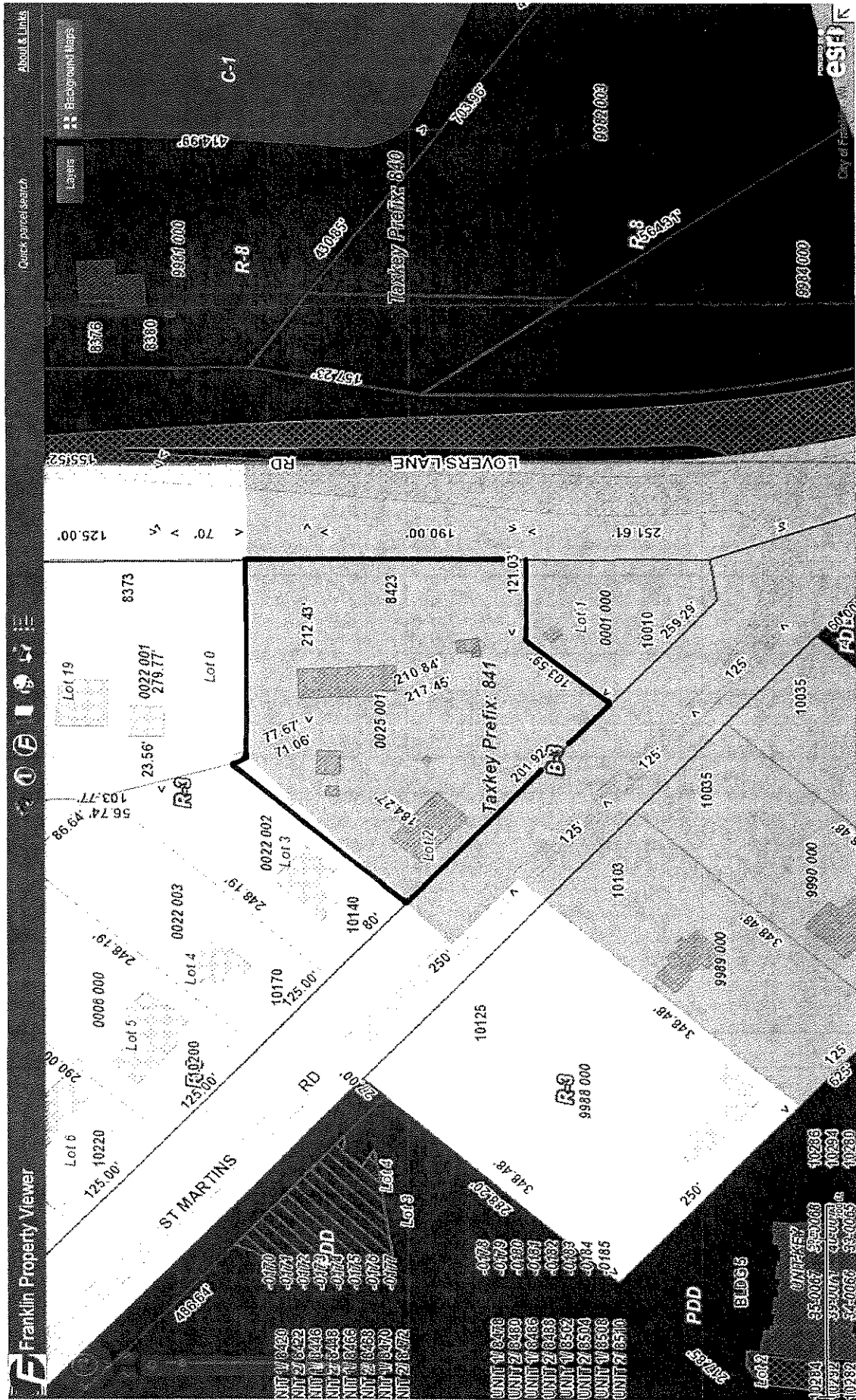
8423 s 100th st, Franklin, WI

Legal Description

ST MARTINS WOODS LOT 2 & LOT 21 EXC ELY 40 FT FOR RD LOT 3 & LOT 20 EXC PTS IN DOC NO 5680081
& EXC ELY 40 FT OF LOT 20 FOR RD



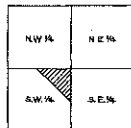
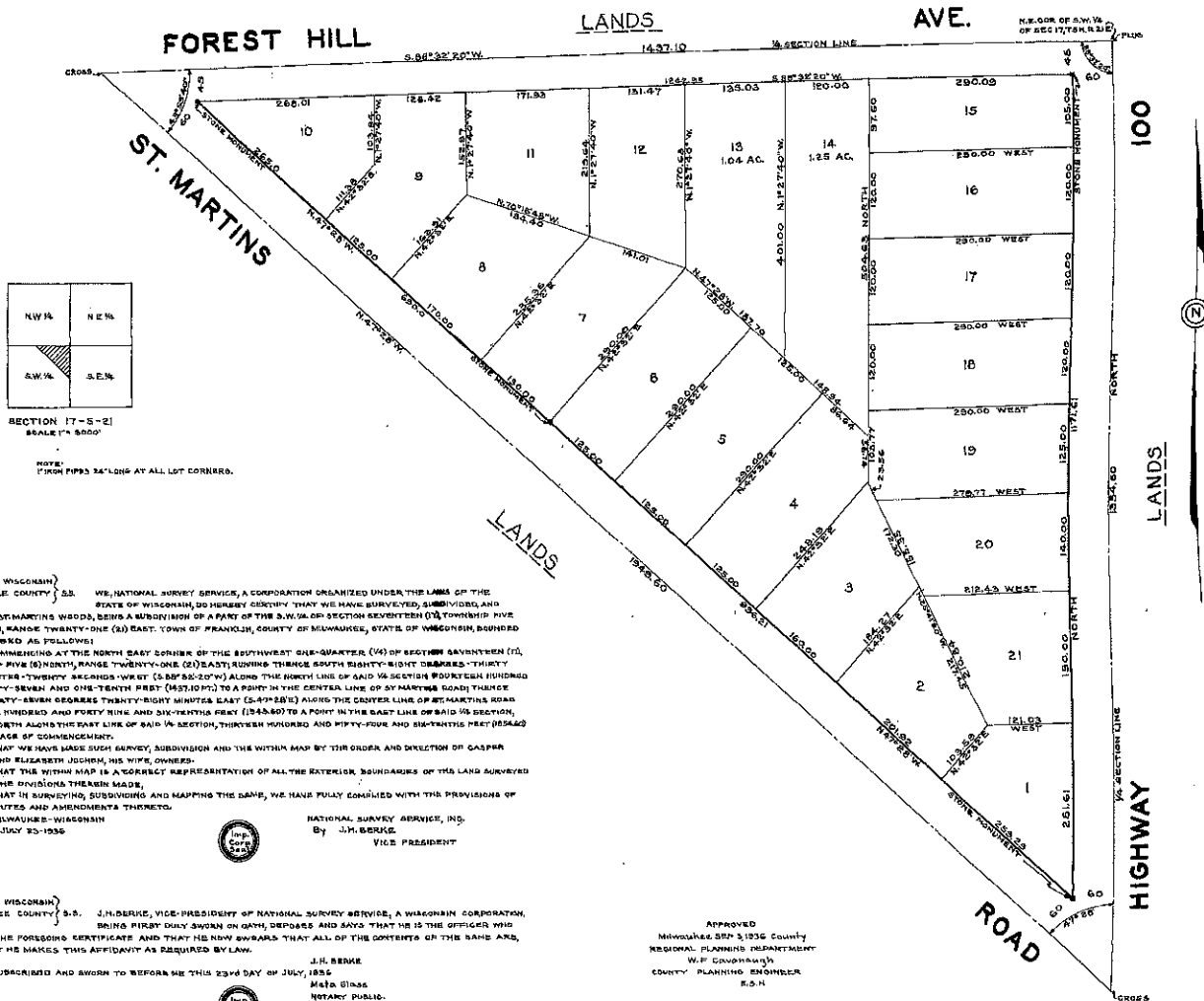
Rezoning B3 commercial to R-3 residential



ST. MARTINS WOODS

BEING A SUBDIVISION OF A PART OF THE S. W. 1/4 OF SECTION 17,
TOWNSHIP 5 NORTH, RANGE 21 EAST,
TOWN OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

SCALE 1" = 100'



SECTION 17-S-2
SCALE 1" = 500'

STATE OF WISCONSIN }
MILWAUKEE COUNTY } ss. WE, NATIONAL SURVEY SERVICE, A CORPORATION ORGANIZED UNDER THE LAWS OF THE
STATE OF WISCONSIN, DO HEREBY CERTIFY THAT WE HAVE SURVEYED, SUBDIVIDED, AND
MAAPPED ST. MARTINS WOODS, BEING A SUBDIVISION OF A PART OF THE S.W. 1/4 OF SECTION SEVENTEEN (17), TOWNSHIP FIVE
(5) NORTH, RANGE TWENTY-ONE (21) EAST, TOWN OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN, BOUNDED
AS DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTH EAST CORNER OF THE SOUTHWEST ONE-QUARTER (1/4) OF SECTION SEVENTEEN (17),
TOWNSHIP FIVE (5) NORTH, RANGE TWENTY-ONE (21) EAST, RUNNING THENCE SOUTH EIGHTY-THREE DEGREES
THIRTY-TWO MINUTES TWENTY SECONDS WEST (S. 83° 32' 20" W.) ALONG THE NORTH LINE OF SAID 1/4 SECTION FOURTEEN HUNDRED
AND THIRTY-SEVEN AND ONE-TENTH PERCENT (1437.10 AC.) TO A POINT IN THE CENTER LINE OF ST. MARTINS ROAD THENCE
SOUTH EIGHTY-THREE DEGREES TWENTY-THREE MINUTES EAST (S. 83° 23' E.) ALONG THE CENTER LINE OF ST. MARTINS ROAD
NINETEEN HUNDRED AND FORTY-NINE AND SIX-TENTHS PERCENT (1949.60 AC.) TO A POINT IN THE EAST LINE OF SAID 1/4 SECTION,
THENCE NORTH ALONG THE EAST LINE OF SAID 1/4 SECTION, THIRTEEN HUNDRED AND FIFTY-FOUR AND SIX-TENTHS PERCENT (1354.60 AC.)
TO THE PLACE OF COMMENCEMENT.
THAT WE HAVE MADE SUCH SURVEY, SUBDIVISION AND THE WITHIN MAP BY THE ORDER AND DIRECTION OF CASPER
JOCHIM AND ELIZABETH JOCHIM, HIS WIFE, OWNERS.
THAT THE WITHIN MAP IS A CORRECT REPRESENTATION OF ALL THE EXTERIOR BOUNDARIES OF THE LAND SURVEYED
AND OF THE DIVISIONS THEREIN MADE.
THAT IN SURVEYING, SUBDIVIDING AND MAPPING THE SAME, WE HAVE FULLY COMPLIED WITH THE PROVISIONS OF
THE STATUTES AND AMENDMENTS THEREOF.
MILWAUKEE-WISCONSIN
JULY 25-1936



NATIONAL SURVEY SERVICE, INC.
By J.H. BERKE
VICE PRESIDENT

STATE OF WISCONSIN }
MILWAUKEE COUNTY } ss. J.H. BERKE, VICE-PRESIDENT OF NATIONAL SURVEY SERVICE, A WISCONSIN CORPORATION,
BEING FIRST DULY SWORN ON OATH, DEPOSES AND SAYS THAT HE IS THE OFFICER WHO
MADE THE FOREGOING CERTIFICATE AND THAT HIS DUTY DEMANDS THAT ALL OF THE CONTENTS OF THE SAME ARE
AND THAT HE MAKES THIS AFFIDAVIT AS REQUIRED BY LAW.

SUBSCRIBED AND SWORN TO BEFORE ME THIS 23rd DAY OF JULY, 1936



J.H. BERKE
Notary Public.
My Commission Expires May 15, 1938.

STATE OF WISCONSIN }
MILWAUKEE COUNTY } ss. WE, CASPER JOCHIM AND ELIZABETH JOCHIM, BEING THE OWNERS OF THE LAND
DESCRIBED IN THE FOREGOING CERTIFICATE OF J.H. BERKE, VICE PRESIDENT OF NATIONAL
SURVEY SERVICE, INC., HEREBY CERTIFY THAT WE HAVE CAUSED THE LAND DESCRIBED THEREIN TO BE SURVEYED AND
MAAPPED AS REPRESENTED ON THE WITHIN MAP.
IN TESTIMONY WHEREOF, WE HAVE HEREUNTO AFFIXED OUR HANDS AND SEALS THIS 23rd DAY OF JULY 1936.
IN PRESENCE OF
James N. Goodell
Margaret H. Baas

Casper Jochim }
Elizabeth Jochim } OWNERS

STATE OF WISCONSIN }
MILWAUKEE COUNTY } ss. PERSONALLY CAME BEFORE ME THIS 23rd DAY OF JULY, 1936, THE ABOVE NAMED
CASPER JOCHIM AND ELIZABETH JOCHIM, TO ME KNOWN TO BE THE PERSONS WHO
EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

SUBSCRIBED AND SWORN TO BEFORE ME THIS 23rd DAY OF JULY A.D. 1936.



James N. Goodell
Notary Public
My Commission Expires Nov. 14th 1937.

This plat has been tentatively approved by the Regional Planning Department. Final approval is subject
to the changes indicated hereon being made and submission in final form within sixty days from this date
July 17, 1936
Ray B. Behrens

Recorded SEP. 23, 1936
At 10:00 o'clock, A.M.
Samuel T. Cieshowsky, Register
A.J. Grundman, Deputy

APPROVED
Milwaukee SEP 3, 1936 County
REGIONAL PLANNING DEPARTMENT
W.F. CROFTON
COUNTY PLANNING ENGINEER
R.O.H.

BE IT RESOLVED BY THE BOARD OF THE TOWN OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN, THAT THE PLAT OF
ST. MARTINS WOODS, IN THE S.W. 1/4 OF SECTION 17, IN SAID TOWNSHIP BE APPROVED AS SUBMITTED WITH
THE RESTRICTION THAT LOTS 1, 12, 13, AND 14 MUST BE SOLD IN CONJUNCTION WITH LOTS ADJUTING HIGHWAYS, OR BE
WITHHELD UNTIL SUCH TIME THAT PROPOSED ROAD KNOWN AS FOREST HILL AVE. BE Laid OUT AND OPENED.
JULY 20-1936

Joseph Dineen
Charles Ellbracht
Robert A. Meyer
Edw J Bary TOWN CLERK

To the Honorable, the County Board.
Gentlemen:
Your County Highway Committee to which was referred at a meeting of this board held
July 21, 1936, the plat of St. Martins Woods in the town of Franklin, begs leave to report that it has examined
the same, finds that the plat has been approved by the town board of the said town, as required by law,
and by the county planning department, and would therefore recommend that it be approved in accordance
with the following resolution:
Be it resolved, That the plat of St. Martins Woods, being a subdivision of a part of southwest 1/4 of section
17, town 5 north, range 21 east, in the town of Franklin, county of Milwaukee, state of Wisconsin, be and the same
is hereby approved by the county board of supervisors of Milwaukee County.

GEO. J. HERRMANN,
WILLARD H. LYONS,
EUGENE WARMINGT,
LAWRENCE J. TIMMERMAN
JOHN R. BIERMANN,
HUBBARD FRANKS,
A.J. MEILMS,
Committee.

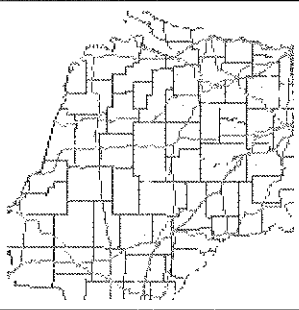


OFFICE OF THE COUNTY CLERK
Milwaukee, SEP. 23, 1936

I hereby certify that this foregoing is a true and correct copy of a resolution adopted by the Board of
Supervisors of Milwaukee County, at a regular meeting (continued) of said board held on 22.6 day of September, 1936.
Geo. F. Breitbach
County Clerk



Surface Water Data Viewer Map



Legend

- Wetland Class Points**
 - Dammed pond
 - Excavated pond
 - Filled excavated pond
 - Filled/draind wetland
 - Wetland too small to delineate
- Filled Points**
- Wetland Class Areas**
 - Wetland
 - Upland
- Filled Areas**
- NRCS Wetspots**
- Wetland Indicators**
- Intermittent Streams**
- 24K Hydrography Streams and Rivers**
- 24K Hydrography Lakes and Open Water**
- Municipality**
- State Boundaries**
- County Boundaries**
- Major Roads**
 - Interstate Highway
 - State Highway
 - US Highway
- County and Local Roads**
 - County HWY
 - Local Road
- Railroads**
- Tribal Lands**
- Major Roads**
 - County Road
 - Interstate HWY
 - State HWY

Notes

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

0.1 Miles

0.03

0

1: 1,980

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/2016
REPORTS & RECOMMENDATIONS	Police Department Donation Alice E. Topel Foundation Ltd. In the amount of \$1,000	ITEM NUMBER <i>G. 3.</i>

The City of Franklin Police Department received a \$1000.00 donation from the Alice E. Topel Foundation Ltd. The Foundation has requested that this donation be divided, with \$750.00 being delegated to National Night Out and \$250.00 being delegated to the Drug Abuse Resistance Education (D.A.R.E.) program.

COUNCIL ACTION REQUESTED

Motion to accept the donation of \$1,000 from the Alice E. Topel Foundation Ltd. with \$250 to be deposited into the Police D.A.R.E. donation account and \$750 to be deposited into National Night Out donation account.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/2016
REPORTS & RECOMMENDATIONS	Police Department Community Grant Award from The Wal-Mart Foundation in the amount of \$2,500	ITEM NUMBER <i>G. 3.</i>

The City of Franklin Police Department has been awarded a grant from The Wal-Mart Foundation and Facility #1551 in the amount of \$2500.00. This donation is to be earmarked for the Canine Program.

COUNCIL ACTION REQUESTED

Motion to accept the donation of \$2,500 from The Wal-Mart Foundation and Facility #1551 to be deposited into the Police Canine Donation Account.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/16
REPORTS & RECOMMENDATIONS	ORDINANCE TO CREATE §245-18. OF THE MUNICIPAL CODE, "CARELESS OPERATION OF MOTOR VEHICLES PROHIBITED", PERTAINING TO THE REGULATION AND VIOLATION ENFORCEMENT OF CARELESS OR INDIFFERENT DRIVERS OPERATING ON PUBLIC PROPERTY OR PRIVATE PROPERTY HELD OPEN TO THE PUBLIC	ITEM NUMBER <i>G.4.</i>
<p>The Police Chief is requesting the adoption of an ordinance prohibiting the careless operation of motor vehicles on public property or private property held open to the public.</p> <p>State statutes do not allow for traffic citations to be issued on said property for this type of violation. The ordinance will allow police officers to issue municipal citations for the careless operation of motor vehicles which often is the cause of accidents in parking lots.</p> <p style="text-align: center;">COUNCIL ACTION REQUESTED</p> <p>Motion to adopt an Ordinance to create 245-18. of the Municipal Code, "Careless Operation of Motor Vehicles Prohibited", pertaining to the regulation and violation enforcement of careless or indifferent drivers operating on public property or private property held open to the public.</p>		

ORDINANCE NO. 2016-_____

AN ORDINANCE TO CREATE §245-18 OF THE MUNICIPAL CODE, "CARELESS OPERATION OF MOTOR VEHICLES PROHIBITED", PERTAINING TO THE REGULATION AND VIOLATION ENFORCEMENT OF CARELESS OR INDIFFERENT DRIVERS OPERATING ON PUBLIC PROPERTY OR PRIVATE PROPERTY HELD OPEN TO THE PUBLIC

WHEREAS, the City has an interest in the prohibition and violation enforcement of careless or indifferent drivers; and

WHEREAS, the Chief of Police finds that said regulation will assist in the promotion of safe driving on public property and private property held open for public use and has recommended approval thereof; and

WHEREAS, the Common Council having found and determined that the creation of such an ordinance as recommended is necessary to protect the public health, safety and welfare.

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin, Wisconsin, do ordain as follows:

SECTION 1: §245-18. of the Municipal Code of the City of Franklin, Wisconsin, is hereby created to read as follows:

§245-18 Careless operation of motor vehicles prohibited

A. This section shall apply to all premises held open to the public for use by motor vehicles, whether such premises are publicly or privately owned and whether or not a fee is charged for the use thereof.

B. The operator of a motor vehicle operating on premises held open to the public for use by motor vehicles shall not operate in a manner which demonstrates carelessness or indifference to the person or property of the operator or of others.

C. Penalty. The penalty for violation of this Section shall be pursuant to §1-19 of the Municipal Code.

SECTION 2: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016, by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2016.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk


AYES _____ NOES _____ ABSENT _____

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE
REPORTS AND RECOMMENDATIONS	Fire Station #1 Apparatus Floor Project Status Update and 2017 Budget Modification Request	ITEM NUMBER <i>G. 5.</i>
<p>Fire Station #1 is the Department's headquarters and busiest fire station. As such, the station is the site of frequent tours of scouts and school groups. The department also hosts classes (CPR, citizen academy), ceremonies, and the popular "Safety Day" open house event.</p> <p>In its 2016 capital budget request, the Fire Department requested and was approved to spend up to \$29,000 on repairs, update, and improvements to the apparatus floor area of Fire Station #1 (8901 W. Drexel Avenue). Station #1 was constructed in 1980, and the wooden turnout gear lockers, paint, flooring and roof were all original. Prior to 2016, a roof leak had contributed to rusting of the ceiling decking and trusses. The roof was replaced in early 2016, allowing the ceiling to be painted. The original wood turnout gear lockers were replaced with a wire-rack system that allows wet turnout gear to dry more effectively. The walls and doors were also painted in traditional red and gold fire service colors, and with the exception of the floor, the project has been completed on schedule. The intent was to have the existing concrete floor acid etched and re-sealed after all other repairs and upgrades were completed. Upon further consideration, simply re-sealing the existing floor does not adequately address safety concerns, nor would it be consistent with the quality of the rest of the project. The Department is seeking permission to carry-over the allocation intended for the floor etching into 2017, and to re-allocate other unspent capital funds toward application of epoxy flooring.</p> <p>Even with frequent sealing, the existing concrete floor requires annual maintenance and repairs due to cracking and spalling. The floor is also slippery when wet (which is frequent) and poses a safety hazard. The epoxy flooring would permanently (30-40 years) seal the floor, and would be textured to create a non-slip work environment. The epoxy would fill-in cracks, deter spalling, and could be colored to match or complement the other station features. The Department has approximately \$11,600 remaining for the flooring project. In addition, the department has been able to complete other 2106 capital projects significantly under anticipated costs. In particular, through additional research and consultation with industry experts, the department was able to implement a system of re-broadcasting and recording tactical radio channels at approximately half of the original \$16,800 allocated for the purchase of the Digital Vehicle Repeater System (DVRS). The Department has under-spent capital outlay Safety Equipment line (#41-0221-5818) by approximately \$2,000 for 2016. Certain items that the Department had intended to purchase (locking hose valves) are no longer manufactured, and a suitable replacement has not been found.</p> <p>The Department is seeking permission to carry the \$11,600 flooring allocation forward into 2017, and to come back before the council in early 2017 to request a budget amendment re-allocating the unspent remainder of the DVRS and Safety Equipment budget lines (in the total amount of \$10,000) towards application of epoxy flooring at Fire Station #1 in spring of 2017, pending publication of notice and award of contract. This action would allow for completion of the apparatus floor project in total, without exceeding the Fire Department's original approved 2016 Capital Outlay budget allocation.</p> <p style="text-align: center;">COUNCIL ACTION REQUESTED</p> <p>Motion to direct the Director of Finance and Treasurer to prepare a budget modification to the 2017 Budget that incorporates carrying forward and re-appropriating \$21,600 of Capital Outlay Fund appropriations designated for the Fire Department in 2016 for the purpose of application of epoxy flooring to the Fire Station #1 apparatus floor.</p>		

Fire Department - AR

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APPROVAL 	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/2016
REPORTS & RECOMMENDATIONS	Carpet Replacement for Planning and Development Offices and Conference Room and the Department of Administration Office	ITEM NUMBER G.6.

The 2016 Facilities budget included a Capital Outlay Fund appropriation of \$18,000 for carpet replacement. The area of the Planning Department and conference room is the highest priority due to the significant amount of separation between the current carpet and the floor. The Facilities Manager has obtained three price quotes. The quotes from Bartz's Floor Coverings (\$16,893.50) and Stu's Flooring Ltd. (\$13,855) do not include moving the workstations and file cabinets. As such, each of those quotes would require the use of the services and equipment of a furniture moving company. C. Coakley Relocation Systems provided an estimate of \$4,410. When added to the carpeting quotes, both exceed the quote obtained from Building Service Incorporated (BSI) for \$16,052. BSI has its own furniture moving staff and included that service in their price quote.

The project is being planned using carpet tiles with the "Tactile System". This is the same system that has worked well in the Library. It basically attaches the carpet squares securely at the corners and enables the carpet to sort of float on the flooring. This has worked well in the Library despite the amount of furniture moved, etc. This strategy is being used because the subfloor has historically resisted good adhesion with standard carpet glues. Nonetheless, the floor is being prepared with a primer/sealer that also acts as a leveler, over the entire existing substrate. That will help ensure moisture doesn't become an issue and that the new carpet squares have the best surface on which to lay. The product has a 15-year warranty. The installation process, with moving furniture, will likely take about 3 days during which time employees will be temporarily relocated. Note that there is expected to be some staff involvement in the furniture move as it may be necessary to partially unload some of the larger lateral files so that they don't get damaged during the move. (Top heavy weights can create a torque that can damage drawer roller tracks.)

The quote is sufficiently under budget such that it is anticipated that the area for the Department of Administration carpet can be replaced and still be within the budget. That carpet is very worn and is torn in places. That final number will be provided at the meeting. The cost of the project does require that the City publish a single, first-class notice identifying its intent to award the contract to BSI.

If the project is authorized by the Common Council, the timing of the publication of the first-class notice may prohibit the execution of the purchase order prior to the end of the year. In that instance, the project would move forward using the separate carpeting appropriation in the 2017 budget, and the 2017 planned carpet replacement (the City Clerk's Office) would be held off until a budget modification moved forward the current 2016 appropriation (thereby freeing up the approved 2017 appropriation).

Staff recommends approval.

COUNCIL ACTION REQUESTED

Motion to authorize publication of a first-class notice of an intent to award a contract for new carpeting to Building Service Incorporated (BSI) for an amount not to exceed \$18,000 and to authorize the Director of Administration to execute a purchase order for such services following publication of the notice.



December 8, 2016

City of Franklin
9229 W. Loomis Road
Franklin, WI 53132
Attn: Bob Tesch

Project #83356

Proposal for: New Carpet & Base

BSI is pleased to submit this updated proposal to furnish labor and materials required to replace existing carpet tile and vinyl base in multiple office areas of your facility.

Initial Acceptance

Construction Scope of Work

LOWER LEVEL - PLANNING & DEVELOPMENT OFFICES

_____ \$16,052.00

- Project Management & Onsite Coordination
- Carpet & Base Recommendations
- Testing & Analysis of Existing Substrate for Confirmation of Means & Methods to be used for New Carpet Tile Installation (RH Test Probe & Calcium Chloride Probe Included)
- Remove & Dispose of Existing Carpet Tile & Vinyl Base
- Floor Prep Including Primer/Sealer Over Entire Existing Substrate
- Furnish & Install INTERFACE - THE STANDARD Carpet Tile with Tactile System
- Furnish & Install JOHNSONITE 6" Vinyl Base
- Panel Lift Included for Replacement of Carpet Tile at Existing Workstations
- Provide (5) Bookcarts for Project Duration
- 24 Hrs Included for Moving Existing File Cabinets, Desks, Chairs, & Tables
- Work to be Done Monday - Friday 7:00am - 4:00pm
- *Testing & Abatement of Hazardous Materials - Not Included*

MAIN LEVEL - CLERK OFFICES

_____ \$18,894.00

- Project Management & Onsite Coordination
- Carpet & Base Recommendations
- Remove & Dispose of Existing Carpet Tile & Vinyl Base
- Floor Prep Including Primer/Sealer Over Entire Existing Substrate
- Furnish & Install INTERFACE - THE STANDARD Carpet Tile with Tactile System
- Furnish & Install JOHNSONITE 6" Vinyl Base
- Panel Lift Included for Replacement of Carpet Tile at Existing Workstations
- Provide (5) Bookcarts for Project Duration
- 36 Hrs Included for Moving Existing File Cabinets, Desks, Chairs, & Tables
- Work to be Done Monday - Friday 7:00am - 4:00pm
- *Testing & Abatement of Hazardous Materials - Not Included*

Corporate Office
W222 N630 Cheaney Rd.
Waukesha, Wisconsin
53186-1697

262-955-6400

North
2920 N. Ballard Rd.
Suite B
Appleton, Wisconsin
54911-8318

920-735-3636
888-735-3636
Fax 920-735-3629



Re: New Carpet & Base

MAIN LEVEL - HEALTH DEPARTMENT

_____ \$12,583.00

- Project Management & Onsite Coordination
- Carpet & Base Recommendations
- Remove & Dispose of Existing Carpet Tile & Vinyl Base
- Floor Prep Including Primer/Sealer Over Entire Existing Substrate
- Furnish & Install INTERFACE - THE STANDARD Carpet Tile with Tactile System
- Furnish & Install JOHNSONITE 6" Vinyl Base
- Work to be Done Monday - Friday 7:00am - 4:00pm
- Testing & Abatement of Hazardous Materials - Not Included
- Bookcarts, Panel Lift, & Moving of Existing File Cabinets, Desks, Chairs, & Tables - Not Included

ALTERNATE #1 - Work to be Done Monday - Friday After 5:00pm

_____ \$ 1,995.00

Terms of Payment

- 50% down payment required
- Applicable taxes will be charged with invoices
- All invoices due within 10 days of receipt. Interest at a rate of 2.5% per month will be charged on all delinquent payments.
- No payment shall be withheld on any invoice because of partial delivery of the entire order.
- BSI limits credit card transactions to \$1000.00 per contract, all transactions will be assessed a 4% processing fee.

This proposal is subject to written acceptance within (30) days of its date.
The terms on the attached are expressly made a part of this agreement.

Accepted by _____

Date _____

Presented by

Date

Mike Kehoe

12/9/16

Signature _____

Mike Kehoe
Account Executive
BSI (Building Service Inc.)

Title _____

All sales are final upon receipt of signed proposal or customer purchase order issued to BSI, and accepted by an officer of Building Service Inc.

BSI (Building Service Inc.)
BSI State Contractor License #1096956

Date

Corporate Office
W222 N630 Cheaney Rd.
Waukesha, Wisconsin
53186-1697

262-955-6400

Title _____

North
2920 N. Ballard Rd.
Suite B
Appleton, Wisconsin
54911-8318

920-735-3636
888-735-3636
Fax 920-735-3629

Re: New Carpet & Base

Terms and Conditions

Signature of proposal or receipt of customer purchase order binds client to the following terms and conditions.

Warranty

- All work is warranted by BSI (Building Service, Inc.) to be free from defects in materials or workmanship for a period of twelve (12) months from date of delivery /or substantial completion, or for the length of manufacturers stated warranty (whichever is longest). No agent or representative of BSI is authorized to make any additional representations or warranties unless in writing and made part of these terms and conditions of sale.

Delays

- If delivery cannot be made as scheduled (due to conditions imposed by the customer) buyer will pay any applicable warehousing and redelivery charges. The product will be made available for inspection at the designated storage facility and will be invoiced according to original schedule and payment terms.

Safety & Storage

- Purchaser agrees to furnish a safe place for storage of BSI supplies and equipment as well as all furnishings and materials, described herein. In addition, supply without cost; necessary light, heat, power, elevator service and a safe environment for BSI and its associates. BSI associates shall be informed by the owner of all hazardous substances which they may come in contact with at the site.
- The site shall be clean, clear and free of debris prior to commencement of work. Adequate facilities for off-loading, staging, moving and handling shall be provided.
- After arrival at site, any loss or damages by weather, fire or other elements, other trades or buyers' personnel shall be the responsibility of the buyer. Purchaser must notify BSI, in writing, of any claim for damages to goods within 3 days of delivery. In the event of damages BSI reserves the right to repair damaged product or replace the item as deemed appropriate by BSI.

Asbestos/Mold

- In the event it shall be determined or found during the course of BSI's performance of this contract that there is asbestos or mold in the area of the work being so performed, it is understood and agreed that BSI shall discontinue its work until such time as the asbestos or mold is removed by owner and/or general contractor with whom this contract is being made. In the event the asbestos or mold is not so removed or other suitable arrangements are not made, this contract shall then terminate and BSI shall then be paid for the work performed by it up to the time of the termination of its performance. BSI shall not be responsible for the removal, cost of removal or the cost of any construction delays which shall be caused, incurred and/or sustained by reason of the presence of asbestos or mold on the subject premises.
- After asbestos containing materials or mold has been removed by a qualified abatement contractor, the owner shall provide BSI with a written air clearance sample results (as determined by laboratory analysis) that are no greater than 0.01 fibers per cubic centimeter as analyzed by phase contrast microscopy or as accepted by EPA transmission electron microscopy clearance standard.

Changes

- All change orders or proposals for additional work must be signed before work will commence. No credit allowance shall be made for alterations, unless such credit or allowance has been agreed to by BSI in writing.
- All additions, amendments, or changes of any manner whatsoever, subsequent to this contract, shall be now and at all times subject to the provisions, restrictions, limitations, conditions and remedies provided for in this contract, whether or not such orders, additions, amendments or changes be evidenced by further writings.
- In the event a cancellation must be made after this proposal is approved and submitted by the purchaser to BSI, it is understood and agreed that BSI will be paid for materials ordered, all stock inventory and all work already accomplished on the project to date of cancellation, as well as all manufacturer cancellation/change penalties.

Prime Contractor

- Where BSI is Prime Construction Contractor the following notice is hereby given in accordance with Sec. 779.02(2) of the Statutes of the State of Wisconsin, to wit:

"AS REQUIRED BY THE WISCONSIN CONSTRUCTION LIEN LAW, BSI HEREBY NOTIFIES OWNER THAT PERSONS OR COMPANIES FURNISHING LABOR AND MATERIALS FOR THE CONSTRUCTION ON OWNER'S LAND MAY HAVE LIEN RIGHTS ON OWNER'S LAND AND BUILDINGS IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS, IN ADDITION TO THE UNDERSIGNED BSI, ARE THOSE WHO CONTRACT DIRECTLY WITH THE OWNER OR THOSE WHO GIVE THE OWNER NOTICE WITHIN 60 DAYS AFTER THEY FIRST FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION. ACCORDINGLY, OWNER PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION, AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO THE MORTGAGE LENDER, IF ANY. CONTRACTOR AGREES TO COOPERATE WITH THE OWNER AND THE OWNER'S LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE DULY PAID."

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920-735-3636
888-735-3636
Fax 920-735-3629

Interface Standard Product Warranty

InterfaceFLOR, LLC (Interface) warrants its modular and performance broadloom carpet products to the original end-use customer as stated below for a period of fifteen (15) years from the date of invoice. Interface® and Heuga™ brand products are warranted against manufacturing defects resulting in excessive surface wear, edge ravel, backing separation, shrinking, stretching, cupping, doming, and static electricity. Excessive surface wear means loss of more than 10% by weight of face fiber. Products containing Intersept® antimicrobial are warranted to maintain antimicrobial effectiveness. Products constructed of 100% solution dyed yarns are warranted against excessive color loss due to normal exposure to indoor light.

If a product fails to perform as warranted, Interface will correct the problem in the affected area either by repair or (at its option) replacement with comparable products(s) at no charge to the customer, or if Interface in its sole discretion determines that repair or replacement is not feasible, by pro-rated refund. This warranty does not cover tears, burns, cuts, pulls or other damage, deterioration, problems or loss caused by abuse, neglect, misuse, improper installation, improper maintenance, flood/excessive moisture, excessive alkalinity, use on stairs, or use with athletic equipment. Interface's liability is limited to repair, replacement, or refund as stated herein, and the end-use customer must provide reasonable cooperation to facilitate Interface's repair or replacement in the affected area.

Warranty claims must be made in writing to the Interface Field Service Department within a reasonable time from the discovery of the claimed warranted defect, but in any event they must be received no more than ninety (90) days from the time the claimed defect was discovered. Warranty claims must be addressed to Field Services Dept., InterfaceFLOR, LLC, 1503 Orchard Hill Rd., LaGrange, GA 30241.

Moisture and pH testing are not the responsibility of Interface, and issues related to or arising from excessive moisture and/or pH are specifically excluded from this warranty.

This warranty will be void if its terms are not followed or if covered products are not handled, installed and maintained in strict compliance with Interface's recommended procedures and instructions, including without limitation initial floor preparation and installation. Interface recommends the use of TacTiles® connectors for installation of its carpet products. Where a wet adhesive is required, follow Interface's installation instructions. This warranty does not cover any problems or damages arising from or related to the use of adhesives or non-recommended installation techniques.

THE WARRANTY, REMEDY AND LIMITS OF LIABILITY CONTAINED HEREIN ARE EXPRESSLY IN LIEU OF AND EXCLUDE ALL OTHER WARRANTIES, REMEDIES AND LIABILITIES, WHETHER EXPRESS OR IMPLIED. INTERFACE MAKES NO OTHER REPRESENTATIONS OR WARRANTIES, EXPRESS OR IMPLIED, AND HEREBY DISCLAIMS ANY AND ALL OTHER WARRANTIES THAT MAY ARISE BY OPERATION OF LAW, INCLUDING, WITHOUT LIMITATION, ANY WARRANTY OF MERCHANTABILITY OR FITNESS OF ITS PRODUCTS FOR ANY PARTICULAR PURPOSES. NOTE THAT SOME STATES DO NOT PERMIT DISCLAIMERS OF SOME IMPLIED WARRANTIES, SO YOUR RIGHTS MAY BE DIFFERENT THAN STATED HEREIN. INTERFACE WILL NOT BE LIABLE FOR ANY INCIDENTAL, INDIRECT, SPECIAL OR CONSEQUENTIAL DAMAGES IN ANY CASE.

No person other than an officer of Interface may authorize a waiver or modification of the terms of this warranty, which must be in writing and signed by that officer.



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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 12/20/2016
Reports and Recommendations	City Hall Remodeling Project and the Health Department Remodel/Repair Project	ITEM NUMBER <i>G. 7.</i>

Background: The Common Council has authorized a city hall remodeling project and provided the Director of Administration, with department head input, the capacity to expand on the overall project. In his December 6, 2016 memo to the Common Council, the Director of Administration included Health Department accommodations as a potential interior remodeling/repair project. The purpose of this Council Action sheet is to secure Common Council permission to remodel the Health Department space as part of the city hall remodeling project.

Analysis: The Health Department was last remodeled in 1994. The same carpet and paint from 22 years ago are on display. Over the past decade the workstation floor design was reconfigured for public health nurse and registered sanitarian workstations. This November the approved community coalition position was hired but the current floor plan cannot fit another workstation into the department without remodeling. To accomplish the overall project goals the removal of a non-weight bearing wall is proposed. In general, employee work space in city hall is at a premium and the coalition coordinator is temporally located outside the health department in the city clerk's office. The health department remodel project will bring all health department employees into the current floor plan which will enhance work place efficiency [Floor plan attachment].

The Health Department remodel as proposed is part of the overall city hall remodeling project. The project would be directed by the Building Maintenance Supervisor and the Director of Health & Human Services. The Department of Public Works would supply necessary labor depending on their availability during the winter plowing season. The Building Inspection Department will assist with code compliance. The Director of Administration has received a generous donation of workstations, file cabinets, and officer chairs from Northwestern Mutual Life. Some work must be accomplished through outside vendor contracts including carpet installation, electrical wiring, and internet/telephone installation. Ideally, the Health Department remodeling will be completed in a 2-week period during February or March 2017. The Health Department will temporally relocate in the Health Wing. Day-to-day work assignments will be completed during the remodeling project.

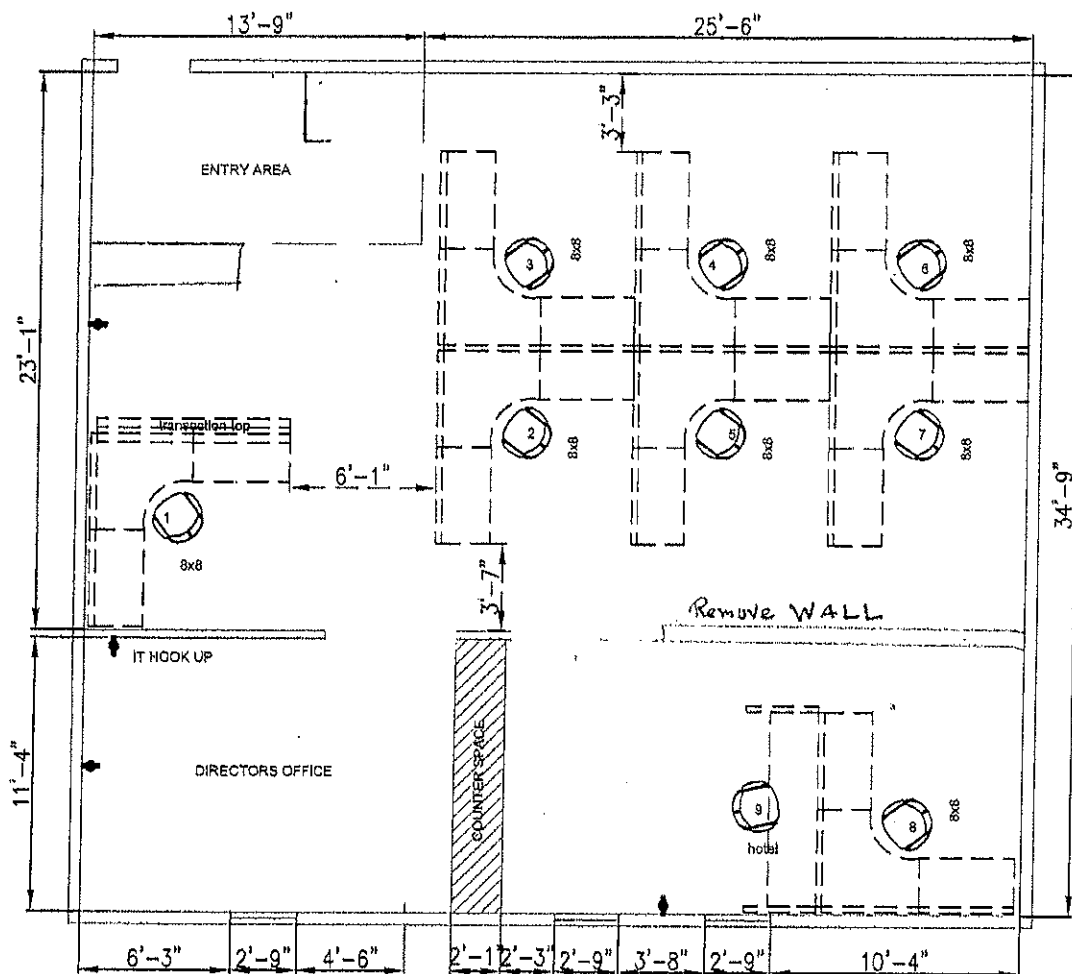
Options: 1. Approve the Health Department remodel request its as part of the overall city hall project.
2. Decline the request to remodel the Health Department as part of the overall city hall project.

Recommendation: Director of Health & Human Services recommends option 1.

Fiscal Note: Much of the labor and project oversight will be provided by city employees. Office furniture, file cabinets, and chairs have been donated by Northwestern Mutual Life. Where outside vendors, supplies, and labor are required the contracts will follow usual and customary municipal procedures. The health department project cost has been estimated at less than \$20,000.

COUNCIL ACTION REQUESTED

The Director of Health & Human Services seeks Common Council permission to remodel the health department space as part of the City Hall Remodeling Project with coordination by the Building Maintenance Supervisor.



SCALE
NTS
DATE
October 2016

SHEET #
1 of 1

PFD
1

SHEET TITLE
Final layout

PROJECT
Franklin