

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	Kayla's Playground Status 06/16/2015	ITEM NUMBER <i>G.5.</i>

STATUS

Since 06/02/2015 Common Council Meeting, design at Franklin Woods has progressed. Current Design is attached.

Play By Design has updated a playground plan. Current plan rendering is attached.

Johnson Nurseries are working on the landscape plan. A recent plan is attached. Input is appreciated for any modifications to the plant list. The current list of plants includes the following:

- American Filbert
- Anise Hyssop
- Butterfly Bush
- Catalpa Tree
- Dwarfbush Honeysuckle
- Glossy Black Chokeberry
- Ironwood
- Jn Strain Musclewood
- Kentucky Coffeetree
- Lead Plant
- Little Bluestem
- Magnus Coneflower
- Magnus Purple Coneflower
- Prairie Smoke
- Purple Prairie Clover
- Red Feather Arrowhead Viburnum
- Red Milkweed
- Rudbeckia
- Silky Dogwood
- Sky Blue Easter
- St. Johns Wort
- Stiff Coreopsis
- Sugar Maple
- Tor. Spirea
- White Pine
- Wild Sienna
- Yellow Coneflower

Note that the landscaping list includes a Catalpa tree. The existing Catalpa tree was inspected with a \$300 resistometer test and graphs verified that the tree has a 7"-11" thick donut of good wood surrounding a dead cone that extends approximately 20 feet up through the tree trunk. Parks discussed the condition of the tree and decided to cut the tree down for safety issue.

Restrooms have been bid. Expect Award to Huffcutt Concrete- Chippewafalls, WI for \$188,625.00. \$150,300 can be paid in June. Drawing Details are attached. Unfortunately, the successful bidder indicated that he could not deliver and install the restroom prior to the Community Build date in September. The Community Build will occur with portable toilets and the October 9 ribbon cutting will occur without the concrete, asphalt, and paver work being complete.

Material bid documents are advertised. We are visiting local hardware, lumber yards, and home improvement stores to solicit bidding. Materials include a variety of items from plastic lumber to duct tape. Bidders may bid one, multiple, or all items. Bids will be opened June 25 and Common Council can award July 2.

Site work is almost ready for advertising and bidding.

Plan Commission approval is needed to allow 24/7 security at the site during the community build.

Pre-Construction meetings were held on June 9th. Play By Design met with Kayla's Krew and City of Franklin representatives to discuss many aspects of the project including: Site Review, Tools, Materials, Build

Captain's roles and responsibilities, Kayla's Playground Design, MSOE Musical Bridge-Servant Leadership Group, Girl Scout Gold Award Project-Betsy Rilling, Volunteer, Food, Media,

Outreach has been made to Vision Forward Association to include visual cues and braille on Kayla's Playground.

Volunteer Sign up for the Pre-Build and Community Build is currently underway. A small listing of the Businesses and Groups who are committed to signing up to help:

- Franklin High School Construction Class
- MSOE Students and Leadership
- UW-Milwaukee Students and Leadership
- Girl Scouts of America
- Northwestern Mutual
- WE Energies
- GE Healthcare
- Baker Tilly

Kayla's Krew is open to the Common Council's input on additional businesses who would be interested in getting involved with the volunteer build. Currently they are seeking an individual to assist Kayla's Krew in incorporating the history of Franklin into Kayla's Playground.

Upcoming Schedule

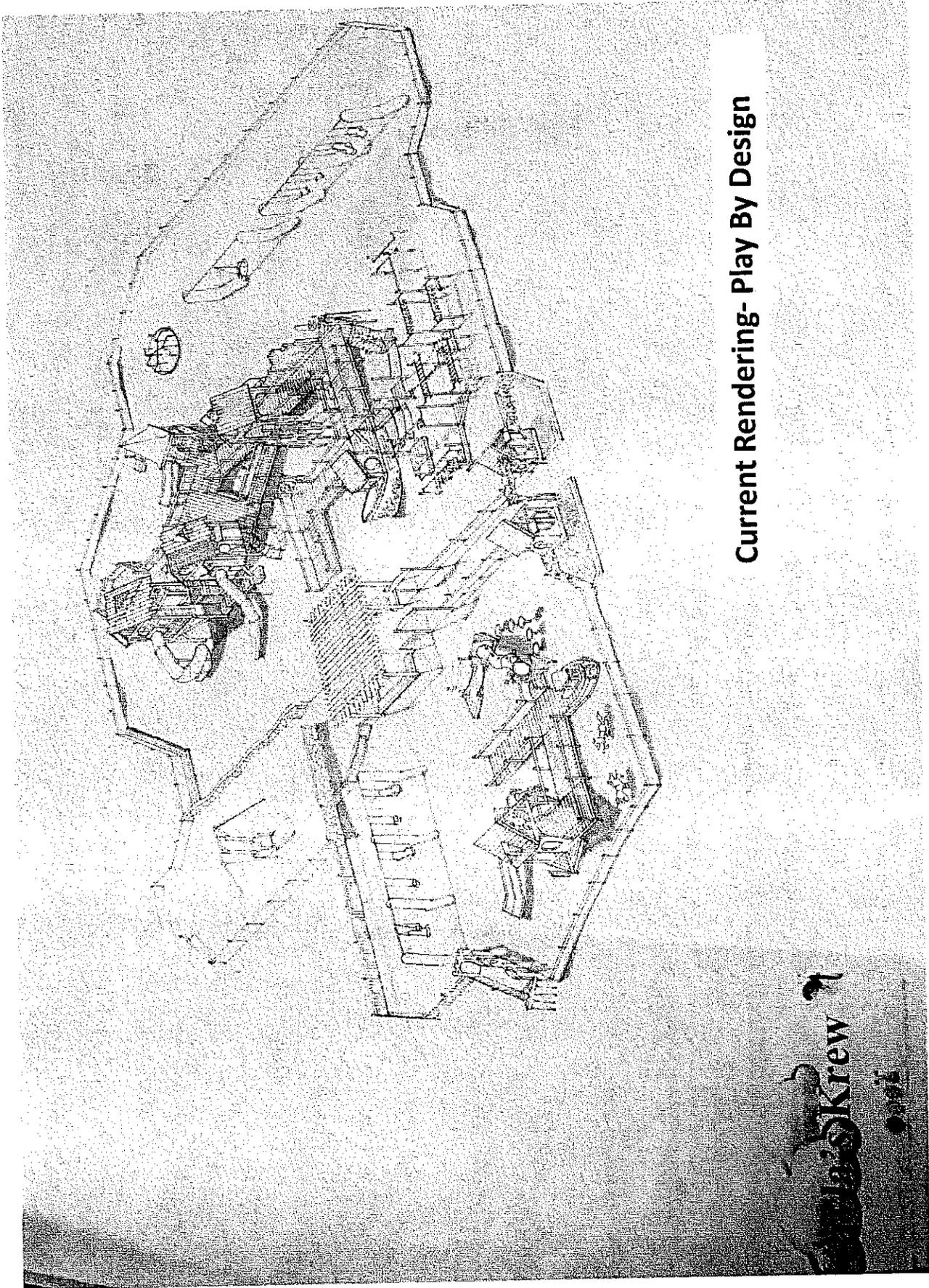
- Late June Advertise for Sitework
- July 7 Council Award Misc Materials and Tools
- July Bid Sitework
- August DPW and Contractor to perform preliminary sitework
- Sept 2-4 Pre-Build
- Sept 22-27 Community Build
- 9/28 – 10-9 Final Site Work
- 10/09 Ribbon Cutting

Current (06/12/15) budget estimate is as follows:

\$ 68,000	Water Service	\$153,000	Playground Area
\$ 23,000	Sewer Service	\$ 2,000	Remove Exist Play Equipmnt
\$ 43,000	Drive/Parking Lot	\$ 3,000	Utility Charges
\$ 52,000	Walkways	\$ 3,000	Const. Related Expenses
\$ 95,000	Patio and Stone Storage	\$ 2,000	Sign
\$ 5,000	Erosion Sediment Control	\$ 55,000	GRAEF Design
\$ 20,000	Landscaping	\$ 60,000	Staff Design
\$188,625	Restrooms (last \$201,000)	\$1,026,625	subtotal
\$ 7,000	Electric Service	<u>\$ 102,663</u>	<u>10% contingency</u>
\$107,000	Playgrnd Eqpt Purch Direct	\$1,129,288	Total Budget Estimate
\$140,000	Playground materials	(06/12/15)	

RECOMMENDATIONS

Direct Staff to advertise for site work and poured in place play surface.



Current Rendering- Play By Design

Bob's Krew

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER, HUFFCUTT CONCRETE, INC.. IN THE AMOUNT OF \$188,625.00, FOR THE MODULAR PRECAST CONCRETE RESTROOM FOR KAYLA'S PLAYGROUND AT FRANKLIN WOODS PARK	ITEM NUMBER <i>G.6.</i>

BACKGROUND

Pursuant to the direction at the Common Council action of 1/6/2015, Staff has advertised and received bids for the Modular Precast Concrete Restroom for Kayla's Playground at Franklin Woods Park. One bid was received from Huffcutt Concrete, Inc. at \$188,625.00.

ANALYSIS

The bid includes the restroom modules, delivery and installation at the site. The budget for this work was \$201,000.

Another potential bidder did not submit but told staff after the bid opening that his bid would have been approximately \$266k.

Unfortunately, the successful bidder indicated that he could not deliver and install the restroom prior to the Community Build date in September. The Community Build will occur with portable toilets and the October 9 ribbon cutting will occur without the concrete, asphalt, and paver work being complete.

Staff has reviewed the bids received and is recommending award to Huffcutt Concrete, Inc.. in the amount of \$188,625.00

OPTIONS

Award Bid or Table

FISCAL NOTE

Per the spec- "Upon award of contract and receipt of performance surety, Owner will pay Contractor the lump sum unit price for "Precast Restroom Modules" minus retainage. Contractor must submit invoice to Owner for processing payment."

The value for the precast concrete modules minus the retainage is $\$167,000 - 10\% = \$150,300$

AS discussed, these costs are eligible using Park Impact Fees and \$150,300 can be spent in June, 2015.

RECOMMENDATION

Motion to adopt Resolution No. 2015-_____, a resolution awarding contract to the low bidder, Huffcutt Concrete, Inc. \$188,625.00 in the amount of \$188,625.00 for the Modular Precast Concrete Restroom for Kayla's Playground at Franklin Woods Park

STATE OF WISCONSIN; CITY OF FRANKLIN; MILWAUKEE COUNTY

RESOLUTION NO. 2015 - _____

A RESOLUTION AWARDED CONTRACT TO THE LOW BIDDER, HUFFCUTT CONCRETE, INC.. IN THE AMOUNT OF \$188,625.00, FOR THE MODULAR PRECAST CONCRETE RESTROOM FOR KAYLA'S PLAYGROUND AT FRANKLIN WOODS PARK

WHEREAS, the City of Franklin advertised and solicited bids for Modular Precast Concrete Restroom For Kayla's Playground At Franklin Woods Park; and

WHEREAS, the low bidder was Huffcutt Concrete, Inc. with a bid of \$188,625.00.; and

WHEREAS, Huffcutt Concrete, Inc. is a qualified public works contractor; and

WHEREAS, it is in the best interest of the City as recommended by the City's engineering staff and consulting engineers to award the contract to Huffcutt Concrete, Inc in the amount of \$188,625.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Franklin, that Huffcutt Concrete, Inc. be awarded the contract for the Modular Precast Concrete Restroom for Kayla's Playground at Franklin Woods Park. based on their low bid for a total cost of \$188,625.00 in accordance with bid specifications.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized and directed to execute a contract with Musson Brothers, Inc. on behalf of the City.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2015 by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2015.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	STATUS ON TRAIL FOR CHRISTINE RATHKE MEMORIAL PARK	ITEM NUMBER G.7.

BACKGROUND

At the May 19, 2015 Common Council meeting, Staff was given direction to solicit a professional services contract for the design of a trail extension for Christine Rathke Memorial Park from Graef. On June 6, 2015, Common Council was presented a design proposal from Graef and then directed staff to solicit other professional design firms and discuss with Payne and Dolan, property owners.

ANALYSIS

Staff solicited two other design firms. Those firms are Ruekert & Mielke and RA Smith.

After discussion of the project, Ruekert and Mielke declined the invitation with the following explanation:

I have reviewed Graef's proposal for the work and have done some investigation of the area through which this Trail would be constructed. Due to a number of factors I believe their proposal is fair and realistic. The number of permitting authorities (WDNR, USACOE, Milwaukee County Parks, City of Franklin), along with the fact that the property is not under the control of the City (i.e. owned by Payne & Dolan) is going to require a very significant number of hours to be expended by the chosen consultant devising alternatives and trying to reach consensus of the final location with all the parties involved. The actual engineering required for the final trail is not a lot but getting to that point will be a significant and time consuming task.

I can understand why someone may believe that the design and permitting costs are high compared to the estimated construction cost but, based upon my experience, it would take probably the same amount of work (and related costs) for a trail 15,000 feet long as it does for a 1,500 foot trail.

I would recommend that the City consider the proposal they have in front of them.

Due to scheduling conflicts, staff meeting with RA Smith did not occur until Wednesday June 10. We expect to get a proposal the week of June 15- not in time for the packet for the Common Council Meeting.

On Friday, June 12, staff met with a Payne and Dolan representative and discussed the project. We discussed the previously proposed route and also an alternate route using the Milwaukee County Parks property. We expect an answer from them the week of June 29.

OPTIONS

Approve previously submitted contract by Graef, Table pending proposal by RA Smith, or table indefinitely.

FISCAL NOTES

N/A

RECOMMENDATIONS

Report back to Common Council after feedback from RA Smith and Payne and Dolan.

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	FRANKLIN HIKE BIKE TRAIL UPDATE	ITEM NUMBER G, 8.

BACKGROUND

At the May 19, 2015 Common Council meeting, Staff was given direction to explore the development of the Franklin Hike Bike Trail.

The Hike Bike Trail is an unpaved trail that originates at W. Rawson Avenue between S. North Cape Road and W. Forest Home Avenue and along the east side of the Ken Windl Park (11615 W. Rawson Avenue). The trail travels due south to the rear yard of Countydale Elementary School, south to the right of way for W. Forest Home Avenue, crosses W. Forest Home Avenue, Crosses St. Martin Road, to a WE Energies sub-station, then travels westerly crossing W. Forest Home and S. North Cape Road before it reaches the City limit bordering Muskego. See attached exhibits "Franklin Hike Bike Trail"

There are two issues related to the request to explore the development of the Franklin Hike Bike Trail:

1. Changing the surface from gravel to asphalt pavement.
2. Providing a trail head for the path that would include additional parking and possibly restroom facilities.

In the research preparing this Council Action, it was discovered that the City entered into an agreement with WE Energies to place the trail in their right-of-way in September 15, 1994. Subsequent addendums extended the property south past St. Martins Road. The last addendum appears to have been signed July 29, 1997. The first condition of the agreement stated that the term of the agreement "...shall be for a period of 5 years commencing from the date on which the trail begins...." It is unknown when the use of the trail commenced, but it is well past 5 years. After the five years, the agreement may be terminated at any time by either party by providing a 90-day notice. Thus, the agreement is still in effect since neither the City nor WE Energies have terminated the agreement. However, the agreement could be terminated as soon as 3 months if either party sends notice. Staff has discussed this issue with WE Energies and have been told that they have been unwilling to give extended agreements with State agencies and doubt that a request from Franklin would be successful. However, they also indicated that they appreciate that we are making use of their property and have no intention of asking us to leave.

Given the totality of the circumstances, including but not limited to the history of the existing indefinite term lease, the type of use, which was considered by the needs assessment to be commensurate with the public facilities to be funded, the ownership of the land by a public utility, and the limited cost of the project, the City Attorney concurs that the project is viable under Wisconsin Statutes for impact fees applicability as contemplated in the Public Facilities Needs Assessment.

ANALYSIS

Asphalt Pavement: The pathway could be ready for asphalt with some minor grading and filling with aggregate. This DPW work is expected to cost \$2,000 in materials. The trail length is approximately 4,200 feet long. An 8 foot pathway is expected to be bid for a total of \$86,000.

Trailhead Options: Trails have increased use if there are locations where users can drive to the trail and start their walk or bike ride. Below is a summary of where a trail head can occur.

On the north end, we have an existing City Park (Ken Windil) at the intersection of North Cape Road and W. Rawson Avenue. This is a great trail head already existing with approximately 30 parking spaces. There are restrooms available that we keep open from 7:30am to 3:30pm (normal DPW working hours).

In the middle, we could add parking where the trail crosses W. Forest Home- either side. We have more room within the existing right-of-way on the west side and could add a half dozen 90-degree stalls by expanding the shoulder. Given the vehicle speeds on W. Forest Home, this choice has some concerns. Also remember that W. Forest Home is a County road and will require discussion with them for a long term arrangement.

Another option at this location is providing a full trail head at a approximate 4.5 acre parcel vacant lot on the northwest corner of St. Martin Road and Forest Home. A parking lot at this location could be configured to allow easy access for parents and/or school busses dropping off and picking up students. A connection here would alleviate traffic congestion on North Cape Road before and after school. Franklin School District indicates that they may be interested in further discussing this option. They would need to fence their property line and have a lockable gate. This location also has sanitary sewer service available on Forest Home and could allow the installation of a restroom. Staff has not investigated ownership nor interest in selling this parcel to the City.

The crossing at St. Martin Road could also have 90 degree parking in the right-of-way and within a power line easement. Although a county road, we are in the process of transferring it to the city when the road improvements are done. I could make contact with the County now and have it incorporated within the roadway improvements and the City would pay for this work as part of their project. Depending on the configuration and cooperation with WE Energies, this option appears the easiest of all options to implement.

On the south end, the trail crosses W. Forest Home Avenue again and like the other crossing location, the west side would be the preferred location with room in the right of way but still has the same situation where you would ask people to back out into the county road with higher speeds. Also involved with this location is a discussion with county about placing it in their right of way.

The last road crossing before it enters Muskego is S. North Cape road. There is limited right of way and this location would require purchasing land. There are not any apparent suitable locations here.

OPTIONS

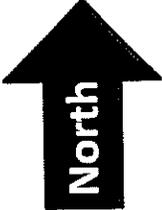
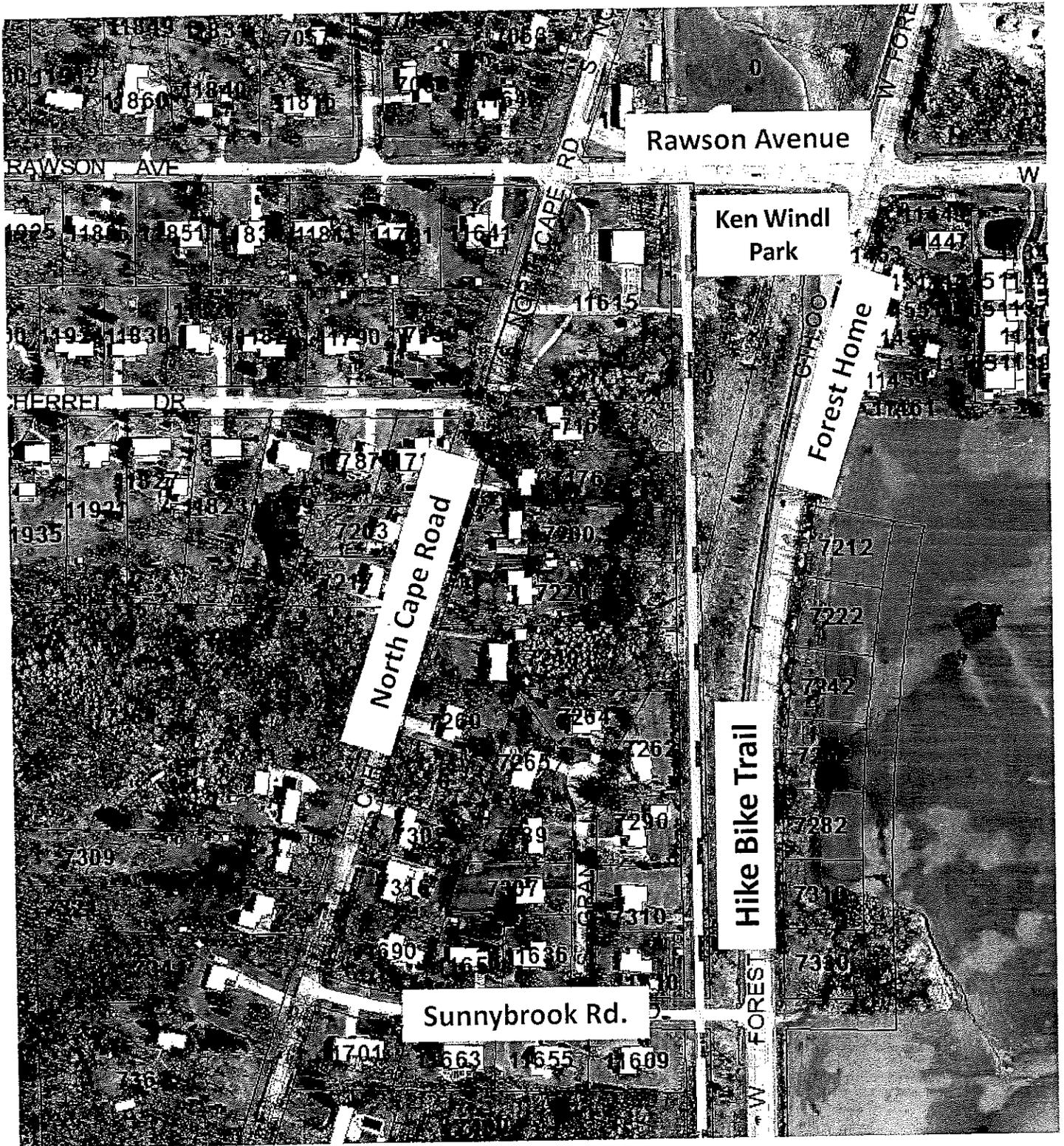
Table or direct staff to further investigate selected elements as described above.

FISCAL NOTES

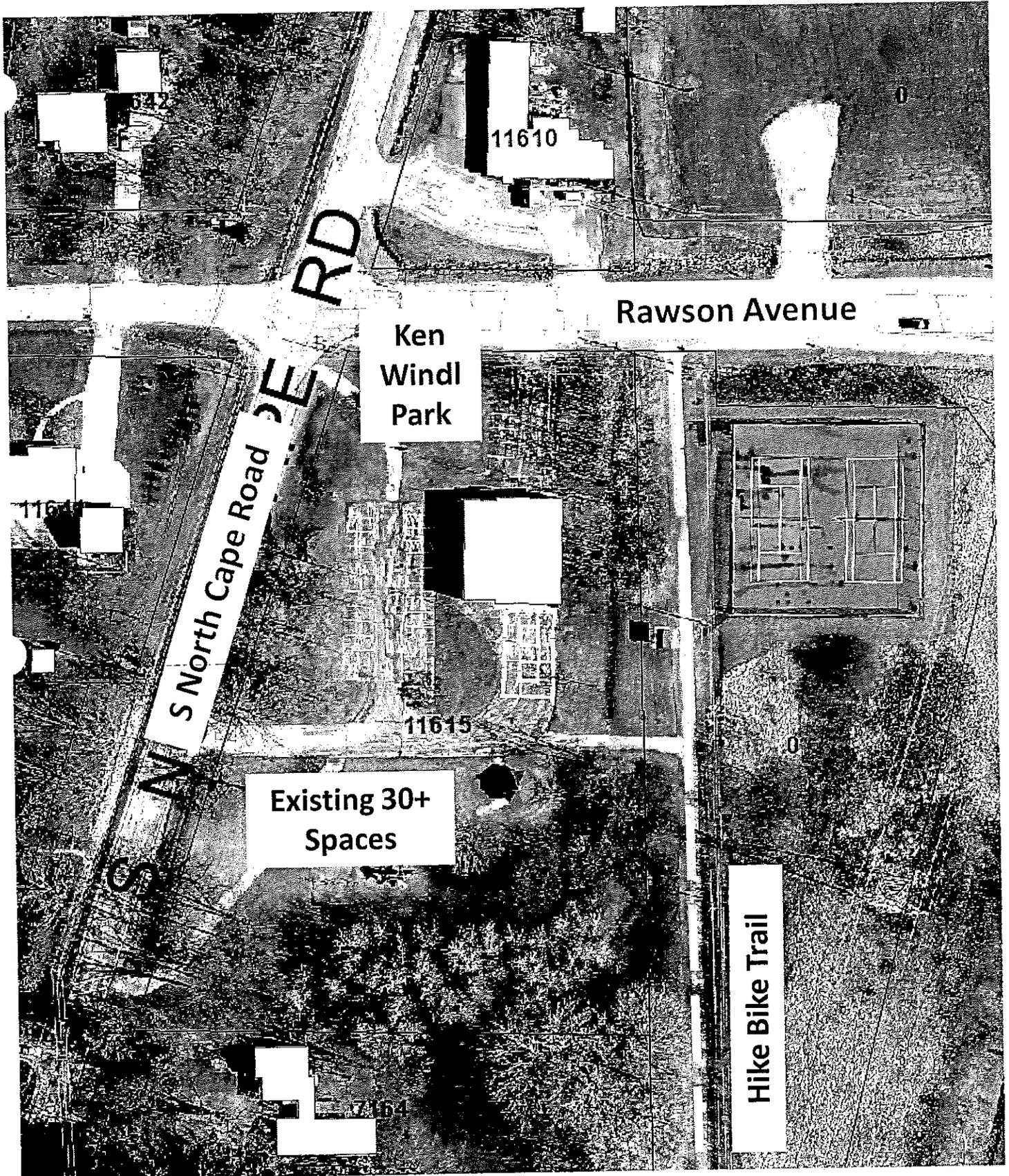
As described, this project is eligible for payment from Park Impact Fees.

RECOMMENDATIONS

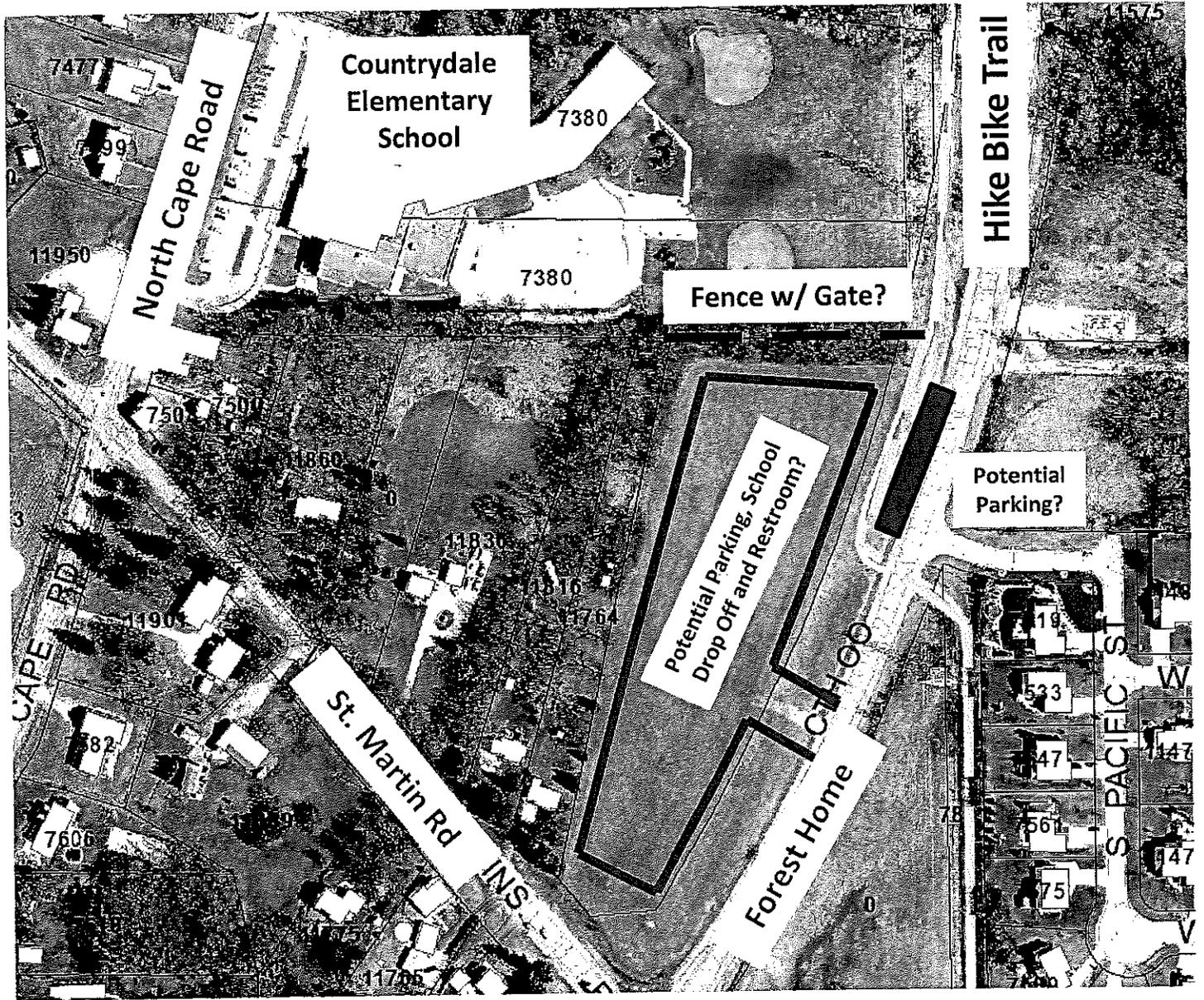
Direct Staff to bid asphalt paving of existing trail. Direct Staff to incorporate project into Milwaukee County project for the reconstruction of St. Martin Road. Also direct staff to enter discussions with Franklin School District in the development of a trailhead on the northwest corner of W. St. Martins Road and S. forest Home Drive. Have Staff report progress at a future Common Council meeting.

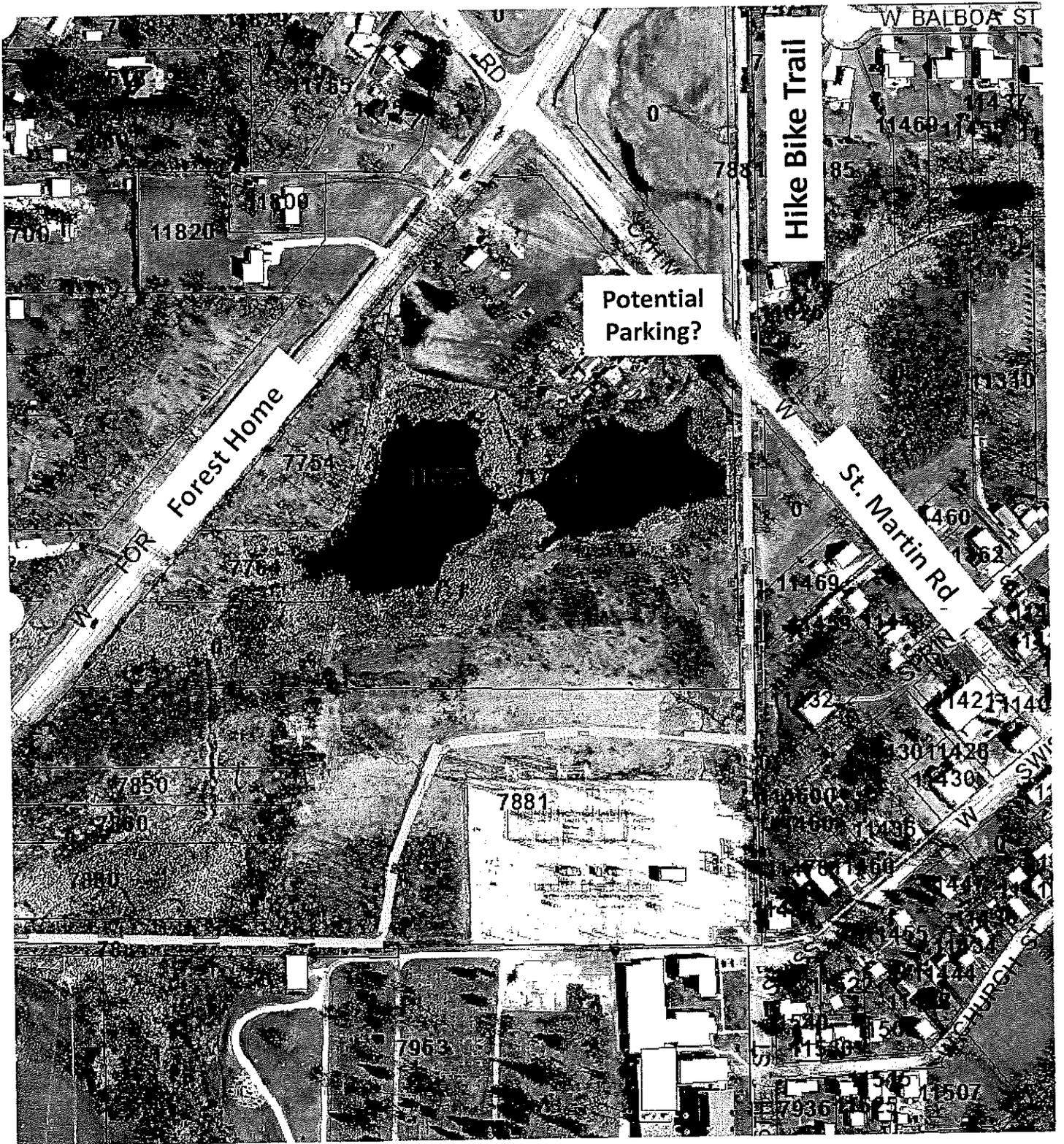


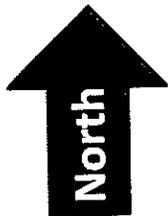
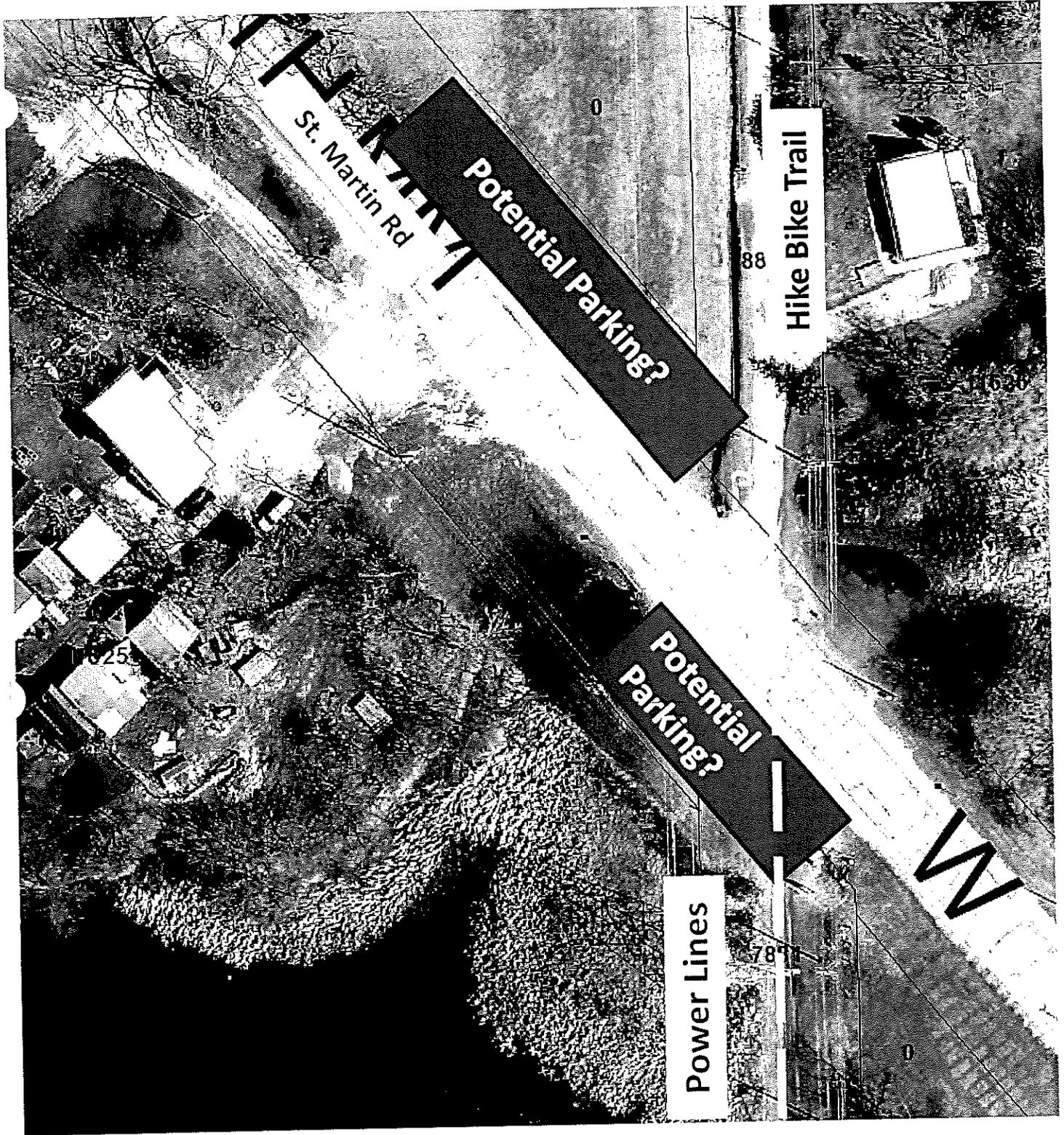
Franklin Hike Bike Trail
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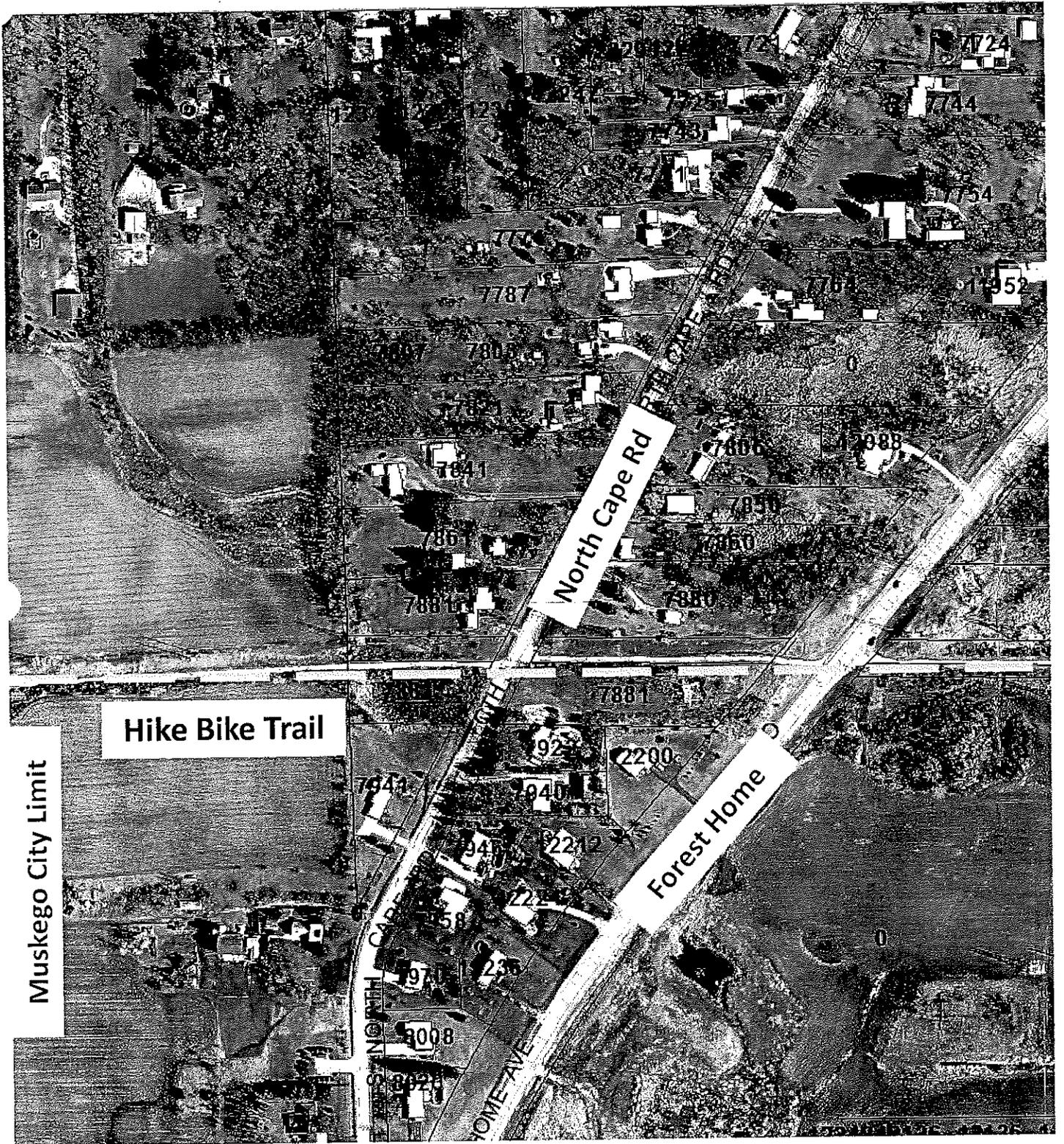
Franklin Hike Bike Trail
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Franklin Hike Bike Trail
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APPROVAL <i>3lw</i>	REQUEST FOR COUNCIL ACTION	MTG. DATE 6/16/15
Reports & Recommendations	SUBJECT: A preliminary resolution declaring intent to exercise special assessment powers granted by Section 207-15 of the Municipal Code, and Section 66.0701 of the State Statutes and establish a public hearing date, July 21, 2015, for the extension of water main on W. Crest Court from S. 35th Street to S. 36th Street	ITEM NO. <i>G, 9,</i>

BACKGROUND

As part of the development of Franklin Woods for Kayla's Playground facility, the City is planning on extending water main on W. Crest Court from its connection on S. 35th Street to S. 36th Street. The extension will front its entire length on the north side to the Franklin Woods and front two single family residential properties along the south. In order to extend this water main it is necessary per City Code and the State Statutes to adopt a preliminary resolution for special assessments.

ANALYSIS

It is requested that the Common Council establish a public hearing on July 21, 2015 and after the public hearing is held, if the Common Council wants to proceed with the project they will need to adopt the final resolution for special assessments.

OPTIONS

Adopt resolution
or
Table

FISCAL NOTE

Consideration will need to be given to the funding of this extension.

RECOMMENDATION

Motion to adopt a preliminary resolution declaring intent to exercise special assessment powers granted by Section 207-15 of the Municipal Code, and Section 66.0701 of the State Statutes and d establish a public hearing date, July 21, 2015, for the extension of water main on W. Crest Court from S. 35th Street to S. 36th Street

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2015- _____

A PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE
SPECIAL ASSESSMENT POWERS GRANTED BY
SECTION 207-15 OF THE MUNICIPAL CODE,
AND SECTION 66.0701 OF THE STATE STATUTES
AND ESTABLISH A PUBLIC HEARING DATE, JULY 21, 2015,
FOR THE EXTENSION OF WATER MAIN
ON W. CREST COURT FROM S. 35TH STREET TO S. 36TH STREET

WHEREAS, the Common Council has determined that it is expedient and necessary for the best interests of the City, its people and the property affected thereby that the following permanent improvements be made as described in this preliminary resolution.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the City of Franklin.

1. The Common Council declares its intent to exercise police powers granted to it by law and adjudge that it is necessary for the health, safety and welfare of the public and affected property owners that a public work of improvement be made for the installation of water main on W. Crest Court from S. 35th Street to S. 36th Street.
2. The Common Council in this process exercises its power to levy special assessments under its police power as authorized in Section 207-15 of the Municipal Code and Section 66.0701 of the Wisconsin Statutes.
3. The Common Council further declares that a public hearing be held on July 21, 2015 to consider this project and its funding.
4. The Common Council further declares that the amount assessed against any property for this improvement shall be upon a reasonable basis as determined by the Common Council.
5. That the City Engineer and/or his authorized representative is directed to prepare the report as described in Section 207-15.E. of the Municipal Code for the extension of water main on W. Crest Court from S. 35th Street to S. 36th Street.
6. Upon completion of such report the City Engineer and/or his authorized representative is directed to file a copy thereof in the Office of the City Clerk for public inspection.
7. That the City Clerk is directed to schedule and give notice of a Public Hearing to be conducted by the Mayor and Common Council in accordance with the provisions of Section 207-15.I. of the Municipal Code.

INTRODUCED at a regular meeting of the Common Council of the City of Franklin this -
_____ day of _____, 2015, by Alderman
_____.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the
_____ day of _____, 2015.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____

NOES _____

ABSENT _____

RJR/db

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	A RESOLUTION TO ACCEPT JURISDICTIONAL TRANSFER OF S 68 TH STREET FROM MILWAUKEE COUNTY	ITEM NUMBER <i>G. 10.</i>

BACKGROUND

In 2013, the City and the County entered into a Jurisdictional Transfer Agreement for S. 68th Street (CTH A) from W. Ryan Road to approximately 600 lineal feet south of W. Puetz Road. Milwaukee County has recently completed the road improvements. City DPW and Engineering reviewed the constructed improvements and find them acceptable for consideration of acceptance by Common Council.

ANALYSIS

This project has been previously discussed at Common Council and Board of Public Works. Milwaukee County performed the project as agreed and the City should accept the road as a City Street.

OPTIONS

Approve or Deny (will need specific justification if denied).

FISCAL NOTES

REMMENDATIONS

Pass resolution to accept transfer of jurisdiction of S. 68th Street.

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY
RESOLUTION NO. 2015-

A RESOLUTION AUTHORIZING OFFICIALS TO ACCEPT JURISDICTIONAL TRANSFER
OF S. 68TH STREET (CTH A) FROM W. RYAN ROAD TO APPROXIMATELY 600 LINEAL
FEET SOUTH OF W. PUETZ ROAD.

WHEREAS, the City of Franklin and Milwaukee County have discussed the merit of transferring several roadways; and

WHEREAS, on November 15, 2013 City of Franklin and Milwaukee County entered into a jurisdictional transfer agreement for said section of roadway; and

WHEREAS, Milwaukee County has satisfactorily fulfilled the terms of the 2013 agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Franklin that the Common Council conditionally accepts the jurisdictional transfer from Milwaukee County of S. 68th Street (CTH A) from W. Ryan Road to approximately 600 lineal feet south of W. Puetz Road.

This agreement being subject to review and approval of the City Attorney.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2015 by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2015.

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____



DEPARTMENT OF TRANSPORTATION
Milwaukee County

Brian Dranzik

- Director
- Highway Commissioner

June 4, 2015

Glen E. Morrow, PE
City Engineer/Director of Public Works
City of Franklin
9229 W. Loomis Road
Franklin, WI 53132

Subject: **Acceptance and Jurisdictional Transfer**
Milwaukee County Project No. WHO20122
S. 68th St. (CTH A)
W. Ryan Rd. to the House of Corrections
City of Franklin
Milwaukee County

Milwaukee County Department of Transportation (MCDOT) has received your letter of acceptance of the S. 68th St. (CTH A) reconstruction project dated May 28, 2015. According to the Jurisdictional Transfer Agreement executed on November 25, 2013, the City of Franklin Common Council is to pass a resolution to accept transfer of jurisdiction of S. 68th St. MCDOT would expect that the resolution be placed on the agenda for your next City of Franklin Common Council meeting on June 16, 2015.

Once the resolution has been passed by the City of Franklin Common Council, the City of Franklin is to notify the Southeastern Regional Planning Commission (SEWRPC), the State Department of Transportation and the property owners along S. 68th St. that a transfer has occurred and inform them of the proper City of Franklin officials or departments to contact for roadway maintenance issues.

We appreciate you and the City of Franklin's support and cooperation throughout the entire jurisdictional transfer process.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brian Dranzik".

Brian Dranzik,
MCDOT Director

MILWAUKEE COUNTY – Technology Innovation Center, 10437 Innovation Drive-5th Floor, Wauwatosa, WI 53226
PHONE NUMBERS: Administration 414-257-5929 Transportation Services 414-257-5900
FAX NUMBER: Transportation Services 414-257-5950

Attachments: S. 68th St. (CTH A) Acceptance Letter
Executed Jurisdictional Transfer Agreement

cc: James Martin, Milwaukee County
Andrea Weddle-Henning, Milwaukee County
Aziz Aleiow, Milwaukee County
Paul Kuglitsch, Milwaukee County
Greg Heisel, Milwaukee County
Kevin Kent, Milwaukee County



May 28, 2015

Aziz Aleiow, P.E.
Managing Engineer
Milwaukee County Department of Transportation
10437 Innovation Drive
Wauwatosa, WI 53226

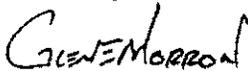
Dear Mr. Aleiow,

The City of Franklin Engineering Department has reviewed the reconstruction of S. 68th Street (CTH A) from W. Ryan Road to approximately 600 lineal feet south of W. Puetz Road.

The construction and associated landscaping is hereby approved for consideration by the City of Franklin Common Council for of a jurisdictional transfer from the Milwaukee County to the City of Franklin.

Please feel free to contact me to discuss further.

Sincerely,


Glen E. Morrow, P.E.
City Engineer

cc: Mayor Olson
Assistant City Engineer Romeis
Highway Superintendent Schaefer

RJR/sr

**JURISDICTIONAL TRANSFER AGREEMENT
BETWEEN
MILWAUKEE COUNTY
AND
CITY OF FRANKLIN**

2013 OCT 25 P 1:24

This JURISDICTIONAL TRANSFER AGREEMENT (the "Agreement"), is made and entered into effective this 3rd day of October, 2013, by and between MILWAUKEE COUNTY (the "County") and the CITY OF FRANKLIN (the "City").

WITNESSETH:

WHEREAS, the authority to make changes to the County Trunk Highway System is granted to the County by Section 83.025 Wis. Stats.; and

WHEREAS, the County has jurisdiction over (i) CTH A (S. 68th St.) from STH 100 (W. Ryan Rd.) to 1285 feet south of W. Puetz Rd., (ii) CTH J (S. North Cape Rd.) from 870 feet north of Hi-View Dr. to CTH OO (W. Forest Home Ave.) for the full width of the right of way and (iii) CTH J (S. North Cape Rd.) from W. High-View Dr. to 870 feet north of Hi-View Dr. for the east half of the right of way; and

WHEREAS, the County has requested of the City a jurisdictional transfer of those portions of County Trunk Highway above-referenced and the County and the City agree that such transfer would be of benefit to the public; and

WHEREAS, These jurisdictional transfers conform to, are consistent with and serve to implement the recommendations contained within the Southeast Regional Transportation System Plan under the County Jurisdictional Highway System Plan; and

WHEREAS, the State Department of Transportation has reviewed the two jurisdictional transfers and has approved both by letters attached.

NOW, THEREFORE, in consideration of the foregoing recitals, the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, it is agreed as follows:

PROVISIONS:

1. The County agrees, upon approval of this Agreement, and approval by the Milwaukee County Board of Supervisors of an appropriate resolution, to transfer jurisdiction of (i) CTH A (S. 68th St.) from STH 100 (W. Ryan Rd.) to 1285 feet south of W. Puetz Rd. and (ii) CTH J (S. North Cape Rd.) from 870 feet north of Hi-View Dr. to CTH OO (W. Forest Home Ave.) for the full width of the right of way and (iii) CTH J (S. North Cape Rd.) from W. High-View Dr. to 870 feet north of Hi-View Dr. for the east half of the right of way to the City.

2. The City agrees, upon approval of this Agreement, and approval by the City Common Council of an appropriate resolution, to accept transfer of jurisdiction of those portions of County Trunk Highway above-referenced.
3. The City agrees that upon acceptance it will assume all costs related to the maintenance of said roadways including, but not limited to, driving surface, shoulders, stormwater, snow and ice control, traffic engineering (signs, signals, pavement markings) and structures (bridges and culverts), if any.
4. The City agrees that upon acceptance it will assume responsibility for all permits for work within the roadway right-of-way including driveway and utilities.
5. The County agrees to indemnify and hold the City harmless from any and all claims that may arise out of the County's ownership, operation and maintenance of those portions of CTH A and CTH J above-referenced for the period of time prior to the transfer.
6. The County and the City understand, acknowledge and agree that as a condition of this Agreement the County will fund a project to improve those portions of CTH A and CTH J above-referenced as mutually agreed on by both the County and the City.
7. In furtherance of future project terms mutual agreement, the City and the County agree that the City shall enter into a professional engineering consulting agreement with the County's current consulting professional engineer for the subject roadway improvement project to provide the preliminary engineering thereof, that the City shall provide initial funding for such consulting agreement and that the County shall reimburse or credit the cost thereof to the City upon completion of the contemplated improvement project or as part of the cost allocation provisions thereof to be agreed upon.
8. The City agrees that upon completion of the improvements contemplated above, the City shall accept transfer of jurisdiction by resolution of its governing body.
9. The City agrees that as the recipient agency, it will notify the Southeastern Regional Planning Commission, the State Department of Transportation and the property owners along each roadway that a transfer of jurisdiction has occurred and informing the property owners which City officials or departments to contact for issues related to roadway maintenance.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day, month and year first above written.

CITY OF FRANKLIN

MILWAUKEE COUNTY

By: *Thomas M. Vofsi* Date: 10/03/2013
Name:

By: *Chris* Date: 11/25/13
Name:

Title:

By: Amanda J. Mesloren Date: 10/03/2013

Name:
Title:

Title:

By: [Signature] Date: 11/19/13

Name: BILLY DEHAR
Title: DIR. OF TRANSPORTATION

By: Colin A. Patton Date: 10/23/2013

Name: COLIN A. PATTON
Title: DIRECTOR OF FINANCE & TREASURY

By: [Signature] Date: 11/25/13

Name:
Title:

Approved as to form and independent status

By: [Signature] Date: 10/14/13
City Engineer

By: Paul Kujala Date: 10/29/13
Corporation Counsel

By: [Signature] Date: 10/16/13
City Attorney



APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/2015
REPORTS & RECOMMENDATIONS	A RESOLUTION TO SIGN CHANGE ORDER 1 FOR CONSTRUCTION OF FRANKLIN WATER AND WASTEWATER OPERATIONS AND MAINTENANCE FACILITY (5550 WEST AIRWAYS AVENUE)	ITEM NUMBER <i>G. 11.</i>

BACKGROUND

As part of the bidding of Franklin Water And Wastewater Operations And Maintenance Facility (5550 W Airways Avenue), the bidders were not advised that in order to obtain building permits, impact fees must be paid. The Contractor (Miron Construction, Co. Inc.) paid the fees.

ANALYSIS

Reimbursement to the contractor of unexpected permit fees is appropriate.

- The Architect has recommended approval.
- Board of Water Commissioners is expected to discuss this matter prior to the Common Council meeting.

OPTIONS

Approve or Deny (will need specific justification if denied).

FISCAL NOTES

\$2,746,620.00	Original Contract Price
\$ 00.00	Adjustment to Contract from previous change Orders (0-0)
\$ 9,902.95	Net increase of this Change Order 1
\$2,756,522.95	Contract Price after this Change Order

The Water and Sewer Utilities are each dedicating \$1.6 million for this project. Therefore, without any additional commitments, the project has a total budget of \$3.2 million.

We anticipate a Change Order No 2 forthcoming of approximately \$85k. Therefore the project is tracking approximately \$350k under our budget.

REMMENDATIONS

Authorize City Engineer to sign Change Order #1 for the construction of Franklin Water And Wastewater Operations And Maintenance Facility in the increase amount of \$9,902.95.

CHANGE ORDER

No. 1

DATE OF ISSUANCE May 7, 2015

EFFECTIVE DATE May 7, 2015

OWNER City of Franklin
 CONTRACTOR Miron Construction Co., Inc.
 Contract: Franklin Water & Wastewater Operations and Maintenance Facility
 Project: Franklin Water & Wastewater Operations and Maintenance Facility
 OWNER's Contract No. 2014-4 ENGINEER's Contract No. 2013-0168.04
 ENGINEER GRAEF- USA Inc.

You are directed to make the following changes in the Contract Documents:

Description: Reimbursement for Impact Fees paid by Contractor to receive the building permit.

Reason for Change Order: Reimbursement for Impact Fees paid by Contractor to receive the building permit.

Attachments: (List documents supporting change)
 Summary of quantities and unit prices

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>2,746,620.00</u>
Net Increase from previous Change Orders No. <u> </u> to <u> </u> : \$ <u>0.00</u>
Contract Price prior to this Change Order: \$ <u>2,746,620.00</u>
Net increase of this Change Order: \$ <u>9,902.95</u>
Contract Price with all approved Change Orders: \$ <u>2,756,522.95</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: <u>August 28, 2015</u> Ready for final payment: <u>September 18, 2015</u> (days or dates)
Net change from previous Change Orders No. <u> </u> to No. <u> </u> : Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Times prior to this Change Order: Substantial Completion: <u>August 28, 2015</u> Ready for final payment: <u>September 18, 2015</u> (days or dates)
Net increase this Change Order: Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Times with all approved Change Orders: Substantial Completion: <u>August 28, 2015</u> Ready for final payment: <u>September 18, 2015</u> (days or dates)

RECOMMENDED:
By: [Signature]
ENGINEER (Authorized Signature)

APPROVED:
By: _____
OWNER (Authorized Signature)

ACCEPTED:
By: [Signature]
CONTRACTOR (Authorized Signature)
David G. Voss Jr., President

Date: 5/7/15

Date: _____

Date: 5-14-15

EJCDC 1910-8-B (1996 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America and the Construction Specifications Institute.

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 06/16/15
LICENSES AND PERMITS	MISCELLANEOUS LICENSES	ITEM NUMBER H.1.

See attached list from meetings of June 16th, 2015.

COUNCIL ACTION REQUESTED

414-425-7500

**License Committee
 Agenda*
 Aldermen's Room
 June 16, 2015 – 5:15 p.m.**

1.	Call to Order & Roll Call	Time:		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		Recommendations		
Type/ Time	Applicant Information	Approve	Hold	Deny
Reserve Class B Combination and Grant application (New) 2015-16 5:30 p.m.	F F & E, LLC D/b/a Hampton Inn & Suites 6901 S 76 th St Nicole Taylor, Agent			
Class B Combination (New) 2015-16 5:40 p.m.	Point After LLC D/b/a The Point After 7101 S 76 th St Darrel Malek, Agent			
Class B Combination and Entertainment & Amusement 2015-16 5:45 p.m.	Little Cancun LLC D/b/a Little Cancun 7273A S 27 St Veronica Cervera, Agent			
Operator – New 2014-15 5:50 p.m.	Danielle C Johnson, 6918 Bay Wood Dr Racine, WI 53402 Buckhorn Bar & Grill			
Operator – New 2015-16 5:55 p.m.	Cody N Alvey 511 Southtowne Pl, Apt M204 South Milwaukee, WI 53172 Wal-Mart Store			
Operator – New 2015-16 6:00 p.m.	Gabriela Palacios Cruz 3214 S 13 th St Milwaukee, WI 53215 Sendik's Food Market			
Temporary Entertainment & Amusement	Franklin Rehabilitation – Corporate Anniversary Festival Person in Charge: Scott Cole Location: Parking Lot of Pick 'n Save, 76 th & Rawson Ave Date of Event: 6/18/2015			
Operator – New 2014-15	Daniel M Simmons 8827 W Silverwood Ct Franklin, WI 53132 Hanley's Grille & Bar			
Operator – New 2014-15	Lucas A Molkentim 357 High Street Pewaukee, WI 53072 Sam's Club			
Operator – Renewal 2015-16	Lucas A Molkentim 357 High Street Pewaukee, WI 53072 Sam's Club			
Operator – New 2014-15	Samantha Jaskie 7515 Mission Hill Ct Franklin, WI 53132 Discount Cigarettes & Liquor			

Operator – Renewal 2015-16	Samantha Jaskie 7515 Mission Hill Ct Franklin, WI 53132 Discount Cigarettes & Liquor			
Operator – New 2014-15	Jose E Ambriz 2232 S 16 th St Milwaukee, WI 53215 Little Cancun			
Operator – Renewal 2015-16	Jose E Ambriz 2232 S 16 th St Milwaukee, WI 53215 Little Cancun			
Operator – Renewal 2015-16	Heather A Bandle 10380 W Plumtree Cir, #204 Hales Corners, WI 53130 The Landmark			
Operator – Renewal 2015-16	Tina M Baratta 11207 42 nd Ave Pleasant Prairie, WI 53158 Hideaway Pub & Eatery			
Operator – New 2015-16	David J Bartels 8489 Golden Lake Ct Franklin, WI 53132 The Point After			
Operator – Renewal 2015-16	Gail M Baum 3411 S Chicago Ave, #8 South Milwaukee, WI 53172 Buckhorn Bar & Grill			
Operator – Renewal 2015-16	Alicia E Bellanger 2405 W Briar Lake Way, #1A Oak Creek, WI 53154 Hideaway Pub & Eatery			
Operator – Renewal 2015-16	John E Bergner 8501 Parkland Dr Franklin, WI 53132 Franklin Civic Celebration			
Operator – Renewal 2015-16	Wendy L Brengosz 411 N Greenfield Ave Waukesha, WI 53186 Michaelangelo's Pizza			
Operator – Renewal 2015-16	Mark L Brys 1720 W Meyer Ln, #6104 Oak Creek, WI 53154 Buckhorn Bar & Grill			
Operator – Renewal 2015-16	Joseph A Cauley 1813 S 70 th St West Allis, WI 53214 Rawson Pub			
Operator – Renewal 2015-16	Sarah K Deshambo 5000 S Greenbrook Ter #7103 Greenfield, WI 53220 Romey's Place			
Operator – Renewal 2015-16	Sarah J Erkitz 4477 S 63 rd St Greenfield, WI 53220 Walgreen – S 76 th St			

Operator – Renewal 2015-16	Patrick J Fischer 9208 W Hayes Ave, #3 Milwaukee, WI 53227 Pick 'n Save #6431			
Operator – New 2015-16	Kayla L Fleury 2145 S 102 nd St West Allis, WI 53227 7-Eleven			
Operator – Renewal 2015-16	Miguel Garcia 3553 S 33 rd St Greenfield, WI 53221 Wal-Mart Store			
Operator – Renewal 2015-16	Garrett M Gnacinski 285 E Golden Ln Oak Creek, WI 53154 Pick 'n Save #6431			
Operator – Renewal 2015-16	Randy F Grass 9056 W Elm Ct, Unit F Franklin, WI 53132 Franklin Civic Celebration			
Operator – New 2015-16	Miguel A Gutierrez 913 W Washington St Milwaukee, WI 53204 Little Cancun			
Operator – Renewal 2015-16	Jody L Haase 2431 W Carroll Ave Oak Creek, WI 53154 7-Eleven			
Operator – Renewal 2015-16	Steven P Hall 6810 Kathleen Ct, #6 Franklin, WI 53132 Hideaway Pub & Eatery			
Operator – New 2015-16	Fred A Hein, Jr 7616 W Honey Creek Pkwy West Allis, WI 53219 Polish Center of Wisconsin			
Operator – New 2015-16	Blair R Hicks 3120 E Allison Ave Cudahy WI 53110 Tuckaway Country Club			
Operator – New 2015-16	Marie E Idzikowski 5348 South 8 th St Milwaukee, WI 53221 Polish Center of Wisconsin			
Operator – Renewal 2015-16	Adam J Jubeck 2430 W Briar Lake Way, #2B Oak Creek, WI 53154 Bowery Bar & Grill			
Operator – Renewal 2015-16	Sue M Kuiper 12000 7 1/2 Mile Rd Caledonia, WI 53108 Green Tea Garden			
Operator – Renewal 2015-16	Jill H Lake W135S7013 Hale Park Dr Muskego, WI 53150 Wegner's St Martins Inn			

Operator – Renewal 2015-16	Sharon J Larscheidt 11126 W Ryan Rd Franklin, WI 53132 Pick `n Save #6431			
Operator – Renewal 2015-16	Kimberly D Leannais 6317 Riverside Rd Waterford, WI 53185 Country Lanes			
Operator – New 2015-16	Leah T Lessard 8058 S 79 th St Franklin, WI 53132 Sendik's Food Market			
Operator – Renewal 2015-16	June A Loh 7930 W Coldspring Rd Greenfield, WI 53220 Wegner's St Martins Inn			
Operator – Renewal 2015-16	Sarah A Martinson 3601 S 13 th St Milwaukee, WI 53221 Rawson Pub			
Operator – Renewal 2015-16	Stephanie A McCabe 3401 Charles St Racine, WI 53402 Sam's Club #8167			
Operator – New 2015-16	Tracy L Mischuk 26205 Nordic Ridge Dr Wind Lake, WI 53185 Hideaway Pub & Eatery			
Operator – Renewal 2015-16	Dennis J Mulcahy 5020 W Coldspring Rd Greenfield, WI 53220 Walgreen – S 27 th St			
Operator – Renewal 2015-16	Christine M Ogorzelec 23627 82 nd St Salem, WI 53168 7-Eleven			
Operator – Renewal 2015-16	Richard G Rabioga 3733 W Jerelin Dr Franklin, WI 53132 Polonia Sport Club			
Operator – Renewal 2015-16	Sue E Reynolds 5443 Mulberry Dr Greendale, WI 53129 Sam's Club #8167			
Operator – Renewal 2015-16	Jessica R Sauer 8869 Lake Pointe Cir Franklin, WI 53132 Rock Sports Complex			
Operator – Renewal 2015-16	Stephanie K Sauer 8869 Lake Pointe Cir Franklin, WI 53132 Rock Sports Complex			
Operator – Renewal 2015-16	Brian K Sawinski PO Box 320412 Franklin, WI 53132 Franklin Civic Celebration			

Operator – Renewal 2015-16	Scott A Schilling 3521 S Chase Ave Milwaukee, WI 53207 7-Eleven			
Operator – Renewal 2015-16	Jennifer I Schrank 9100 W Concordia Ave Milwaukee, WI 53222 7-Eleven			
Operator – Renewal 2015-16	Sanjeev K Sharma 2445 W Briar Lake Way, #2B Oak Creek, WI 53154 Andy's on Ryan Rd			
Operator – Renewal 2015-16	Julie A Shutta 3215 Blakewood Ave South Milwaukee, WI 53172 Sam's Club #8167			
Operator – Renewal 2015-16	Poonam Singh 16225 Cumberland Trl Brookfield, WI 53005 Franklin Quik Chek			
Operator – Renewal 2015-16	Brianna R Sommerfield 8030 W Tripoli Ave Milwaukee, WI 53220 7-Eleven			
Operator – Renewal 2015-16	Daniel V Stadler S73W14901 Candlewood Ln Muskego, WI 53150 Polonia Sport Club			
Operator – Renewal 2015-16	Katie M Templeton 7925 S 27 th St Franklin, WI 53132 7-Eleven			
Operator – Renewal 2015-16	Kathleen R Wegner 26545 Nordic Ridge Dr Wind Lake, WI 53185 Wegner's St Martins Inn			
Police Incident Reports from July 2014 thru June 2015 for Class A and B Establishments	Police Incident Reports from July 2014 thru June 2015 for Class A and B Establishments			
3.	Adjournment			Time

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

APPROVAL <i>Slw Pal</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 6/17/15
Bills	Vouchers and Payroll Approval	ITEM NUMBER I. 1

Attached are vouchers dated June 2, 2015 through June 11, 2015 Nos. 156697 through Nos. 156876 in the amount of \$ 1,767,431.77. Included in this listing are EFT's Nos. 2884 through Nos. 2896 and Library vouchers totaling \$ 7,315.21.

Early release disbursements under Resolution 2013-6920 in the amount of \$ 526,298.25 are provided on a separate listing and are also included on the complete disbursement listing.

The net payroll dated June 12, 2015 is \$ 356,289.93, previously estimated at \$ 356,000.00. Payroll deductions for June 12, 2015 are \$ 202,736.34, previously estimated at \$ 203,000.00.

The estimated payroll for June 26, 2015 is \$ 351,000.00 with estimated deductions of \$ 427,000.00.

Attached is a list of property tax refunds Nos. 14863 through Nos. 14879 and EFT's No. 54 dated May 26, 2015 through June 10, 2015 in the amount of \$ 1,209,720.43. These disbursements have been released as authorized under Resolution 2013-6920.

Several park development vouchers are expected before the next Common Council meeting that if paid, will preserve Park Impact Fees from rebate. Two projects are involved, \$115,000 for Pleasant View Park (uncompleted project from 2014) development and up to \$160,000 for Kayla's Playground park bathrooms (award of bid is on this meeting's agenda). Staff requests Common Council approval to make the payments prior to June 30th, 2015, not exceeding \$275,000, so as to preserve the Park Impact fees for park development purposes. Actual payments will be reported at the subsequent regularly scheduled Common Council meeting.

COUNCIL ACTION REQUESTED

Motion approving net general checking account City vouchers in the range of Nos. 156697 through Nos. 156876 in the amount of \$ 1,767,431.77 dated June 2, 2015 through June 11, 2015.

Motion approving the net payroll dated June 12, 2015 in the amount of \$ 356,289.93 and payments of the various payroll deductions in the amount of \$ 202,736.34 plus any City matching payments, where required.

Motion approving the net payroll dated June 26, 2015 estimated at \$ 351,000.00 and payments of the various payroll deductions estimated at \$ 427,000.00, plus any City matching payments, where required.

Motion approving property tax refunds Nos. 14863 through Nos. 14879 and EFT's No. 54 in the amount of \$ 1,209,720.43 dated May 26, 2015 through June 10, 2015.

Motion approving park development expenditures, subject to review and recommendation by the City Engineer not exceeding \$275,000, for payment prior to June 30, 2015.