

CITY OF FRANKLIN
COMMON COUNCIL MEETING*
FRANKLIN CITY HALL – COMMON COUNCIL CHAMBERS
9229 WEST LOOMIS ROAD, FRANKLIN, WISCONSIN
AGENDA**
TUESDAY, MAY 17, 2016
AT 6:30 P.M.

- A. Call to Order and Roll Call.

- B.
 - 1. Citizen Comment Period.
 - 2. Mayor Announcements:
 - (a) Proclamation – Jack Pantaleo (Eagle Scout Court of Honor).
 - (b) Public Policy Forum 24th Annual Salute to Local Government.

- C. Approval of Minutes:
 - May 3, 2016 Common Council Meeting.

- D. Hearings.

- E. Organizational Business.
 - 1. Mayoral Appointments:
 - (a) Arthur Skowron, 9046 S. Cordgrass Circle East, Ald. Dist. 6 – Environmental Commission (3 year unexpired term expiring 4/30/17).
 - (b) Stephanie Flynn, 7473 Riverview Road, Ald. Dist. 5 - Environmental Commission (3 year term expiring 4/30/19).
 - (c) Joel Pesch, 8103 S. Chapel Hill Dr., Ald. Dist. 2 - Personnel Committee (3 year unexpired term expiring 4/30/18).
 - (d) Jaspreet Kaur, 6874 S. Dory Drive., Ald. Dist. 3 - Technology Commission (3 year unexpired term expiring 4/30/2018).
 - (e) Layne Litwin, 7382 S. Hillendale Dr., Ald. Dist. 3 - Technology Commission (3 year unexpired term expiring 4/30/2018).
 - (f) Robert Campbell, 5416 W. Behrendt St., Ald. Dist. 5 – Board of Zoning and Building Appeals (3 year term expiring 4/30/19).
 - (g) Anthony Megna, 10321 W. Church St., Ald. Dist. 2 – Board of Zoning and Building Appeals (3 year term expiring 4/30/19).
 - (h) Robert Montgomery, 8570 S. 116th St., Ald. Dist. 6 - Board of Zoning and Building Appeals (3 year term expiring 4/30/19).
 - 2. Alderwoman Wilhelm appointment – James Luckey, 4925 W. Rawson Ave., Ald. Dist. 3 – Board of Review (3 year unexpired term expiring 4/30/17).
 - 3. Alderman Dandrea appointment – Peter Jankowski, 8160 S. 77th St., Ald. Dist. 1 – Board of Review (3 year term expiring 4/30/19).

- F. Letters and Petitions.

G. Reports and Recommendations:

1. City of Franklin Child Development Website.
2. 20TH Annual Franklin Students Tell the Truth about Tobacco Poster Contest Winners.
3. Temporary Street Closure (Schlueter Parkway) Request in Conjunction with the June 15, 2016 "Franklin Family Fun Flick".
4. Concept Review for a Proposed Self-Storage Facility use Upon Property Located at 6803, 6805 and 6807 South 27th Street (Highland Development Ventures, LLC, Applicant).
5. Request for Approval of Professional Consulting Engineering Services Contract with GRAEF for Miscellaneous Services Related to Ballpark Commons Project.
6. A Resolution Awarding a Contract Change Order to Stark Pavement Corporation in the Amount of \$117,769 as an Addition to the 2016 Local Street Improvement Program.
7. An Ordinance to Amend the Unified Development Ordinance Text to Add a Footnote to Table 15-4.0100 to Provide that All Public (Federal, State, County, and City Owned) Streets, Sidewalks and Trails Construction Shall Conditionally Not Be Subject To the Natural Resource Features Protection Standards Following the Review and Approval of an Application Therefore by the Common Council (City of Franklin, Applicant).
8. Request for Approval of Amendment to GRAEF Consulting Engineering Services Agreement for Construction of Sewer and Water Operations Center (5500 W. Airways Avenue).
9. A Resolution to Sign a Milwaukee Metropolitan Sewerage District Green Solutions Funding Agreement for Pavers at Franklin Woods (3723 W. Puetz Rd).
10. Request to Proceed with Design Water and Sanitary Sewer Project in the Vicinity of S. Woelfel Road and W. Rawson Avenue.
11. Financial Report on Tax Incremental Financing District 3 and 4 for Calendar Year 2015.
12. Report on Contract Awards for the Community Development Block Grant (CDBG) Projects Entitled City of Franklin City Hall ADA Signage and City of Franklin Senior Meal Program Site Kitchen Area Roof Venting.
13. Designation of Official Newspaper.
14. A Notice of Claim from Mary Neubauer for Injuries Allegedly Sustained While Participating in a Training at the City of West Allis Police Department. (The Common Council may enter closed session pursuant to §19.85(1)(e) and (g), Wis. Stats., to consider a notice of claim from Mary Neubauer for Injuries Allegedly Sustained While Participating in a Training at the City of West Allis Police Department.

H. Licenses and Permits.
Miscellaneous Licenses.

I. Bills.
Vouchers and Payroll approval.

J. Adjournment.

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

Common Council Meeting

May 17, 2016

Page 3

**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:

May 19	Plan Commission	7:00 p.m.
May 30	Memorial Day	City Hall Closed
June 7	Common Council	6:30 p.m.
June 9	Plan Commission	7:00 p.m.

BLANK PAGE

City of Franklin Proclamation

CERTIFICATE OF ACHIEVEMENT

JACK PANTALEO

Whereas, the development of our youth, both boys and girls is greatly enhanced by active participation in scouting, and ;

Whereas, Jack Pantaleo by study, hard work and perseverance, has successfully progressed through various ranks in scouting, and

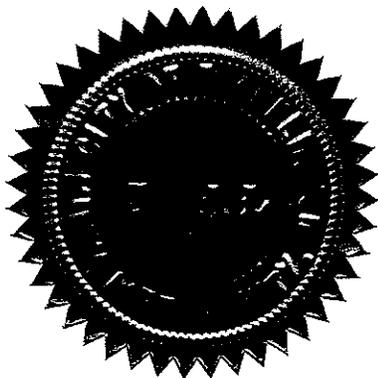
Whereas, such dedication and industriousness has resulted in Jack Pantaleo earning the highest award in scouting that of Eagle Scout, and

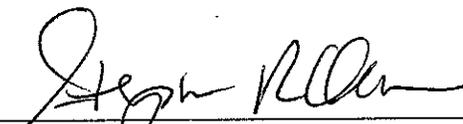
Whereas, Jack Pantaleo's achievement has broadened his knowledge and experience and will help him in all of his future endeavors, and

Whereas, Jack Pantaleo's parents, his scouting leaders, friends, and the community are proud of his achievement.

NOW, THEREFORE, I, Mayor Stephen R. Olson on behalf of the Common Council and the residents of the City of Franklin do hereby present this Certificate of Achievement to Jack Pantaleo on the occasion of him becoming an Eagle Scout and ask all residents of Franklin to join me in congratulating Jack Pantaleo on this outstanding achievement.

Dated this 10th day of May, 2016 in Franklin, Wisconsin.




Stephen R. Olson, Mayor

B.2.(b)

24TH ANNUAL SALUTE TO LOCAL GOVERNMENT



PUBLIC POLICY FORUM

IMPARTIAL RESEARCH. INFORMED DEBATE.

Tuesday, June 21, 2016
7:30 to 9:00 a.m.

Italian Conference Center | 631 E. Chicago St. | Milwaukee, WI 53202

The Salute to Local Government is one of the few events in our region that highlights the value of public sector performance and the benefits that public sector innovation and excellence bring to taxpayers and our community as a whole.

Register via mail or online at
publicpolicyforum.org/salute-local-government

Contact:
Public Policy Forum
events@publicpolicyforum.org
(414) 276-8240

- | | | |
|---|---------|--|
| PLAN COMMISSION APPOINTMENT | E.2.(a) | Alderman Dandrea moved to confirm the Mayoral appointment of Patricia Hogan, 8239 W. Drexel Ave. (Ald. Dist. 1), to the Plan Commission to fill the unexpired 3-year term expiring 4/30/2018. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried. |
| PARKS COMMISSION | E.2.(b) | Alderman D. Mayer moved to confirm the Mayoral appointment of Alderwoman Susanne Mayer to the Parks Commission for a 1-year term expiring on 4/18/2017. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried. |
| POLICE DEPARTMENT DONATION FROM KWIK TRIP | G.1. | Alderwoman Wilhelm moved to accept the donation from Kwik Trip in the amount of \$350 to be put toward the purchase of materials by the Police Department for the Annual Bicycle Rodeo. Seconded by Alderman Dandrea. All voted Aye; motion carried. |
| ORD. 2016-2217
LIMITING OPERATION OF DRONES | G.2. | Alderwoman Wilhelm moved to adopt Ordinance No. 2016-2217, AN ORDINANCE TO AMEND 178-5. OF THE MUNICIPAL CODE TO PROVIDE A LIMITATION ON THE OPERATION OF DRONES TO PREVENT ANY PERSON FROM OPERATING A DRONE OVER A CORRECTIONAL INSTITUTION PROPERTY. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| RES. 2016-7190
SPECIAL USE FOR OVER-THE-ROAD TRUCKING COMPANY (AMERICAN LOGISTICS LLC) | G.3. | Alderman Taylor moved to adopt Resolution No. 2016-7190, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR AN OVER-THE-ROAD TRUCKING COMPANY BUSINESS USE UPON PROPERTY LOCATED AT 5825 WEST RYAN ROAD (AMERICAN LOGISTICS LLC, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried. |
| DIRECTION TO PROCEED WITH AMENDING UDO NATURAL RESOURCE PROTECTION PLAN | G.4. | Alderwoman Wilhelm moved to refer a proposal to amend the Unified Development Ordinance to exempt public streets, sidewalks, trails and appurtenances from the City's natural resource protection standards to the City Attorney for compliance with new State wetland delineation laws. Seconded by Alderman Taylor. All voted Aye; motion carried. |
| USE OF PERMIT FOR FRANKLIN WOODS NATURE CENTER AND KAYLA'S PLAYGROUND PAVILION | G.5. | Alderman Taylor moved to authorize staff to proceed with the Franklin Woods Nature Center and Kayla's Playground park pavilion rental and Scheduled Visit notification for the calendar year 2016, deleting the checkbox "Beer, wine and alcohol consumption only. Sale of same not permitted." on the forms, and |

work with staff for a meeting with area residents for input. Seconded by Alderman Barber. All voted Aye; motion carried.

SITE FURNISHINGS AT
KAYLA'S PLAYGROUND

G.6. Alderwoman S. Mayer moved to authorize the purchase of a total of six picnic tables for the patio adjacent to Kayla's Playground. Motion died due to the lack of a second.

Alderman Barber moved to authorize the purchase of additional site furnishings (6 regular picnic tables, 6 ADA picnic tables, waste receptacles, and concrete bollards) for the patio adjacent to Kayla's Playground from Wausau Tile in the amount of \$11,593 with funding to be provided from Capital Contingency Account. Seconded by Alderman D. Mayer. Upon voice vote, five Ayes and one No (Alderwoman S. Mayer).

INDIAN COMMUNITY
SCHOOL REQUEST TO
REMOVE BUCKTHORN

G.7. Alderwoman Wilhelm moved to grant consent to the Indian Community School to remove buckthorn from the conservation easement Property, subject to Department of Community Development staff supervision and reasonable conditions on the operation by staff. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. 2016-7191
S. 27TH ST. DESIGN
SERVICES WITH HNTB
CORP.

G.8. Alderman Taylor moved to adopt Resolution No. 2016-7191, A RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT NO. 7 WITH HNTB CORPORATION IN AN AMOUNT NOT TO EXCEED \$12,601 FOR DESIGN SERVICES RELATED TO THE STREETScape ELEMENTS FOR THE SOUTH 27TH STREET CORRIDOR RECONSTRUCTION, subject to technical corrections by the City Attorney. Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2016-7192
AUTUMN LEAVES OF
FRANKLIN
DEVELOPMENT
AGREEMENT

G.9. Alderman D. Mayer moved to adopt Resolution No. 2016-7192, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT FOR AUTUMN LEAVES OF FRANKLIN LOCATED AT 9201 WEST DREXEL AVENUE. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried.

RES. 2016-7193
TEMP. EASEMENT FOR
3177 W. COLLEGE AVE.

G.10. Alderwoman Wilhelm moved to adopt Resolution No. 2016-7193, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A TEMPORARY LIMITED EASEMENT AGREEMENT FOR 3177 WEST COLLEGE AVENUE FOR THE CONSTRUCTION OF THE WEST COLLEGE AVENUE SIDEWALK/PATHWAY. Seconded by Alderman Taylor. All voted Aye; motion carried.

- RES. 2016-7194
VACATE WATER
EASEMENT (S. SCEPTER
DR.)
- G.11. Alderman D. Mayer moved to adopt Resolution No. 2016-7194, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO APPROVE A REQUEST TO VACATE AND RELEASE AN EXISTING PUBLIC WATER EASEMENT AND TO CONVEY THE EXISTING WIDNR APPROVED ABANDONED WELL, WELL PUMP BUILDING AND BELOW GROUND RESERVOIR TO THE OWNERS IN FEE OF THE PROPERTY "AS IS" AT 7984, 7986 AND 7998 SOUTH SCEPTER DRIVE, TAX KEY NO. 800-0103-000, subject to review and approval by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2016-7195
ACCEPT WATER MAIN
EASEMENT (S. SCEPTER
DR.)
- G.12. Alderman D. Mayer moved to adopt Resolution No. 2016-7195, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A PUBLIC WATER MAIN EASEMENT AT 7984, 7986 AND 7998 SOUTH SCEPTER DRIVE, TAX KEY NO. 800-0103-000, subject to review and changes as needed by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.
- RES. 2016-7196
AMEND INVESTMENT
POLICY STATEMENT
- G.13. Alderwoman Wilhelm moved to adopt Resolution No. 2016-7196, A RESOLUTION TO AMEND THE CITY OF FRANKLIN INVESTMENT POLICY STATEMENT, RESERVE AND LIQUIDITY INVESTMENTS. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- INVESTMENT POLICY
STATEMENT OPEB
- G.14. Alderman Taylor moved that the investment policy statement for Other Post Employment Benefits be placed on file. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- MARCH 2016 FINANCIAL
REPORT
- G.15. Alderman Taylor moved to receive the March 2016 monthly financial report and place on file. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2016-7197
AMENDMENT TO
MADACC EXHIBIT
- G.16. Alderman Taylor moved to adopt Resolution No. 2016-7197, A RESOLUTION RELATIVE TO APPROVAL OF AN AMENDMENT TO EXHIBIT "C" OF THE "DOMESTIC ANIMAL CONTROL SERVICES AGREEMENT" FOR THE MILWAUKEE AREA DOMESTIC ANIMAL CONTROL COMMISSION (MADACC). Seconded by Alderman Dandrea. All voted Aye; motion carried.
- DESIGNATION OF
OFFICIAL NEWSPAPER
- G.17. Alderman Taylor moved that the Resolution designating an official newspaper be tabled to the Common Council meeting on May 17, 2016. Seconded by Alderman D. Mayer. All voted

Aye; motion carried.

SUMMER MEETING
SCHEDULE

G.18. Alderman Taylor moved to reschedule the Committee of the Whole and Common Council meetings as follows: June 7 Common Council, June 28 Common Council, July 19 Common Council, August 2 Common Council, August 16 Common Council, September 6 Common Council, September 20 Common Council. Seconded by Alderman Barber. All voted Aye; motion carried.

LICENSES AND PERMITS H.1.

Alderman Taylor moved to approve the following:

Alderman Taylor moved to approve the following:
Grant 2015-16 Operator License to Megan Andresen, 21711 Walczak Rd., Franksville; Megan Deau, 5795 Rochelle Dr., Greendale; Megan Rongholt, 3344 Marina Rd., Apt. 220, South Milwaukee; Nadine Stork, 8636 W. Marshfield Ct., Franklin; Hold 2015-16 and 2016-17 Operator License applications for appearance from Akia Harmon, 6826 W. Lancaster Ave., Milwaukee; Hold 2015-16 Operator License application for James Steuck, 3119 S. 22nd St., #19, West Allis; and Veronike Wilson-Hicks, 1560A E. Irving Pl., Milwaukee, for appearances; Grant 2016-17 Operator License to Megan Deau, 5795 Rochelle Dr., Greendale; Megan Rongholt, 3344 Marina Rd., Apt. 220, South Milwaukee; Nadine Stork, 8636 W. Marshfield Ct., Franklin; Brandon Bhatti, S90W12978 Boxhorn Reserve Ct., Muskego; Wendy Beierle, 9221 S. 96th St., Franklin; John Braovac, 1335 S. 12th St., Brookfield; Kristen Deford, 3863 E. Edgerton Ave., Cudahy; Michael Falk, 10440 W. Scharles Ave., Hales Corners; Erin Gorniak, 1560 N. Edison St., Milwaukee, Shannon Haley, 8945 S. 116th St., Franklin; Patti Hartung, 664 Shirley Dr., Franksville; Fred Hein Jr., 7616 W. Honey Creek Pkwy., West Allis; Jessica Hennlich, 2804 Stonebridge Dr., Racine; Marie Idzikowski, 5348 S. 8th St., Milwaukee; Shane Jaskie, 7811 W. Winston Way, Franklin; Isaac Krikorian, 2502A, S. Wentworth Ave., Milwaukee; Shelly Marquardt, 26011 75th St., Upper, Salem; Amy Mast, W186S8961 Cardinal Ct., Muskego; Jacob Melby, 2615 S. Calhoun Rd., #102, New Berlin; Jacob Nordstrum, 8118 W 55th St., Brown Deer; Eriquia Oliver, 557 E. Jefferson St., Burlington; Thomas Rasmussen, 720 Harvey Ave., Brookfield; Jenna Rozek, 3222 S. 38th St., Milwaukee; Jessica Rozek, 3222 S. 38th St., Milwaukee; Margaret Spranger, 6915 S. Timber Ridge Ln., Oak Creek; Keri Udvare, S77W19456 Lakewood Dr., Muskego; Richard Vasta, 5634 S. 14th St., Milwaukee; Jared Zakszewski, 2924 W. Hilltop Ln., Franklin; Hold 2016-17 Operator License Application for Vito Siciliano,

26500 104th St., Trevor, for appearance; Issue People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant to Best Buddies (Franklin High School); Grant 2015-16 Change of Agent to Walgreen Co., Store #15020; Sara A Mason, Agent; Speedway LLC, Thomas J Ernst, Agent: Grant 2016-17 Daycare licenses, subject to satisfactory inspections, to Ultra Mart Foods LLC, Manager Gordon Graf, 7201 S 76 St.; Little Gems Academy, Manager Dennis Vlach, 9758 S. Airways Ct.; Kindercare, Manager Theresa Castronovo, 6350 S. 108th St.; Faith Academy Child Development Center, Manager Jennifer Finch, 7700 W. Faith Dr.; Grant 2016-17 Entertainment & Amusement License, subject to satisfactory inspection, to Milwaukee County Parks, Agent Andrea Wallace, 6000 W. Ryan Rd.; Prime Timez LLC, Agent Mohammed Nowman, 6544 S. Lovers Lane Rd.; Grant 2016-17 Entertainment & Amusement Licenses and Cigarette Licenses, subject to satisfactory inspections, to Milwaukee County Parks, Agent Andrea Wallace, 3600 W. Oakwood Rd.; and to Milwaukee County Parks, Agent Andrea Wallace, 6701 S Park Rd.; Grant 2016-17 Amusement Device Operator license to Games Are Us Inc., (Steven Murphy, Owner), W144S6315 College Ct., Muskego; Wisconsin P&P Amusements Inc., (Michael Weigel, Agent), 12565 W Lisbon Rd., Brookfield; Red Novelty Ltd., (Owner, Jay Jacomet), 1921 S. 74th St.; and Grant Temporary Class B Beer and Temporary Entertainment & Amusement licenses for Franklin Civic Celebration- Fourth of July Festivities, Person in Charge: Michael Reichl, Event Dates: July 1 through 4th, 2016.

Seconded by Alderman D. Mayer. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- I.1. Alderman D. Mayer moved to approve net general checking account City vouchers in the range of Nos. 160474 through 160655 in the amount of \$8,185,560.05 dated April 15, 2016 through May 2, 2016. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve net payroll dated April 29, 2016 in the amount of \$390,403.49 and payments of the various payroll deductions in the amount of \$365,012 plus any City matching payments where required. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.

Alderman D. Mayer moved to approve net payroll dated May 13, 2016 estimated at \$357,000 and payments of the various payroll deductions estimated at \$212,000 plus any City matching

payments where required. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve property tax refunds and settlements No. 16386 and EFT No. 100 in the amount of \$413.09 dated April 15, 2016 through May 2, 2016. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J.

Alderman Taylor moved to adjourn the meeting at 8:05 p.m. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

BLANK PAGE

APPROVAL	REQUEST FOR COMMON COUNCIL ACTION	MEETING DATE 5-17-2016
ORGANIZATIONAL BUSINESS	Board and Commission Appointments	ITEM NUMBER

The following appointments have been submitted by the Mayor for Common Council confirmation:

Mayoral Appointments:

- (a) Arthur Skowron, 9046 S. Cordgrass Circle East, Ald. Dist. 6 – Environmental Commission (3 year unexpired term expiring 4/30/17).
- (b) Stephanie Flynn, 7473 Riverview Road, Ald. Dist. 5 - Environmental Commission (3 year term expiring 4/30/19).
- (c) Joel Pesch, 8103 S. Chapel Hill Dr., Ald. Dist. 2 - Personnel Committee (3 year unexpired term expiring 4/30/18).
- (d) Jaspreet Kaur, 6874 S. Dory Drive., Ald. Dist. 3 - Technology Commission (3 year unexpired term expiring 4/30/2018).
- (e) Layne Litwin, 7382 S. Hillendale Dr., Ald. Dist. 3 - Technology Commission (3 year unexpired term expiring 4/30/2018).
- (f) Robert Campbell, 5416 W. Behrendt St., Ald. Dist. 5 – Board of Zoning and Building Appeals (3 year term expiring 4/30/19).
- (g) Anthony Megna, 10321 W. Church St., Ald. Dist. 2 – Board of Zoning and Building Appeals (3 year term expiring 4/30/19).
- (h) Robert Montgomery, 8570 S. 116th St., Ald. Dist. 6 - Board of Zoning and Building Appeals (3 year term expiring 4/30/19).

COUNCIL ACTION REQUESTED

Motion to confirm Arthur Skowron to Environmental Commission (3 year unexpired term expiring 4/30/17).

Motion to confirm Stephanie Flynn to Environmental Commission (3 year term expiring 4/30/19).

Motion to confirm Joel Pesch to Personnel Committee (3 year unexpired term expiring 4/30/18).

Motion to confirm Jaspreet Kaur to Technology Commission (3 year unexpired term expiring 4/30/2018).

Motion to confirm Layne Litwin to Technology Commission (3 year unexpired term expiring 4/30/2018).

Motion to confirm Robert Campbell to Board of Zoning and Building Appeals (3 year term expiring 4/30/19).

Motion to confirm Anthony Megna to Board of Zoning and Building Appeals (3 year term expiring 4/30/19).

Motion to confirm Robert Montgomery to Board of Zoning and Building Appeals (3 year term expiring 4/30/19).

Shirley Roberts

From: volunteerfactsheet@franklinwi.gov
Sent: Thursday, January 07, 2016 7:05 PM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: STEPHANIE FLYNN
PhoneNumber: 4145174758
EmailAddress: dssaflynn@att.net
YearsasResident: 7
Alderman:
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 1
EnvironmentalCommission: 1
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 1
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 0
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: Wheaton Franciscan Healthcare
TelephoneJob1: 4144653521
StartDateandPositionJob1: June 2012
EndDateandPositionJob1:
CompanyNameJob2: Bloodcenter of Wisconsin
TelephoneJob2:
StartDateandPositionJob2: June 2011/ Sr. Financial Analyst
EndDateandPositionJob2: June 2012
CompanyNameJob3: Medical College of Wisconsin

TelephoneJob3:
StartDateandPositionJob3: Sep 2008
EndDateandPositionJob3: Jun 2011
Signature: Stephanie Flynn
Date: 01/07/16
Signature2: Stephanie Flynn
Date2: 01/07/16
Address: 7473 RIVERVIEW RD
PriorityListing: Environmental Parks Finance

WhyInterested: I would love to give something back to Franklin. This community has so much to offer. Being a part of helping Franklin grow and prosper would be so worthwhile. Currently, I serve as a Director of Finance at Wheaton Franciscan Healthcare. However, my undergrad degree was in Environmental Science minoring in Biology and Chemistry. My first job was in Milwaukee County cleaning up groundwater and soil contamination from leaking underground gas tanks. I would love to get involved in the environmental or parks boards to get back to my roots, and would also be willing to serve on a Finance board because of my experience.

CompanyAddressJob1: 400 W. River Woods Parkway Glendale, Wi 53212
DescriptionofDutiesJob1: Director of Finance - Medical Group Budgeting, compensation, financial management
AddressJob2: 638 N 18th St Milwaukee, WI
DescriptionofDutiesJob2:
AddressJob3: 8701 W. Watertown Plank Rd. Wauwatosa, Wi
DescriptionofDutiesJob3:

AdditionalExperience: Co-lead Work A Little Magic Team, through Wheaton - connecting volunteers with local organization who need volunteers. Undergrad in Environmental Science, minor in Chemistry and Biology 1998 6 years Lead Hydrogeologist professional experience cleaning up environmental contamination. 1998 - 2003 Interned with the Iowa Chapter of the Nature Conservancy 1996

ClientIP: 99.2.200.137
SessionID: qj4fqrju42dv3fmbzlm41145
See Current Results

Shirley Roberts

From: volunteerfactsheet@franklinwi.gov
Sent: Tuesday, May 03, 2016 11:24 AM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: Joel Pesch
PhoneNumber: 414-732-4987
EmailAddress: joelpesch@gmail.com
YearsasResident: 3
Alderman:
ArchitecturalBoard: 0
CivicCelebrations: 1
CommunityDevelopmentAuthority: 0
FinanceCommittee: 0
EnvironmentalCommission: 1
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 1
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 1
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: Associated Financial Group
TelephoneJob1: 262-446-5415
StartDateandPositionJob1: 4/11/16 - business insurance consultant
EndDateandPositionJob1:
CompanyNameJob2: Liberty Mutual Insurance
TelephoneJob2:
StartDateandPositionJob2: 6/22/15 - Senior underwriter
EndDateandPositionJob2: 4/8/16 - senior underwriter
CompanyNameJob3: EMC Insurance Companies

TelephoneJob3:

StartDateandPositionJob3: 10/29/07 - underwriting associate

EndDateandPositionJob3: 6/11/15 - commercial lines underwriter

Signature: Joel Pesch

Date: 5/3/16

Signature2: Joel Pesch

Date2: 5/3/16

Address: 8103 S Chapel Hill Dr Franklin, WI 53132

PriorityListing: Park commission, environmental commission, personnel committee, civic celebrations commission

WhyInterested: Looking to get involved in my community, and these are areas in which I have an interest and feel I am most qualified to contribute.

CompanyAddressJob1: N16 W23250 Stone Ridge Dr, Ste #5 Waukesha, WI

DescriptionofDutiesJob1: Provide comprehensive business insurance program to our clients in the areas of property and casualty insurance, and offering risk management solutions in those areas

AddressJob2: N19W24130 Riverwood Dr #200 Waukesha, WI 53188

DescriptionofDutiesJob2: Facilitated the growth and profitability of a book of business in the area of property & casualty insurance for commercial insureds.

AddressJob3: 16455 W Bluemound Rd Brookfield, WI

DescriptionofDutiesJob3: Facilitated the growth and profitability of a book of business in the area of property & casualty insurance for commercial insureds. Markets served included public entities, manufacturing, and wholesale/distributors.

AdditionalExperience: As it pertains to volunteering with a municipality, I have no other experience that should be considered.

ClientIP: 67.53.190.215

SessionID: gu5h3d25qa1xec55ydp1sn55

See Current Results

Shirley Roberts

From: volunteerfactsheet@franklinwi.gov
Sent: Friday, March 25, 2016 10:57 AM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: Jaspreet Kaur
PhoneNumber: 4143246272
EmailAddress: kaurjaspreet1@hotmail.com
YearsasResident: 12
Alderman:
ArchitecturalBoard: 0
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 0
EnvironmentalCommission: 0
ForwardFranklinEconomicDevelopComm: 1
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 0
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 0
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 1
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: Northwestern Mutual
TelephoneJob1: 4146658950
StartDateandPositionJob1: 03/2016/ Digital Marketing Manager/Marketing Materials Strategy
EndDateandPositionJob1: N/A
CompanyNameJob2: Sealed Air/Diversey Care
TelephoneJob2: 2622604655
StartDateandPositionJob2: 11/2014 / North American Healthcare Digital & Marketing Coordinator
EndDateandPositionJob2: 03/2016 / Healthcare Sales Executive

CompanyNameJob3: Accenture/SC Johnson
TelephoneJob3: 4142121000
StartDateandPositionJob3: 02/2010 - Business Process Outsourcing - Client Services
EndDateandPositionJob3: 11/2014 -Client Relationship Specialist
Signature: Jaspreet Kaur
Date: 3/25/2016
Signature2: Jaspreet Kaur
Date2: 3/25/2016
Address: 6874 S Dory Drive Franklin WI, 53132
PriorityListing: Technology Commission, Forward Franklin Economic Develop. Comm.

WhyInterested: I am a digital marketer by trade. I have over 10 years of experience in the field and saw an opening. I am a Franklin resident that is very passionate about the city, I love living here!! I feel I would bring a new set of eyes on the technology front, especially Web Design. I have rolled out many large websites in my career, and would love to help out the city if possible. I am also looking to be more involved in the city that I love!

CompanyAddressJob1: 720 E Wisconsin Ave
DescriptionofDutiesJob1: I am responsible for delivering internal Marketing Materials via digital portal as well as traditional streams. I will directly provide marketing support to the field team.
AddressJob2: 1410 N Newman Rd Sturtevant, WI
DescriptionofDutiesJob2: I lead the traditional and digital marketing for the Healthcare sector for Diversey care. During this time, I launched the first ever consumer facing resource center website. This site now receives more hits vs. the Sealed Air corporate site.
AddressJob3: 1200 N Kilbourn Ave Milwaukee WI
DescriptionofDutiesJob3: I was responsible for all technical and IT implementations for SC Johnson's Glade, Raid, OFF, and KIWI brands. I worked as a liaison for the brand team and the agencies. I worked on and maintained these brand websites.

AdditionalExperience: I am passionate about the digital space and digital marketing. I understand the new way of researching and if a website is not consumer friendly, they will not visit it. I have 2 young children and am passionate about the city and all that it has to offer.

ClientIP: 104.129.196.66
SessionID: 2hzbmz55zrdsb4jgw1d5ttrl
See Current Results

Shirley Roberts

From: volunteerfactsheet@franklinwi.gov
Sent: Tuesday, April 19, 2016 6:12 PM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: Layne L Litwin
PhoneNumber: 414-421-5189
EmailAddress: llitwin@wi.rr.com
YearsasResident: 24
Alderman: 3 - 11
ArchitecturalBoard: 1
CivicCelebrations: 0
CommunityDevelopmentAuthority: 0
FinanceCommittee: 0
EnvironmentalCommission: 0
ForwardFranklinEconomicDevelopComm: 0
FairCommission: 0
BoardofHealth: 0
FirePoliceCommission: 0
ParksCommission: 0
LibraryBoard: 0
PlanCommission: 0
PersonnelCommittee: 1
BoardofReview: 0
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 1
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: UW Milwaukee
TelephoneJob1: 414-229-7212, Loree Krause, HR Rep
StartDateandPositionJob1: 9/1978 - Computer Operator
EndDateandPositionJob1: 1/2016 - Systems Administrator
CompanyNameJob2: Milwaukee Sportservice at Miller Park
TelephoneJob2: 414-902-4700, Mark Bitto Supervisor
StartDateandPositionJob2: 1992 - Beer Commisary
EndDateandPositionJob2: Still Active - Beer Vendor
CompanyNameJob3:

TelephoneJob3:
StartDateandPositionJob3:
EndDateandPositionJob3:
Signature: Layne L Litwin
Date: 4/19/2016
Signature2: Layne L Litwin
Date2: 4/19/2016
Address: 7382 S Hillendale Drive
PriorityListing: Personnel Technology Architectural
Now retired but employed for 37 years as a State of Wisconsin classified staff employee at UW Milwaukee as a computer system administrator. Served as steward for both the Wisconsin State Employee Union and the Wisconsin Professional Employees Council. At WPEC I also served as an At Large Representative and District Representative for south east Wisconsin and as Vice President of the local on the Executive Council. Served on the WPEC Contract Bargaining Committee and negotiated three two year contract while on that committee.
WhyInterested:
CompanyAddressJob1: P0 Box 413 Milwaukee, WI 53201-0413
DescriptionofDutiesJob1: Computer Operator, Operation Technician, Systems Analyst, Local Area Network Administrator, Computer System Administrator (Oracle PeopleSoft System)
AddressJob2: Delaware North Sportservice Milwaukee Sportservice at Miller Park One Brewer Way Milwaukee WI 53214
DescriptionofDutiesJob2: Sell beer in seating bowl at Miller Park
AddressJob3:
DescriptionofDutiesJob3:
AdditionalExperience: Graduated from UW Milwaukee in 1974 with a Bachelor of Science in Architecture. Post graduate classes in Architecture at UW Milwaukee.
ClientIP: 98.144.165.122
SessionID: zurxje45akyykz45rop0ream
[See Current Results](#)

APPROVAL	REQUEST FOR COMMON COUNCIL ACTION	MEETING DATE 5-17-2016
ORGANIZATIONAL BUSINESS	Board and Commission Appointments	ITEM NUMBER

The following appointments have been submitted:

Aldерwoman Wilhelm appointment – James Luckey, 4925 W. Rawson Ave., Ald. Dist. 3 – Board of Review (3 year unexpired term expiring 4/30/17).

Alderman Dandrea appointment – Peter Jankowski, 8160 S. 77th St., Ald. Dist. 1 – Board of Review (3 year term expiring 4/30/19).

COUNCIL ACTION REQUESTED

Motion to confirm Alderwoman Wilhelm appointment – James Luckey to Board of Review (3 year unexpired term expiring 4/30/17).

Motion to confirm Alderman Dandrea appointment – Peter Jankowski to Board of Review (3 year term expiring 4/30/19).

City of Franklin
9229 West Loomis Road
Franklin, Wisconsin 53132

VOLUNTEER FACT SHEET

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

PERSONAL:

Name James J. Luckey
Address 4925 W. Rawson Ave. Franklin, WI. 53132
Phone Number 414-421-6539
E-Mail luckeyjim@yahoo.com
Length of Time a Franklin Resident 42 years
Alderman or District Number Kristen Wilhelm

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

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

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

I have been a member of this board for several years including second chair last year. I am still certified with the state for I took the required training two years ago. I wish to continue this important work.

2016 MAY 12 PM 12:00
RECEIVED
CITY OF FRANKLIN

VOLUNTEER OR WORK EXPERIENCE

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

Company Name: Luckey's Tire & Service	Address: 401 S. 7th St. Mil. 53214	Telephone: 414-476-5825 -LUCK
Date started: Oct. 1981	Starting Position: Owner	
Date left:	Position upon leaving:	
Description of duties: Owner		

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

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

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

BBA from UWM 1971
 Business Founder & Owner
 Years of service on Board of Review

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

Signature: Janet Luckey Date: May 13, 2016

Shirley Roberts

From: volunteerfactsheet@franklinwi.gov
Sent: Wednesday, May 11, 2016 6:55 PM
To: Lisa Huening; Shirley Roberts; Sandi Wesolowski
Subject: Volunteer Fact Sheet

Name: Peter A. Jankowski
PhoneNumber: 414 975-2405
EmailAddress: njpete5@juno.com
YearsasResident: 1 yr, 9 mos
Alderman: Mark Dandrea
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: 1
BoardofPublicWorks: 0
BoardofWaterCommissioners: 0
TechnologyCommission: 0
WasteFacilitySitingCommittee: 0
BoardofZoning: 0
WasteFacilitiesMonitoringCommittee: 0
CompleteStreetsandConnectivityCommittee: 0
CompanyNameJob1: First Federal Bank
TelephoneJob1: 262 446-4684
StartDateandPositionJob1: 11/1/2015 / Asst VP / Mortgage Ln Orig
EndDateandPositionJob1: Current
CompanyNameJob2: First Federal Bank
TelephoneJob2: 414 744-1831
StartDateandPositionJob2: 3/30/15 / Asst VP / Office Mgr
EndDateandPositionJob2: 10/31/2015
CompanyNameJob3: J.P. Morgan Chase Bank

TelephoneJob3: 414 747-6113
StartDateandPositionJob3: 3/24/2014 / Relationship Banker
EndDateandPositionJob3: 3/24/2015 Relationship Banker
Signature: Peter A. Jankowski
Date: 5/11/2016
Signature2: Peter A. Jankowski
Date2: 5/11/2016
Address: 8160 S 77th St
PriorityListing:

WhyInterested:

I was asked by Alderman Dandrea to serve on the Review Board when residents question their tax assessments and bills. I have been in banking over 20 years, and would be glad to serve in this role. I am currently a mortgage lender. Thank you for your consideration.

CompanyAddressJob1:

3974 S Howell Ave Milwaukee, WI 53207

DescriptionofDutiesJob1:

Origination of mortgage loans, as well as home equity and car loans. Servicing of existing portfolio of loans, as well as preparing an annual review for loans \$500K or more.

AddressJob2:

3974 S Howell Ave Milwaukee, WI 53207

DescriptionofDutiesJob2:

Came to First Federal to assume duties as Office Manager. Helped turn office into more retail focused branch. Upon opening of mortgage lender, was asked to transition to new position.

AddressJob3:

4702 S Packard Ave Cudahy, WI 53110

DescriptionofDutiesJob3:

Responsible for opening of new accounts, as well as all other services in retail banking - car loans, building and maintaining customer portfolio of deposit and referring of investment customers to investment advisor.

AdditionalExperience:

I worked for Tri City National Bank at a time when they took over Bank of Elmwood in Racine due to the FDIC shutting down The Bank of Elmwood. I worked directly with clients that owed more on their homes than their home was worth, and worked to refinance so clients could remain in home and afford payments. With over 20 years in banking, I feel my experience and knowledge would be an excellent match for this committee. Thank you to Alderman Dandrea for considering me for this position.

ClientIP:

70.92.164.126

SessionID:

n0aokz4530gipvy2fcoeqpzo

[See Current Results](#)

BLANK PAGE

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE May 17, 2016
Reports and Recommendations	City of Franklin Child Development Website	ITEM NUMBER M.I.

The Franklin Health Department requests permission to launch a standalone website, www.franklinchilddevelopment.com as a pilot project. The website would target families with infants and pre-school children and would focus primarily on childhood development. Additional health department services including immunization and child car seat installation would also be displayed on the website. Grant funds from the WI Department of Health Services were used to create the website and to sustain this project.

The child development screening on-line service is independently hosted by Brookes Publishing, a market leader in child health services and a recommended service provider by the WI DHS Maternal Child Health program. Brookes Publishing website links are encrypted, secure, and HIPPA compliance. The City of Franklin will provide a link to the partnered website as an informational service. The link will also be listed on the City of Franklin website on the health department tab. The website itself was designed by Websites by Wendland and uses Go Daddy for its domain and Host Gator for email transmittal.

The Technology Committee recommended approval of the pilot project at its March 23rd meeting. The Director of Administration and Director of Information Services do not have any significant concerns with the proposal and will coordinate with the Director of Health and Human Services as required, if approved by the Common Council.

The Board of Health also recommended approval of this project at its April 11th meeting. It has encouraged the health department to seek innovative means to promote childhood health. Historically the health department has offer childhood screening questionnaires via US mail and a paper-and-pencil method. Use of Brookes Publishing child development questionnaires is designed to increase parental participation through their tablet, smart phone, or home computer; increase the number of children screened; and decrease operating costs primarily postage.

COUNCIL ACTION REQUESTED

The Director of Health and Human Services seek permission to launch a standalone website by the health department to promote child development screening. In addition the City website, as an informational service, would provide a link to the child development screening service in its website on the health department homepage.

BLANK PAGE

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE May 17, 2016
Reports and Recommendations	20 TH Annual <u>Franklin Students Tell the Truth about Tobacco</u> Poster Contest Winners	ITEM NUMBER H.2.

Background: For 20 years the City of Franklin Health Department has sponsored a tobacco prevention billboard contest for 7th grade students! This year, we sponsored a movie theater contest with winning posters being displayed at Showtime Movie Theater in Franklin from September, 2016 through May, 2017. While Wisconsin has a smoke-free workplace law, tobacco companies continue advertising to children and teens with flavored tobacco products. Our students' artwork will help spread the truth about tobacco to their peers and the Franklin community.

Analysis: Over 244 posters were submitted and nine were chosen to be displayed. All poster contest winners will be honored at the May 25th Franklin Public Schools' Board of Education meeting. Winning posters will be on displayed at the Common Council meeting. The winning students are:

- Meena Khampane
- Becky Czarnecki
- Isacc Yumang
- Chase Szewc
- Laurel Wegerbauer
- Alyssa Hafemann (poster may also be displayed on the American Lung Association social media sites)
- Michaela Gain
- Jasmine Lewandowki
- Sophia Dekker

Many thanks to this year's judges:

- Chief Richard Oliva
- Jean Mohr, Art Teacher
- Henry Wengelewski, Board of Health Chair
- Janet Evans, Franklin Board of Education President
- Alderwoman Suzanne Mayer
- Renee Wadzinski, FACT Manager
- Ella Hopkins, FACT Coordinator
- Kathy Hahn, Retired PHN
- Sue Martin, BSW, LSW, Coalition Coordinator
- 3 anonymous judges from the City of Franklin

Fiscal Note: Winners will receive a copy of their poster, a \$100 gift card and Marcus movie pass. Funding for this program is derived from tobacco license fees paid to the City of Franklin and is a line item in the department budget.

COUNCIL ACTION REQUESTED:

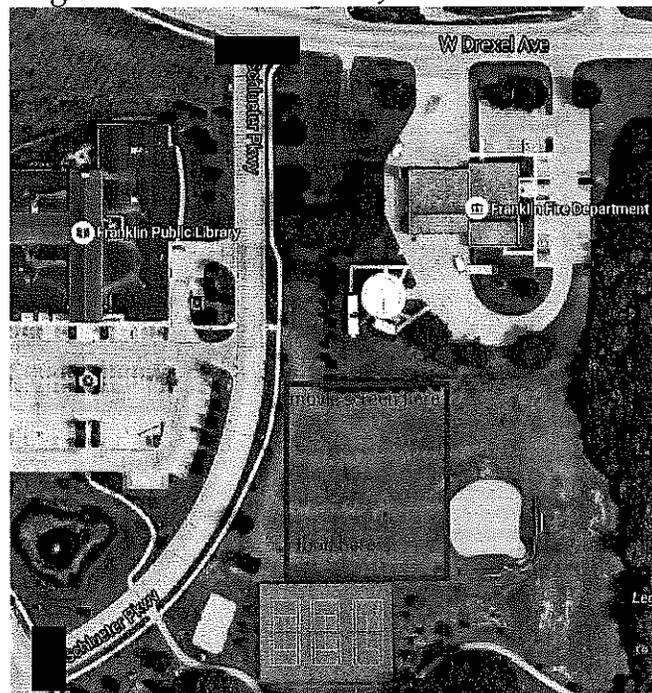
The Common Council is requested to accept this report and place it on file.

BLANK PAGE

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
Reports and Recommendations	Temporary Street Closure Request in conjunction with the June 15, 2016 "Franklin Family Fun Flick"	5/17/16 ITEM NUMBER 15.3.

The City of Franklin Health Department with community partners is hosting a "Franklin Family Fun Flick" at Lion Legions Park on Wednesday, June 15, 2016. Up to 250 individuals is estimated to attend. The event will be staged in the field behind the Fire Station and baseball diamond adjacent to Schlueter Parkway. For safety purposes the police department and department of public works have recommended streets closures on Schlueter Parkway. The fire department concurs with the proposed street closure plan. The health department recommends street closures from 7:00PM until 11:30 PM on Wednesday, June 15th. The application for temporary closing of street(s) has been submitted and reviewed by the city clerk.

Background: The City of Franklin Health Department, Gift of Wings kite shop (a local Franklin business), and Franklin Teens Fighting Tobacco (FT2) Youth Group will be hosting the viewing of "Inside Out" movie on the evening of June 15th. Gift of Wigs will be offering kite demonstrations with potential sales of food and kites. FT2 will be offering games before the showing of the movie. Advertising for the event will include a "Save the Date" in the city newsletter and flyers to be given at the bike rodeo June 11th.



COUNCIL ACTION REQUESTED

Motion to approve a street closure on Schlueter Parkway from Drexel Avenue to Legend Drive on Wednesday June 15, 2016 in conjunction with the City of Franklin sponsored "Franklin Family Fun Flick".

CITY OF FRANKLIN
APPLICATION FOR TEMPORARY CLOSING OF STREET
OFFICE OF THE CITY CLERK
clerksdept@franklinwi.gov
9229 W. LOOMIS RD.
FRANKLIN WI 53132
414-425-7500

Name: Julianna Manske RN, MSN
Address: 9229 W. Loomis Road
Franklin, WI 53132
Phone: 414-427-7531 (Direct)

Name of person or association applicant represents:

City of Franklin Health Department
Address: 9229 W. Loomis Road
Franklin, WI 53132
Phone: 414-425-9101

Nature and purpose of the obstruction or street closing: On Wednesday, June 15, 2016 the Franklin Health Department will host the "Franklin Family Fun Flick" in Lion Legions park between the Fire Station and baseball field. Street closures will be essential to protect participants.

Description of all parts of the road, street or highway is proposed to be obstructed or closed: It is requested that Schleuter Parkway from Drexel Ave. to Legend Dr. be closed for the event. Access to the public library will not be altered. Access to city hall from Legend Drive and Loomis Road will not be impeded.

Date and time of obstruction or closing: Road closure is recommended from 7:00 PM—11:30 PM on Wednesday, June 15, 2016.

Estimated number of people proposed to attend: 200-250 people are estimated to attend the outdoor movie. Each child must be accompanied by an adult.

Cleanup plan: Clean-up will be done immediately after the event is concluded. Little waste or refuse will likely to occur.

Provisions to allow ingress and egress of people or businesses denied access during the event:

Residents and participants will have full access to city hall and the public library parking lots. The fire department is aware of this event and can accommodate requests for service.

Permission received from additional jurisdiction: Mayor Olson and Alderman Dan Mayer were consulted and are support this community event. The Park Commission reviewed and approved the park permit. The Police, Fire, Engineer, Planning, Department of Public Works, and Library managers were consulted. The City Clerk provided helpful direction.

Date: May 3, 2016

Subscribed and sworn to before me
this ____ day of _____, _____

Julianna Manske RN, MSN
Applicant

Notary public, _____ Co., Wisconsin
My Commission _____

BLANK PAGE

<p style="text-align: center;">APPROVAL</p>	<p style="text-align: center;">REQUEST FOR COMMON COUNCIL</p>	<p style="text-align: center;">MEETING DATE 05/17/16</p>
<p style="text-align: center;">REPORTS & RECOMMENDATIONS</p>	<p style="text-align: center;">CONCEPT REVIEW FOR A PROPOSED SELF-STORAGE FACILITY USE UPON PROPERTY LOCATED AT 6803, 6805 AND 6807 SOUTH 27TH STREET (HIGHLAND DEVELOPMENT VENTURES, LLC, APPLICANT)</p>	<p style="text-align: center;">N.4.</p>

Introduction

On May 11, 2016, a Concept Review Application was filed with the Department of City Development for a proposed self-storage facility use upon property located at 6803, 6805 and 6807 South 27th Street.

The subject property is approximately 19.7-acres and is generally located to the north of Dental Associates and a vacant property owned by Menards, Inc. (a.k.a. the Fadrowski Drum Disposal Superfund Site), to the south of Wendy's, Walmart and Sam's Club, to the east of multi-family and single-family residential uses and to the west of commercial uses located in the City of Oak Creek. The property currently consists of an existing building occupied by a Hobby Lobby store with vacant warehouse space in the rear (west end) of the building.

The surrounding zoning includes PDD No. 13 properties to the north, PDD No. 10 properties to the south, the City of Oak Creek to the east and PDD No. 13, FW District, FC District PDD No. 19 and R-6 Residence District to the west.

The property is zoned Planned Development District No. 13 and FW Floodway District. The 2025 Future Land Use Map designation is Commercial and Areas of Natural Resource Features.

The applicant recently submitted a Planned Development District Amendment application and a Special Use Application for the self-storage project. After receiving staff comments, the applicant requested to table the public hearings scheduled for the May 19th Plan Commission meeting and to proceed with a Concept Review prior to revising plans for a Plan Commission submittal.

Background

The 19.7 acre property located at 6803-6807 South 27th Street was rezoned from B-2 General Business District to PDD No. 13 in November 2013. The existing building on the property is approximately 116,000 square feet with about 40,000 square feet of retail space and 76,000 square feet of warehouse and distribution space. Ashley Furniture formerly leased the entire building.

The building was originally a 52,957 square foot Menard's store. Menard's received Special Use approval in 1983, via Resolution No. 83-2052, for the location and operation of a home improvement retail sales center including the sale and storage of retail building materials in an open sales lot in a B-2 Commercial District. In 2002, the Ashley Companies received approval of a Site Plan Amendment to remodel the front exterior façade of the building, adding additional landscaping and new signage and restoring the property to an acceptable condition (Resolution No. 2002-138).

In 2003, the Ashley Companies received approval to construct an 18,000 square foot addition to accommodate the retail floor area, 2,100 square feet of new office space and restrooms, and a 42,900 square foot warehouse, and to increase the number of parking stalls required in a B-2 District (Resolution No. 2003-0005).

A letter dated May 1, 2003 from Michael J. Fox, Development Director of Continental Properties Company, Inc. to Mary K. Buratto, City Planning Manager at that time, detailed the 2003 site plan amendment proposal. The letter stated, "We have understood that there was some original concern over the size of the warehouse and amount of truck volume. A warehouse of this size is typical for a furniture store of this size." The letter also detailed the use of the space stating, "Ashley's delivery operation consists of 3 semi-trailers that will make deliveries from the manufacturing plant to the store/warehouse. The straight truck home delivery vans consist of approximately 12 vans that will all be loaded up simultaneously in the mornings and will return in the late afternoon. Deliveries take place between 8:00AM and 4:00PM..."

Ashley Furniture also submitted an outline of their business operations with their 2003 Site Plan Application, which stated, "This facility will not be run as a Distribution Center based on the lack of heavy truck traffic for all hours of the day. The delivery vehicles are all straight trucks and leave one time during the morning and return once to remain for the night." Both of these letters are attached.

The 2013 rezoning and PDD Amendment allowed warehouse and distribution uses and amusement and recreation uses within this existing building through the Special Use Application process, in addition to uses as allowed under the B-3 Community Business District. In 2013, the City also approved Special Use Permits for Sky Zone, an indoor trampoline park facility and AST Logistics, a warehouse and distribution business use.

Staff has had concerns with the use of the present building for a warehouse and/or distribution type use. The surrounding area is predominately retail uses. It appears the approval was granted in 2003 because it was linked to a retail use within the building and truck traffic was limited. This approval was also granted prior to, and is not consistent with, the "South 27th Street Corridor Plan."

Earlier this year the City approved a PDD Amendment, Certified Survey Map and Condominium Plat for the property. The Condominium Plat created two separate condominium units for the existing building. Unit 1 of the proposed Condominium Plat consists of the Hobby Lobby portion of the existing building. Unit 2 is the remaining back portion of the building consisting of warehouse space.

The CSM divided the existing approximately 823,908 square foot (19.7-acre) property into two separate lots. Lot 1 has an area of 767,326 square feet and consists of the existing building, adjacent parking and the westernmost greenspace portion of the property primarily consisting of protected natural resource features. Lot 2 has an area of 56,582 square feet and is currently utilized for parking. The PDD Amendment allowed for zero foot interior building and parking setbacks.

Project Description

The applicant is proposing to convert the warehouse space to the west of Hobby Lobby (previously used by Ashley Furniture) to a drive-thru self-storage facility. The applicant is proposing to amend PDD No. 13, Section 2 to add self-storage as an allowed Special Use within the existing building at 6803-6807 S. 27th Street.

The Special Use Application is for the approval of the detailed site plan (including grading, erosion control, etc.), landscaping, lighting and architecture of the proposed self-storage facility. The applicant is proposing to convert the existing warehouse space into climate controlled storage, add two outdoor vehicle storage areas and construct three new buildings around the perimeter of the existing pavement area. The three buildings will total approximately 10,500 square feet. The proposal also includes landscaping and repaving parking spaces and drive aisles.

The applicant has presented this use as an alternative to warehouse and distribution uses, which are the uses that would likely occupy the existing space. Additional comments and information can be found in the applicant's project narratives.

The project will include between 900 and 1,000 units of varying sizes. This includes adding about 50,000 square feet of mezzanine space in the interior of the warehouse space. The applicant has indicated office hours from 9:30 a.m. to 6:00 p.m. Tenants are able to access their storage units between 6:00 a.m. and 10:00 p.m. The applicant has noted that they may have up to 20 visitors to the site during an average business day.

South 27th Street Design Overlay District Requested Waivers:

Staff anticipates waivers being needed from the following sections of the South 27th Street Design Overlay District standards.

- **15-3.0502C.2.**
Per Table 15-3.0203 of the Unified Development Ordinance, one parking space per 10 storage units is required. Therefore, a parking reduction request is anticipated.
- **15-3.0353B.**
Site furnishings (benches, trash receptacles, bicycle racks, etc. have not been provided. Considering the use, staff anticipates that these types of amenities will not be needed or provided.
- **15-3.0353C.3., 4. and 5.**
Staff anticipates that pedestrian amenities will not be provided.
- **15-3.0353D.**
Staff does not consider a chain-link fence to be decorative.
- **15-3.0353E.**
Staff anticipates that bicycle and pedestrian amenities will not be provided.
- **15-3.0353F.1., 2. and 3.**
Currently landscaping requirements are not being met. Staff hopes to work with the applicant to provide sufficient landscaping; however, due to the site layout, existing conditions and proposed use, staff anticipates that landscaping waivers may still be needed.
- **15-3.0355A.2., 3., 5., 8., 9. and 10.**
Due to the proposed use, staff does not believe architectural requirements will be met.
- **15-3.0355B.1., 2., 3., 4., 5., 6., 7., 8., 9.,**
Due to the proposed use, staff does not believe architectural requirements will be met.

Additional Staff Comments/Concerns:

Although staff believes that the proposed drive-thru self-storage facility use would be closer to the District Intent for this portion of the South 27th Street Corridor Plan than a warehouse or distribution use would be, staff believes that the proposed use would not be complementary to the District Intent which envisions this area as a high quality, destination, regional retail shopping district. The primary uses are envisioned to consist of: large- and mid-sized retail commercial anchors; complementary commercial uses such as restaurants, offices, and civic uses; and higher density residential located behind commercial properties.

Staff believes that complementary uses would include those that provide a synergy with, and generates more traffic for, existing businesses. But that the proposed use would generate little traffic and little synergy for the adjacent businesses.

COMMON COUNCIL ACTION REQUESTED

Provide direction to the applicant regarding the proposed self-storage facility use upon property located at 6803, 6805 and 6807 South 27th Street (Highland Development Ventures, LLC, Applicant).



**ANDERSON
ASHTON**
DESIGN / BUILD

2746 South 166th Street
New Berlin, WI 53151
262.786.4640 p
262.786.4675 f
andersonashton.com

City of Franklin
Attn: Mr. Nick Fuchs
Principal Planner
Department of City Development
9229 W. Loomis Road
Franklin, WI 53132

May 11, 2016

REQUEST TO TABLE

Mr. Fuchs,

On behalf of Highland Development Ventures, Anderson Ashton would like to request our submittal to the City of Franklin for the May 19th Plan Commission and public hearing meeting for a PDD and Special Use to be tabled.

At this time, it does not make sense to move towards a public hearing until we are confident that the City will endorse our requested self-storage use for the rear of the Hobby Lobby site.

Brian Fisher
Business Development Manager
bfisher@andersonashton.com
262.786.4640 p
262.613.4015 c
An EnergySTAR Partner

Franklin

MAY 11 2016

City Development



**ANDERSON
ASHTON**
DESIGN / BUILD

2746 South 166th Street
New Berlin, WI 53151
262.786.4640 p
262.786.4675 f
andersonashton.com

Mr. Nick Fuchs
Principal Planner
Department of City Development
9229 W. Loomis Road
Franklin, WI 53132

April 18, 2016

PROJECT SUMMARY

Attached to this page is a detailed summary provided by the owner Adam Hird for the proposed Self Storage facility to be located behind the Hobby Lobby at 6803 S 27th Street in Franklin. Since that letter was written the following can be added to that project summary/scope of work.

The new exterior construction shall consist of 10,500sf over three buildings. Building (1) is a (3) unit storage building that is 35' high at its highest point and is designed to look like a multi-story storage facility but only has the three ground level units.

Building (2) is a 150' long building with (15) 10' x 25' deep storage units with doors facing into the site. Building (3) is 216' long building with (18) 12' x 30' deep storage units with doors facing into the site. Both Building 2 & 3 are situated along the perimeter of the current paved area (see site plan in the submittal package) and will double as security fencing for a large portion of the site.

The overall site improvements will consist of added landscaping, repaving of the space, three exterior self storage buildings along the asphalt perimeter, and a combination of (10) Black Hill and Blue Spruce at the west end of both drive isles designed to help mitigate car headlights in the low light months.

Site and building improvement costs have yet to be determined but they will be significant to as they include over 80,000sf of temperature controlled self storage units.

Brian Fisher

Business Development Manager

bfisher@andersonashton.com

262.786.4640 p

262.613.4015 c

An **EnergySTAR** Partner



April 1, 2016

Mr. Nick Fuchs
Principal Planner
Department of City Development
9229 W. Loomis Road
Franklin, WI 53132

Re: 6803 S 27th Street – Proposed Scope of Work

Dear Mr. Fuchs,

Currently, 6803 S 27th Street is a Hobby Lobby box retail store with a vacant single story 62,000 square foot warehouse in the rear. The warehouse has approximately 4.3 acres dedicated to it, most of which is paved. As we discussed, Highland Development Ventures is proposing to purchase and convert the warehouse at 6803 S 27th Street in Franklin to a Class A Self-Storage facility that is attractive and noticeable, conveying a sense of quality and security while conveying the building's function.

We believe there are many benefits to self-storage at this location, which currently does not permit self-storage. The building is setup for warehouse distribution, which invites a lot of tractor trailer activity through a retail parking area and noise to the nearby residential areas. Alternatively, the majority of self-storage customers use regular vehicles they own and only about 20% rent box trucks for move-ins and move-outs. Tractor trailer deliveries are very uncommon in self-storage. Additionally, self-storage does not invite a lot of traffic anyway. On average 40% of self-storage tenants visit their rent unit only a few times a year, 30% visit about once a month, 15% visit twice a month, 9% once a week, and 6% visit a few times a week. We intend to have 900 -1000 units, so given the percentages above we should average 5-6 vehicles a day, though we expect peaks as high as 12 vehicles per day and in extreme circumstances we could have as many as 20 vehicles a day – which is insignificant compared to the adjacent Hobby Lobby and Walmart. Hours of operation will be similar to our local competitors, 9:30am-6pm.

The renovation and conversion of the self-storage warehouse will include a fully climate controlled environment, "drive-thru" interior loading aisle, exterior loading dock, electronic access control, security cameras and monitoring, motion-sensor lighting, and a comprehensive sprinkler system. We also intend to construct 50,000 square feet of mezzanine level within the existing envelop of the warehouse to be serviced by elevators and with stair egress. The mezzanine shall have the same amenities as the rest of the building, including climate control and sprinklers. Customer access into this building shall be via a one-way drive aisle with an entrance on the north side of the facility and an egress on the south side. The drive aisle will be at least 24 feet wide, to permit room for loading/unloading vehicles. A few head-in parking spaces maybe provided by elevators. Vehicle storage shall not be permitted inside the warehouse.

The project shall include 10,000 to 30,000 square feet of traditional exterior metal building drive-up type units with overhead doors. These units will not be sprinklered, some may have heat tempering. We intend to permit vehicle storage in these exterior units.

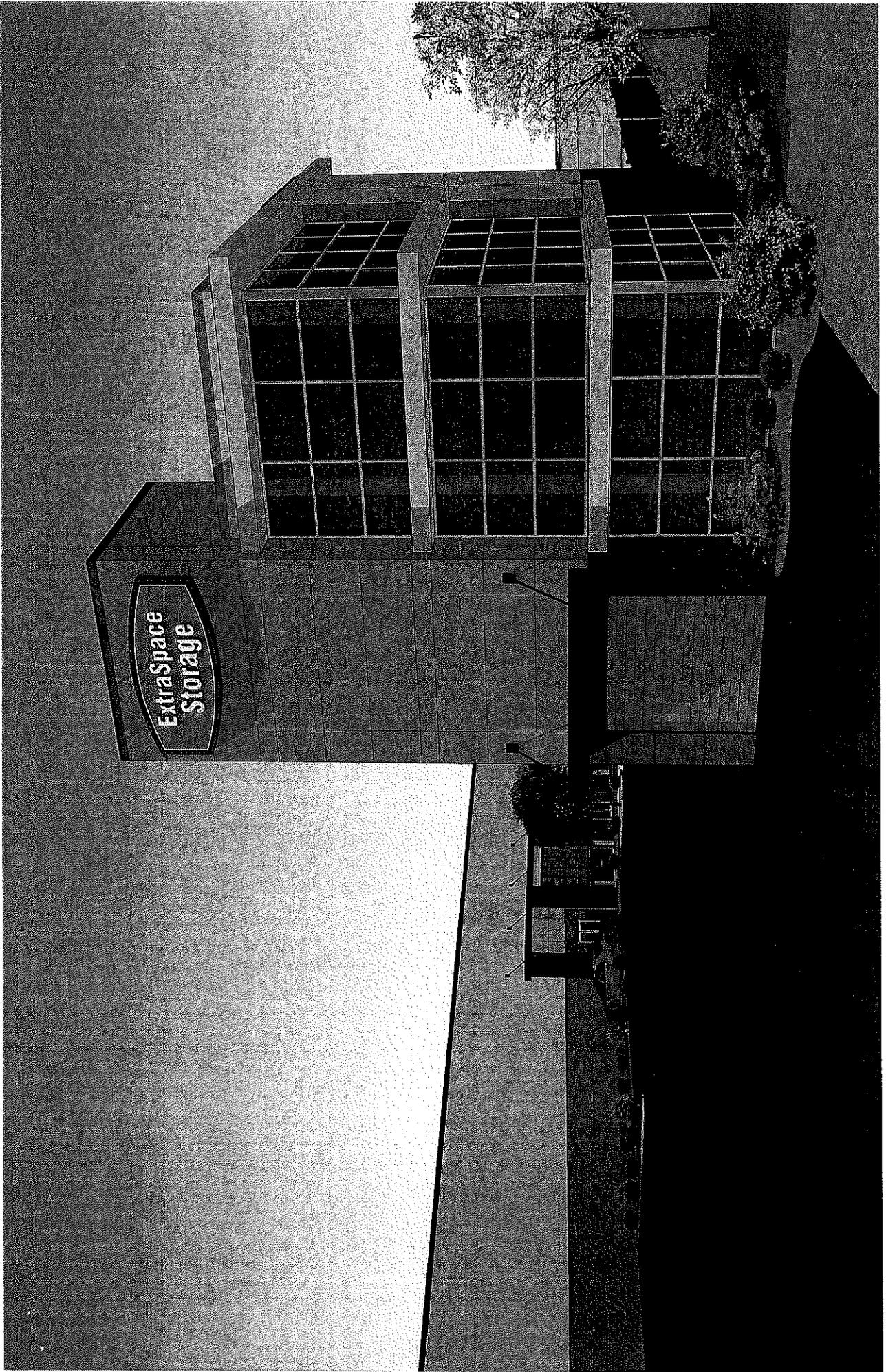
Due to the location (behind Hobby Lobby), a tower of metal, glass, and masonry, shall be provided at the storage facility entrance to enhance visibility and convey the quality of the facility. It is our intent to make the tower as high as the code permits. The security gate shall be positioned away from the entrance to allow vehicles room for vehicles to turn around and/or park without going through the gate.

I look forward to meeting you in person on Thursday April 7th at 2:00 to discuss this project in further detail. A concept plan and aerial are attached.

Very truly yours,

A handwritten signature in black ink, appearing to read "Adam Hird". The signature is written in a cursive, somewhat stylized font.

Adam Hird
Managing Partner



APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
Reports & Recommendations	APPROVAL OF GRAEF PROFESSIONAL SERVICES CONTRACT FOR MISCELLANEOUS SERVICES RELATED TO BALLPARK COMMONS PROJECT	5/17/2016 ITEM NO. 92.5

BACKGROUND

Per Common Council's direction, Staff has been diligently working with the developers for Ballpark Commons (a development on the northwest and southwest corners of W. Rawson Avenue and S. Loomis Road)

It is anticipated that Staff will start receiving submittals from the developers design team that will need timely review and/or preliminary design services. These needs may occur when City Staff is committed to other issues or may involve knowledge outside Staff's expertise. It is proposed to have a qualified engineering consultant to provide services as needed with expectations of a quick response.

ANALYSIS

Staff proposes that GRAEF be considered for this on-call professional service contract. GRAEF is a reputable firms that has several staff who can assist in needed services. In anticipation of a much larger role in the design of the project, Staff solicited GRAEF, Ruckert & Meilke, and RA Smith for qualifications to provide such services for the Ballpark Commons project. GRAEF was the only firm to respond with a statement of qualifications.

It is anticipated this proposal will be on-call and as needed. Services may include reviews, checking calculations, writing reports, preliminary designs for sizing purposes, etc that will be needed to keep the project moving at the developers pace. City Engineer will assign tasks and can provide a summary of tasks and charges against those tasks upon request.

It is estimated that \$20,000 will be sufficient to provide the needed on-call services. Any significant design needed would require a new proposal for the Common Council's consideration.

These costs would be eligible for TID financing if a TID is formed.

OPTIONS

Authorize the execution of the attached GRAEF proposal dated May 12, 2016 for \$20,000 time and materials, not to exceed, or

Table

FISCAL NOTE

Appropriations for these engineering costs to come from Unrestricted Contingency. The 2016 Unrestricted Contingency Budget included \$50,000 for renewing the Buxton project. That contract was not renewed, causing that appropriation to become available.

RECOMMENDATION

Authorize the execution of the attached GRAEF proposal dated May 12, 2016 for \$20,000 time and materials, not to exceed, pending review by City Attorney.



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

collaborāte / formulāte / innovāte

May 12, 2016

Mr. Glen E. Morrow, P.E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Subject: Ballpark Commons Development Review Assistance
Professional Services Agreement

Dear Mr. Morrow:

Per your request, Graef-USA Inc. (GRAEF) is pleased to provide this proposal for services to City of Franklin (Client). An executed copy of this proposal will become our Agreement.

This proposal is for professional services is for the plan review for the Ballpark Commons Development in the City of Franklin. This proposal is subject to GRAEF's Standard Terms and Conditions, a copy of which is attached and incorporated by reference.

For this Project, GRAEF proposes to provide the following Basic Services:

- Plan review and calculation review for general City and code conformance provided by others as directed by the City.
- Review capacity calculations of existing utilities.
- Review design reports for general City and code conformance provided by others and as directed by the City.

GRAEF will endeavor to perform the proposed Basic Services per the following schedule:

- | | |
|------------------------------------|--------------|
| • Notice to Proceed | May 18, 2016 |
| • Complete Review of Plans/Reports | TBD |

For this Project, it is our understanding Client will provide the following additional services, items and/or information:

- Plans, specifications and reports provided by others to be reviewed
- Existing utility information
- City review requirements and codes
- Attend plan review meetings



collaborāte / formulāte / innovāte

For the Basic Services detailed above, the City of Franklin agrees to compensate GRAEF on an hourly basis, not-to-exceed fee of \$20,000.00, plus reimbursable expenses. Reimbursable expenses include express mail and delivery charges, and mileage.

To accept this proposal, please sign and date both enclosed copies and return one to us. Upon receipt of an executed copy, GRAEF will commence work on the Project. Graef-USA Inc. looks forward to providing services to the City of Franklin.

Sincerely,

Graef-USA Inc.

Michael N. Paulos, P.E.
Principal

Accepted by: City of Franklin

Stephen R. Olson, Mayor

Date: _____

Sandra L. Wesolowski, City Clerk

Date: _____

Paul Rotzenberg, Director of Finance & Treasurer

Date: _____

APPROVED AS TO FORM:

Jesse A. Wesolowski, City Attorney

Date: _____



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

collaborate / formulate / innovate

PROFESSIONAL SERVICES 2016 FEE SCHEDULE

CLASSIFICATION	RATE
Group Manager (P8)	\$ 168.00
Senior Professional (P7)	\$ 158.00
Professional (P6)	\$ 149.00
Professional (P5)	\$ 139.00
Professional (P4)	\$ 128.00
Professional (P3)	\$ 117.00
Professional (P2)	\$ 104.00
Professional (P1)	\$ 92.00
TECHNICIAN/INSPECTOR	
Senior Technician/Inspector (T6)	\$ 117.00
Senior Technician/Inspector (T5)	\$ 112.00
Senior Technician/Inspector (T4)	\$ 103.00
Technician/Inspector (T3)	\$ 92.00
Technician/Inspector (T2)	\$ 81.00
Technician/Inspector (T1)	\$ 65.00
Survey Crew - 1 Person	\$ 120.00
Survey Crew - 2 Person	\$ 180.00
Administrative	\$ 62.00

Automobile travel will be billed at the current federal rate of 54 cents per mile.
 Survey trucks and vans will be billed at 75 cents per mile.
 LIDAR scanner will be billed at \$150/hour.
 Expenses such as travel and supplies will be billed at actual cost.
 Contracted services and consultants will be billed at cost plus 5 percent.



collaborāte / formulāte / innovāte

GRAEF-USA Inc.'s TERMS AND CONDITIONS

These Terms and Conditions are material terms of the Professional Services Agreement proposed on May 12, 2016 (Agreement) by and between Graef-USA Inc. (GRAEF) and the City of Franklin (Client):

Standard of Care: GRAEF shall exercise ordinary professional care in performing all services under this Agreement, without warranty or guarantee, expressed or implied. Persons providing such services under this Agreement shall have such active certifications, licenses and permissions as may be required by law.

Client Responsibilities: Client shall at all times procure and maintain financing adequate to timely pay for all costs of the PROJECT as incurred; shall timely furnish and provide those services, items and/or information defined in Agreement, as amended, and shall reasonably communicate with and reasonably cooperate with GRAEF in its performance of this Agreement. GRAEF shall be entitled to rely on the accuracy and completeness of any services, items and/or information furnished by Client. GRAEF shall timely furnish and provide those services, items and/or information defined in Agreement, as amended, and shall reasonably communicate with and reasonably cooperate with Client in its performance of this Agreement. Client shall be entitled to rely on the accuracy and completeness of any services, items and/or information furnished by GRAEF. These terms are of the essence. To the fullest extent permitted by law, GRAEF shall indemnify and hold harmless Client, Client's officers, directors, partners, and employees from and against costs, losses, and damages (including but not limited to reasonable fees and charges of engineers, architects, attorneys, and other professionals, and reasonable court or arbitration or other dispute resolution costs) caused solely by the negligent acts or omissions of GRAEF or GRAEF'S officers, directors, partners, employees, and consultants in the performance of GRAEF'S services under this Agreement. To the fullest extent permitted by law, Client shall indemnify and hold harmless GRAEF, GRAEF'S officers, directors, partners, employees, and consultants from and against costs, losses, and damages (including but not limited to reasonable fees and charges of engineers, architects, attorneys, and other professionals, and reasonable court or arbitration or other dispute resolution costs) caused solely by the negligent acts or omissions of Client or Client's officers, directors, partners, employees, and consultants with respect to this Agreement. To the fullest extent permitted by law, GRAEF'S total liability to Client and anyone claiming by, through, or under Client for any injuries, losses, damages and expenses caused in part by the negligence of GRAEF and in part by the negligence of Client or any other negligent entity or individual, shall not exceed the percentage share that GRAEF'S negligence bears to the total negligence of Client, GRAEF, and all other negligent entities and individuals. In addition to the indemnity provided above, and to the fullest extent permitted by law, Client shall indemnify and hold harmless GRAEF and GRAEF'S officers, directors, partners, employees, and consultants from and against injuries, losses, damages and expenses (including but not limited to all fees and charges of engineers, architects, attorneys, and other professionals, and all court or arbitration or other disputes resolution costs) caused by, arising out of, or resulting from an unexpected Hazardous Environmental Condition, provided that (i) any such injuries, losses, damages and expenses is attributable to bodily injury, sickness, disease, or death, or to injury to or destruction of tangible property, including the loss of use resulting therefrom, and (ii) nothing in this Paragraph shall obligate Client to indemnify any individual or entity from and against the consequences of that individual or entity's own negligence or willful misconduct.

Insurance: GRAEF shall, during the life of the Agreement, maintain insurance coverage with an authorized insurance carrier at least equal to the minimum limits set forth below:

A. Limit of General/Commercial Liability	\$2,000,000
B. Automobile Liability: Bodily Injury/Property Damage	\$1,000,000
C. Excess Liability for General Commercial or Automobile Liability	\$2,000,000
D. Worker's Compensation and Employers' Liability	\$500,000
E. Professional Liability	\$1,000,000

Upon the execution of this Agreement, GRAEF shall supply Client with a suitable statement certifying said protection and defining the terms of the policy issued, which shall specify that such protection shall not be cancelled without thirty (30) calendar days prior notice to Client, and naming Client as an additional insured for General Liability.



collaborate / formulate / innovate

GRAEF-USA, Inc.'s TERMS AND CONDITIONS (continued)

Additional Services: CLIENT may, in writing, request changes in the Basic Services required to be performed by GRAEF and require a specification of incremental or decremental costs prior to change order agreement under this AGREEMENT. Upon acceptance of the request of such changes, GRAEF shall submit a "Change Order Request Form" to Client for authorization and notice to proceed signature and return to GRAEF. Should any such actual changes be made, an equitable adjustment will be made to compensate GRAEF or reduce the fixed price, for any incremental or decremental labor or direct costs, respectively. Any claim by GRAEF for adjustments hereunder must be made to Client in writing no later than forty-five (45) days after receipt by GRAEF of notice of such changes from Client.

Invoicing & Payment: GRAEF may issue Invoices for services rendered and expenses incurred at such times and with such frequency as GRAEF deems necessary or appropriate in GRAEF's discretion. All Invoices are due and payable upon receipt and shall be considered past due if not paid within thirty (30) calendar days of the due date. **Prompt and full payment of all periodic invoices or other billings issued by GRAEF pursuant to this Agreement is of the essence of this Agreement.** In the event that Client fails to promptly and fully pay any invoice as and when due, then, and in addition to any other remedies allowed by law, GRAEF, may, in its sole discretion, suspend performance of all services under this Agreement upon seven (7) calendar days' written notice to Client, and immediately invoice Client for all unbilled work-in-progress rendered and other expenses incurred. Upon GRAEF's receipt of full payment, in good funds and without offset, of all sums invoiced in connection with any such declaration of suspension, GRAEF shall resume services, **provided that the time schedule and compensation under this Agreement shall be equitably adjusted in a manner acceptable to GRAEF to compensate GRAEF for the period of suspension plus any other reasonable and necessary time and expenses GRAEF suffers or incurs to resume services.** No failure by GRAEF to exercise its right to suspend work and accelerate sums due shall in any way waive or abridge Client's obligations to GRAEF or GRAEF's rights to later suspend work and accelerate terms. Client agrees GRAEF shall incur no liability whatsoever to Client, or to any other person, for any loss, cost or expense arising from any such suspension by GRAEF, either directly or indirectly. In addition, simple interest shall accrue at the lower of 1.5% per month (18% per annum), or the maximum interest rate allowable by law, on any invoiced amounts remaining unpaid for more than 60 days from the date of the invoice. Payments made shall be allocated as follows: (1) first to unpaid collection costs; (2) second to unpaid accrued interest; and (3) last to unpaid principal of the oldest invoice.

Latent Conditions: Client acknowledges that subsurface or latent physical conditions at the site that differ materially from those indicated in the project documents, or unknown or unusual conditions that materially differ from those ordinarily encountered may exist. If such latent conditions require a change in the design or the construction phase services, GRAEF shall be entitled to a reasonable extension of time to evaluate such change(s) and their impact on the project and to prepare such additional design documents as may be necessary to address or respond to such latent conditions. Client shall pay GRAEF for all services rendered and reimbursable expenses incurred by GRAEF and its subconsultant(s), if any, to address, respond to or repair such latent conditions. Such services by GRAEF or its subconsultant(s) shall constitute Additional Services pursuant to the terms set forth thereunder.

Instruments of Service: All original documents prepared for Client by GRAEF or GRAEF's independent professional associate(s) and subconsultant(s) pursuant to this Agreement (including calculations, computer files, drawings, specifications, or reports) are Instruments of Professional Service in respect of this Agreement. GRAEF shall retain an ownership and property interest therein whether or not the services that are the subject of this Agreement are completed. Unless otherwise confirmed by written Addenda to this Agreement, signed by duly authorized representatives of both Client and GRAEF, no Instrument of Professional Service in respect of this Agreement constitutes, or is intended to document or depict any "as-built" conditions of the completed Work. Client may make and retain copies for information and reference in connection with the use and occupancy of the completed project by Client and others; however, such documents are not intended or represented to be suitable for reuse by Client or others on extensions of the project, or otherwise. Any reuse without GRAEF's written consent shall be at Client's sole risk and responsibility, and without any liability to GRAEF, or to GRAEF's independent professional associate(s) and subconsultant(s). Further, Client shall indemnify, defend and hold GRAEF and GRAEF's independent professional associate(s) and subconsultant(s), fully harmless from all liability or loss, cost or expense (including attorney's fees and other claims expenses) in any way arising from or in connection with such unauthorized reuse.



collaborāte / formulāte / innovāte

GRAEF-USA, Inc.'s TERMS AND CONDITIONS (continued)

Contractor Submittals: The scope of any review or other action taken by GRAEF or its subconsultant(s) in respect of any contractor submittal, such as shop drawings, shall be for the limited purpose of determining if the submission generally conforms with the overall intent of the design of the work that is the subject of this Agreement, but not for purposes of determining accuracy, completeness or other details such as dimensioning or quantities, or for substantiating instructions or performance of equipment or systems. GRAEF shall not be liable or responsible for any error, omission, defect or deficiency in any contractor submittal.

Pricing Estimates: Neither GRAEF nor Client has any control over the costs of labor, materials or equipment, over contractors' methods of determining bid prices, or over competitive bidding, market or negotiation conditions. Accordingly, GRAEF cannot and does not warrant or represent that bids or negotiated prices will not vary from any projected or established budgetary constraints.

Construction Observation: Unless expressly stated in this Agreement, GRAEF shall have no responsibility for Construction Observation. If Construction Observation services are performed, GRAEF's visits to the construction site shall be for the purpose of becoming generally familiar with the progress and quality of the construction, and to determine if the construction is being performed in general accordance with the plans and specifications. GRAEF shall have no obligation to "inspect" the work of any contractor or subcontractor and shall have no control or right of control over and shall not be responsible for any construction means, methods, techniques, sequences, equipment or procedures (including, but not limited to, any erection procedures, temporary bracing or temporary conditions), or for safety precautions and programs in connection with the construction. Also, GRAEF shall have no obligation for any defects or deficiencies or other acts or omissions of any contractor(s) or subcontractor(s) or material supplier(s), or for the failure of any of them to carry out the construction in accordance with the contract documents, including the plans and specifications. GRAEF is not authorized to stop the construction or to take any other action relating to jobsite safety, which are solely the contractor's rights and responsibilities.

Dispute Resolution and Governing Law: This Agreement shall be construed under and governed by the laws of the State of Wisconsin. The venue for any actions arising under this Agreement shall be the Circuit Court for Milwaukee County. The prevailing party shall be awarded its actual costs of any such litigation, including reasonable attorney fees.

No Assignment: This Agreement is not subject to assignment, transfer or hypothecation without the written consent of both parties expressly acknowledging such assignment, transfer or hypothecation.

Severance of Clauses: In the event that any term, provision or condition of this Agreement is void or otherwise unenforceable under the law governing this Agreement, then such terms shall be stricken and the balance of this Agreement shall be interpreted and enforced as if such stricken terms never existed.

Integrated Agreement: The parties' final and entire agreement is expressed in the attached proposal letter and these Terms and Conditions. All prior oral agreements or discussions, proposals and/or negotiations between the parties are merged into and superceded by this Agreement. No term of the parties' Agreement may be orally modified, amended or superceded.

Termination: This Agreement may be terminated by Client, for its convenience, for any or no reason, upon written notice to GRAEF. This Agreement may be terminated by GRAEF upon thirty (30) days written notice. Upon such termination by Client, GRAEF shall be entitled to payment of such amount as shall fairly compensate GRAEF for all work approved up to the date of termination, except that no amount shall be payable for any losses of revenue or profit from any source outside the scope of this Agreement, including but not limited to, other actual or potential agreements for services with other parties. In the event that this Agreement is terminated for any reason, GRAEF shall deliver to Client all data, reports, summaries, correspondence, and other written, printed, or tabulated material pertaining in any way to Basic Services that GRAEF may have accumulated. Such material is to be delivered to Client whether in completed form or in process. Client shall hold GRAEF harmless for any work that is incomplete due to early termination. The rights and remedies of Client and GRAEF under this section are not exclusive and are in addition to any other rights and remedies provided by law or appearing in any other article of this Agreement.

Records Retention: GRAEF shall maintain all records pertaining to this Agreement during the term of this Agreement and for a period of 3 years following its completion. Such records shall be made available by GRAEF to Client for inspection and copying upon request.

BLANK PAGE

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE 5/17/16
Reports & Recommendations	SUBJECT: A RESOLUTION AWARDING A CONTRACT CHANGE ORDER TO STARK PAVEMENT CORPORATION IN THE AMOUNT OF \$117,769 AS AN ADDITION TO THE 2016 LOCAL STREET IMPROVEMENT PROGRAM	ITEM NO. 25.6

BACKGROUND

The Common Council awarded a contract on 4/4/16 to Stark Pavement Corporation in the amount of \$786,068. This bid was one of two extremely competitive bids received. The bid was \$146,175 less than the engineer's estimate of \$932,243.

ANALYSIS

Staff is recommending this contract change order to best extend its local road program for the following reasons:

- The petroleum prices have remained low as reflected in extraordinary low unit prices.
 - It has been said that presidential election years often result in lower consumer prices.
- Conversely there is uncertainty with an up-coming change in federal and state government that pricing of commodities such as petroleum may increase.

The proposed streets to be improved include:

W. Glenwood Drive	from S. 36 th Street to S. 42 nd Street	\$ 56,907
W. Margaret Lane	from S. 83 rd Street to S. 79 th Street	36,631
W. Hilltop Lane	from S. 83 rd Street to Stub end	<u>24,200</u>
		\$117,769

The first two streets, rates as threes were previously listed as priority streets and "trimmed" at the time of developing the program. The third, W. Hilltop Lane, a stub end, rated as a three, will best be paved as part of this program. They are now hereby requested to be added to the program.

The Board of Public Works heard this request at their May 10, 2016 meeting and recommended awarding this contract change order.

OPTIONS

Approve or deny the contract change order.

FISCAL NOTE

The street program fund was budgeted at \$940,000. This change order will increase the program contract to \$903,837. This revised total will result in approximately a \$36,000 balance under budget to be used as necessary for other potential change orders and the purchase of storm water materials to be used by the DPW.

It has been accepted practice to limit contract increases not to exceed 15 percent. The proposed contract change order of \$117,769 is less than 15 percent of the original contract.

$$\$786,068 \times 15\% = \$117,910.20.$$

RECOMMENDATION

Motion to adopt Resolution No. 2016 - _____, a resolution awarding a contract change order to Stark Pavement Corporation, in the amount of \$117,769, as an addition to the 2016 Local Street Improvement Program.

Enc.

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. 2016 - _____

A RESOLUTION AWARDED A CONTRACT CHANGE ORDER
TO STARK PAVEMENT CORPORATION
IN THE AMOUNT OF \$117,769 AS AN ADDITION
TO THE 2016 LOCAL STREET IMPROVEMENT PROGRAM

WHEREAS, the City of Franklin advertised and solicited bids for the 2016 Local Street Improvement Program; and

WHEREAS, the low bidder was Stark Pavement Corporation, with a bid of \$786,068; and

WHEREAS, Stark Pavement Corporation is a qualified paving contractor and was awarded the contract on April 4, 2016 by the Common Council; and

WHEREAS, it appears the economy for items such as petroleum which directly affects asphalt prices is at a low; and

WHEREAS, it is in the best interest of the City to take advantage of these bids as recommended by the Board of Public Works as a result of staff's recommendation to award a contract change order (addition) of \$117,769 to Stark Pavement Corporation; and

WHEREAS, the resulting revised contract amount of \$903,837 is less than the approved 2016 Local Street Improvement Program budget of \$940,000.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Franklin, that Stark Pavement Corporation be awarded the contract for the 2016 Local Street Improvement Program.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized and directed to execute a contract with Stark Pavement Corporation on behalf of the City.

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:

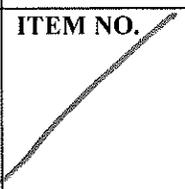
Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

RJR/db

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
Reports & Recommendations	SUBJECT: A RESOLUTION AWARDING A CONTRACT CHANGE ORDER TO STARK PAVEMENT CORPORATION IN THE AMOUNT OF \$117,769 AS AN ADDITION TO THE 2016 LOCAL STREET IMPROVEMENT PROGRAM	ITEM NO. 

BACKGROUND

The Common Council awarded a contract on 4/4/16 to Stark Pavement Corporation in the amount of \$786,068. This bid was one of two extremely competitive bids received. The bid was \$146,175 less than the engineer’s estimate of \$932,243.

ANALYSIS

Staff is recommending this contract change order to best extend its local road program for the following reasons:

- The petroleum prices have remained low as reflected in extraordinary low unit prices.
- It has been said that presidential election years often result in lower consumer prices. Conversely there is uncertainty with an up-coming change in federal and state government that pricing of commodities such as petroleum may increase.

The proposed streets to be improved include:

W. Glenwood Drive	\$ 56,907
W. Margaret Lane	36,631
W. Hilltop Lane	<u>24,200</u>
	\$117,769

The first two streets, rated as threes were previously listed as priority streets and “trimmed” at the time of developing the program. The third, W. Hilltop Lane, a stub end, rated as a three, will best be paved as part of this program. They are now hereby requested to be added to the program.

OPTIONS

Approve or deny the contract change order.

FISCAL NOTE

The street program fund was budgeted at \$940,000. This change order will increase the program contract to \$903,837. This revised total will result in approximately a \$36,000 balance under budget to be used as necessary for other potential change orders and the purchase of storm water materials to be used by the DPW.

It has been accepted practice to limit contract increases not to exceed 15 percent. The proposed contract change order of \$117,769 is less than 15 percent of the original contract.
 $\$786,068 \times 15\% = \$117,910.20$.

RECOMMENDATION

Motion to adopt Resolution No. 2016 - _____, a resolution awarding a contract change order to Stark Pavement Corporation, in the amount of \$117,769, as an addition to the 2016 Local Street Improvement Program.

Enc.

BLANK PAGE