

APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 05/16/17
REPORTS & RECOMMENDATIONS	RESOLUTION CONDITIONALLY APPROVING A 3 LOT AND 1 OUTLOT CERTIFIED SURVEY MAP, BEING THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN (JOHN HELLER, PRESIDENT OF INTERSTATE PARTNERS II WISCONSIN LLC, APPLICANT) (THE SOUTHWEST CORNER OF SOUTH 27TH STREET AND WEST OAKWOOD ROAD)	ITEM NUMBER <i>G.6.</i>

At its May 4, 2017 meeting, the Plan Commission recommended approval of a resolution conditionally approving a 3 lot and 1 outlot certified survey map, being the Northwest ¼ of the Northeast ¼ of Section 36, Township 5 North, Range 21 East, in the City of Franklin, County of Milwaukee, State of Wisconsin (John Heller, President of Interstate Partners II Wisconsin LLC, Applicant).

The Plan Commission recommended approval of the Certified Survey Map Application, subject to amending Condition No. 6.a. to insert the word "building" between "dashed" and "setback" and striking Condition No. 7 and Condition No. 11.

Below are the original conditions. The attached resolution has been revised per the Plan Commission motion above.

- Condition No. 6.a.: The dashed setback lines shall be added to Lot 3 on Sheet 1, adjacent to W. Oakwood Road and Outlot 1 and Lot 2.
 - Replaced with: The dashed building setback lines shall be added to Lot 3 on Sheet 1, adjacent to W. Oakwood Road and Outlot 1 and Lot 2.
- Condition No. 7: The Natural Resource Protection Plan shall be revised to include field verified natural resource delineations within 100 feet of all land disturbing activities for Department of City Development review and approval prior to issuance of a Building Permit. The Certified Survey Map, Natural Resource Protection Plan, and Conservation Easement shall be revised accordingly, for Department of City Development review and approval, prior to recording the Certified Survey Map and Conservation Easement with the Milwaukee County Register of Deeds.
- Condition No. 11: The Conservation Easement shall be revised to remove motorized vehicle use and to state that the remaining added rights sunset in the event that this property is sold, further subdivided or developed, prior to the recording the Conservation Easement with the Milwaukee County Register of Deeds.

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2017-_____, a resolution conditionally approving a 3 lot and 1 outlot certified survey map, being the Northwest ¼ of the Northeast ¼ of Section 36, Township 5 North, Range 21 East, in the City of Franklin, County of Milwaukee, State of Wisconsin (John Heller, President of Interstate Partners II Wisconsin LLC, Applicant).

RESOLUTION NO. 2017-_____

A RESOLUTION CONDITIONALLY APPROVING A 3 LOT AND 1 OUTLOT
CERTIFIED SURVEY MAP, BEING THE NORTHWEST 1/4 AND PART OF THE
NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 5
NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, COUNTY OF
MILWAUKEE, STATE OF WISCONSIN
(JOHN HELLER, PRESIDENT OF INTERSTATE PARTNERS II
WISCONSIN LLC, APPLICANT)
(THE SOUTHWEST CORNER OF SOUTH 27TH STREET AND
WEST OAKWOOD ROAD)

WHEREAS, the City of Franklin, Wisconsin, having received an application for approval of a certified survey map, such map being the Northwest 1/4 and part of the Northeast 1/4 of the Northeast 1/4 of Section 36, Township 5 North, Range 21 East, in the City of Franklin, County of Milwaukee, State of Wisconsin, more specifically, of the property located at the southwest corner of South 27th Street and West Oakwood Road, bearing Tax Key No. 951-9994-001, John Heller, President of Interstate Partners II Wisconsin LLC, applicant; said certified survey map having been reviewed by the City Plan Commission and the Plan Commission having recommended approval thereof pursuant to certain conditions; and

WHEREAS, the Common Council having reviewed such application and Plan Commission recommendation and the Common Council having determined that such proposed certified survey map is appropriate for approval pursuant to law upon certain conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Certified Survey Map submitted by John Heller, President of Interstate Partners II Wisconsin LLC, as described above, be and the same is hereby approved, subject to the following conditions:

1. That any and all objections made and corrections required by the City of Franklin, by Milwaukee County, and by any and all reviewing agencies, shall be satisfied and made by the applicant, prior to recording.
2. That all land development and building construction permitted or resulting under this Resolution shall be subject to impact fees imposed pursuant to §92-9. of the Municipal Code or development fees imposed pursuant to §15-5.0110 of the Unified Development Ordinance, both such provisions being applicable to the development and building permitted or resulting hereunder as it occurs from time to time, as such Code and Ordinance provisions may be amended from time to time.

JOHN HELLER, PRESIDENT OF INTERSTATE PARTNERS II WISCONSIN LLC –
CERTIFIED SURVEY MAP
RESOLUTION NO. 2017-_____

Page 2

3. Each and any easement shown on the Certified Survey Map shall be the subject of separate written grant of easement instrument, in such form as provided within the *City of Franklin Design Standards and Construction Specifications* and such form and content as may otherwise be reasonably required by the City Engineer or designee to further and secure the purpose of the easement, and all being subject to the approval of the Common Council, prior to the recording of the Certified Survey Map.
4. John Heller, President of Interstate Partners II Wisconsin LLC, successors and assigns, and any developer of the Interstate Partners II Wisconsin LLC 3 lot and 1 outlot certified survey map project, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.
5. The approval granted hereunder is conditional upon John Heller, President of Interstate Partners II Wisconsin LLC and the 3 lot and 1 outlot certified survey map project for the property located at the southwest corner of South 27th Street and West Oakwood Road: (i) being in compliance with all applicable governmental laws, statutes, rules, codes, orders and ordinances; and (ii) obtaining all other governmental approvals, permits, licenses and the like, required for and applicable to the project to be developed and as presented for this approval.
6. The following technical revisions shall be made to the Certified Survey Map, for staff review and approval, prior to recording of the CSM with the Milwaukee County Register of Deeds:
 - a. The dashed building setback lines shall be added to Lot 3 on Sheet 1, adjacent to W. Oakwood Road and Outlot 1 and Lot 2.
 - b. The Certified Survey Map shall be revised to replace “Oakwood Avenue” with “West Oakwood Road”.
 - c. Sheet 2 shall be changed to Sheet 7 and the Certified Survey Map renumbered accordingly
7. The location of the Ordinary High Water Mark as determined by the Wisconsin Department of Natural Resources shall be illustrated on the Certified Survey Map, Natural Resource Protection Plan and Conservation Easement, prior to recording the

JOHN HELLER, PRESIDENT OF INTERSTATE PARTNERS II WISCONSIN LLC –
CERTIFIED SURVEY MAP
RESOLUTION NO. 2017-_____

Page 3

Certified Survey Map and Conservation Easement with the Milwaukee County Register of Deeds.

8. All of Outlot 1 shall be included within the Conservation Easement and the Certified Survey Map shall be revised to illustrate all of Outlot 1 as the Conservation Easement boundary.
9. The Natural Resource Protection Plan, Certified Survey Map, and Conservation Easement shall be revised to reflect the envisioned loss of mature woodland, for Department of City Development review and approval prior to issuance of a Building Permit.
10. The Conservation Easement shall be revised as follows, prior to recording with the Milwaukee County Register of Deeds:
 - a. The wetland setbacks shall be included as part of the conservation easement and the second whereas paragraph shall be amended to included “wetland setbacks.”
 - b. A Mortgage Holder Consent page shall be provided. If there is not a mortgage holder, the page shall be submitted with “None” written across to indicate that there is no mortgage on the property.
 - c. A more legible exhibit and legal description shall be submitted.

BE IT FURTHER RESOLVED, that the Certified Survey Map, certified by owner, Jams LLC, be and the same is hereby rejected without final approval and without any further action of the Common Council, if any one, or more than one of the above conditions is or are not met and satisfied within 180 days from the date of adoption of this Resolution.

BE IT FINALLY RESOLVED, that upon the satisfaction of the above conditions within 180 days of the date of adoption of this Resolution, same constituting final approval, and pursuant to all applicable statutes and ordinances and lawful requirements and procedures for the recording of a certified survey map, the City Clerk is hereby directed to obtain the recording of the Certified Survey Map, certified by owner, Jams LLC, with the Office of the Register of Deeds for Milwaukee County.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

JOHN HELLER, PRESIDENT OF INTERSTATE PARTNERS II WISCONSIN LLC –
CERTIFIED SURVEY MAP
RESOLUTION NO. 2017-_____
Page 4

APPROVED:

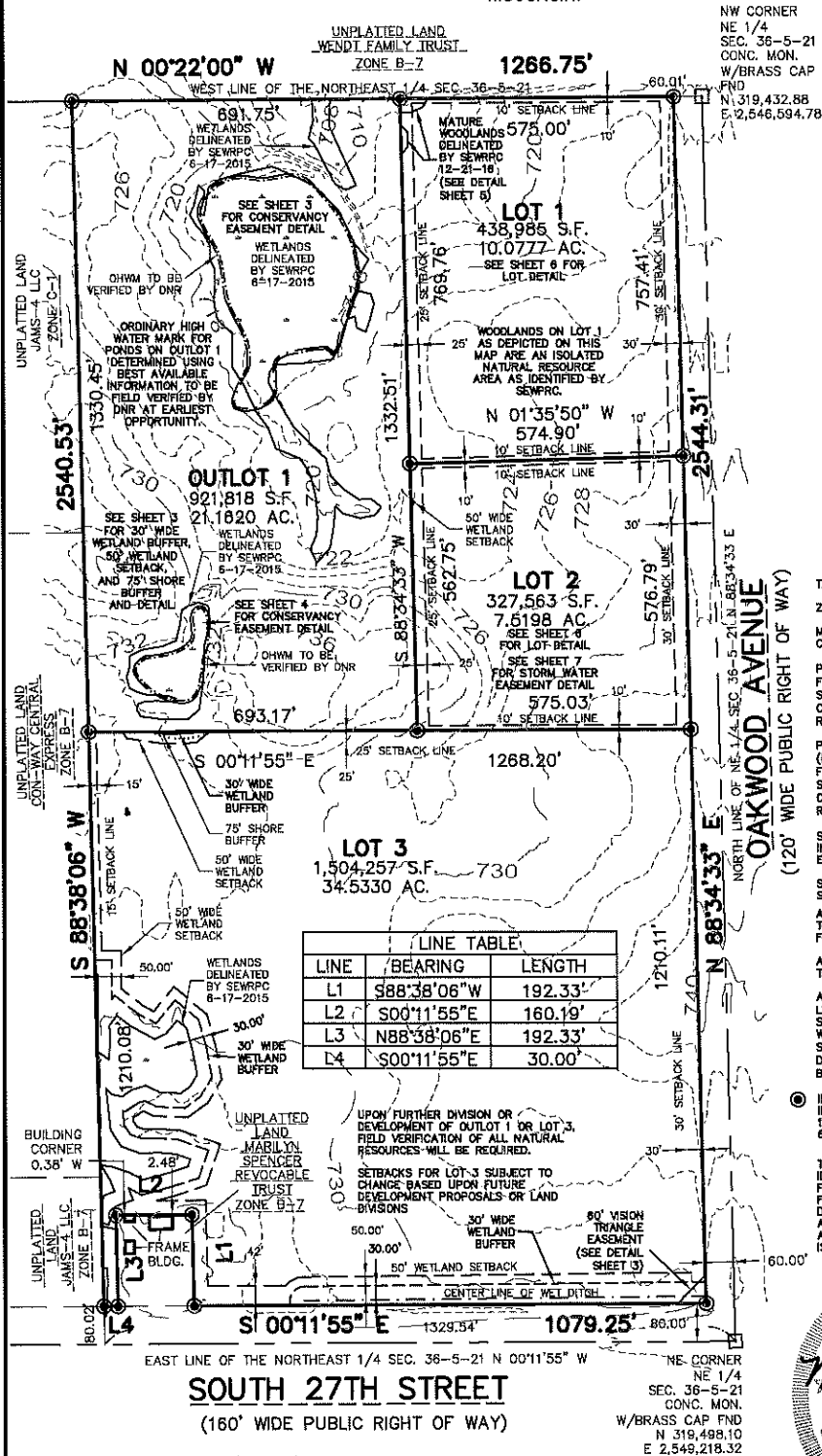
Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.



A map of the study area showing the location of the study site. The map includes a north arrow and a scale bar. The study site is marked with a dot and labeled 'SITE'.

W. ELM RD.
NE 1/4 SEC. 36-5-21
1" = 2000'



CAPITOL SURVEY ENTERPRISES
220 REGENCY CT., SUITE 210
BROOKFIELD, WI 53226
PH: (262) 786-6600
FAX: (262) 786-6608
WWW.CAPITOLSURVEY.COM

PREPARED FOR:
JAMS, LLC
10467 S. 27TH STREET
FRANKLIN, WI

TAX KEY NOS.: 951-9994-001

ZONED: PDD NO. 39

MINIMUM SETBACK REQUIREMENTS PER THE CITY OF FRANKLIN ZONING CODE ARE:

PDD NO. 39 GATEWAY AREA (LOT 3);
FRONT = 40'
SIDE YARD = 15'
CORNER SIDE YARD = 30'
REAR YARD = 25'.

PDD NO. 39 BUSINESS PARK AREA
(LOT 1 & 2);
FRONT = 30'
SIDES = 10'
CORNER SIDE YARD = 25'
REAR YARD = 25'

SUBJECT LANDS ARE ZONE "X" PER FLOOD
INSURANCE RATE MAP #55079C0227E
EFFECTIVE DATE SEPTEMBER 26, 2008.

SUBJECT LANDS SERVED BY MUNICIPAL
SANITARY, STORM, AND WATER SERVICE.
ALL DIMENSIONS SHOWN ARE MEASURED
TO THE NEAREST THOUSANDTH OF A
FOOT.

ALL BEARINGS SHOWN ARE MEASURED TO
THE NEAREST SECOND.

ALL BEARINGS REFER TO THE NORTH
LINE OF THE NORTHEAST 1/4 OF
SECTION 38-5-21, WHICH HAS A
WISCONSIN STATE PLANE COORDINATE
SYSTEM SOUTH ZONE (REVISION
DECEMBER, 2013, NAD 27 DATUM)
BEARING OF N 88°34'33" E.

⊙ INDICATES 1 INCH DIA.
IRON PIPE,
18 INCHES IN LENGTH, WEIGHING 1.
68 LBS PER LINEAL FOOT, SET.

THE NATURAL RESOURCE FEATURES IDENTIFIED HEREIN ARE NOT BASED UPON FIELD SURVEYS. IN THE EVENT OF FURTHER LAND DIVISION OR DEVELOPMENT OF A PARCEL HEREIN WITH ANY SUCH NATURAL RESOURCE FEATURE, A COMPLETE NRPP WITH FIELD SURVEYS IS REQUIRED FOR SAID PARCEL.



REV. DEC. 29, 2016
REV. MARCH 30, 2017
REV. APRIL 25, 2017

THIS INSTRUMENT DRAFTED BY MICHAEL J. BERRY

SHEET 1 OF 8

CERTIFIED SURVEY MAP NO. _____

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

SURVEYOR'S CERTIFICATE

STATE OF WISCONSIN)
MILWAUKEE COUNTY) SS

I, MICHAEL J BERRY, REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY:

THAT I HAVE SURVEYED, DIVIDED AND MAPPED A REDIVISION OF THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 5 NORTH, RANGE 21 EAST, THENCE S 00°11'55" E 1329.54 FEET ALONG THE EAST LINE OF SAID 1/4 SECTION TO A POINT; THENCE S 88°38'06" W 80.02 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF SOUTH 27TH STREET AND THE POINT OF BEGINNING OF LANDS TO BE DESCRIBED; THENCE CONTINUING S 88°38'06" W 2540.53 FEET TO A POINT ON THE WEST LINE OF SAID 1/4 SECTION; THENCE N 00°22'00" W 1266.75 FEET TO A POINT ON THE SOUTH LINE OF OAKWOOD AVENUE; THENCE N 88°34'33" E 2544.31 FEET ALONG THE SAID SOUTH LINE AND PARALLEL TO THE NORTH LINE OF SAID 1/4 SECTION TO A POINT ON THE WEST RIGHT OF WAY LINE OF SOUTH 27TH STREET; THENCE S 00°11'55" E 1079.25 FEET ALONG SAID WEST LINE TO A POINT; THENCE S 88°38'06" W 192.33 FEET; THENCE S 00°11'55" E 160.19 FEET; THENCE N 88°38'06" E 192.33 FEET; THENCE S 00°11'55" E 30.00 FEET TO THE POINT OF BEGINNING


SAID LANDS CONTAINING: 3,192,623 SQUARE FEET OR 73.2925 ACRES

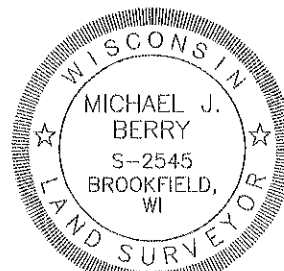
THAT I HAVE MADE SUCH SURVEY, LAND DIVISION AND MAP BY THE DIRECTION OF JAMS, LLC THE OWNER OF SAID LAND.

THAT SUCH MAP IS A CORRECT REPRESENTATION OF ALL EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION THEREOF MADE.

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE STATUTES OF THE STATE OF WISCONSIN AND CHAPTER 15-7 OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE, DIVIDING, AND MAPPING THE SAME.

DATED THIS 21ST DAY OF DECEMBER, 2016.


MICHAEL J BERRY
PROFESSIONAL LAND SURVEYOR, S-2545
STATE OF WISCONSIN



REV. DECEMBER 29, 2016
REV. MARCH 30, 2017
REV. APRIL 25, 2017

CERTIFIED SURVEY MAP NO.

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

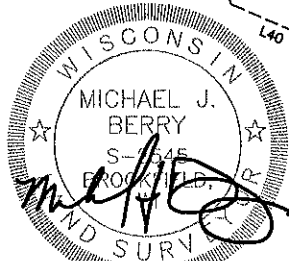
EASEMENT DETAIL



LINE TABLE		
LINE	BEARING	LENGTH
L5	N 88°38'18" E	48.70'
L6	S 25°07'10" E	54.92'
L7	N 84°03'28" E	55.37'
L8	N 48°48'14" E	71.91'
L9	S 58°58'34" E	43.37"
L10	N 14°20'27" E	3.31'
L11	N 71°37'05" E	65.10'
L12	S 74°56'40" E	50.03'
L13	S 69°35'56" E	80.17'
L14	S 20°24'04" W	41.97'
L15	S 72°09'39" E	2.47'
L16	S 61°01'00" E	58.25'
L17	S 09°20'01" E	53.10'
L18	S 08°15'18" E	51.97'
L19	N 58°58'01" E	61.36'
L20	N 46°54'11" E	45.99'
L21	N 43°14'19" E	54.08'
L22	N 75°30'13" E	37.87'
L23	N 45°40'04" E	20.21'
L24	N 34°10'51" E	18.80'
L25	N 04°40'18" W	26.71'
L26	N 37°07'05" E	88.43'
L27	N 37°07'05" E	9.27'
L28	S 52°52'55" E	11.64'
L29	S 52°52'55" E	79.18'
L30	S 10°51'40" E	63.55'
L31	S 14°18'24" W	10.47'
L32	N 80°32'19" E	36.84'
L33	S 49°14'38" E	132.15'
L34	S 64°28'40" W	130.38'
L35	N 67°24'14" W	48.45'
L36	N 85°28'57" W	26.55'
L37	S 84°12'32" W	34.86'
L38	S 76°23'54" W	31.96'
L39	S 62°22'24" W	19.82'
L40	S 23°22'40" W	60.27'
L41	S 68°55'32" W	60.68'
L42	S 53°49'32" W	41.46'
L43	S 65°51'16" W	60.76'
L44	S 56°53'22" W	59.82'
L45	N 88°11'36" W	59.51'
L46	S 33°44'15" W	8.26'
L47	S 53°20'17" W	43.97'
L48	S 80°53'14" W	53.58'
L49	N 85°48'55" W	37.88'
L50	N 90°00'00" W	17.94'
L51	S 82°43'30" W	22.39'
L52	N 88°48'05" W	28.18'
L53	S 61°24'10" W	12.58'
L54	S 48°58'42" W	24.65'
L55	S 58°48'48" W	58.01'
L56	N 63°25'32" W	41.67'
L57	N 49°27'12" E	67.16'
L58	N 35°37'04" W	3.19'
L59	N 15°45'00" W	55.32'
L60	N 12°17'52" W	76.33'
L61	N 04°56'28" E	23.74'
L62	N 24°47'46" E	4.68'
L63	N 78°16'44" W	56.57'
L64	S 88°58'23" W	35.10'
L65	S 83°38'08" W	5.91'

OUTLOT 1
921,818 S.F.
21.1620 AC.

CONSERVANCY
EASEMENT



REV. 10/11/2016
REV. MARCH 30, 2017
REV. APRIL 27, 2017

GRAPHIC SCALE

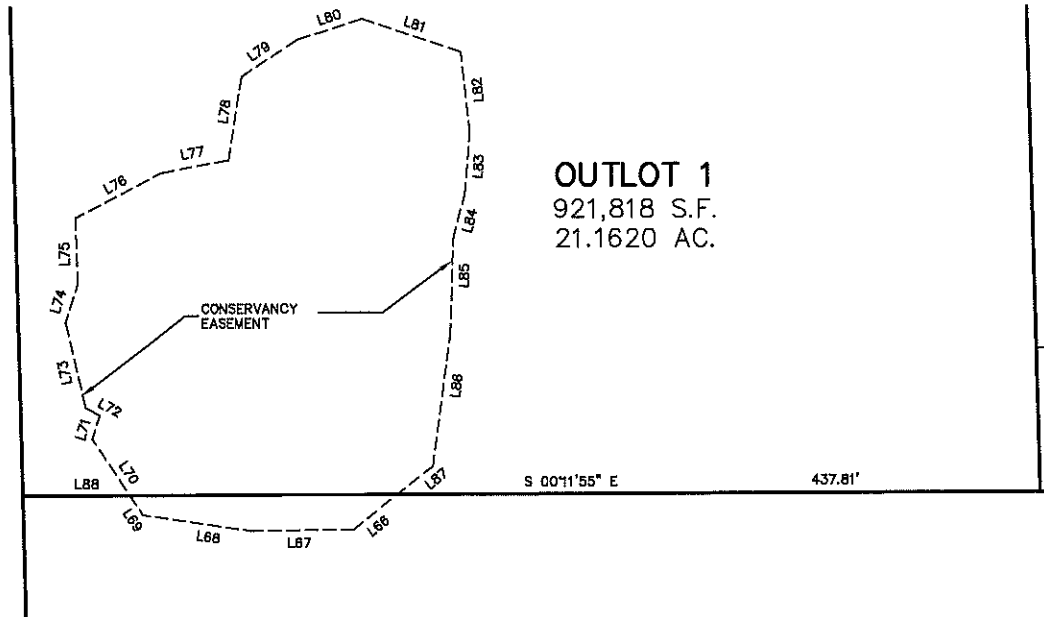


1 INCH = 100 FT.

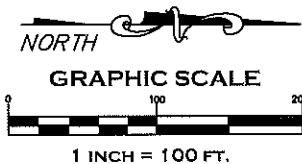
CERTIFIED SURVEY MAP NO.

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

EASEMENT DETAIL



LINE TABLE		
LINE	BEARING	LENGTH
L66	S 38°27'28\"	38.68'
L67	S 00°47'26\"	69.87'
L68	S 08°20'36\"	75.60'
L69	S 56°19'47\"	16.12'
L70	S 56°19'47\"	46.06'
L71	N 73°21'20\"	17.22'
L72	S 26°27'32\"	10.39'
L73	S 77°30'22\"	59.92'
L74	N 73°11'30\"	27.42'
L75	S 88°19'10\"	45.19'
L76	N 27°49'08\"	85.34'
L77	N 10°23'21\"	48.00'
L78	N 80°52'04\"	57.70'
L79	S 33°39'38\"	45.46'
L80	N 17°55'47\"	46.59'
L81	N 18°28'10\"	71.07'
L82	N 63°40'18\"	54.42'
L83	S 65°31'27\"	42.59'
L84	S 75°09'19\"	31.81'
L85	S 88°20'08\"	63.92'
L86	S 82°29'03\"	92.47'
L87	S 38°27'28\"	31.02'
L88	S 00°11'55\"	71.48'

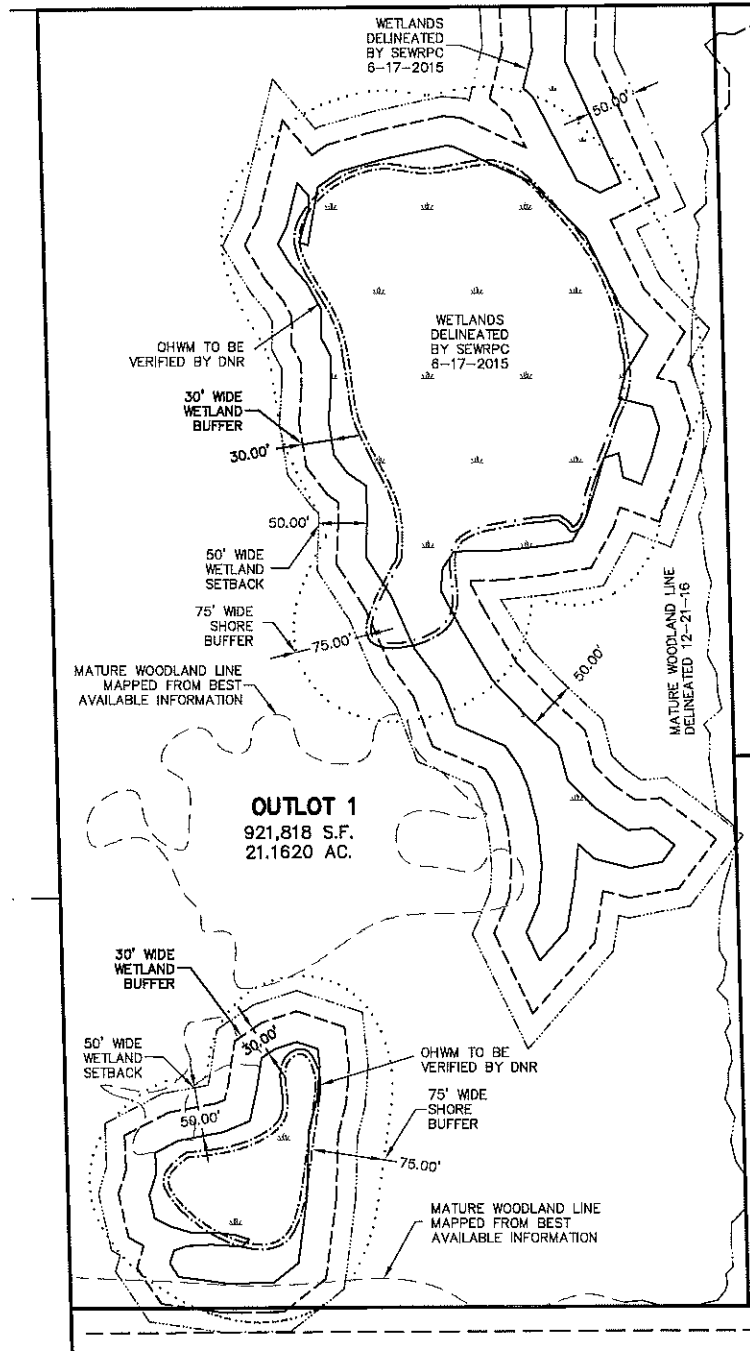


REV. DEC. 29, 2016
REV. MARCH 30, 2017
REV. APRIL 25, 2017

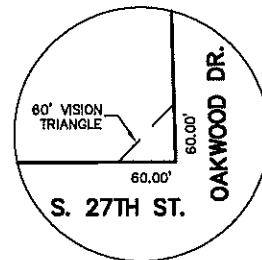
CERTIFIED SURVEY MAP NO.

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

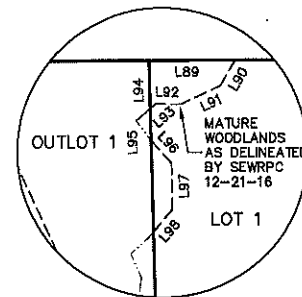
OUTLOT 1 DETAIL



VISION TRIANGLE
DETAIL
SCALE: 1" = 150'

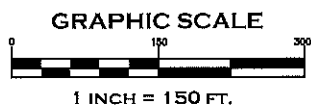


MATURE WOODLANDS
DETAIL
SCALE: 1" = 100'



LINE TABLE		
LINE	BEARING	LENGTH
L88	N 00°22'00" W	58.72'
L90	N 69°51'59" W	20.22'
L91	N 25°28'54" W	29.64'
L92	N 01°36'37" E	17.15'
L93	N 40°19'50" W	5.06'
L94	N 88°34'33" E	32.86'
L95	N 88°34'33" E	21.98'
L96	N 47°07'25" E	21.06'
L97	N 89°09'00" E	31.54'
L98	S 49°09'22" E	20.25'

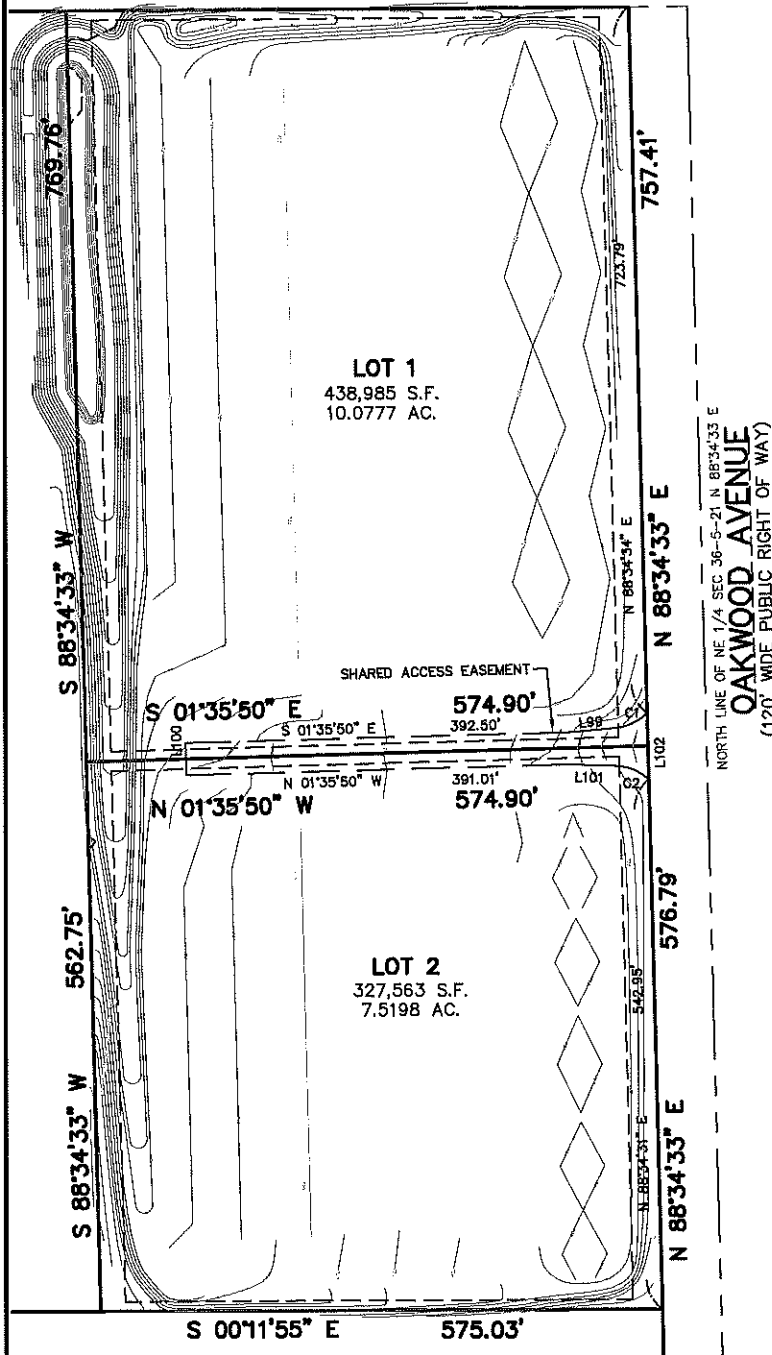
WOODLANDS ON LOT 1
AND OUTLOT ARE AN
ISOLATED NATURAL
RESOURCE AREA AS
DEFINED BY SEWRPC.



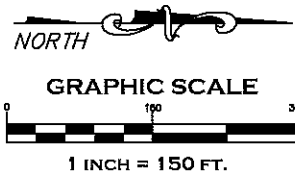
REV. DEC. 29, 2016
REV. MARCH 30, 2017
REV. APRIL 25, 2017

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

N 00°22'00" W 575.00'
WEST LINE OF THE NORTHEAST 1/4 SEC. 38-5-21



LINE	BEARING	LENGTH
L99	S 04°56'10" E	47.05'
L100	N 88°34'33" E	33.00'
L101	N 01°34'27" E	43.90'
L102	S 88°34'34" W	67.46'



REV. DEC. 29, 2016
REV. MARCH 30, 2017
REV. APRIL 25, 2017

CURVE TABLE					
CURVE	ARC	RADIUS	BEARING	CHD. LENGTH	DELTA
G1	15.17'	136.00'	N 87°29'37" W	15.16'	06°23'22"
G2	18.29'	164.00'	N 87°29'37" W	18.28'	6°23'22"

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN

N 00°22'00" W 575.00'
WEST LINE OF THE NORTHEAST 1/4 SEC. 36-5-21



GRAPHIC SCALE



A horizontal scale bar with alternating black and white segments. It is marked with '0' at the left end, '100' in the middle, and '200' at the right end.



CERTIFIED SURVEY MAP NO. _____

THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION THIRTY-SIX, IN TOWNSHIP FIVE NORTH, RANGE TWENTY-ONE EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN.

CORPORATE OWNER'S CERTIFICATE

JAMS, LLC, A CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE OF THE LAWS OF THE STATE OF WISCONSIN, AS OWNER, CERTIFIES THAT SAID CORPORATION CAUSED THE LAND DESCRIBED ON THIS MAP TO BE SURVEYED, DIVIDED, MAPPED AS REPRESENTED ON THIS MAP IN ACCORDANCE WITH THE REQUIREMENTS OF THE CITY OF FRANKLIN CODE OF ORDINANCES.

THIS AGREEMENT SHALL BE BINDING ON THE UNDERSIGNED AND ASSIGNS.
IN WITNESS WHEREOF, JAMS, LLC HAS CAUSED THESE PRESENTS TO BE SIGNED BY, MARILYN SPENCER, ITS REPRESENTATIVE, AT THE CITY OF FRANKLIN, WISCONSIN, THIS _____ DAY OF _____, 2017.

IN THE PRESENCE OF:

(WITNESS)

MARILYN SPENCER

STATE OF WISCONSIN) ss
COUNTY)

PERSONALLY CAME BEFORE ME THIS _____ DAY OF _____, 2017, MARILYN SPENCER, OF THE ABOVE NAMED CORPORATION, TO ME KNOW AS THE PERSON WHO EXECUTED THE FOREGOING INSTRUMENT, AND TO ME KNOWN TO BE THE REPRESENTATIVE OF THE ABOVE CORPORATION, AND ACKNOWLEDGED THAT THEY EXECUTED THE FOREGOING INSTRUMENT AS SUCH OFFICER AS THE DEED OF THE CORPORATION, BY ITS AUTHORITY.

NOTARY PUBLIC
STATE OF WISCONSIN
MY COMMISSION EXPIRES: _____

CONSENT OF CORPORATE MORTGAGE

TRI-CITY BANK, INC., A CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE OF THE LAWS OF THE STATE OF WISCONSIN, AS MORTGAGEE OF THE ABOVE DESCRIBED LAND, DOES HEREBY CONSENT TO THE ABOVE CERTIFICATION OF JAMS, LLC, AS OWNER OF SAID LAND.

IN WITNESS WHEREOF, TRI-CITY BANK, INC., HAS CAUSED THESE PRESENTS TO BE SIGNED BY NATE SCHARTZBACH AND ITS CORPORATE SEAL HEREUNTO AFFIXED, THIS _____ DAY OF _____, 2017

(WITNESS)

NATE SCHARTZBACH

STATE OF WISCONSIN) ss
COUNTY)

PERSONALLY CAME BEFORE ME THIS _____ DAY OF _____, 2017, THE ABOVE NAMED NATE SCHARTZBACH, TO ME KNOWN AS THE PERSON WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

NOTARY PUBLIC
STATE OF WISCONSIN
MY COMMISSION EXPIRES: _____

CITY OF FRANKLIN COMMON COUNCIL APPROVAL

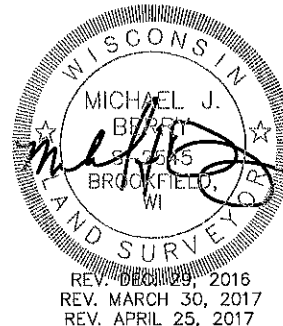
THIS CERTIFIED SURVEY MAP IS HEREBY APPROVED BY THE COMMON COUNCIL OF THE CITY OF FRANKLIN ON THIS _____ OF _____, 2017.

STEPHEN OLSON, MAYOR

DATE

SANDRA L. WESOLOWSKI, CITY CLERK

DATE



NATURAL RESOURCE PROTECTION PLAN

**Oakwood Business Center
West Oakwood Road
Franklin, WI**

March 24, 2017

TRC Project No: 268924-0000-0000

Prepared For:

Interstate Partners
N16 W23217 Stone Ridge Drive, Suite 120
Waukesha, Wisconsin 53188

Prepared By:

Ronald A. Londré, PWS
TRC Environmental Corporation
150 N. Patrick Blvd., Suite 180
Brookfield, WI 53045



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1.0 INTRODUCTION

On behalf of Interstate Partners and JAMS-4, LLC, TRC Environmental Corporation (TRC) has developed a Natural Resource Protection Plan (NRPP, Appendix A) for a proposed Business Center development project. The property is approximately 73.3 acres and located in part of the northeast ¼ of Section 36 Township 5 north, Range 21 East near the southwest corner of West Oakwood Road and South 27th Street in the City of Franklin, Milwaukee County, Wisconsin.

Landowner Information:

JAMS, LLC
10467 South 27th Street
Franklin, WI 53132

The purpose of this NRPP was to determine the current location and extent of City of Franklin regulated natural resources for the proposed development of a business park. The results of our study is presented here in terms of methodology, results, and conclusions.

2.0 METHODS

The City of Franklin Unified Development Ordinance (UDO) Requires Natural Resource Protection of Steep Slopes, Mature Woodlands, Young Woodlands, Lakes and Pond, Streams, Shore Buffers, Floodplains/Floodways/Floodlands, Wetland Buffers, and Wetlands and Shoreland Wetlands. It was determined that mature woodlands, mature trees, ponds, a stream, shore buffer, wetlands, shore land wetland, and wetland buffers were present within the property. The following sections describe the methodology used to determine the locations and extents of these natural resources.

2.1 Steep Slopes

Three categories of steep slopes are defined within the UDO. These categories are based upon the relative degree of the steepness of the slope as follows: ten (10) to twenty (20) percent, twenty (20) to thirty (30) percent and greater than thirty (30) percent. No land area is considered a steep slope unless the steep slope area has at least a ten (10) foot vertical drop and has a minimum area of five thousand (5,000) square feet. Steep slopes exclude man-made steep slopes.

In order to determine steep slopes, TRC used a partial site topographic survey conducted by Capitol Survey. Topography for the remaining area was sourced from online resources.

2.2 Mature Woodlands

A Mature Woodland is an area or stand of trees whose total combined canopy covers an area of one (1) acre or more and at least fifty (50) percent of which is composed of canopies of trees

having a diameter at breast height (DBH) of at least (10) ten inches; or any grove consisting of eight (8) or more individual trees having a DBH of at least twelve (12) inches whose combined canopies cover at least fifty (50) percent of the area encompassed by the grove. However, no trees grown for commercial purposes are considered a mature woodland.

The location of the drip line along the northern edge of proposed Outlot 3 was flagged in the field by Amanda Larsen of TRC and was surveyed by Capitol Survey. The remaining areas of drip line were determined based on desktop photo-interpretation.

2.3 Mature Trees

The location, size, and species of all healthy trees having a diameter of eight (8) inches or greater diameter at breast height, a Mature Tree, that are located in woodland and forest areas within twenty-five (25) feet of any proposed land disturbance were identified for the NRPP. TRC scientist Amanda Larsen tagged, identified, and measured all mature trees (trees with a DBH of 8" or greater) within 25 feet of proposed land disturbance. The survey of tagged trees was completed by a Registered Land Surveyor of Capitol Survey.

2.4 Pond

A pond is defined by the UDO as all bodies of water less than two (2) acres in area as measured by the shoreline at its maximum condition rather than the permanent pool condition, if there is any difference.

The northern edge of the northwestern pond is within 100 feet of proposed disturbances. The location of this portion of the pond is based on a survey of the area provided by Capitol Survey. The remaining portion of the shoreline of the northwestern pond and the second pond, located southeast of Pond 1, was based on desktop photo-interpretation combined with topographic maps.

2.5 Stream

The UDO defines a stream as course of running water, either perennial or intermittent, flowing in a channel.

The waterway identified by SEWRPC is assumed to be navigable for the purposes of this NRPP. The location is beyond 100 feet from proposed disturbances and is shown on the NRPP as an approximate location based on the data from the SEWRPC wetland delineation digital files.

2.6 Shore Buffer

A shore buffer is defined as the undisturbed land area (including undisturbed natural vegetation) within seventy-five (75) feet landward of the ordinary high water mark of all navigable waters (lakes, ponds, and streams) and parallel to that ordinary high water mark.

The shore buffer of the northern pond is based in part on the surveyed location of the shoreline of the pond. The remaining shore buffers that are related to shorelines beyond 100 feet from proposed disturbance are based off of a combination of desktop photo-interpretation and mapped topography.

2.7 Wetlands

The UDO defines a wetland as an area where water is at, near, or above the land surface long enough to be capable of supporting aquatic or hydrophytic vegetation and which has soils indicative of wet conditions.

TRC used data from a wetland delineation report prepared by SEWRPC for Area D Proposed TIF District (SW Corner of Oakwood Road and South 27th Street). Due to the report having been prepared for a larger geographic area, the physical number of pages, and TRC's understanding that the City of Franklin has a copy of the report on file, it is not included with this NRPP report. Please refer to the copy of this report held by the City of Franklin to obtain specific information on the individual(s) who conducted the wetland delineation and the dates the wetland delineation was conducted.

The wetland delineation covered only a select portion of the entire property. The locations of wetlands that were not formally delineated by SEWRPC were obtained from a sketched map prepared by SEWRPC.

2.8 Shore Land Wetland, Wetland Buffers

Shore land wetlands are wetlands located within 1,000 feet of a lake, pond, or flowage and wetland located within 300 feet of a river or stream, or to the landward side of floodplain areas. Wetland buffers are 30 feet landward of a delineated wetland boundary.

TRC used best available information to determine which of the SEWRPC delineated and approximated wetlands meet the criteria for being classified as shore land wetlands. TRC used best available information to measure and graphically depict the location of wetland buffers off of the SEWRPC delineated and approximated wetland locations.

3.0 RESULTS

It was determined that no Steep Slopes, Floodplain Fringe, Floodway, or Floodlands were present within the property.

It was determined that mature woodlands, mature trees, ponds, a stream, shore buffer, wetlands, shore land wetland, and wetland buffers were present within the property.

3.1 Mature Woodlands

There are 16.49-acres of mature woodlands present within the property.

3.2 Mature Trees

There are a total of 157 individual mature trees (DBH \geq 8 inches) within approximately 25 feet of proposed disturbance. Twenty-six trees are within the limits of proposed disturbance and will most likely be

removed for the purposes of the project. Four trees are within five feet of the limits of disturbance and might be impacted for the purposes of this project.

3.3 Ponds

There are two ponds within the property. Pond 1 is 2.25-acres (98,119 Sq. Ft.) in size and Pond 2 is 0.33-acres (14,354 Sq. Ft.) in size.

3.4 Streams

There is one stream (Stream 1) within the property. The location is beyond 100 feet from proposed disturbances and is shown on the NRPP as an approximate centerline based on the data from the SEWRPC wetland delineation digital files.

3.5 Shore Buffer

There are two shore buffers within the property totaling approximately 4.72-acres (205,603 Sq. Ft.) of shore buffer. Shore Buffer 1 is 3.33acres (145,020 Sq. Ft.) in size and Shore Buffer 2 is 1.40-acres (14,354 Sq. Ft.) in size. Note that because the width is not measured, it is not accounted for in the Worksheet for the Calculation of Natural Resource Protection Land. However, this will not change the adjusted natural resource protection land.

3.6 Wetlands

There are seven wetlands within the property. Only a portion of the wetlands were delineated by SEWRPC. The remaining wetland locations are based on a map prepared by SEWRPC. The delineated wetland boundaries are differentiated from the approximated wetland boundaries on the NRPP. In total there are approximately 2.35-acres of wetlands in the property, which includes the delineated wetland, approximated wetlands, and shore land wetlands. Wetland 1 is approximately 0.15-acres (7,839 Sq. Ft.), Wetland 2 is approximately 0.97-acres (42,435 Sq. Ft.), Wetland 3 is approximately 0.04-acres (1,704 Sq. Ft.), Wetland 4 is approximately 0.09-acres (3,839 Sq. Ft.), Wetland 5 is approximately 0.18-acres (12,104 Sq. Ft.), Wetland 6 is approximately 0.88-acres (38,268 Sq. Ft.), and Wetland 7 is approximately 0.03-acres (759 Sq. Ft.).

3.7 Shore Land Wetland, Wetland Buffers

Wetlands 1 through 5 are entirely shore land wetlands and Wetland 7 is partially a shore land wetland, totaling approximately 2.24-acres (97,574 Sq. Ft.) of shore land wetlands.

There are a total of five wetland buffers in the property totaling approximately 3.35-acres of wetland buffers. Some of the buffers of each individual wetland overlap/combine with buffers of nearby wetlands, which results in five wetland buffers rather than seven wetland buffers.

3.8 Wetland Building Setbacks

Wetland building setbacks, 50 feet from delineated or approximated wetland boundaries, are located on the property. There are five wetland building setbacks totaling approximately 6.14-acres (267,485 Sq. Ft.).

4.0 DISCUSSION

The proposed project is avoiding impacts to the ponds, shore buffers, wetland buffers, shore land wetlands, and wetlands within the property, and no buildings or impervious surfaces are proposed to be located within the wetland building setbacks.

The protection standard for mature woodlands (11.54-acres / 70%) is being met by the proposed project. Proposed mature woodland impacts are limited to 0.41-acres leaving 16.08-acres of mature woodland non-impacted.

There is no Natural Resource Preservation being proposed. It is TRC's understanding that once the property is subdivided, there will be no regulated natural resources, and other than a slender portion of mature tree drip line along the south property boundary no mature trees will remain rooted in the project area.

Protection requirements for all present regulated natural resources are being met; therefore, there is no proposed compensatory mitigation.

5.0 CONCLUSION

This NRPP was prepared for the purposes of a Business Center development project. Based on the information provided to TRC, the protection requirement of all present regulated natural resources are being met.

This NRPP is a partial site NRPP, limited to the area and nearby area of proposed land disturbance. Not all regulated natural resources have been field located/verified. The results of this NRPP are based on best available information at the time the NRPP was prepared. In the event of further land division or development of this property, a full and complete NRPP shall be required.

Changes in the City of Franklin's Unified Development Ordinance or the interpretation of the UDO or changes to the project's design may result in changes to the findings of this NRPP.

**APPENDIX A:
NATURAL RESOURCE PROTECTION PLAN**

APPENDIX B:
TABLE 15-3.0502 – WORKSHEET FOR THE CALCULATION OF BASE SITE
AREA

TABLE 15-3.0505 – WORKSHEET FOR THE CALCULATION OF SITE
INTENSITY AND CAPACITY FOR NONRESIDENTIAL DEVELOPMENT

NRPP CHECKLIST

Table 15-3.0502

**WORKSHEET FOR THE CALCULATION OF BASE SITE AREA
FOR BOTH RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENT**

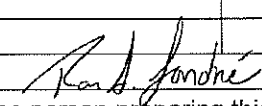
STEP 1:	Indicate the total gross site area (in acres) as determined by an actual on-site boundary survey of the property.	73.29 acres
STEP 2:	Subtract (-) land which constitutes any existing dedicated public street rights-of way, land located within the ultimate road rights-of-way of existing roads, the rights of-way of major utilities, and any dedicated public park and/or school site area.	0.00 acres
STEP 3:	Subtract (-) land which, as a part of a previously approved development or land division, was reserved for open space.	0.00 acres
STEP 4:	In the case of <i>"Site Intensity and Capacity Calculations" for a proposed nonresidential use</i> , subtract (-) the land proposed for residential uses.	0.00 acres
STEP 5:	Equals "Base Site Area"	73.29 acres

Table 15-3.0505
WORKSHEET FOR THE CALCULATION OF SITE INTENSITY AND
CAPACITY FOR NONRESIDENTIAL DEVELOPMENT

STEP 1:	CALCULATE MINIMUM REQUIRED LANDSCAPE SURFACE: Take Base Site Area (from Step 5 in Table 15-3.0502): 73.29 acres Multiple by Minimum Landscape Surface Ratio (LSR) (see specific zoning district LSR standard): X 0.25 Equals MINIMUM REQUIRED ON-SITE LANDSCAPE SURFACE =	18.32 acres
STEP 2:	CALCULATE NET BUILDABLE SITE AREA: Take Base Site Area (from Step 5 in Table 15-3.0502): 73.29 acres Subtract Total Resource Protection Land from Table 15-3.0503) or Minimum Required Landscape Surface (from Step 1 above), whichever is greater: - 21.85 acres Equals NET BUILDABLE SITE AREA =	51.44 acres
STEP 3:	CALCULATE MAXIMUM NET FLOOR AREA YIELD OF SITE: Take Net Buildable Site Area (from Step 2 above): 4.58 acres Multiple by Maximum Net Floor Area Ratio (NFAR) (see specific nonresidential zoning district NFAR standard): X 0.85 Equals MAXIMUM NET FLOOR AREA YIELD OF SITE =	NA No NFAR listed for B-7 in UDO
STEP 4:	CALCULATE MAXIMUM GROSS FLOOR AREA YIELD OF SITE: Take Base Site Area (from Step 5 of Table 15-3.0502): 11.01 acres Multiple by Maximum Gross Floor Area Ratio (GFAR) (see specific nonresidential zoning district GFAR standard): X 0.55 Equals MAXIMUM GROSS FLOOR AREA YIELD OF SITE =	NA
STEP 5:	DETERMINE MAXIMUM PERMITTED FLOOR AREA OF SITE: Take the lowest of Maximum Net Floor Area Yield of Site (from Step 3 above) or Maximum Gross Floor Area Yield of Site (from Step 4 above): (Multiple results by 43,560 for maximum floor area in square feet):	NA

NATURAL RESOURCE PROTECTION PLAN CHECKLIST

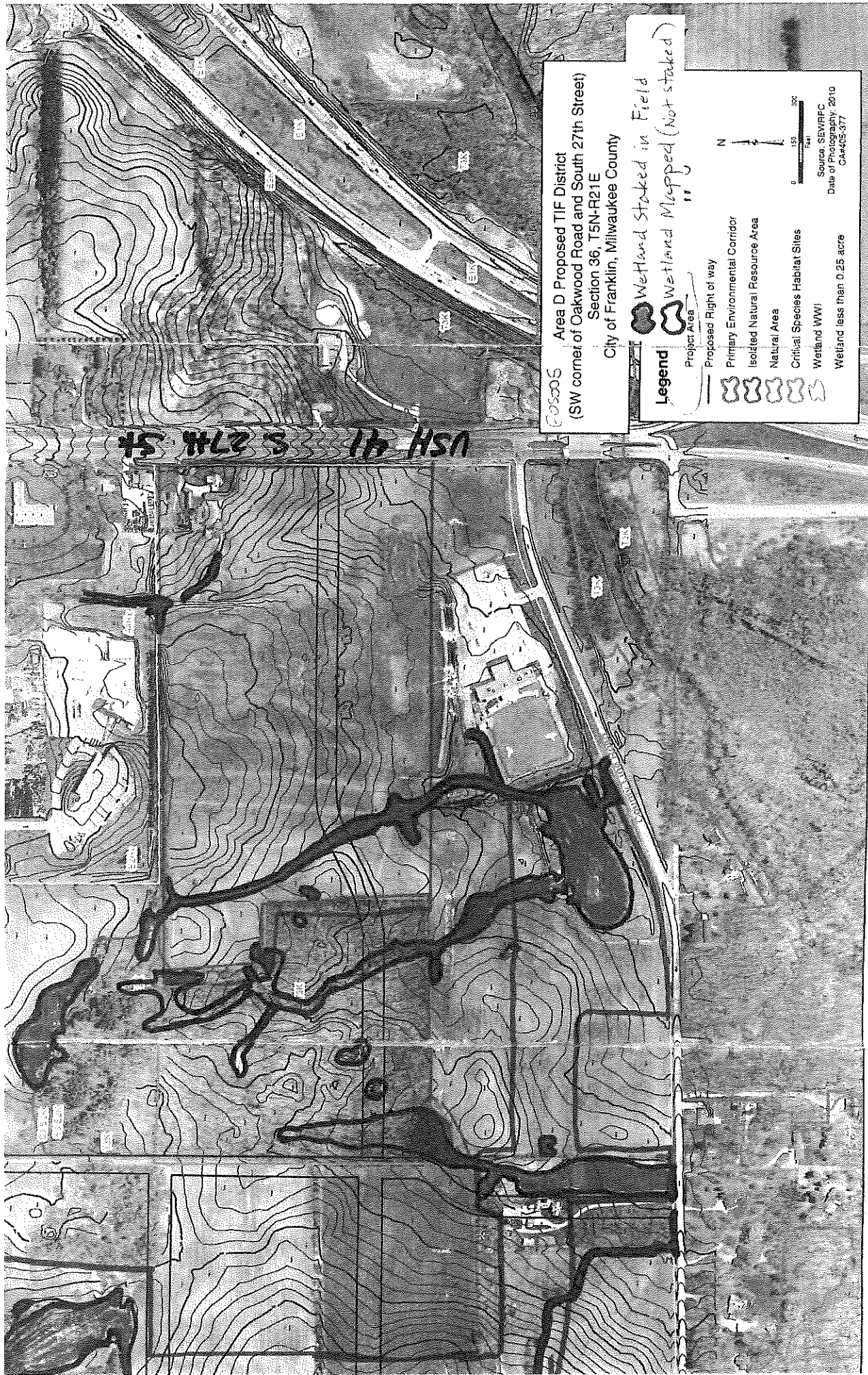
Staff Use	Complete or NA	Natural Resources that must be Identified, Measured, Graphically Depicted	Ordinance #
	NA	Steep Slopes, measured & graphically Indicated	15-4.0102-A
	X	Woodlands and Forests, as defined, measured & graphically Indicated	15-4.0102-B
	X	Lakes and Ponds, measured & graphically Indicated	15-4.0102-C
	X	Streams, measured & graphically Indicated	15-4.0102-D
	X	Shore Buffers, measured & graphically Indicated	15-4.0102-E
	NA	Floodplain(s), Floodway(s) & Floodland(s), measured & graphically Indicated	15-4.0102-F
	NA	Drainageways (as defined in the City of Franklin Unified Development Ordinance), measured & graphically Indicated	15-4.0102-G
	X	Wetlands and Shoreland Wetlands, measured & graphically Indicated	15-4.0102-H
	X	Project Name	15-7.0201-A
	X	Location (physical address and/or Section - 1/4 Section information)	15-7.0201-B
	X	Scale, North Arrow, Contours (2' interval)	15-7.0702-L
	X	Names, Addresses, Telephone #s of Owners, Subdividers, Lessee & Developer	15-7.0201-C
	X	Date and all applicable revision dates	15-7.0201-D
	X	Site Boundary	15-7.0201-E
	X	Lot Lines, Right-of-Way lines and Easements	15-7.0201-F
	X	Existing Streets	15-7.0201-G
	X	Easements along property boundaries adjacent to the site	15-7.0201-H
	X	Location and extent of existing Natural Resource features	15-7.0201-I
	X	Disturbed and Preserved Nat. Resource Features (shown graphically and in numerical sequence on plan)	15-7.0702-J
	NA	Method of Natural Resource Preservation (Conservation Easements)	15-7.0702-K
	X	Site Intensity Calculations	15-7.0702-N
	NA	Mitigation Plan (See attached pages)	15-4.0103
	See Wetland Report	Name of Person Performing Wetland Delineation	
	See Wetland Report	Date of Wetland Delineation	
	X	50' Wetland Building Setback Lines, identified & dimensioned	
	X	75' Shoreland Buffer Areas, identified & dimensioned	


 Signature of the person preparing this checklist

Staff Notes

Reviewer's Initials: _____

**APPENDIX C:
SEWRPC WETLAND LOCATION MAPS**



US 41 S 27th St

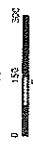
603005 Area D Proposed TIF District
(SW corner of Oakwood Road and South 27th Street)
Section 36, T5N-R21E
City of Franklin, Milwaukee County

Wetland Staked in Field
Wetland Mapped (Not staked)

Legend

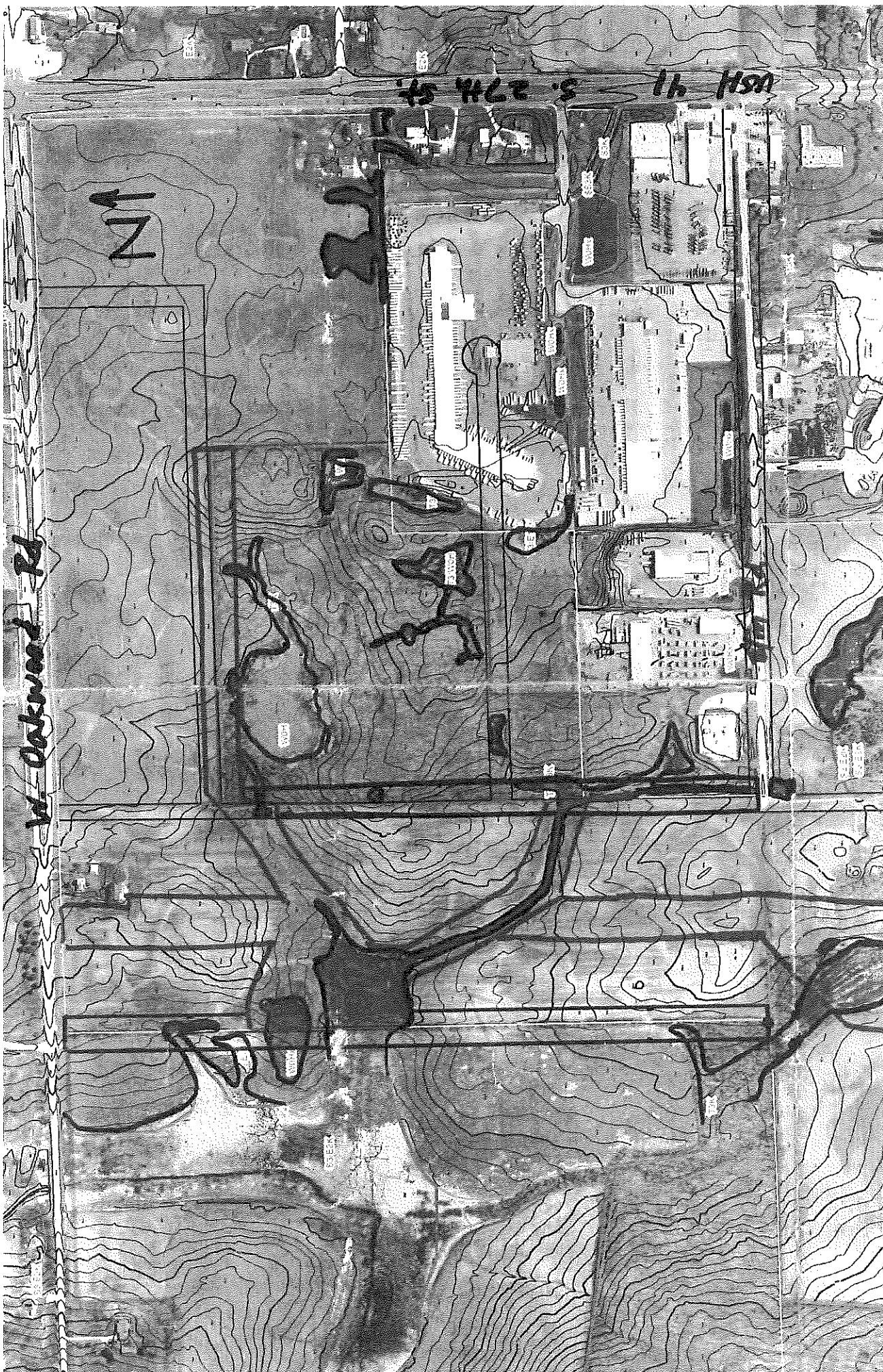
- Project Area
- Proposed Right of way
- Primary Environmental Corridor
- Isolated Natural Resource Area
- Natural Area
- Critical Species Habitat Sites
- Wetland WWI
- Wetland less than 0.25 acre

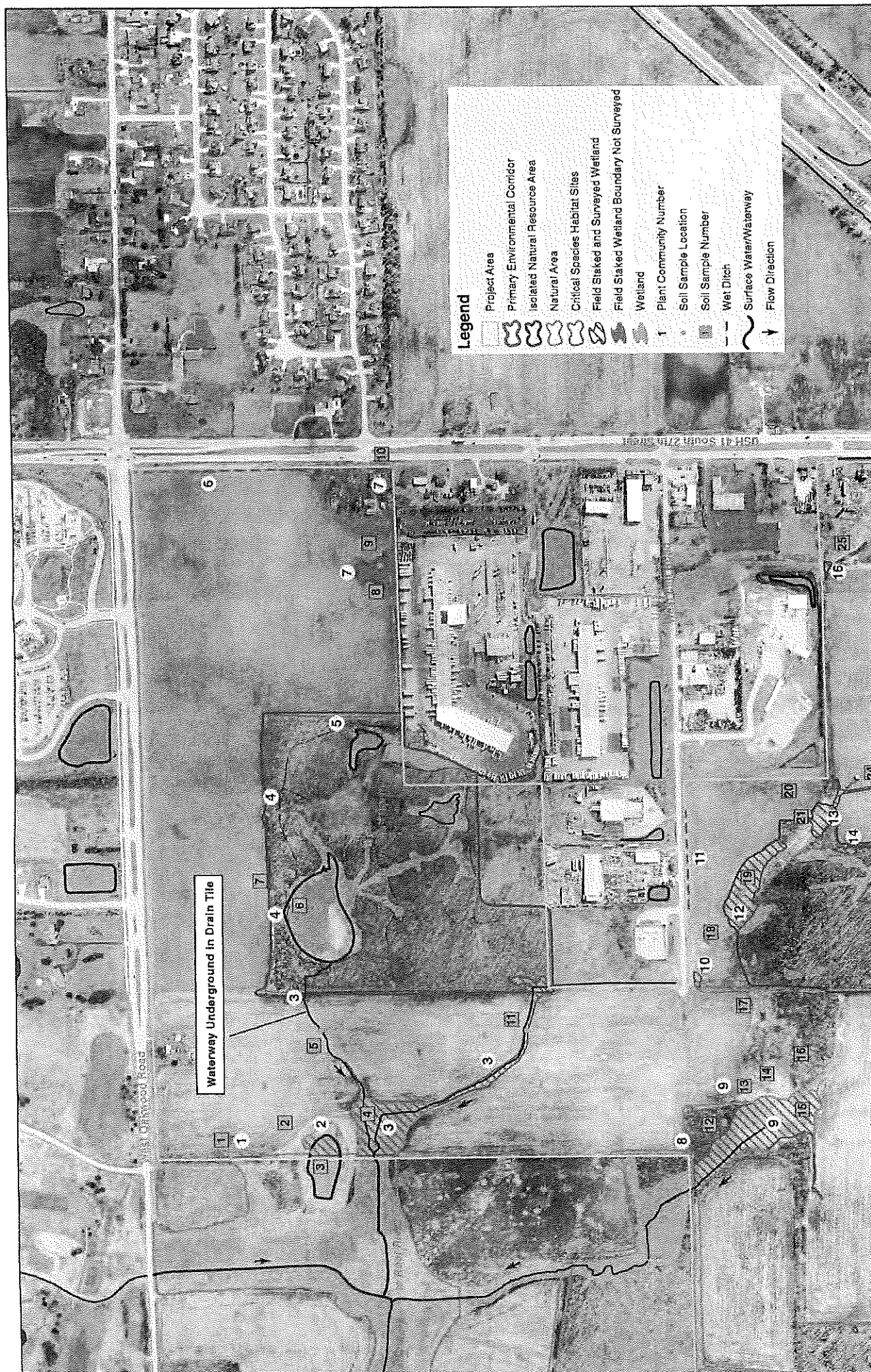
N

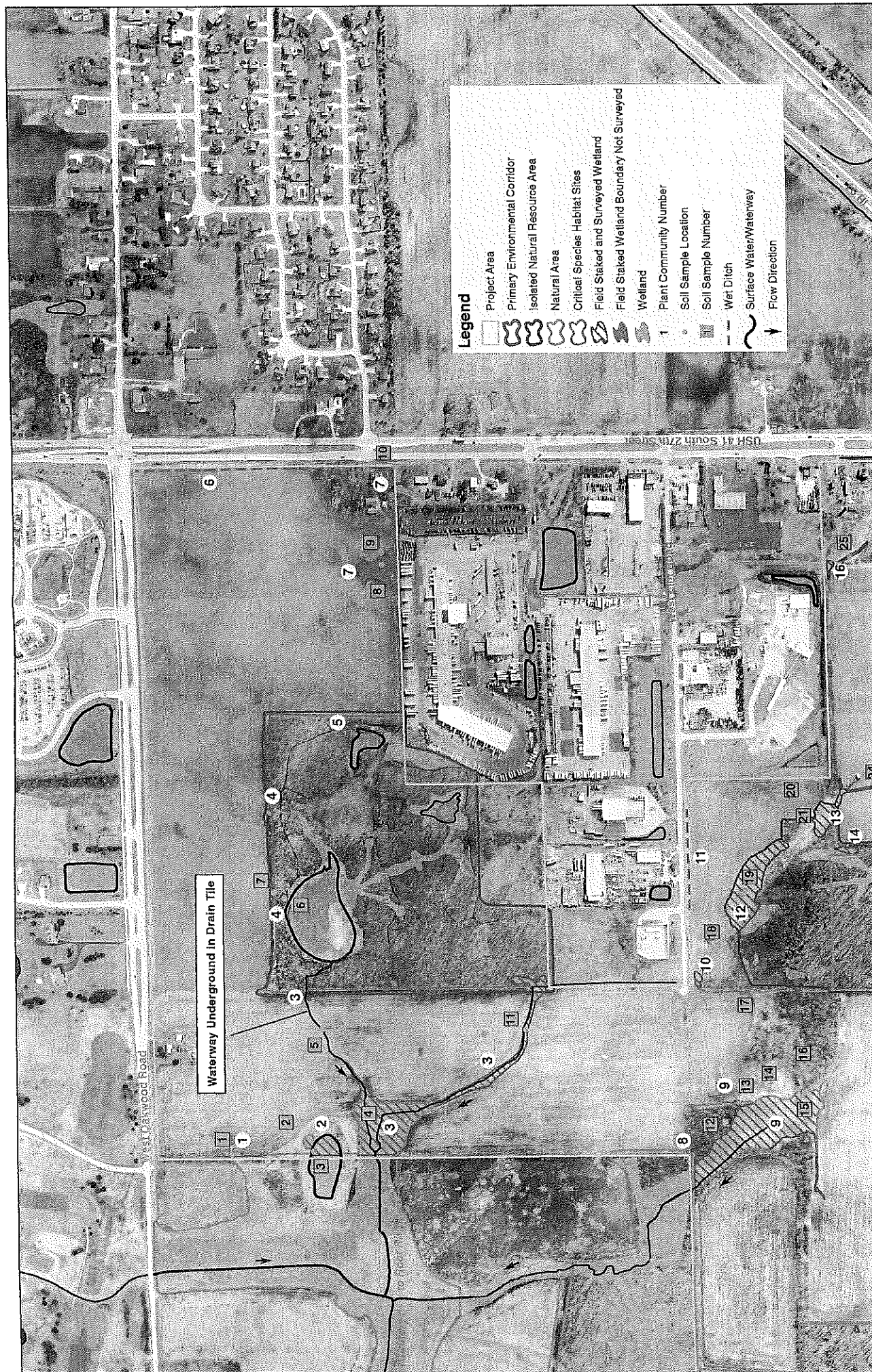


Source: SEWRPC
Date of Project: January 2010
CA4405-377









CONSERVATION EASEMENT

JAMS-4 Oakwood Business Center(DEVELOPMENT NAME)

This Conservation Easement is made by and between the CITY OF FRANKLIN, a municipal corporation of the State of Wisconsin, hereinafter referred to as "Grantee," and ~~Owner/Developer Name, LLC, Inc.~~ JAMS-4, L.L.C., a ~~Wisconsin Limited Liability Corporation company~~, hereinafter referred to as "Grantor," and shall become effective upon the recording of this Grant of Conservation Easement, together with the Acceptance following, with the Office of the Register of Deeds for Milwaukee County, pursuant to §700.40(2)(b) of the Wisconsin Statutes.

WITNESSETH

WHEREAS, Grantor is the owner in fee simple of certain real property, located within the City of Franklin, Milwaukee County, Wisconsin, known as Outlot 1 of Certified Survey Map No. _____ being the Northwest ¼ and part West ¼ of the Northeast ¼ of the Northeast ¼ of Section 29 36, Township 5 North, Range 21 East, portions of which are protected as described in Exhibit A attached hereto and hereby made a part hereof (protected property); and

WHEREAS, the Grantor desires and intends that the natural elements and the ecological and aesthetic values of the protected property including, without limitation, ~~steep slopes, mature woodlands, young woodlands, lakes, ponds, streams, floodplains, floodways, floodlands, shore buffers, wetland buffers, wetlands and shoreland wetlands, and refer to depicted in the Natural Resource Investigation Protection Plan by NRPP Consultant Name TRC Environmental Corporation, dated January 1, 2005, with all applicable revision dates (dated January 2, 2005) March 17, 2017, which is located on file in the office of the Department of City Development, be preserved and maintained by the continuation of land use that will not interfere with or substantially disrupt the natural elements or the workings of natural systems; and~~

WHEREAS, Grantee is a "holder", as contemplated by §700.41(1)(b)1. of the Wisconsin Statutes, whose purposes include, while exercising regulatory authority granted to it, *inter alia*, under §62.23 and §236.45 of the Wisconsin Statutes, the conservation of land, natural areas, open space, and water areas; and

WHEREAS, the Grantor and Grantee, by the conveyance to the Grantee of the conservation easement on, over, and across the protected property, desire to conserve the natural values thereof and prevent the use or development of the protected property for any purpose or in any manner inconsistent with the terms of this conservation easement; and

WHEREAS, the Grantee is willing to accept this conservation easement subject to the reservations and to the covenants, terms, conditions, and restrictions set out herein and imposed hereby;

WHEREAS, ~~Mortgage Holder Name, mortgagee of the Protected Property ("Mortgagee"), consents to the grant of this Easement by Grantor to Grantee and Mortgagee's consent is attached hereto and identified as "Mortgage Holder Consent";~~

NOW, THEREFORE, the Grantor, for and in consideration of the foregoing recitations and of the mutual covenants, terms, conditions, and restrictions subsequently contained, and as an absolute and unconditional dedication, does hereby grant and convey unto the Grantee a conservation easement in perpetuity on, over, and across the protected property.

Grantee's rights hereunder shall consist solely of the following:

1. To view the protected property in its natural, scenic, and open condition;
2. To enforce by proceeding at law or in equity the covenants subsequently set forth, including, and in addition to all other enforcement proceedings, proceedings to obtain all penalties and remedies set forth under Division 15-9.0500 of the Unified Development Ordinance of the City of Franklin, as amended from time to time, any violation of the covenants subsequently set forth being and constituting a violation of such Unified Development Ordinance, as amended from time to time, or such local applicable ordinance as may be later adopted or in effect to enforce such covenants or the purposes for which they are made, it being agreed that there shall be no waiver or forfeiture of the Grantee's right to insure compliance with the covenants and conditions of this grant by reason of any prior failure to act; and

3. To enter the protected property at all reasonable times, upon at least two days' written notice and without unreasonably interfering with Grantor's use, for the purpose of inspecting the protected property to determine if the Grantor is complying with the covenants and conditions of this grant.

And in furtherance of the foregoing affirmative rights of the Grantee, the Grantor makes the following covenants which shall run with and bind the protected property in perpetuity, namely, that, on, over, or across the protected property, the Grantor, without the prior consent of the Grantee, shall not:

1. Construct or place buildings or any structure;
2. Construct or make any improvements, unless, notwithstanding Covenant 1 above, the improvement is specifically and previously approved by the Common Council of the City of Franklin, upon the advice of such other persons, entities, and agencies as it may elect; such improvements as may be so approved being intended to enhance the resource value of the protected property to the environment or the public and including, but not limited to animal and bird feeding stations, park benches, the removal of animal blockage of natural drainage or other occurring blockage of natural drainage, and the like;
3. Excavate, dredge, grade, mine, drill, or change the topography of the land or its natural condition in any manner, including any cutting or removal of vegetation, except for the removal of dead or diseased trees;
4. Conduct any filling, dumping, or depositing of any material whatsoever, including, but not limited to soil, yard waste, or other landscape materials, ashes, garbage, or debris;
5. Plant any vegetation not native to the protected property or not typical wetland vegetation;
6. Notwithstanding the foregoing, Grantor reserves the right to continue to use the protected property consistent with Grantor's past uses, including but not limited to, holding family and friend gatherings, maintaining and using walking paths, various recreational uses such as fishing, hunting and interacting with wildlife, riding horses, collecting maple sap and operating snowmobiles, dune buggies, motorcycles, all-terrain vehicles or any other types of motorized vehicles.

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No bullets or numbering

To have and to hold this conservation easement unto the Grantee forever. Except as expressly limited herein, the Grantor reserves all rights as owner of the protected property, including, but not limited to, the right to use the protected property for all purposes not inconsistent with this grant. Grantor shall be responsible for the payment of all general property taxes levied, assessed, or accruing against the protected property pursuant to law.

The covenants, terms, conditions, and restrictions set forth in this grant shall be binding upon the Grantor and the Grantee and their respective agents, personal representatives, heirs, successors, and assigns, and shall constitute servitudes running with the protected property in perpetuity. This grant may not be amended, except by a writing executed and delivered by Grantor and Grantee or their respective personal representatives, heirs, successors, and assigns. Notices to the parties shall be personally delivered or mailed by U.S. Mail registered mail, return receipt requested, as follows:

To Grantor:
JAMS-4, L.L.C. Owner/Developer
c/o Marilyn Spencer-Atte
10467 S. 27th Street Mailing Address
Franklin, WI 53132 City, State, Zip

To Grantee:
City of Franklin
Office of the City Clerk
9229 W. Loomis Road
Franklin, Wisconsin 53132

In witness whereof, the grantor has set its hand and seals this on this date of _____, 2017.

JAMS-4, L.L.C. Company Name

BY _____
Its _____
By: _____
Name and Title

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STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

This instrument was acknowledged before me on the _____ day of _____, A.D. 2017 by _____ as a member of JAMS-4, L.L.C., Name(s) of person(s) as Title (type of authority, e.g., officer, trustee, etc.) of (name of party on behalf of whom instrument was executed) To me known to be the person(s) who executed the foregoing Easement and acknowledged the same as the voluntary act and deed of said corporation, limited liability company, etc.

Notary Public
My commission expires _____

Acceptance

The undersigned does hereby consent to and accepts the Conservation Easement granted and conveyed to it under and pursuant to the foregoing Grant of Conservation Easement. In consideration of the making of such Grant Of Conservation Easement, the undersigned agrees that this acceptance shall be binding upon the undersigned and its successors and assigns and that the restrictions imposed upon the protected property may only be released or waived in writing by the Common Council of the City of Franklin, as contemplated by §236.293 of the Wisconsin Statutes.

In witness whereof, the undersigned has executed and delivered this acceptance on the ____ day of _____, A.D. 2017.

CITY OF FRANKLIN

By: _____
Stephen R. Olson, Mayor
By: _____
Sandra L. Wesolowski, City Clerk

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

Personally came before me this _____ day of _____, A.D. 2017, the above named Stephen R. Olson, Mayor and Sandra L. Wesolowski, City Clerk, of the above named municipal corporation, City of Franklin, to me known to be such Mayor and City Clerk of said municipal corporation, and acknowledged that they executed the foregoing instrument as such officers as the Deed of said municipal corporation by its authority and pursuant to Resolution No. _____, adopted by its Common Council on the _____ day of _____, 2017.

Notary Public
My commission expires _____

This instrument was drafted by the City of Franklin.

Approved as to contents:

Nicholas Fuchs, Principal Planner
Department of City Development

Date

Approved as to form only:

Jesse A. Wesolowski
City Attorney

Date

MORTGAGE HOLDER CONSENT

The undersigned, (name of mortgagee), a Wisconsin banking corporation ("Mortgagee"), as Mortgagee under that certain Mortgage encumbering the Property and recorded in the Office of the Register of Deeds for Milwaukee County, Wisconsin, on _____, 20____, as Document No. _____, hereby consents to the execution of the foregoing easement and its addition as an encumbrance title to the Property.

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

Name of Mortgagee

a Wisconsin Banking Corporation

By: _____

Name: _____

Title: _____

STATE OF WISCONSIN _____)

_____)ss

COUNTY OF MILWAUKEE _____)

On this, the _____ day of _____, 20____, before me, the undersigned, personally appeared _____ name of officer of mortgagee, the (title of office, i.e.: VP) of (name of mortgagee), a Wisconsin banking corporation, and acknowledged that (s)he executed the foregoing instrument on behalf of said corporation, by its authority and for the purposes therein contained.

Name: _____

Notary Public, State of Wisconsin

My commission expires _____

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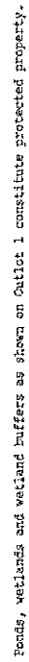
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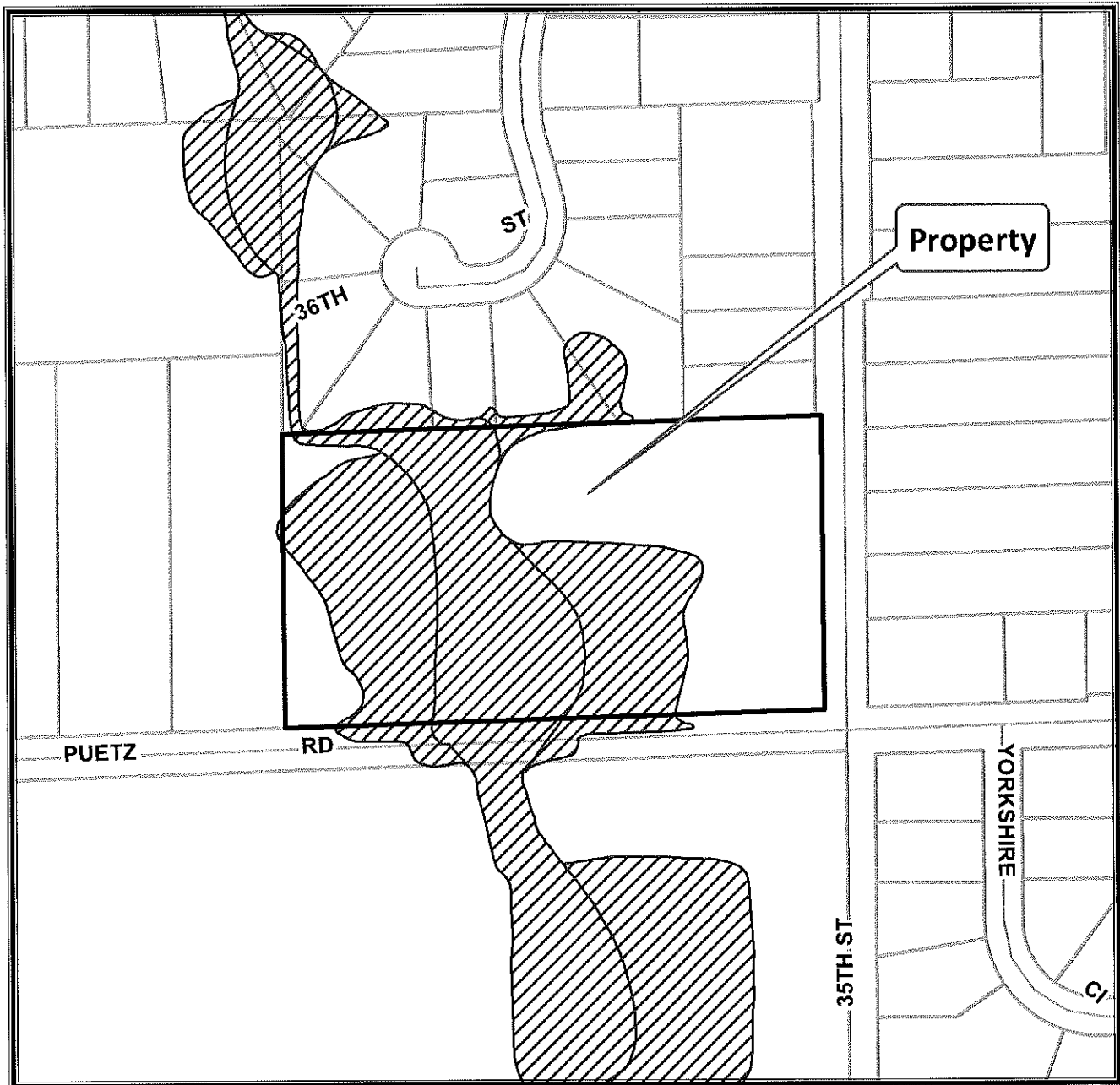


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<p>APPROVAL</p> <p><i>Slw</i></p>	<p>REQUEST FOR COUNCIL ACTION</p>	<p>MEETING DATE</p> <p>05/16/17</p>
<p>REPORTS & RECOMMENDATIONS</p>	<p>RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR PROPERTY LOCATED AT 8647 SOUTH 35th STREET (RYAN S. KONICEK, OPERATOR OF BRIDGESTONE CAPITAL LLC, APPLICANT)</p>	<p>ITEM NUMBER</p> <p><i>G.7.</i></p>
<p>City Development staff recommends approval of a resolution authorizing certain officials to accept a conservation easement for and as part of the review and approval of a certified survey map for property located at 8647 South 35th Street (Ryan S. Konicek, Operator of Bridgestone Capital LLC, Applicant), subject to review and approval by the Department of City Development and technical corrections by the City Attorney.</p> <p>COUNCIL ACTION REQUESTED</p> <p>A motion to adopt Resolution No. 2017-_____, authorizing certain officials to accept a conservation easement for and as part of the review and approval of a certified survey map for property located at 8647 South 35th Street (Ryan S. Konicek, Operator of Bridgestone Capital LLC, Applicant), subject to review and approval by the Department of City Development and technical corrections by the City Attorney.</p>		



8647 S. 35th Street
TKN 833 9999 000



Planning Department
(414) 425-4024

0 150 300 600 Feet

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



2017 Aerial Photo

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

RESOLUTION NO. 2017-_____

A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO
ACCEPT A CONSERVATION EASEMENT FOR AND AS PART
OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP FOR
PROPERTY LOCATED AT 8647 SOUTH 35th STREET (RYAN S. KONICEK,
OPERATOR OF BRIDGESTONE CAPITAL LLC, APPLICANT)

WHEREAS, the Plan Commission having approved a Certified Survey Map upon the application of Ryan S. Konicek, Operator of Bridgestone Capital LLC, on December 22, 2016, and the Plan Commission having conditioned approval thereof in part upon Common Council approval of a Conservation Easement to protect the young woodlands, streams, floodplains, floodways, floodlands, shore buffers, wetland buffers and wetlands on the site; and

WHEREAS, §15-7.0702Q. and §15-9.0309D. of the Unified Development Ordinance requires the submission of a Natural Resource Protection Plan in the Certified Survey Map review process and the Unified Development Ordinance requires conservation easements to be imposed for natural resource features identified within such Plan to protect such features, all as part of the approval process for a Certified Survey Map; and

WHEREAS, the City Engineering Department, Department of City Development and the Office of the City Attorney having reviewed the proposed Conservation Easement and having recommended approval thereof to the Common Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Conservation Easement submitted by Ryan S. Konicek, Operator of Bridgestone Capital LLC, in the form and content as annexed hereto, be and the same is hereby approved; and the Mayor and City Clerk are hereby authorized to execute such Easement as evidence of the consent to and acceptance of such easement by the City of Franklin.

BE IT FURTHER RESOLVED, that the City Clerk be and the same is hereby directed to obtain the recording of the Conservation Easement in the Office of the Register of Deeds for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

A RESOLUTION AUTHORIZING CERTAIN OFFICIALS
TO ACCEPT A CONSERVATION EASEMENT
RYAN S. KONICEK, OPERATOR OF BRIDGESTONE CAPITAL LLC
RESOLUTION NO. 2017-_____

Page 2

APPROVED:

Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

CONSERVATION EASEMENT

8647 South 35th Street
3 Lot Certified Survey Map

This Conservation easement is made by and between the CITY OF FRANKLIN, a municipal corporation of the State of Wisconsin, hereinafter referred to as "Grantee," and Bridgestone Capital, LLC., a Limited Liability Corporation, hereinafter referred to as "Grantor," and shall become effective upon the recording of this Grant of Conservation Easement, together with the Acceptance following, with the Office of the Register of Deeds for Milwaukee County, pursuant to §700.40(2)(b) of the Wisconsin Statutes.

WITNESSETH

WHEREAS, Grantor is the owner in fee simple of certain real property, located within the City of Franklin, Milwaukee County, Wisconsin, Southeast ¼ of the Southwest ¼ of Section 13, Township 5 North, Range 21 East, described in Exhibit A attached hereto and hereby made a part hereof (protected property); and

WHEREAS, the Grantor desires and intends that the natural elements and the ecological and aesthetic values of the protected property including, without limitation, young woodlands, streams, floodplains, floodways, floodlands, shore buffers, wetland buffers and wetlands, and refer to Natural Resource Investigation by Graef, dated November 19, 2014 with all applicable revision dates (November 2, 2016), which is located in the office of the Department of City Development, be preserved and maintained by the continuation of land use that will not interfere with or substantially disrupt the natural elements or the workings of natural systems; and

WHEREAS, Grantee is a "holder", as contemplated by §700.41(1)(b)1. of the Wisconsin Statutes, whose purposes include, while exercising regulatory authority granted to it, *inter alia*, under §62.23 and §236.45 of the Wisconsin Statutes, the conservation of land, natural areas, open space, and water areas; and

WHEREAS, the Grantor and Grantee, by the conveyance to the Grantee of the conservation easement on, over, and across the protected property, desire to conserve the natural values thereof and prevent the use or development of the protected property for any purpose or in any manner inconsistent with the terms of this conservation easement; and

WHEREAS, the Grantee is willing to accept this conservation easement subject to the reservations and to the covenants, terms, conditions, and restrictions set out herein and imposed hereby;

NOW, THEREFORE, the Grantor, for and in consideration of the foregoing recitations and of the mutual covenants, terms, conditions, and restrictions subsequently contained, and as an absolute and unconditional dedication, does hereby grant and convey unto the Grantee a conservation easement in perpetuity on, over, and across the protected property.

Grantee's rights hereunder shall consist solely of the following:

1. To view the protected property in its natural, scenic, and open condition;
2. To enforce by proceeding at law or in equity the covenants subsequently set forth, including, and in addition to all other enforcement proceedings, proceedings to obtain all penalties and remedies set forth under Division 15-9.0500 of the Unified Development Ordinance of the City of Franklin, as amended from time to time, any violation of the covenants subsequently set forth being and constituting a violation of such Unified Development Ordinance, as amended from time to time, or such local applicable ordinance as may be later adopted or in effect to enforce such covenants or the purposes for which they are made, it being agreed that there shall be no waiver or forfeiture of the Grantee's right to insure compliance with the covenants and conditions of this grant by reason of any prior failure to act; and
3. To enter the protected property at all reasonable times for the purpose of inspecting the protected property to determine if the Grantor is complying with the covenants and conditions of this grant.

And in furtherance of the foregoing affirmative rights of the Grantee, the Grantor makes the following covenants which shall run with and bind the protected property in perpetuity, namely, that, on, over, or across the protected property, the Grantor, without the prior consent of the Grantee, shall not:

1. Construct or place buildings or any structure;
2. Construct or make any improvements, unless, notwithstanding Covenant 1 above, the improvement is specifically and previously approved by the Common Council of the City of Franklin, upon the advice of such other persons, entities, and

agencies as it may elect; such improvements as may be so approved being intended to enhance the resource value of the protected property to the environment or the public and including, but not limited to animal and bird feeding stations, park benches, the removal of animal blockage of natural drainage or other occurring blockage of natural drainage, and the like;

3. Excavate, dredge, grade, mine, drill, or change the topography of the land or its natural condition in any manner, including any cutting or removal of vegetation, except for the removal of dead or diseased trees;
4. Conduct any filling, dumping, or depositing of any material whatsoever, including, but not limited to soil, yard waste, or other landscape materials, ashes, garbage, or debris;
5. Plant any vegetation not native to the protected property or not typical wetland vegetation;
6. Operate snowmobiles, dune buggies, motorcycles, all-terrain vehicles or any other types of motorized vehicles.

To have and to hold this conservation easement unto the Grantee forever. Except as expressly limited herein, the Grantor reserves all rights as owner of the protected property, including, but not limited to, the right to use the protected property for all purposes not inconsistent with this grant. Grantor shall be responsible for the payment of all general property taxes levied, assessed, or accruing against the protected property pursuant to law.

The covenants, terms, conditions, and restrictions set forth in this grant shall be binding upon the Grantor and the Grantee and their respective agents, personal representatives, heirs, successors, and assigns, and shall constitute servitudes running with the protected property in perpetuity. This grant may not be amended, except by a writing executed and delivered by Grantor and Grantee or their respective personal representatives, heirs, successors, and assigns. Notices to the parties shall be personally delivered or mailed by U.S. Mail registered mail, return receipt requested, as follows:

To Grantor:
Bridgestone Capital, LLC
Attn: Pat Larrabee
10125 S 52nd Street
Franklin, WI, 53132

To Grantee:
City of Franklin
Office of the City Clerk
9229 W. Loomis Road
Franklin, Wisconsin 53132

In witness whereof, the grantor has set its hand and seals this on this date of _____, 20____.

Bridgestone Capital

By: _____
Ryan Konicek, Operating Partner

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

This instrument was acknowledged before me on the _____ day of _____, A.D. 20__ by

Ryan Konicek as Operating Partner of Bridgestone Capital, LLC

To me known to be the person(s) who executed the foregoing Easement and acknowledged the same as the voluntary act and deed of said limited liability company.

Notary Public

My commission expires _____

Acceptance

The undersigned does hereby consent to and accepts the Conservation Easement granted and conveyed to it under and pursuant to the foregoing Grant of Conservation Easement. In consideration of the making of such Grant Of Conservation Easement, the undersigned agrees that this acceptance shall be binding upon the undersigned and its successors and assigns

and that the restrictions imposed upon the protected property may only be released or waived in writing by the Common Council of the City of Franklin, as contemplated by §236.293 of the Wisconsin Statutes.

In witness whereof, the undersigned has executed and delivered this acceptance on the ____ day of _____, A.D.20__.

CITY OF FRANKLIN

By: _____
Stephen R. Olson, Mayor

By: _____
Sandra L. Wesolowski, City Clerk

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

Personally came before me this _____ day of _____, A.D. 20__, the above named Stephen R. Olson, Mayor and Sandra L. Wesolowski, City Clerk, of the above named municipal corporation, City of Franklin, to me known to be such Mayor and City Clerk of said municipal corporation, and acknowledged that they executed the foregoing instrument as such officers as the Deed of said municipal corporation by its authority and pursuant to Resolution No. _____, adopted by its Common Council on the _____ day of _____, 20__.

Notary Public

My commission expires _____

This instrument was drafted by the City of Franklin.

Approved as to contents:

Nicholas Fuchs, Principal Planner Date
Department of City Development

Approved as to form only:

Jesse A. Wesolowski Date
City Attorney

MORTGAGE HOLDER CONSENT

The undersigned, (name of mortgagee), a Wisconsin banking corporation ("Mortgagee"), as Mortgagee under that certain Mortgage encumbering encumbering the Property and recorded in the Office of the Register of Deeds for Milwaukee County, Wisconsin, on _____, 20 __, as Document No. _____, hereby consents to the execution of the foregoing easement and its addition as an encumbrance title to the Property.

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

Name of Mortgagee
a Wisconsin Banking Corporation

By: _____

Name: _____

Title: _____

STATE OF WISCONSIN)

)ss

COUNTY OF MILWAUKEE)

On this, the _____ day of _____, 20 __, before me, the undersigned, personally appeared name of officer of mortgagee, the (title of office, i.e.: VP) of (name of mortgagee), a Wisconsin banking corporation, and acknowledged that (s)he executed the foregoing instrument on behalf of said corporation, by its authority and for the purposes therein contained.

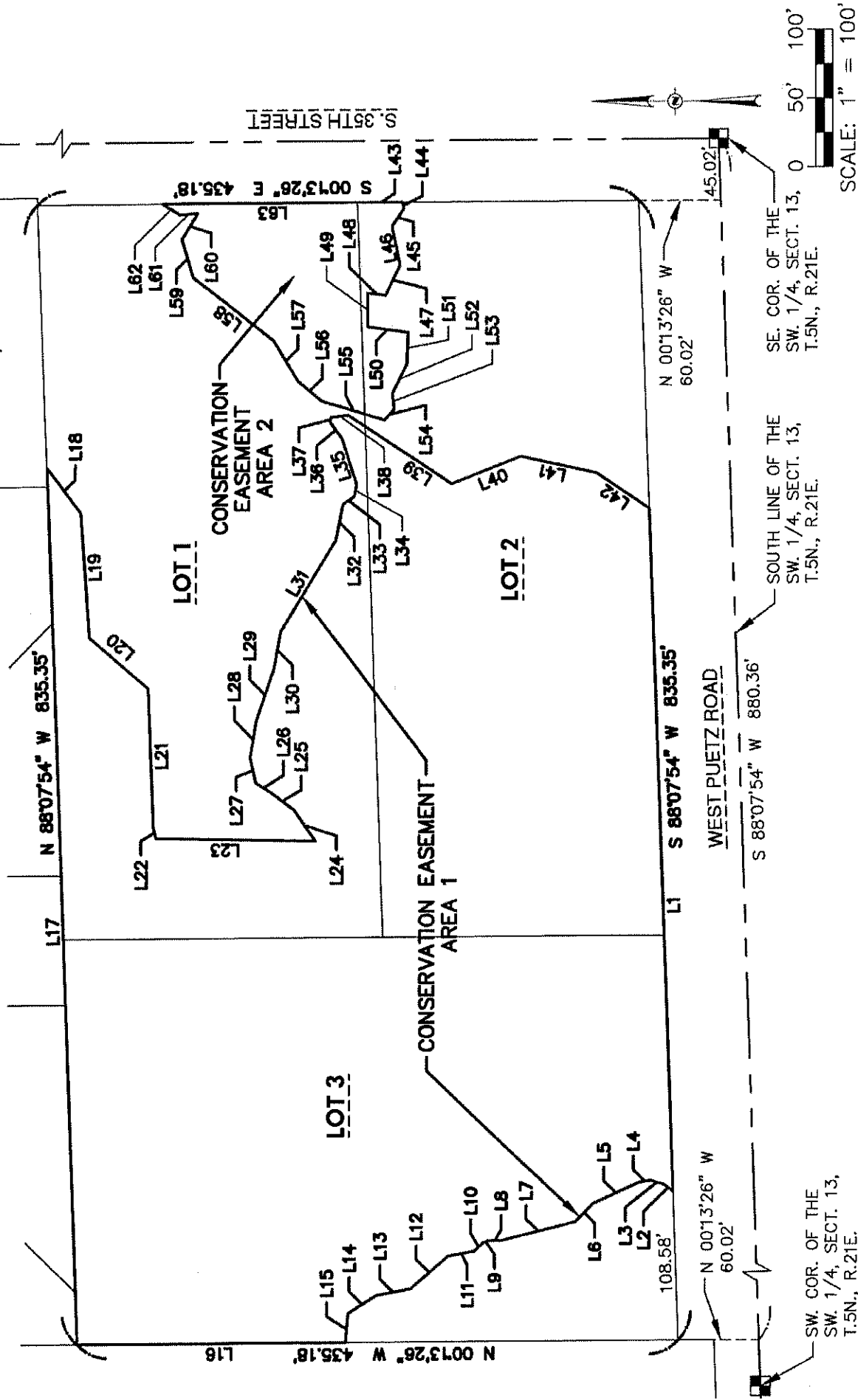
Name: _____

Notary Public, State of Wisconsin

My commission expires _____

Exhibit A

NOTE: SEE SHEET 2/3 FOR LEGAL DESCRIPTION AND
CONSERVATION EASEMENT AREA 1 AND AREA 2.
SEE SHEET 3/3 FOR LINE TABLE.



PROJECT NUMBER: 20140187.00
DATE: 4/26/17
SCALE: AS SHOWN
REFERENCE SHEET:

PROJECT TITLE: BRIDGESTONE CAPITAL, LLC.

SHEET TITLE: CONSERVATION EASEMENT

ADD, CB, RFI #

1/3

GRAEF

LEGAL DESCRIPTION

That part of the Southeast 1/4 of the Southwest 1/4 of Section 13, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin.

Commencing at the Southeast corner of said Southwest 1/4; thence South 88°07'53" West, on and along the south line of said Southwest 1/4, 45.02 feet; thence North 00°13'26" West and parallel to the east line of said Southwest 1/4, 60.02 feet to the point of beginning; thence South 88°07'54" West, 835.35 feet; thence North 00°13'26" West, 435.18 feet; thence North 88°07'54" East, 835.35 feet; thence South 0°13'26" East, 435.18 feet to the point of beginning.

CONSERVATION EASEMENT AREA 2

That part of the Southeast 1/4 of the Southwest 1/4 of Section 13, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin

Beginning at the Northeast corner of Lot 2; : thence South 00° 13' 26" East, 32.95 feet; thence South 79° 11' 24" West, 4.95 feet; thence North 55° 57' 59" West, 15.27 feet; thence South 78° 40' 26" West, 29.11 feet; thence North 64° 44' 17" West, 24.44 feet; thence North 06° 41' 20" East, 13.33 feet; thence North 89° 49' 23" West, 24.62 feet; thence South 08° 10' 25" West, 29.60 feet; thence North 87° 36' 10" West, 23.26 feet; thence North 64° 26' 31" West, 24.30 feet; thence South 81° 56' 44" West, 11.26 feet; thence North 47° 39' 23" West, 10.85 feet; thence North 17° 07' 57" East, 47.34 feet; thence North 41° 07' 11" East, 22.76 feet; thence North 59° 28' 11" East, 34.16 feet; thence North 38° 04' 55" East, 75.36 feet; thence North 74° 37' 37" East, 29.47 feet; thence South 59° 19' 55" East, 22.00 feet; thence North 04° 40' 26" West, 12.78 feet; thence North 32° 44' 53" East, 14.74 feet; thence South 00° 13' 26" East, 174.32 feet to the point of beginning.

Containing 17,210 square feet (0.40 acres), more or less.

CONSERVATION EASEMENT AREA 1

That part of the Southeast 1/4 of the Southwest 1/4 of Section 13, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin

Commencing at the Southeast corner of said Southwest 1/4; thence South 88°07'53" West, on and along the south line of said Southwest 1/4, 880.36 feet; thence North 00°13'26" West, 60.02 feet; thence North 88°07'54" East, 108.58 feet to the point of beginning; thence South 88° 07' 53" West, 500.70 feet; thence North 36° 52' 30" East, 8.63 feet; thence North 16° 36' 20" East, 9.74 feet; thence North 09° 29' 10" West, 8.22 feet; thence North 24° 50' 03" West, 37.16 feet; thence North 45° 58' 39" West, 18.43 feet; thence North 14° 13' 53" West, 54.83 feet; thence North 00° 20' 22" East, 8.99 feet; thence North 20° 47' 14" West, 4.75 feet; thence North 44° 02' 38" West, 8.66 feet; thence North 10° 43' 01" West, 19.85 feet; thence North 40° 14' 16" West, 36.53 feet; thence North 10° 51' 48" West, 24.70 feet; thence North 32° 28' 42" West, 24.22 feet; thence North 85° 08' 07" West, 21.20 feet; thence North 00° 13' 26" West, 194.07 feet; thence North 88° 07' 53" East, 642.16 feet; thence South 53° 55' 17" West, 41.09 feet; thence South 86° 23' 48" West, 91.65 feet; thence South 41° 13' 35" West, 56.70 feet; thence South 87° 54' 43" West, 101.57 feet; thence South 77° 26' 54" West, 8.50 feet; thence South 01° 12' 05" West, 115.87 feet; thence North 55° 31' 07" East, 28.08 feet; thence North 37° 41' 25" East, 20.03 feet; thence North 31° 56' 05" East, 13.70 feet; thence North 77° 30' 33" East, 18.88 feet; thence South 80° 43' 09" East, 27.35 feet; thence South 70° 56' 32" East, 40.59 feet; thence South 79° 44' 18" East, 27.58 feet; thence South 59° 10' 33" East, 77.59 feet; thence South 79° 13' 47" East, 27.04 feet; thence South 34° 44' 00" East, 9.79 feet; thence South 76° 31' 25" East, 9.03 feet; thence North 72° 29' 13" East, 35.58 feet; thence North 55° 52' 38" East, 15.16 feet; thence South 70° 42' 01" East, 3.37 feet; thence South 06° 03' 16" East, 12.03 feet; thence South 33° 56' 36" West, 90.44 feet; thence South 21° 46' 14" East, 54.01 feet; thence South 12° 32' 37" West, 56.43 feet; thence South 34° 34' 12" West, 46.20 feet to the point of beginning.

Containing 225,964 square feet (5.19 acres), more or less.



PROJECT NUMBER: 20140187.00
DATE: 4/26/17
SCALE: AS SHOWN
REFERENCE SHEET:

PROJECT TITLE: BRIDGESTONE CAPITAL, LLC.

SHEET TITLE: CONSERVATION EASEMENT

ADD, CB, RFI #

2/3

LINE TABLE

L1	South 88° 07' 53"	West, 500.70'	L43	South 00° 13' 26"	East, 32.95'
L2	North 36° 52' 30"	East, 8.63'	L44	South 79° 11' 24"	West, 4.95'
L3	North 16° 36' 20"	East, 9.74'	L45	North 55° 57' 59"	West, 15.27'
L4	North 09° 29' 10"	West, 8.22'	L46	South 78° 40' 26"	West, 29.11'
L5	North 24° 50' 03"	West, 37.16'	L47	North 64° 44' 17"	West, 24.44'
L6	North 45° 58' 39"	West, 18.43'	L48	North 06° 41' 20"	East, 13.33'
L7	North 14° 13' 53"	West, 54.83'	L49	North 89° 49' 23"	West, 24.62'
L8	North 00° 20' 22"	East, 8.99'	L50	South 08° 10' 25"	West, 29.60'
L9	North 20° 47' 14"	West, 4.75'	L51	North 87° 36' 10"	West, 23.26'
L10	North 44° 02' 38"	West, 8.66'	L52	North 64° 26' 31"	West, 24.30'
L11	North 10° 43' 01"	West, 19.85'	L53	South 81° 56' 44"	West, 11.26'
L12	North 40° 14' 16"	West, 36.53'	L54	North 47° 39' 23"	West, 10.85'
L13	North 10° 51' 48"	West, 24.70'	L55	North 17° 07' 57"	East, 47.34'
L14	North 32° 28' 42"	West, 24.22'	L56	North 41° 07' 11"	East, 22.76'
L15	North 85° 08' 07"	West, 21.20'	L57	North 59° 28' 11"	East, 34.16'
L16	North 00° 13' 26"	West, 194.07'	L58	North 38° 04' 55"	East, 75.36'
L17	North 88° 07' 53"	East, 642.16'	L59	North 74° 37' 37"	East, 29.47'
L18	South 53° 55' 17"	West, 41.09'	L60	South 59° 19' 55"	East, 22.00'
L19	South 86° 23' 48"	West, 91.65'	L61	North 04° 40' 26"	West, 12.78'
L20	South 41° 13' 35"	West, 56.70'	L62	North 32° 44' 53"	East, 14.74'
L21	South 87° 54' 43"	West, 101.57'	L63	South 00° 13' 26"	East, 174.32'
L22	South 77° 26' 54"	West, 8.50'			
L23	South 01° 12' 05"	West, 115.87'			
L24	North 55° 31' 07"	East, 28.08'			
L25	North 37° 41' 25"	East, 20.03'			
L26	North 31° 56' 05"	East, 13.70'			
L27	North 77° 30' 33"	East, 18.88'			
L28	South 80° 43' 09"	East, 27.35'			
L29	South 70° 56' 32"	East, 40.59'			
L30	South 79° 44' 18"	East, 27.58'			
L31	South 59° 10' 33"	East, 77.59'			
L32	South 79° 13' 47"	East, 27.04'			
L33	South 34° 44' 00"	East, 9.79'			
L34	South 76° 31' 25"	East, 9.03'			
L35	North 72° 29' 13"	East, 35.58'			
L36	North 55° 52' 38"	East, 15.16'			
L37	South 70° 42' 01"	East, 3.37'			
L38	South 06° 03' 16"	East, 12.03'			
L39	South 33° 56' 36"	West, 90.44'			
L40	South 21° 46' 14"	East, 54.01'			
L41	South 12° 32' 37"	West, 56.43'			
L42	South 34° 34' 12"	West, 46.20'			

PROJECT NUMBER: 20140187.00
DATE: 4/26/17
SCALE: AS SHOWN
REFERENCE SHEET:

PROJECT TITLE: BRIDGESTONE CAPITAL, LLC.
SHEET TITLE: CONSERVATION EASEMENT

ADD, CB, RFI #

3/3

GRAEF

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APPROVAL <i>Slw</i> <i>AK</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE May 18, 2017
REPORTS & RECOMMENDATIONS	Resolution Engaging Actuarial & Health Care Solutions, LLC to perform Actuarial Study on the City of Franklin Other Post Employment Benefit Plan for 2017	ITEM NUMBER <i>G.8.</i>

Background

The City of Franklin offers employees Other Post Employment Benefits, with certain service and other conditions, upon retirement from service to the City. The cost of those benefits can be estimated by an actuarial study involving various assumptions.

Financial regulations direct that periodic actuarial studies be conducted to estimate the cost of those benefits, and that certain information be provided in annual financial reports. That information includes, but is not limited to, the Actuarial Value of Assets on Hand, the Actuarial Accrued Liability for future benefits for current and retired eligible employees, and the Unfunded Actuarial Liability for the benefits. The information is included in the Comprehensive Annual Financial Report (CAFR) annually.

Actuarial & Health Care Solutions, LLC [Mequon, WI] has been providing these actuarial services for the City of Franklin since at least 2008.

Recommendation

Staff recommends engagement of Actuarial & Health Care Solutions, LLC for the 2017 & 2018 Actuarial Report on the City of Franklin Other Post Employment Benefits.

Fiscal Impact

Actuarial & Health Care Solutions, LLC has quoted \$6,200 for this service. There are sufficient appropriations in the 2017 budget for this project.

COUNCIL ACTION REQUESTED

Motion Adopting Resolution 2017-_____ authorizing the Mayor and Clerk to engage Actuarial & Health Care Solutions, LLC to perform an actuarial study of the City of Franklin Other Post Employment Benefits for 2017.

STATE OF WISCONSIN: CITY OF FRANKLIN: MILWAUKEE COUNTY

RESOLUTION NO. 2017-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENGAGE ACTUARIAL
& HEALTH CARE SOLUTIONS, LLC TO PERFORM AN ACTUARIAL STUDY OF THE
CITY OF FRANKLIN OTHER POST EMPLOYMENT BENEFITS FOR 2017

WHEREAS, the City of Franklin offers Other Post Employment Benefits to certain eligible employees upon the completion of 20 years of service and attaining certain ages until age 65, and

WHEREAS, certain information related to that benefit is required disclosure in the Annual Comprehensive Financial Report for the City of Franklin, and

WHEREAS, the last Actuarial Report on the Other Post Employment Benefits was conducted as of January 1, 2016, and

WHEREAS, Actuarial & Health Care Solutions, LLC has performed this study for the City of Franklin since 2008 and

WHEREAS, Actuarial & Health Care Solutions, LLC is a reputable and respected actuary firm performing this service for many Southeast Wisconsin municipalities.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are authorized to engage Actuarial & Health Care Solutions, LLC to perform an actuarial study on the Other Post Employment Benefits of the City of Franklin as of January 1, 2018 for a fee not to exceed \$6,200.

Introduced at a regular meeting of the Common Council of the City of Franklin this ____ day of _____, 2017 by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this ____th day of _____, 2017.

APPROVED:

Stephen R Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES____NOES____ABSENT____

Paul Rotzenberg

From: Richard Marchel <rmarchel@ahcs-llc.com>
Sent: Friday, April 28, 2017 6:53 AM
To: Paul Rotzenberg
Subject: Actuarial Valuation
Attachments: City of Franklin Actuarial Valuation Agreement.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Paul

It was nice to hear from you again.

Attached is a document outlining our services and fees for the actuarial valuation we discussed yesterday. We would prepare the 2018 actuarial valuation under the new GASB 75 Standard. The valuation would include financial statement items for the 2017, 2018, and 2019 fiscal years. We would probably want to begin work in June if you would like to have the valuation completed by mid-August.

Please let me know if you have any questions.

Thanks

Richard

Richard J. Marchel, FSA, MAAA
Actuarial & Health Care Solutions, LLC
Home Office:
11520 N. Port Washington Road Suite 101B
Mequon, WI 53092
Phone: 262-408-5101
Mobile: 262-370-9197
Email:rmarchel@ahcs-llc.com

CONFIDENTIALITY NOTICE: This E-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and proprietary information. Any unauthorized review, use, disclosure, or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

4/28/17

This letter provides a description of services provided by Actuarial & Health Care Solutions, LLC (AHCS) related to the valuation of the City of Franklin's (City) liability for other post-employment benefits. The valuation will be prepared for the fiscal year ending December 31, 2018.

SERVICES TO BE PROVIDED

Services to be provided by AHCS include the following:

1. Provide the City with a detailed list of information needed by AHCS to perform the valuation.
2. Work with City staff as needed to get the information into a usable format and select assumptions for use in the calculations.
3. We will review the actuarial assumptions with you and discuss their general effect on the actuarial valuation. We will document the actuarial assumptions selected by you and the rationale for using them.
4. Perform the calculations necessary to determine the liability for the OPEB benefits.
5. Will provide the information necessary to meet the requirements of GASB Standard 75 (OPEB).
6. Discuss by conference call the actuarial study to address conclusions found in the valuation reports.

All valuations will be completed in accordance with Governmental Accounting Standards Board (GASB) Statement No. 75. Actuarial valuations will also be completed in conformance with all applicable Actuarial Standards of Practice (ASOP's).

FEES

Professional fees for performing the actuarial valuation of the postretirement health benefits would be \$6,200 for the OPEB valuation. These fees assume all data is accurate and complete and provided in readily usable computer format. These fees are all-inclusive - there will be no additional charges for out-of-pocket or miscellaneous expenses. Material changes to the covered group or benefit provisions, or a change in the GASB standard for the valuation will result in additional work beyond the scope of the above valuation fees. Such additional work will be done at the hourly rate of \$250. Advance approval by the City will be obtained before commencing work requiring additional fees.

If you have any questions, please call me at (262) 408-5101. We look forward to assisting the City in this regard.

APPROVAL <i>Slw PA</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE May 18, 2017
REPORTS & RECOMMENDATIONS	RESOLUTION DESIGNATING SIGNATURES FOR CHECKS AND ORDERS PURSUANT TO SECTION 66.0607 WISCONSIN STATUTES	ITEM NUMBER <i>G.9.</i>

Background

US Bank NA is our banking depository. The City of Franklin has four accounts and the Water Utility has one account.

General Checking
Water Utility Checking
Payroll Checking

Property Tax Money Market Checking
Special Clearances Checking

City policy has required three signatures on all checks:

- . The Mayor or Common Council President
- . The Clerk or Deputy Clerk
- . The Treasurer or Deputy Treasurer.

The recent change in Common Council president necessitates a change in the notice to our depository bank of the authorized signatories on the accounts.

Recommendation

That the signatures on the attached resolution be the authorized signors on the US Bank bank accounts.

COUNCIL ACTION REQUESTED

Motion to approve Resolution No. 2017-_____ Designating signatures for checks and orders pursuant to section 66.0607 Wisconsin Statutes.

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2017-_____

RESOLUTION DESIGNATING SIGNATURES FOR CHECKS AND ORDERS PURSUANT
TO SECTION 66.0607 WISCONSIN STATUTES

WHEREAS, US Bank, N.A. is designated as a public depository for the City of Franklin.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Franklin that withdrawal or disbursement from the above named depository shall by checks or orders as provided in Section 66.0607 of the Wisconsin Statutes; that in accordance with, all checks and orders shall have three signatures. The Mayor or Acting Mayor, the Director of Finance and Treasurer or Deputy Treasurer and the City Clerk or Deputy City Clerk shall be the three signatures and shall be so honored, and

BE IT FURTHER RESOLVED that in lieu of their personal signatures, the following facsimile signatures, which have been adopted by them, as below shown, may be affixed on such checks and orders; that the above named depository shall be fully warranted and protected in making payment on any check or order bearing such facsimile notwithstanding that the same may have been placed thereon without the authority of the designated person or persons.

TITLE/NAME/SIGNATURE:

FACSIMILE
SIGNATURE

Mayor Stephen R Olson

Sandra L. Wesolowski
City Clerk, Sandra L. Wesolowski

Paul A. Rotzenberg
Director of Finance & Treasurer Paul A. Rotzenberg

Mark Dandrea, Common Council President when Acting Mayor

Shirley J. Roberts
Deputy City Clerk, Shirley Roberts

Rosanne Zimmerman
Deputy Treasurer, Rosanne Zimmerman

Stephen R Olson
Sandra L. Wesolowski
Paul A. Rotzenberg

BE IT FURTHER RESOLVED that the City Clerk of the City of Franklin is hereby authorized and directed to certify to these Public Depositories the foregoing resolution and that the provisions thereof are in conformity with the Articles of Incorporation and Bylaws of the City of Franklin and to certify to these Public Depositories the names of the persons now holding the offices of Mayor, Acting Mayor, Director of Finance & Treasurer, Deputy Treasurer and City Clerk, and any changes thereafter in the persons holding said offices together with specimens of the signature of such present and future officers, and

BE IT FURTHER RESOLVED that the authority granted to the named officers of the City of Franklin shall continue in full force and effect and these Public Depositories may rely thereon in dealing with such officers, unless and until written notice of any change in or revocation of such authority shall be delivered to these Public Depositories by an officer or director of the City of Franklin, and any action taken by said officers and relied on by these Public Depositories pursuant to the authority granted herein to its receipt of such written notice shall be fully and conclusively binding on the City of Franklin, and.

BE IT FURTHER RESOLVED that these resolutions shall be in effect on May 18, 2017 and continue in force until express written notice of their rescission or modification has been furnished to and received by the Bank, and

BE IT FINALLY RESOLVED that any and all transactions by or on the behalf of the depositor with the Bank prior to the adoption of this resolution be, and the same hereby are, in all respects ratified, approved and confirmed.

Introduced at a regular meeting of the Common Council this ____ day of _____, 2017 by
Alderman _____ .

Passed and adopted by the Common Council of the City of Franklin this ____ day of _____,
2017.

APPROVED:

Stephen R Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

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APPROVAL <i>slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 5/16/2017
REPORTS & RECOMMENDATIONS	Establish Committee of the Whole/Common Council Meeting Schedule for June, July, August, September 2017	ITEM NUMBER <i>G.10.</i>

The Common Council may wish to reschedule Committee of the Whole and Common Council meetings during the months of June, July, August, and September 2017. Note on the calendar below that July 4th is the first Tuesday (regular Common Council meeting) and September 4th is the Monday preceding the first Tuesday (regular Committee of the Whole meeting). (The Common Council meeting on June 6th cannot be rescheduled as public hearings have already been set and noticed.)

June							July						
S	M	T	W	Th	F	S	S	M	T	W	Th	F	S
				1	2	3							1
4	5	6	7	8	9	10	2	3	4	5	6	7	8
11	12	13	14	15	16	17	9	10	11	12	13	14	15
18	19	20	21	22	23	24	16	17	18	19	20	21	22
25	26	27	28	29	30		23	24	25	26	27	28	29
							30	31					

August							September						
S	M	T	W	Th	F	S	S	M	T	W	Th	F	S
		1	2	3	4	5						1	2
6	7	8	9	10	11	12	3	4	5	6	7	8	9
13	14	15	16	17	18	19	10	11	12	13	14	15	16
20	21	22	23	24	25	26	17	18	19	20	21	22	23
27	28	29	30	31			24	25	26	27	28	29	30

COUNCIL ACTION REQUESTED

Motion to establish the following meeting dates: _____

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STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

ORDINANCE NO. 2017-_____

AN ORDINANCE TO AMEND §10-9.A.(1) FAIR COMMISSION COMPOSITION, OF
THE MUNICIPAL CODE, TO INCREASE THE MEMBERSHIP OF THE COMMISSION
BY THE ADDITION OF AN ALDERPERSON AND A CITIZEN AS MEMBERS

WHEREAS, the Common Council adopted Ordinance No. 2017-2262, An Ordinance to Amend the Municipal Code to Establish the St. Martins Every Summer Monday Market Fair, at its regular meeting on March 21, 2017; and

WHEREAS, the Common Council having considered the changing times and the planned experience by the People and the ongoing development of the St. Martins Every Summer Monday Market Fair, and having determined it reasonable to increase the membership of the Fair Commission which provides the oversight and assistance in the operation of the Fair for the enjoyment of all.

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

SECTION 1: §10-9.A.(1) of the Municipal Code of the City of Franklin, Wisconsin, is hereby amended to read as follows:

The Fair Commission shall consist of two Alderpersons, a member of the Board of Health and eight citizens, appointed by the Mayor subject to confirmation of the Council. The Alderpersons shall serve on the Commission for their respective terms of office as Alderperson. The term of the Board of Health member shall be for the duration of his or her appointment to the Board of Health. The term of the citizen members shall be for three years. The term of not more than three members shall expire in any one calendar year. The members of the Commission shall serve without compensation. The Commission shall not incur any expenses without the majority vote of the members of the Council. The members of the Commission shall, within 10 days after their appointment, file an oath of office as required by law.

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

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

ORDINANCE NO. 2017-____

Page 2

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

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017, by Alderman _____.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

APPROVED:

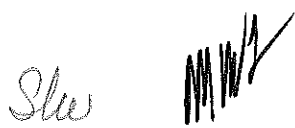
Stephen R. Olson, Mayor

ATTEST:

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

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APPROVAL 	REQUEST FOR COUNCIL ACTION	MEETING DATE 05/16/2017
REPORTS & RECOMMENDATIONS	Notice of Claim from Nora Hart for Injuries Sustained as a Result of an Alleged Trip and Fall on a Large Piece of Asphalt Located at or Near the Intersection of Lindner Drive and Brunn Drive in the City of Franklin, Wisconsin	ITEM NUMBER <i>G.12.</i>

A "Notice of Injury and Notice of Claim" was received on April 20, 2017 from Mark A. Peterson of McNally Peterson, S.C., Attorney for Nora and Thomas Hart, in which Mrs. Hart is asserting she sustained bodily injury as a result of an alleged trip and fall on a "large piece of asphalt" located at or near the intersection of Lindner Drive and Brunn Drive in the City of Franklin, Wisconsin, on February 15, 2017. The Common Council may enter closed session pursuant to §19.85(1)(e) and (g), Stats., to consider a Notice of Injury and Notice of Claim from Nora Hart asserting she sustained bodily injury as a result of an alleged trip and fall on a "large piece of asphalt" located at or near the intersection of Lindner Drive and Brunn Drive in the City of Franklin, Wisconsin, on February 15, 2017, and may reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

Staff recommends denial of the claim pursuant to Wisconsin Statute 893.80(1g) for disallowance of the claim, based upon and in concurrence with the insurance adjuster that the investigation revealed that the City of Franklin was not negligent or liable for this incident as the City did not have prior notice of the condition which allegedly caused this incident. Additionally, based on the information known, the exact location and cause of this incident is unknown and cannot be connected to the City of Franklin. The City properly conducts routine inspections and the alleged loss location area is in good condition. There have been no previous complaints.

COUNCIL ACTION REQUESTED

The Common Council may enter closed session pursuant to §19.85(1)(e) and (g), Stats., to consider a Notice of Injury and Notice of Claim from Nora Hart asserting she sustained bodily injury as a result of an alleged trip and fall on a "large piece of asphalt" located at or near the intersection of Lindner Drive and Brunn Drive in the City of Franklin, Wisconsin, on February 15, 2017, and may reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate.

Motion to deny the claim of Nora (and Thomas) Hart pursuant to Wisconsin Statute 893.80(1g), based upon and in concurrence with the insurance adjuster that the investigation revealed no negligence on behalf of the City as discussed in the Council Action Sheet.

OR

Motion to layover and refer to staff for additional information.

Statewide Services, Inc.

Claim Division

1241 John Q. Hammons Dr.
P.O. Box 5555
Madison, WI 53705-0555
877-204-9712

May 9, 2017

CITY OF FRANKLIN
ATTN: LISA HUENING
9229 W. LOOMIS ROAD
FRANKLIN, WI 53132

via email

RE: Our Claim #: WM000402260206
Date of Loss: 02/15/2017
Claimant: Nora (and Thomas) Hart, 7502 Brunn Drive, Franklin, WI 53132
Attorney: Mark Peterson of McNally Peterson, 1233 N Mayfair Road, Suite 200
Milwaukee, WI 53226-3255

Dear Ms. Huening:

We are in receipt of the "Notice of Claim" submitted by Mrs. Hart in which she is asserting she sustained bodily injury(s) as a result of an alleged trip and fall on a "large piece of asphalt" located at or near the intersection of Lindner Drive and Brunn Drive on February 15, 2017.

Our investigation has revealed that the City of Franklin was not negligent or liable for this incident as the City did not have prior notice of the condition which allegedly caused this incident. Additionally, based on the information known, the exact location and cause of this incident is unknown and cannot be connected to the City of Franklin. Based on our investigation, the City properly conducts routine inspections and the alleged loss location area is in good condition. There have been no previous complaints. Therefore, in the absence of negligence and absence of notice of the condition on the part of the City, we recommend that the City of Franklin disallow this claim pursuant to the Wisconsin Statute for disallowance of claim 893.80(1g). The disallowance of the claim in this manner will allow us to shorten the statute of limitations period to six months.

Please send the disallowance, on your letterhead, directly to the claimant and her attorney at the above listed addresses. These should be sent certified or registered (restricted) mail and must be received by the claimant within 120 days after you received the Notice of Claim. Please send me a copy of the Notice of Disallowance for our file.

Thank you.

Sincerely,

Ginger Kimpton, AIC
Senior Casualty Claims Adjuster
855-828-5515 direct
866-828-6613 fax
gkimpton@statewidesvcs.com

CC: Scott Huibregtse, Agent

Statewide Services, Inc.

Claim Division

1241 John Q. Hammons Dr.
P.O. Box 5555
Madison, WI 53705-0555
877-204-9712

May 9, 2017

NORA HART
7502 BRUNN DRIVE
FRANKLIN, WI 53132

Regarding: Our Insured: City of Franklin
 Claim No: WM000402260206
 Date/Loss: 02/15/2017

Dear Mrs. Hart:

Statewide Services, Inc. administers the claims for the League of Wisconsin Municipalities Mutual Insurance, which provides the insurance coverage for the City of Franklin. We are in receipt of your "Notice of Claim" documentation for the above referenced incident in which you are asserting you sustained injuries when you allegedly tripped on a piece of asphalt at or near the intersection of Lindner Drive and Brunn Drive.

We have performed an investigation and determined that there is no negligence on the part of the City of Franklin. Based on the information known, the exact location and cause of the incident is unknown and cannot be connected to the City of Franklin. According to our investigation, routine inspections are performed and the area is in good condition and there have been no previous complaints. Additionally, our investigation has revealed that the City did not have prior actual or constructive notice of the condition which allegedly caused this incident. Therefore, in the absence of negligence and absence of notice of the condition on the part of the City of Franklin, Statewide Services Inc. is advising the City to disallow your claim.

Sincerely,

Ginger Kimpton, AIC
Senior Casualty Claims Adjuster
855-828-5515 office
866-828-6613 fax
gkimpton@statewidesvcs.com

CC: City of Franklin
 Scott Huibregtse, Agent
 Mark Peterson, Attorney for Nora Hart

McNALLY PETERSON, S.C.

ATTORNEYS AT LAW

MAYFAIR CROSSING • 1233 NORTH MAYFAIR ROAD, SUITE 200 • MILWAUKEE, WISCONSIN 53226-3255

TELEPHONE 414.257.3399 • FACSIMILE 414.257.3223

WWW.MCPETELAW.COM

MARK A. PETERSON*
THOMAS A. STRANDBERG*
JAMES S. SWIDERSKI
ROBERT THEINE PLEDL
DANIEL A. PETERSON

PARALEGALS
GAIL J. PRINDIVILLE
CHERYLA. HERRICK

*CERTIFIED CIVIL TRIAL SPECIALIST
NATIONAL BOARD OF TRIAL ADVOCACY
*CERTIFIED PUBLIC ACCOUNTANT

OFF SERVICE
4-20-17 3:05 PM
By Pat Orl

Of Counsel
MARVIN I. STRAWN

DENNIS J. McNALLY
(1941-2016)

Writer's Email: mpeterson@mcpetelaw.com

April 19, 2017

City Clerk
Village of Franklin
9229 W Loomis Road
Franklin, WI 53132

2017 APR 20 PM 3:08
CITY OF FRANKLIN

RE: NOTICE OF INJURY and NOTICE OF CLAIM
Claimants—Nora and Thomas Hart, 7502 Brunn Drive, Franklin, Wisconsin
Date of Accident—02/15/2017

Dear Sir or Madam:

Pursuant to Wis. Stat. §893.80, you are hereby notified that the claimants, Nora Hart and Thomas Hart, will look to the City of Franklin, and its insurer, if any, for damages resulting from the personal injuries sustained by Nora Hart as a result of the February 15, 2017 accident which occurred on Brunn Drive in Franklin, Wisconsin.

During the evening of Wednesday, February 15, 2017, the Harts were walking eastbound from their home at 7502 Brunn Drive, approaching the intersection with Lindner Drive, when Nora Hart stepped on a black chunk of asphalt that had been left by the City's workers who were clearing and blowing out cracks in the road earlier that day. Ms. Hart stepped on a large piece of asphalt debris and fell, sustaining, among other things, a fractured left ankle. She was taken to the emergency room at the Wheaton Hospital in Franklin for treatment of her injuries and has been treated since then by Dr. Pifel of the Orthopedic Institute of Wisconsin.

Clerk, City of Franklin
April 19, 2017
Page 2

It is contended that the City of Franklin, through its agents, servants and employees, was negligent in the manner in which it maintained Brunn Drive after performing road work on the street throughout the day and early evening hours of February 15, 2017. The City was aware, or should have been aware, of the conditions in which its maintenance crew left Brunn Drive and should have acted to ensure that there was no asphalt debris remaining on the street to prevent accidents such as the one resulting in the injuries sustained by Nora Hart.

As a direct and proximate result of the City's negligence in properly maintaining and cleaning its streets of debris, Ms. Hart has sustained, and will continue to sustain, substantial economic damages. Nora Hart seeks Fifty Thousand Dollars (\$50,000.00) in damages for the medical expenses, pain and suffering, and attorneys' fees incurred as a result of this incident.

Please acknowledge receipt of this Notice of Injury and Notice of Claim by date-stamping and returning a copy of this letter to the undersigned in the envelope provided.

*- copy back
mailed back
in envelope
on 4/21/17*

Thank you for your attention to this matter.

Very truly yours,

McNALLY PETERSON, S.C.


Mark A. Peterson

MAP:gjp

Enclosures

cc: Mr. and Mrs. Thomas Hart

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APPROVAL <i>Slw</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 5/16/17
LICENSES AND PERMITS	MISCELLANEOUS LICENSES	ITEM NUMBER H.I.
<p>See attached lists from meetings of May 15 and 16, 2017.</p> <p>COUNCIL ACTION REQUESTED</p>		

414-425-7500

**Special License Committee
Agenda*
Aldermen's Room
May 15, 2017 – 2:30 pm**

1.	Call to Order & Roll Call	Time:		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		Recommendations		
Type/ Time	Applicant Information	Approve	Hold	Deny
Extraordinary Entertainment & Special Event 3:00 p.m.	The Rock Summer Concert Series Person in charge: John Rinelli Location: 7900 W Crystal Ridge Dr (The Rock) Dates of Event: Every Saturday in June, July, and August (7pm – 11pm)			
Extraordinary Entertainment & Special Event	Xaverian Missionaries Person in charge: Fr. Alejandro Rodriguez, s.x. Location: 4500 Xavier Dr Dates of Event: 6/24/2017 to 6/25/2017			
Temporary Class B Beer & Wine	Xaverian Missionaries Person in Charge: Fr. Alejandro Rodriguez, s.x. Location: 4500 Xavier Dr Event: Annual Mission Festival Dates of Event: 6/24/2017 to 6/25/2017			
Class A Combination, Cigarettes 2017-18	Midwest Retail Group – Franklin Inc Dba 7-Eleven 7610 W Rawson Ave James Fiene, Agent			
Class B Combination, Cigarettes 2017-18	27 Street Mobile LLC Dba Amstar 6611 S 27 th St Karam Singh Toor, Agent			
Class A Combination, Cigarettes 2017-18	Ryan Fuel LLC Dba Andy's on Ryan Rd 5120 W Ryan Rd Kavita Khullar, Agent			
Class A Combination, Cigarettes 2017-18	Hodach Petroleum Inc Dba Citgo 9830 W St Martins Rd Stephen Hodach, Agent			
Class A Combination 2017-18	Wisconsin CVS Pharmacy LLC Dba CVS Pharmacy #5390 5220 W Rawson Ave Samantha Jo Klaphake, Agent			
Class A Combination, Cigarettes 2017-18	Spirit Dreams LLC Dba Discount Cigarettes & Liquor 6507A S 27 th St Scott Haese, Agent			
Class A Combination, Cigarettes 2017-18	Franklin Liquor Store Inc Dba Franklin Liquor Store 8305 S 27 th St Virendra Verma, Agent			

Type/ Time	Applicant Information	Approve	Hold	Deny
Class A Combination, Cigarettes 2017-18	Kwik Trip, Inc Dba Kwik Trip #287 5040 W Rawson Ave Samuel T McCormick, Agent			
Class A Combination, Cigarettes 2017-18	Kwik Trip Inc Dba Kwik Trip #857 10750 W Speedway Dr Andrew P Wichmann, Agent			
Class A Combination, Cigarettes 2017-18	Jujhar LLC Dba Midtown Gas & Liquor 11123 W Forest Home Ave Hardip Singh Bhatti, Agent			
Class A Combination, Cigarettes 2017-18	Ultra Mart Foods, LLC Dba Pick N Save #6360 7201 S 76 th St Gordon Graf, Agent			
Class A Combination, Cigarettes 2017-18	Mega Marts, LLC Dba Pick N Save #6431 7780 S Lovers Lane Rd Daniel Romero, Agent			
Class A Combination 2017-18	Sam's East, Inc Dba Sam's Club #8167 6705 S 27 th St Henry Monti, Agent			
Class A Combination, Cigarettes 2017-18	Sendik's Franklin LLC Dba Sendik's Food Markets 5200 W Rawson Ave Theodore Balistreri, Agent			
Class A Combination 2017-18	Target Corporation Dba Target Store T2388 7800 S Lovers Lane Rd Shane Clapsaddle, Agent			
Class A Combination, Cigarettes 2017-18	Wal-Mart Stores East, LP Dba Walmart 6701 S 27 th St Jon McCourt, Agent			
Class A Combination, Cigarettes 2017-18	Walgreen Co. Dba Walgreens #05884 9527 S 27 St Robin Harmon, Agent			
Class A Combination, Cigarettes 2017-18	Walgreen Co. Dba Walgreens #15020 7130 S 76 St Jessica Hennlich, Agent			
Class A Combination, Cigarettes 2017-18	Walgreen Co. Dba Walgreens #5459 9909 W Loomis Rd Sara Mason, Agent			
Class B Beer 2017-18	M-squared Inc Dba Crossroads II Pizza & Subs 11357 W St Martins Rd Michael Falk, Agent			
Class B Beer 2017-18	Oyagi Asian Bistro LLC Dba Oyagi Asian Bistro 6509B S 27 th St Danny Lin, Agent			

Type/ Time	Applicant Information	Approve	Hold	Deny
Class C Wine, Class B Beer 2017-18	Pandori LLC Db a India Palace 7107 S 76 th St Harjinder Singh Braich, Agent			
Class B Combination 2017-18	The Bowery, LLC Db a The Bowery Bar & Grill 3023 W Ryan Rd Roger Hein, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Christopher Matecki (Individually Owned) Db a Buckhorn Bar & Grill 9461 S 27 th St Christopher Matecki, Agent/Owner			
Class B Combination 2017-18	RLGIDI, Inc. Db a Casa Di Diorgio 3137 W Rawson Ave Rex Idrizi, Agent			
Class B Combination 2017-18	ERJ Dining III, LLC Db a Chili's Bar & Grill 6439 S 27 th St Paul Scott Thompson, Agent			
Class B Combination, Entertainment & Amusement, Bowling 2017-18	Country Lanes LLC Db a Country Lanes 11231 W Forest Home Ave Robert Sczerzen, Agent			
Reserve Class B Combination, Entertainment & Amusement 2017-18	Federation of Croatian Societies, Inc Db a Croatian Park 9100 S 76 th St Josip Veber, Agent			
Class B Combination 2017-18	M&W Lueng, LLC Db a Green Tea Garden 7236 S 76 th St May Lueng, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Gus' Mexican Cantina, LLC Db a Gus's Mexican Cantina 6514 S Lovers Lane Rd Gus Hosseini, Agent			
Reserve Class B Combination 2017-18	FF&E, LLC Db a Hampton Inn & Suites Milwaukee/Franklin 6901 S 76 th St Teresa D'Amato, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Seventy-Six Street Pub & Grill Inc Db a The Hideaway Pub & Eatery 9643 S 76 th St Debra Schaefer, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Irish Cottage of Franklin LLC Db a Irish Cottage 11433 W Ryan Rd Jenny Jennings, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Iron Mike's Bar LLC Db a Iron Mike's 6357 S 27 th St Mike Pues, Agent			
Class B Combination, Entertainment & Amusement 2017-18	The Landmark of Franklin LLC Db a Landmark 11401 W Swiss St Lorie Beth Knaack-Helm, Agent			

Type/ Time	Applicant Information	Approve	Hold	Deny
Class B Combination, Entertainment & Amusement 2017-18	Little Cancun LLC Db a Little Cancun Restaurant 7273A S 27 th St Veronica Cervera, Agent			
Class B Combination 2017-18	Robley Tech Inc Db a Michaelangelo's Pizza 8330 W Puetz Rd Dennis Rau, Agent			
Reserve Class B Combination 2017-18	Hudson Burger LLC Db a Milwaukee Burger Company 6421 S 27 th St Nicholas Dillon, Agent			
Class B Combination 2017-18	Enthusiast Approved LLC Db a Mimosa 9405 S 27 th St Apostolos Evreniadis, Agent			
Class B Combination, Entertainment & Amusement 2017-18	B.S.T. LLC Db a Mulligan's Irish Pub & Grill 8933 S 27 th St Brian Francis, Agent			
Class B Combination, Entertainment & Amusement, Cigarettes 2017-18	HB&H, LLC Db a On The Border 10741 S 27 th St Gerald Hay, Agent			
Class B Combination, Coin Operator 2017-18	Pantheon of Wisconsin Inc Db a Pantheon Family Restaurant 7621 W Rawson Ave Debbie Koutromanos, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Point After LLC The Point After 7101 S 76 th St Darryl Malek, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Polish Heritage Alliance Inc Db a Polish Center of Wisconsin 6941 S 68 th St Jeffrey Kuderski, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Polonia Sport Club Inc Polonia Sport Club 10200 W Loomis Rd Irene Hawkinson, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Rawson Pub, Inc Db a Rawson Pub 5621 W Rawson Ave Steven Schweitzer, Agent			
Class B Combination, Entertainment & Amusement 2017-18	The Rock Sports Complex LLC Db a The Rock Sports Complex 7900 W Crystal Ridge Dr Thomas Johns, Agent			
Class B Combination 2017-18	Romey's Place LLC Db a Romey's Place 7508 S North Cape Rd Nathan Fabry, Agent			
Class B Combination, Entertainment & Amusement, Bowling 2017-18	Root Group LLC Db a Root River Center 7220 W Rawson Ave David Church, Agent			

Type/ Time	Applicant Information	Approve	Hold	Deny
Class B Combination 2017-18	QT Pizza LLC Rounding Third Pizzeria 7119 S 76 th St Susan Toetz, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Franklin Hotel Company LLC DbA Staybridge Suites Milwaukee Airport South 9575 S 27 th St Eric Bates, Agent			
Class B Combination, Entertainment & Amusement 2017-18	Alley Kats Pub and Grill LLC Swiss Street Pub & Grill 11430 W Swiss St John Trudeau, Agent			
Class C Combination, Country Club, Cigarettes, Entertainment & Amusement 2017-18	Tuckaway Country Club DbA Tuckaway Country Club 6901 W Drexel Ave Jennifer Jacobi, Agent			
Class B Combination 2017-18	St Martins Inn, LLC DbA Wegner's St Martins Inn 11318 W St Martins Rd Dennis Wegner, Agent			
Amusement Device Operator 2017-18	Wisconsin P&P Amusements 12565 W Lisbon Rd Brookfield, WI 53005 Michael Weigel, Owner			
Amusement Device Operator 2017-18	Mitchell Novelty Co 3506 W National Ave Milwaukee, WI 53215 Ralph Fleege, Owner			
Daycare 2017-18	Academy of Integrity 3900 W Ryan Rd LaQueesha Blockton, Manager			
Entertainment & Amusement 2017-18	Innovative Health & Fitness Building LLC 8800 S 102 nd St Scott Cole, Owner			
Amendment to People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant	Franklin Lions Club – Meetings & Fund Raisers Amendment to Event #5			
3.	Adjournment			
		Time		

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

414-425-7500

**Special License Committee
Agenda*
Aldermen's Room
May 16, 2017 – 2:00 p.m.**

1.	Call to Order & Roll Call	Time:		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		Recommendations		
Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2016-17 New 3:00 p.m.	Molly R Baron 206 W Jefferson St., Apt A Oconomowoc, WI 53066 Hampton Inn & Suites			
Operator 2017-18 Renewal 3:00 p.m.	Molly R Baron 206 W Jefferson St., Apt A Oconomowoc, WI 53066 Hampton Inn & Suites			
Operator 2016-17 New	Amanda L Aimers 10568 W Cortez Cir., #35 Franklin, WI 53132 Root River Center			
Operator 2017-18 Renewal	Amanda L Aimers 10568 W Cortez Cir., #35 Franklin, WI 53132 Root River Center			
Operator 2016-17 New	Christopher R Curry 12665 W Beloit Rd., #109 New Berlin, WI 53151 Sendik's Food Market			
Operator 2017-18 Renewal	Christopher R Curry 12665 W Beloit Rd., #109 New Berlin, WI 53151 Sendik's Food Market			
Operator 2016-17 New	Alyssa M Edwards 550 W Riverwood Dr., #202 Oak Creek, WI 53154 Root River Center			
Operator 2017-18 Renewal	Alyssa M Edwards 550 W Riverwood Dr., #202 Oak Creek, WI 53154 Root River Center			
Operator 2016-17 New	Amy B Einhaus 265 N Main St Walworth, WI 53184 Milwaukee Burger Company			
Operator 2017-18 Renewal	Amy B Einhaus 265 N Main St Walworth, WI 53184 Milwaukee Burger Company			
Operator 2016-17 New	Jason R Johnson 1533 S Green Bay Rd., #203 Mount Pleasant, WI 53406 Hideaway Pub & Eatery			
Operator 2017-18 Renewal	Jason R Johnson 1533 S Green Bay Rd., #203 Mount Pleasant, WI 53406 Hideaway Pub & Eatery			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2016-17 New	Matthew C Johnson 11200 W Cleveland Ave., #G12 West Allis, WI 53227 Root River Center			
Operator 2016-17 New	Ashley M Moeller 2415 W Briar Lake Way, #3B Oak Creek, WI 53154 Root River Center			
Operator 2017-18 Renewal	Ashley M Moeller 2415 W Briar Lake Way, #3B Oak Creek, WI 53154 Root River Center			
Operator 2016-17 New	Peter J Mundschau 213 Fountain Ave Waukesha, WI 53186 On the Border			
Operator 2017-18 Renewal	Peter J Mundschau 213 Fountain Ave Waukesha, WI 53186 On the Border			
Operator 2016-17 New	Reman S Mustafa 8210 S 88 th St Franklin, WI 53132 Walgreen – W Loomis Rd			
Operator 2017-18 Renewal	Reman S Mustafa 8210 S 88 th St Franklin, WI 53132 Walgreen – W Loomis Rd			
Operator 2016-17 New	Meghan E Pesich 9195 S Meyer Ln., #10109 Oak Creek, WI 53154 Rock Sports Complex			
Operator 2016-17 New	Brenna M Tomczak 2450 S 99 th St West Allis, WI 53227 Root River Center			
Operator 2017-18 Renewal	Brenna M Tomczak 2450 S 99 th St West Allis, WI 53227 Root River Center			
Operator 2017-18 Renewal	Michael J Bartolone 8041 W Tripoli Ave Milwaukee, WI 53220 On the Border			
Operator 2017-18 Renewal	Wendy J Beierle 9221 S 96 th St Franklin, WI 53132 Hodach Citgo			
Operator 2017-18 Renewal	Megan A Bieringer 8136 W Coventry Dr Franklin, WI 53132 Walgreen – Loomis Rd			
Operator 2017-18 New	Phoebe N Botros 10350 S Justin Dr Oak Creek, WI 53154 Walgreen – Loomis Rd			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	William J Canales 809 Lakeview Ave., #4 South Milwaukee, WI 53172 On the Border			
Operator 2017-18 New	Carolyn M Christensen 3800 Spruce St Racine, WI 53403 Target Store T-2388			
Operator 2017-18 Renewal	Scott J Christofferson S76 W17145 Deer Creek Ct Muskego, WI 53150 Walgreen – Loomis Rd			
Operator 2017-18 New	Shane R Clapsaddle 234 N. Broadway Milwaukee, WI 53202 Target Store T-2388			
Operator 2017-18 Renewal	Joel B Clifford 2155A S Kinnickinnic Ave Milwaukee, WI 53207 On the Border			
Operator 2017-18 Renewal	Kristen M Duffy 8761 S Country Dr., #205 Oak Creek, WI 53154 Michaelangelo's Pizza			
Operator 2017-18 New	Cali G Dunn 1800 W Meyer Ln., #15107 Oak Creek, WI 53154 Kwik Trip – Speedway Dr			
Operator 2017-18 New	Matthew M Fannin S79 W18997 Janesville Rd Muskego, WI 53150 Target Store T-2388			
Operator 2017-18 Renewal	Joshua J Farrell 7417 S 36 th St Franklin, WI 53132 Discount Cigarettes & Liquor			
Operator 2017-18 Renewal	Katelynn M Flowers 5829 S New York Ave Cudahy, WI 53110 Discount Cigarettes & Liquor			
Operator 2017-18 Renewal	Rebecca R Fox 8243 Shadwell Cir Franklin, WI 53132 Walgreen – Loomis Rd			
Operator 2017-18 Renewal	Nicole L Gaus 6247 S Howell Ave Milwaukee, WI 53207 Bowery Bar & Grill			
Operator 2017-18 Renewal	Patricia A Greer 1702 E Eden Pl St Francis, WI 53235 CVS Pharmacy			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Halina Grochowski 1111 W Rosewood Tr Oak Creek, WI 53154 Buckhorn Bar & Grill			
Operator 2017-18 Renewal	Jeremy J Haese 11811 W Rawson Ave Franklin, WI 53132 Discount Cigarettes & Liquor			
Operator 2017-18 Renewal	Jennifer S Hallisch 4416 S 62 nd St Greenfield, WI 53220 Swiss Street Pub & Grill			
Operator 2017-18 Renewal	Desirea D Hart 2137 W College Ave., #309 Oak Creek, WI 53154 Hodach Citgo			
Operator 2017-18 Renewal	Patti S Hartung 664 Shirley Dr Franksville, WI 53126 Walgreen – Loomis Rd			
Operator 2017-18 Renewal	Bambi D Hatfield 3343 W Colony Dr Greenfield, WI 53221 Romey's Place			
Operator 2017-18 Renewal	Michelle L Henning 6100 S 18 th St Milwaukee, WI 53221 Bowery Bar & Grill			
Operator 2017-18 Renewal	Lisa M Hutts 5612 Euston St Greendale, WI 53129 Pick n Save – S 76 th St			
Operator 2017-18 New	Jody B Isaacson 7815 S Scepter Dr., #25 Franklin, WI 53132 Pick n Save – S 76 th St			
Operator 2017-18 Renewal	Ozzie L Jackson, Jr 3450 E American Ave Oak Creek, WI 53154 On the Border			
Operator 2017-18 Renewal	Samantha Jaskie 7515 Mission Hills Ct Franklin, WI 53132 Discount Cigarettes & Liquor			
Operator 2017-18 Renewal	Emily M Kleist W198 S10993 Racine Ave Muskego, WI 53150 Walgreen – Loomis Rd			
Operator 2017-18 Renewal	Jon P Mankowski 3555 S Sunnyslope Rd New Berlin, WI 53151 Root River Center			
Operator 2017-18 Renewal	Janet Miller 2737 S 58 th St Milwaukee, WI 53219 Pick n Save – S 76 th St			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Tanina M Poteracki 2933 W Drexel Ave., #502 Franklin, WI 53132 Pick n Save – S 76 th St			
Operator 2017-18 Renewal	Mark A Reikowski W125S8317 North Cape Rd Muskego, WI 53150 Walgreen – S 76 th St			
Operator 2017-18 Renewal	Judy A Schneider 1088 Quail Ct., #226 Pewaukee, WI 53072 Michaelangelo's Pizza			
Operator 2017-18 Renewal	Mary A Schultz 2664 Hidden Dr St Francis, WI 53235 CVS Pharmacy			
Operator 2017-18 Renewal	Vito M Siciliano 26500 104 th St Trevor, WI 53179 On the Border			
Operator 2017-18 Renewal	Jenna L Skenandore 1333 N Franklin Pl., #10 Milwaukee, WI 53202 Romey's Place			
Operator 2017-18 Renewal	Deborah E Sporleder S108 W16327 Loomis Dr Muskego, WI 53150 Pick n Save – S 76 th St			
Operator 2017-18 Renewal	Nathan T Tiedke 8029 S 61 st St Franklin, WI 53132 Walgreen – S 76 th St			
Operator 2017-18 New	Sarah J Walkington 2231 N Himount Blvd Milwaukee, WI 53208 Target Store T-2388			
Operator 2017-18 New	Sharon A Weiss 8481 S 5 th St., #18B Oak Creek, WI 53154 Pick n Save – S 76 th St			
Operator 2017-18 Renewal	Jennifer M Aguilar 2121 W Grant St Upper Milwaukee, WI 53215 Walgreen – S 27 th St			
Operator 2017-18 Renewal	Qyinn M Applin 4521 W Ramsey Ave., #65 Greendale, WI 53129 Country Lanes			
Operator 2017-18 New	Nina M Arthur 23221 7 Mile Rd Muskego, WI 53150 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Jamie M Balistreri 10139 W Forest Home Ave Hales Corners, WI 53130 Hideaway Pub & Eatery			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Wendy S Balistreri 7271 S Delaine Dr Oak Creek, WI 53154 Country Lanes			
Operator 2017-18 New	Tricia A Bernhardt 1338 Timmie Dr Racine, WI 53406 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Stephanie L Bluemel 10701 W Grange Ave., #26 Hales Corners, WI 53130 Romey's Place			
Operator 2017-18 New	Darrell J Bostwick 7308 Lakeshore Dr Racine, WI 53402 On the Border			
Operator 2017-18 New	John B Brown 3023 Nostalgic Ct Hubertus, WI 53033 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Danielle K Conrad W127 S6807 Jaeger Pl Muskego, WI 53150 Sendik's Food Market			
Operator 2017-18 Renewal	Jessica M Curler W130 S7025 Hale Park Dr Muskego, WI 53150 Swiss Street Pub & Grill			
Operator 2017-18 Renewal	Michael D Dach 109 N 3 rd St Waterford, WI 53185 Andy's on Ryan Rd			
Operator 2017-18 Renewal	Katie A Davis 6814 Johnson Ct Waterford, WI 53185 Hideaway Pub & Eatery			
Operator 2017-18 Renewal	Barbara J Davison 6931 S Phyllis Ln Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Sarah K Deshambo 3411A S Indiana Ave Milwaukee, WI 53207 Romey's Place			
Operator 2017-18 New	Haley S Dixon 4175 S 58 th St Milwaukee, WI 53220 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Mitchell C Dolata 3118 El Camino Way Waterford, WI 53185 Kwik Trip – Speedway Dr			
Operator 2017-18 New	Christine L DuCharme 7811 S Scepter Dr., #4 Franklin, WI 53132 Pick n Save – Lovers Lane Rd			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Theresa M Enk 1509 Walnut St South Milwaukee, WI 53172 Iron Mike's			
Operator 2017-18 Renewal	Lori A Falkowski 10227 Parklane Ct Hales Corners, WI 53130 Sendik's Food Market			
Operator 2017-18 New	Stephanie M Feest 2117 W Grays Ln Oak Creek, WI 53154 Hideaway Pub & Eatery			
Operator 2017-18 New	Jennacy A Frey 10210 63 rd St Kenosha, WI 53142 Target Store T-2388			
Operator 2017-18 Renewal	Leah A Gdaniec 2210 S 96 th St West Allis, WI 53220 Romey's Place			
Operator 2017-18 Renewal	Tori L Hanson 1303 N Cass St., #106 Milwaukee, WI 53202 Hideaway Pub & Eatery			
Operator 2017-18 New	Michael T Hughes 9636 S Greenfield Ave West Allis, WI 53214 Walgreen – S 27 th St			
Operator 2017-18 Renewal	Tina M Jahnke 11207 42 nd Ave Pleasant Prairie, WI 53158 Hideaway Pub & Eatery			
Operator 2017-18 Renewal	Josip A Jaksic 413 S 67 th St Milwaukee, WI 53214 Croatian Park			
Operator 2017-18 Renewal	Adam J Jubeck 2430 W Briar Lake Way, #2B Oak Creek, WI 53154 Bowery Bar & Grill			
Operator 2017-18 Renewal	Amanda N Julian 2811 W Acre Ave Franklin, WI 53132 Walgreen – S 76 th St			
Operator 2017-18 Renewal	Karen J Kehoe 10305 Plum Tree Cir., #104 Hales Corners, WI 53130 Country Lanes			
Operator 2017-18 Renewal	Kristin J Kowalski 11210 W 6 th Mile Rd Franksville, WI 53126 Hodach Citgo			
Operator 2017-18 Renewal	Traci A Krueger 5836 S 37 th Ct Milwaukee, WI 53221 Sendik's Food Market			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Jill H Lake W135 S7013 Hall Park Dr Muskego, WI 53150 Wegner's St Martins Inn			
Operator 2017-18 Renewal	Sharon J Larscheidt 11126 W Ryan Rd Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 New	Barbara E Lebeck 8825 S 77 th St Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Rebecca R Lehmann 3651 E Pulaski Ave Cudahy, WI 53110 Walgreen – W Loomis Rd			
Operator 2017-18 Renewal	Sara A Ligocki 10400 S Redwood Ln Oak Creek, WI 53154 Sendik's Food Market			
Operator 2017-18 Renewal	June A Loh 7930 W Coldspring Rd Greenfield, WI 53220 Wegner's St Martins Inn			
Operator 2017-18 Renewal	Marcia G Lonzaga 753 N 116 th St Wauwatosa, WI 53226 Walgreen – S 27 th St			
Operator 2017-18 Renewal	Candi L Lucksted 14619 Two Mile Rd Franksville, WI 53126 Hideaway Pub & Eatery			
Operator 2017-18 Renewal	Grace M Mantyh 6214 W Lincoln Ave., #2 West Allis, WI 53219 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Shelly L Marquardt 26011 75 th St Upper Salem, WI 53168 Hodach Citgo			
Operator 2017-18 Renewal	Jennifer L Martinez 8725 Wood Creek Dr., #8 Oak Creek, WI 53154 Landmark			
Operator 2017-18 Renewal	Mark J Matecki 1007 W Morgan Ave Milwaukee, WI 53221 Buckhorn Bar & Grill			
Operator 2017-18 Renewal	Rachel E Maurer 6160 S 6 th St W70 Milwaukee, WI 53221 Iron Mike's			
Operator 2017-18 New	Mandy L Mayrand 28911 Fir Ln Waterford, WI 53185 Landmark			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 New	Sarah A McNichols 6752 S Parkedge Cir Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Bailey A Menke 9343 S 35 th St Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Kristen A Menzel 6938A S Howell Ave Oak Creek, WI 53154 Rawson Pub			
Operator 2017-18 Renewal	Olyvia S Moczynski W148 S8290 Harvest Ct Muskego, WI 53150 Rock Sports Complex			
Operator 2017-18 Renewal	Celena M Mooren 5746 S 116 th St Hales Corners, WI 53130 Romey's Place			
Operator 2017-18 Renewal	Josefina Mora 435 W Aspen Dr., #19 Oak Creek, WI 53154 Walgreen – S 27 th St			
Operator 2017-18 New	Javier S Moralez 8315 W Puetz Rd Franklin, WI 53132 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	Lauren B Nerby 3203 W Minnesota Ave Franklin, WI 53132 Kwik Trip – Speedway Dr			
Operator 2017-18 Renewal	Sarah J Page 1227 Williams Ave South Milwaukee, WI 53172 Walgreen – S 27 th St			
Operator 2017-18 Renewal	Terese A Riesner 3426 S Glen Park Ct New Berlin, WI 53151 Hideaway Pub & Eatery			
Operator 2017-18 Renewal	Toni M Ruyle 1835 Ellis Ave Racine, WI 53402 Swiss Street Pub & Grill			
Operator 2017-18 Renewal	Bobette A Sakiewicz 9205 S Orchard Park Cir., #2A Oak Creek, WI 53154 Walgreen – S 27 th St			
Operator 2017-18 Renewal	Elizabeth A Schley W128 S9584 Walter Hagen Dr Muskego, WI 53150 Kwik Trip – Speedway Dr			
Operator 2017-18 Renewal	Jason C Schnell 1612 59 th St Kenosha, WI 53140 On the Border			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator 2017-18 Renewal	Andrea K Sommer 3578A S 14 th St Milwaukee, WI 53221 Pick n Save – Lovers Lane Rd			
Operator 2017-18 Renewal	James A Steuck 3119 S 122 nd St., #19 West Allis, WI 53227 Rock Sports Complex			
Operator 2017-18 Renewal	Kathleen R Wegner 26545 Nordic Ridge Dr Wind Lake, WI 53185 Wegner's St Martins Inn			
Operator 2017-18 Renewal	Jeffry S West 8111 S Mission Dr Franklin, WI 53132 Sendik's Food Market			
Operator 2017-18 Renewal	Michael A Wichman 6436 W Ohio Ave Milwaukee, WI 53219 Sendik's Food Market			
Operator 2017-18 Renewal	Jared M Zakszewski 2924 W Hilltop Ln Franklin, WI 53132 Walgreen – Loomis Rd			
3.	Adjournment			
		Time		

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



9229 W. Loomis Road
Franklin, WI 53132-9728

414-425-7500

**License Committee
Agenda*
Aldermen's Room
May 16, 2017 – 6:00 pm**

1.	Call to Order & Roll Call	Time:		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		Recommendations		
Type/ Time	Applicant Information	Approve	Hold	Deny
Extraordinary Entertainment & Special Event 6:05 p.m.	Midwest Original Music Festival – Croatian Park Person in charge: Brian A Krasowski Location: 9100 S 76 St (Croatian Park) Dates of Event: Aug 18 th – Aug 20 th (11am – 12am, daily)			
3.	Adjournment			
		Time		

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

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APPROVAL <i>Slw gdt</i>	REQUEST FOR COUNCIL ACTION	MEETING DATE 5/16/17
Bills	Vouchers and Payroll Approval	ITEM NUMBER I. 1

Attached are vouchers dated May 2, 2017 through May 11, 2017 Nos. 164718 through Nos. 164892 in the amount of \$ 3,019,752.48. Included in this listing are EFT's Nos. 3466 through Nos. 3483 and Library vouchers totaling \$6,435.02. Voided checks in the amount of \$ (258.14) are separately listed.

Early release disbursements dated May 2, 2017 through May 10, 2017 in the amount of \$ 2,061,673.19 are provided on a separate listing and are also included in the complete disbursement listing. These payments have been released as authorized under Resolution 2013-6920.

The net payroll dated May 12, 2017 is \$ 362,815.46 previously estimated at \$ 360,000.00. Payroll deductions dated May 12, 2017 are \$ 214,256.95 previously estimated at \$ 207,000.00.

The estimated payroll for May 26, 2017 is \$ 428,500.00 with estimated deductions and matching payments of \$ 495,800.00.

Attached is a list of property tax refunds dated May 2, 2017 through May 11, 2017 Nos. 17184 in the amount of \$ 1,943.95. These payments have been released as authorized under Resolution 2013-6920.

COUNCIL ACTION REQUESTED

Motion approving the following:

- City vouchers with an ending date of May 11, 2017 in the amount of \$ 3,019,752.48 and
- Payroll dated May 12, 2017 in the amount of \$ 362,815.46 and payments of the various payroll deductions in the amount of \$ 214,256.95 plus City matching payments and
- Estimated payroll dated May 26, 2017 in the amount of \$ 428,500.00 and payments of the various payroll deductions in the amount of \$ 495,800.00, plus City matching payments and
- Property tax refunds with an ending date of May 11, 2017 in the amount of \$ 1,943.95.