ROLL CALL A. The regular meeting of the Common Council was held on April 1, 2019 and called to order at 6:30 p.m. by Mayor Steve Olson in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Alderman Mark Dandrea, Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderman Steve F. Taylor, Alderman Mike Barber and Alderman John R. Nelson. Also present were Dir. of Administration Mark Luberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:52 p.m.

SEN. CRAIG PROPOSED LEGISLATION B.2.(a) Mayor Olson noted a letter from State Senator David Craig regarding proposed legislation addressing violation of law relating to practice of message therapy.

COMM. OF WHOLE MEETING 4/15/2019 B.2.(b) Mayor Olson noted a Committee of the Whole meeting will be held at 6:00 p.m. on Monday, April 15, 2019.

TEMP. REMOVAL OF BDS./COMM. STAFFING B.2.(c) Mayor Olson noted that due to staffing shortages in the Department of City Development, staff support is temporarily removed for non-statutory board and commissions until appropriate staffing is in place.

BALLPARK COMMONS UPDATES B.2.(d) Mayor Olson announced that effective April 16, 2019 all regular Common Council Meeting Agendas will contain a Project Update for Ballpark Commons until further notice.

APPROVAL OF MINUTES C. Alderman Taylor moved to approve the minutes of the regular Common Council Meeting of March 19, 2019 as amended and presented at this meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

MAYORAL APPOINTMENTS E. Alderman Nelson moved to table to April 16, 2019, the Mayoral appointment of Andrew Ruffing, 4728 W. Sharon Lane, to the Quarry Monitoring Committee for a 3-year term expiring 4/31/22. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

Alderman Nelson moved to deny the Mayoral appointment of Robert Montgomery, 8570 S. 116th Street, to the Board of Zoning and Building Appeals for a 3-year term expiring 4/30/22. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.
Alderman Mayer moved to confirm the following Mayoral Appointments:

5. Robert Campbell, Jr., 5416 W. Behrendt St., Finance Commission (1 year term expiring 4/30/20).
8. Terrence Berres, 8203 S. 58th St., Library Board (3 year term expiring 6/30/22).
10. Dr. Henry Wengelewski, 3643 W. Sharon Ln., Board of Health (2 year term expiring 4/30/21).
15. Stephanie Flynn, 7473 Riverview Road, Environmental Commission (3 year term expiring 4/30/22).
17. Robert Campbell, 5416 W. Behrendt St., Board of Zoning and Building Appeals (3 year term expiring 4/30/22).

Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

Alderwoman Wilhelm moved to place on file a letter from Rick Przybyla, President of Creative Homes, Inc., regarding an outlot in the Pleasant View Estates Development. Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Nelson moved to adopt Ordinance No. 2019-2364, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO M-1 LIMITED INDUSTRIAL DISTRICT, SUCH LAND BEING LOCATED GENERALLY ON THE EAST SIDE OF WEST FOREST HOME AVENUE, APPROXIMATELY 1,200 FEET NORTH OF THE INTERSECTION OF WEST FOREST HOME AVENUE AND WEST RAWSON AVENUE (SOUTH OF THE EXISTING GENERAL WAREHOUSE BUILDING) (APPROXIMATELY 4.35 ACRES) (ENER-CON COMPANIES, INC., c/o FHCC, LLC, APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Nelson moved to adopt Resolution No. 2019-7476, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 748-9994-003, 748-9997-008, AND 748-0067-000 (11301-11311 WEST FOREST HOME AVENUE, 6858 SOUTH 112TH STREET AND GENERALLY THE EAST SIDE OF WEST FOREST HOME AVENUE, APPROXIMATELY 1,200 FEET NORTH OF THE INTERSECTION OF WEST FOREST HOME AVENUE AND WEST RAWSON AVENUE) (ENER-CON COMPANIES, INC., c/o FHCC, LLC, APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

Alderman Nelson moved to adopt Resolution No. 2019-7477, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A SPECIAL USE AND NATURAL RESOURCE PROTECTION PLAN FOR A TWO-FAMILY RESIDENTIAL SIDE BY SIDE RANCH TOWNHOME USE WITH 1,371 SQUARE FEET OF LIVING SPACE AND BASEMENT IN EACH RANCH UNIT AND A PROPOSED
SHARED DRIVEWAY ENTRANCE OFF OF WEST CORTEZ CIRCLE, UPON PROPERTY ZONED R-8 MULTIPLE-FAMILY RESIDENCE DISTRICT, LOCATED AT 10504 WEST CORTEZ CIRCLE (GREGORY D. NISENBAUM, PRESIDENT OF NISENBAUM HOMES & REALTY, INC., APPLICANT), subject to technical corrections by the City Attorney. Seconded by Alderman Taylor. All voted Aye; motion carried.


PLANNING STAFF REPORT INFORMATION G.5. Alderman Barber moved to authorize the Planning staff to reduce the amount of background and extra information contained in staff reports while maintaining the background and extra information in the project files. Seconded by Alderman Dandrea. All voted Aye; motion carried.

SUPPLEMENTAL SERVICES FOR PLANNING AND INSPECTION SERVICES DEPTS. G.6. Alderman Taylor moved to authorize a plan for supplemental services for the Planning and Inspection Services Departments, as set for the in the Council Action Sheet subject to and contingent upon separate adoption by the Common Council of an Ordinance modifying the 2019 budget to appropriate an amount equal to the Departments’ 2018 revenues in excess of budgeted revenues. Seconded by Alderman Nelson.

Alderman Barber moved to call the question, seconded by Alderman Nelson. Upon voice vote, five Ayes; Alderwoman Wilhelm voted No. Motion carried.

On the main motion to authorize a plan as stated above, all voted Aye; motion carried.

Alderman Wilhelm motion to receive a report back on the employees hired through the process and the financial amount that is being dedicated. Seconded by Alderman Nelson. All voted Aye; motion carried.

SUPPLEMENTAL SERVICES FOR THOSE DEPARTMENTS. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

RES. 2019-7478  G.8. SAMPLE SUBD. DEV. AGREEMENT

Alderman Taylor moved to adopt Resolution No. 2019-7478, A RESOLUTION AUTHORIZING APPROVAL OF THE REVISION TO APPENDIX F-SAMPLE SUBDIVISION DEVELOPMENT AGREEMENT TO THE CITY OF FRANKLIN DESIGN STANDARDS AND CONSTRUCTION SPECIFICATIONS 2017. Seconded by Alderman Barber. All voted Aye; motion carried.

DENY REQUEST FOR STOP SIGN  G.9.

Alderman Dandrea moved to deny the request to install stop sign(s) on S. Avian Way at W. Grey Hawk Court and W. Grey Hawk Lane, and instruct staff to send a letter to Avian at Tuckaway Condominiums stating that they may/may not be liable for the uncontrolled intersection on private roads. Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2019-7479  G.10. STREET IMPR. PROGRAM CONTRACT

Alderman Taylor moved to adopt Resolution No. 2019-7479, A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER, STARK PAVEMENT CORPORATION, IN THE AMOUNT OF $975,000 FOR THE 2019 LOCAL STREET IMPROVEMENT PROGRAM. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

S. LEGEND DR. CLOSURE FOR OUTDOOR MOVIE  G.11.

Alderman Mayer moved to approve the street closures on S. Legend Drive between Schlueter Parkway and the City Hall back parking lot on Friday, June 14, 2019, from 6:00 p.m. until 11:00 p.m. in conjunction with the City of Franklin sponsored Franklin Family Fun Flick Outdoor Movie. Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2019-7480  G.12. AMENDING INV. POLICY STATEMENT FOR OPEB

Alderman Taylor moved to adopt Resolution No. 2019-7480, A RESOLUTION AMENDING THE INVESTMENT POLICY STATEMENT FOR THE CITY OF FRANKLIN POST EMPLOYMENT BENEFITS TRUST. Seconded by Alderman Dandrea. All voted Aye; motion carried.

FEB. FINANCIAL REPORT  G.13.

G.14. Alderman Barber moved to authorize the Director of Administration to proceed with obtaining pricing for a wireless microphone strategy for the replacement of the Common Council Chamber sound system. Seconded by Alderman Dandrea. All voted Aye; motion carried.

H.1. Alderwoman Wilhelm moved to approve the following:
Grant Operator License to Danielle E. Zielinski, 9880 S. Glenmoor Ct., Oak Creek;
Grant Operator Licenses to Pamela Brys, 1720 W. Meyer Ln. #6104, Oak Creek; Shane R. Jaskie, 7811 W. Winston Way, Franklin.
Hold Operator license applications for appearance for Grace Ann L Cole, 10863 S. 60th St., Franklin.
Deny Operator License application for Angelica M. Davis, 826 Blake Ave., South Milwaukee, based upon habitual criminality record substantially related to the license activity, contrary to Wis. Stat. §125.04.
Grant 2019-20 Daycare licenses, subject to payment & compliance with City Ordinance and approval of inspections, to Academy of Preschool Learning, Inc., Manager Nadeen Balsis, 9501 W. Drexel Ave.; Mrs. Rikki’s Structured Daycare, Manger, Rochelle S. Boyce, 11224 W. Forest Home Ave.
Grant Mobile Home license to Badger MHP, LLC, Manager Jason Janda, 6405 S 27th St.; and hold Mobile Home license pending report on inspections for Franklin Mobile, LLC, Manager David Steinberger, 6361 S 27th St.
Seconded by Alderman Nelson. All voted Aye; motion carried.

I.1. Alderman Dandrea moved to approve the following: City vouchers with an ending date of April 1, 2019 in the amount of $2,411,725.15; and payroll dated March 29, 2019 in the amount of $403,214.66 and payments of the various payroll deductions in the amount of $396,726.22 plus City matching payments; and estimated payroll dated April 12, 2019 in the amount of $393,000.00 and payments of the various payroll deductions in the amount of $222,000.00 plus City matching payments; and property tax refunds and investments with an ending date of March 28, 2019 in the amount of $5,000,210.88.
Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

J. Alderman Taylor moved to adjourn the meeting at 8:20 p.m. Seconded by Alderman Nelson. All voted Aye; motion carried.