

APPROVED FEBRUARY 19, 2019

CITY OF FRANKLIN COMMON COUNCIL MEETING FEBRUARY 5, 2019 MINUTES

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| ROLL CALL | A. | The regular meeting of the Common Council was held on February 5, 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 (arrived at 7:31 p.m.), Alderman Mike Barber (arrived at 6:32 p.m.) and Alderman John R. Nelson. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski. |
| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:33 p.m. and closed at 7:17 p.m. |
| CHAMBER ANNUAL AWARDS DINNER | B.2.(a) | Mayor Olson noted the South Suburban Chamber of Commerce Annual Awards Dinner will be held on February 20, 2019. |
| ARBOR DAY PROCLAMATION | B.2.(b) | Mayor Olson presented a Proclamation designating May 4, 2019 as Arbor Day in the City of Franklin. |
| MINUTES
1/22/2019 | C. | Alderman Dandrea moved to approve the minutes of the January 22, 2019 regular meeting of the Common Council as presented. Seconded by Alderman Barber. All voted Aye; motion carried. |
| ENVIRONMENTAL COMM. APPOINTMENT | D. | Alderman Dandrea moved to confirm the Mayoral appointment of Linda Horn, 9451 W. Puetz Road, to the Environmental Commission for a 3-year unexpired term expiring 4/30/2021. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried. |
| RES. 2019-7462
SALE OF \$13,685,000
GO BONDS | G.1. | Alderman Dandrea moved to adopt Resolution No. 2019-7462, A RESOLUTION AWARDDING THE SALE OF \$13,685,000 TAXABLE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2019A. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried. |
| RES. 2019-7463
SALE OF \$6,365,000
GO BONDS | G.2. | Alderman Nelson moved to adopt Resolution No. 2019-7463, A RESOLUTION AWARDDING THE SALE OF \$6,365,000 GENERAL OBLIGATION COMMUNITY DEVELOPMENT BONDS, SERIES 2019B. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried. |

- EHLERS, INC.
CONTRACT FOR
OVERLAY OF TID 4
- G.3. Alderman Taylor moved to authorize staff to contract Ehlers, Inc. for up to \$15,000 to conduct additional financial analysis of a potential overlay of Tax Increment District No. 4. Seconded by Alderman Barber. All voted Aye; motion carried.
- RES. 2019-7464
LAND COMBINATION
6943 S.
TUMBLECREEK DR.
AND OUTLOT
- G.4. Alderwoman Wilhelm moved to adopt Resolution No. 2019-7464, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 739-0019-000 AND 739-0106 (6943 SOUTH TUMBLECREEK DRIVE AND OUTLOT 16 OF PLAT OF OUTLOTS 1 THROUGH 5 OF TUMBLECREEK) (KEVIN J. CALVERLEY AND DEBORAH J. CALVERLEY, APPLICANTS). Seconded by Alderman Barber. All voted Aye; motion carried.
- WATER MAIN RELAY
AND DRAINAGE
IMPROVEMENTS
CONTRACT WITH
DORNER INC.
- G.5. Alderwoman Wilhelm moved to authorize execution of a contract for Dorner Inc. to construct Rawson Homes drainage improvements and water main relay in the amount of \$2,261,745.70 and also Change Order No. 1 in the amount of \$232,784.50 savings, subject to the verification of insurance and full review by the City Attorney Seconded by Alderman Taylor. All voted Aye; motion carried.
- Alderwoman Wilhelm then moved to direct the City Engineer to send the residents that will be affected by the elimination of the project an update on the project status with coordination with the District Alderwoman. Seconded by Alderman Barber. All voted Aye; motion carried.
- RES. 2019-7465
AGREEMENT WITH
HALES CORNERS FOR
TEMP. USE OF DPW
BUILDING
- G.6. Alderman Taylor moved to adopt Resolution No. 2019-7465, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE VILLAGE OF HALES CORNERS FOR THE TEMPORARY USE OF THE FRANKLIN DEPARTMENT OF PUBLIC WORKS FACILITIES AT 7979 WEST RYAN ROAD, AND AUTHORIZATION FOR FRANKLIN TO SPONSOR ANY RELATED APPLICATIONS REQUIRED BY FRANKLIN, AS DETERMINED BY THE DEPARTMENT OF CITY DEVELOPMENT. Seconded by Alderman Mayer. All voted Aye; motion carried.
- ORD. 2019-2352
AMENDING ORD.
ADOPTING 2019
ANNUAL BUDGETS
- G.7. Alderman Dandrea moved to adopt Ordinance No. 2019-2352, AN ORDINANCE TO AMEND ORDINANCE NO. 2018-2345, AN ORDINANCE ADOPTING THE 2019 ANNUAL BUDGETS FOR THE GENERAL FUND FOR THE CITY OF FRANKLIN, TO RECLASSIFY PERSONNEL COSTS ASSOCIATED WITH

EMPLOYEE ELECTIONS RELATED TO BENEFIT CHANGES IN HEALTH COVERAGE AND PENSIONS. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

AMEND CONTRACT WITH QUORUM ARCHITECTS, INC. FOR INSURANCE LIMIT

G.8. Alderman Barber moved to authorize a change to Section VI.A. of the contract with Quorum Architects, Inc. for “Architectural Services Related to the Design and Construction Phases of the City Hall Roof, HVAC, and Fascia Wood Replacement Project,” as previously approved on January 22, 2019, to change the Limit of General/Commercial Liability from \$3,000,000 to \$1,000,000, and to authorize its execution as otherwise previously approved. Seconded by Alderman Nelson. On roll call, Alderman Mayer, Alderwoman Wilhelm, Alderman Barber and Alderman Nelson voted Aye; Alderman Dandrea and Alderman Taylor voted No. Motion carried.

KAYLA’S PLAYGROUND AMBASSADOR PROGRAM

G.10.(a) Following a presentation at the Committee of the Whole meeting on February 4, 2019, Alderman Barber moved to refer to staff the Kayla’s Playground Ambassador Program: A Volunteer Program approved by the Parks Commission. Seconded by Alderman Nelson. With no objections from the governing body, Alderman Nelson withdrew his second. Motion died due to the lack of a second.

Alderman Nelson then moved to refer to staff the Kayla’s Playground Ambassador Program Concept: A Volunteer Program approved by the Parks Commission. Seconded by Alderman Barber. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Barber, and Alderman Nelson voted Aye; Alderwoman Wilhelm and Alderman Taylor Abstained. Motion carried.

NEW CITY LOGO

G.10.(b) Following a presentation at the Committee of the Whole meeting on February 4, 2019, Alderwoman Wilhelm moved to postpone to the February 19, 2019 Common Council meeting the THIEL Brand Design, Economic Development Commission and Tourism Commission two recommended logos for the new City Brand and Marketing Campaign. Seconded by Alderman Barber. All voted Aye; motion carried.

LABOR NEG. AND BARGAINING

G.10.(c) Upon recommendation from the Committee of the Whole held on February 4, 2019, no action was taken on Labor Contract Negotiations and Collective Bargaining Strategies and Guidelines.

LICENSES AND PERMITS

H. Alderwoman Wilhelm moved to grant the following licenses: Grant Entertainment & Amusement License to Milwaukee Burger

Company, 6421 S. 27th St. (Brad Herron) for Live Music on the Patio Fridays and Saturdays, April through October, 5pm to 9pm with a re-evaluation at the end of the season or upon substantial number of complaints;

Grant Change of Agent to Hudson Burger LLC, Brad Herron, 207 W. Hidden Trail, Elkhorn, WI subject to satisfactory background check;

Grant Operator licenses to Carsen J. Abraham, 8528 S. 68th St.; Robin L. Ariens, 5808 Dendron Ln., Greendale, with warning letter from City Clerk; Sheyla Lee Davila-Lopez, 3125 S. 11th St., Milwaukee; Michael A. Bergevain, 4283D S. Whitnall Ave., Milwaukee; Rachel K. Clark, 8054 W. Imperial Dr.; Jerrad A. Hamilton, 3570 E. Norwich Ct., St Francis; Miranda R. Peters, 4950 S. Heritage Dr. #101, Greenfield;

Deny Operator License application Melissa JM Kronenburg, 3317 W. Colony Dr., Greenfield, based upon habitual criminality record substantially related to the license activity, contrary to Wis. Stat. §125.04.

The Police Incident Reports were reviewed and will be filed with no further action.

Seconded by Alderman Nelson. All voted Aye; motion carried.

CLOSED SESSION
TID 5 PDD 37
THE ROCK SPORTS
COMPLEX/BALLPARK
COMMONS

G.9. Alderman Barber moved to enter closed session at 7:40 p.m. pursuant to Wis. Stat. §19.85(1)(e), to deliberate upon a Tax Incremental District No. 5 Planned Development District No. 37 (The Rock Sports Complex/Ballpark Commons) Potential Amendment to Development Agreement(s), the negotiation of a Potential Amendment and Potential Agreement(s) terms and the investing of public funds and the retention of financial consultant and special legal counsel services in relation thereto, for competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 9:53 p.m., Alderman Barber moved to authorize and approve an agreement for financial consultant services for the Tax Incremental District No. 5 Ballpark Commons development financial feasibility review with Ehlers & Associates, Inc., in an amount not to exceed \$5,900.00, and to authorize the Mayor, City Clerk and City Director of Finance and Treasurer to execute and deliver such agreement. Seconded by Alderman Mayer. All voted Aye; motion carried.

Alderman Dandrea then moved to authorize and approve an agreement for financial consultant services for the Tax Incremental District No. 5 Ballpark Commons development sources of funding and uses of funding review with Ehlers & Associates, Inc., in an amount not to exceed \$15,000.00, and to authorize the Mayor, City Clerk and City Director of Finance and Treasurer to execute and deliver such agreement. Seconded by Alderman Mayer. All voted Aye; motion carried.

Alderman Barber then moved to authorize and approve an agreement for special legal counsel services for the Tax Incremental District No. 5 Ballpark Commons development with Quarles & Brady, including Attorney Douglas S. Buck, in an amount not to exceed \$25,000.00, and to authorize the Mayor, City Clerk and City Director of Finance and Treasurer to execute and deliver such agreement as may be required. Seconded by Alderman Mayer. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- I. Alderman Dandrea moved to approve City vouchers with an ending date of February 1, 2019 in the amount of \$5,859,810.37; and payroll dated February 1, 2019 in the amount of \$396,208.37 and payments of the various payroll deductions in the amount of \$215,408.20 plus City matching payments; and estimated payroll dated February 15, 2019 in the amount of \$395,000.00 and payments of the various payroll deductions in the amount of \$425,000.00 plus City matching payments; and property tax vouchers with an ending date of February 1, 2019 in the amount of \$28,624,450.17. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the regular meeting of the Common Council at 9:56 p.m. Seconded by Alderman Nelson. All voted Aye; motion carried.