

APPROVED OCTOBER 15, 2019

CITY OF FRANKLIN COMMON COUNCIL MEETING OCTOBER 1, 2019 MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on October 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, Alderwoman Kristen Wilhelm, Alderman Steve F. Taylor, Alderman Mike Barber, and Alderman John R. Nelson. Excused was Alderman Dan Mayer. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Lubberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

- B. Citizen comment period was opened at 6:31 p.m. and closed at 6:35 p.m.

MINUTES SEPTEMBER 17, 2019

- C. Alderman Dandrea moved to approve the minutes of the regular Common Council Meeting of September 17, 2019 as presented at this meeting. Seconded by Alderman Barber. All voted Aye; motion carried.

2020-2024 LIBRARY STRATEGIC PLAN

- G.1. No action was taken following a presentation of the 2020-2024 Franklin Public Library Strategic Plan presented by Jennifer Loeffel and the Franklin Public Library Board.

2019 CIVIC CELEBRATIONS COMMISSION REPORT

- G.2. Alderman Taylor moved to accept and place on file the summary from the 2019 Civic Celebrations event, and allow John Bergner to execute contracts and agreements for the 2020 Franklin Civic Celebration event to be held on July 3, 4, 5. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2019-2390 AMEND PARKING RESTRICTIONS S. 51 ST. AND W. DREXEL AVE.

- G.3. Alderman Barber moved to adopt Ordinance No. 2019-2390, AN ORDINANCE TO AMEND THE MUNICIPAL CODE SECTION 245-5 (D) EXTENDING PARKING RESTRICTIONS OF S. 51ST STREET AND W. DREXEL AVENUE. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

RES. 2019-7549 REVIEW & APPROVAL OF CONSERVATION EASEMENT AT 8547 & 8567 S. 76TH ST. (2 MIKE'S LLC, APPLICANT)

- G.4. Alderman Dandrea moved to adopt Resolution No. 2019-7549, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CERTIFIED SURVEY MAP UPON PROPERTY LOCATED AT 8547 AND 8567 SOUTH 76TH STREET (2 MIKE'S, LLC), subject to technical corrections by City staff. Seconded by Alderman Nelson. All voted Aye; motion carried.

RES. 2019-7550 DECK AND ACCESSORY STRUCTURE

- G.5. Alderman Barber moved to adopt Resolution No. 2019-7550, A RESOLUTION AUTHORIZING THE INSTALLATION OF A DECK AND ACCESSORY STRUCTURE WITHIN THE "20 FOOT

6904 S. HARVARD DR.
(CHAD & JENNIFER
LARSON, APPLICANTS)

DRAINAGE EASEMENT” PLAT RESTRICTION, UPON LOT 5 IN SERENITY ESTATES SUBDIVISION (6904 SOUTH HARVARD DRIVE) (CHAD E. LARSEN AND JENNIFER L. LARSEN, APPLICANTS). Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2019-7551
APPROVAL OF LAND
COMBINATION FOR
8570 & 8628 S. 116TH ST.
(ROBERT
MONTGOMERY,
APPLICANT)

G.6. Alderman Nelson, seconded by Alderman Dandrea, moved to suspend the regular order of business to allow Ken Skowronski to speak. All voted Aye; motion carried. Alderman Nelson, seconded by Alderman Taylor, moved to suspend the regular order of business to allow Robert Montgomery to speak. All voted Aye; motion carried.

Alderman Nelson moved to adopt Resolution No. 2019-7551, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS 842-995-004 AND 842-9995-002 (8570 SOUTH 116TH STREET AND ADJACENT VACANT PARCEL ABUTTING 8628 SOUTH 116TH STREET) (ROBERT G. MONTGOMERY, APPLICANT). Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

Alderman Barber, seconded by Alderman Nelson, moved to return to the regular order of business. All voted Aye; motion carried.

ORD. 2019-2391
UDO, PPD NO. 13 TO
ALLOW FOR PARKING
LOT & SIGNAGE
CHANGES (6701 S. 27TH
ST., WAL-MART)

G.7. Alderwoman Wilhelm moved to adopt Ordinance No. 2019-2391, AN ORDINANCE TO AMEND §15-3.0418 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 13 (WAL-MART/SAM’S WHOLESALE CLUB) TO ALLOW FOR PARKING LOT AND SIGNAGE MODIFICATIONS (6701 SOUTH 27TH STREET). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RELEASE OF LETTER OF
CREDIT, 9201 W.
DREXEL AVE. (AUTUMN
LEAVES CARE
FACILITY)

G.8. Alderman Barber moved to direct Staff to release Letter of Credit No. 16-002 from TCF Commercial Bank dated April 22, 2016, for the development of the Autumn Leaves of Franklin Memory Care Facility located at 9201 W. Drexel Avenue. Seconded by Alderman Dandrea. All voted Aye; motion carried.

AGREEMENT PROF.
POLICE OFFICERS
ASSOC. FOR 2019-2021

G.9. Alderman Barber moved to approve the “Franklin Police Officers Association Tentative Agreements with the City of Franklin” (September 19, 2019) for a 2019-2021 successor labor agreement between the City of Franklin and the Franklin Professional Police Officer Association and to authorize the Mayor, Director of Clerk Services, and Director of Administration to execute a labor agreement incorporating the provisions of the attached Tentative Agreement and to authorize the Director of Administration to incorporate any such language into the Employee Handbook as he determines is necessary. Seconded by

Alderman Nelson. On roll call, all voted Aye. Motion carried.

COMMITTEE OF THE
WHOLE
RECOMMENDATIONS

- G.10. Alderman Barber moved to amend the Mayor's Recommended 2020 Budget in the Capital Improvement Fund as follows:
- 1) Adding appropriations of \$65,000 for "Cascade Trail," which includes anticipated use of \$46,150 of Impact Fees; and
 - 2) Reducing identical amounts from the "Trails, Bicycle Routes & Linkages" project.

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

Alderman Wilhelm moved to amend the Mayor's Recommended 2020 Capital Improvement Budget as follows:

- 1) Create a new approved project appropriation of \$700,000 for the construction of W. Marquette Avenue from S. 49th Street to S. 51st Street;
- 2) Create a transfer into the Capital Improvement Fund (46) for \$600,000 from the Debt Service Fund (51); and
- 3) Reduce the "Marquette Avenue Improvements, 49th Street to Pleasant View" project appropriation by \$100,000 to a new total of \$50,000;

and, further to direct the City Engineer to prepare a Special Assessment Resolution for benefiting properties (with no date included in the motion).

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

Alderman Taylor moved to accept all tentative amendments approved at the September 30, 2019 Committee of the Whole meeting as amendments to the Mayor's Recommended 2020 Budget for presentation at the public hearing on the 2020 budget. Seconded by Alderman Barber. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- H.1. Alderman Barber moved to approve the following:
City vouchers with an ending date of October 1, 2019 in the amount of \$1,795,267.32; and payroll dated September 27, 2019 in the amount of \$401,165.68 and payments of the various payroll deductions in the amount of \$500,619.67, plus City matching payments; and estimated payroll dated October 11, 2019 in the amount of \$390,000.00 and payments of the various payroll deductions in the amount of \$213,000.00; plus City matching payments; and Property Tax payments with an ending date of September 26, 2019 in the amount of \$1,128.33 and the release payments to Knight Barry in the amount of \$2,095,252.72 and \$493,200.00 to Selzer-Ornst Construction Company, LLC and the release of payment to Primadata in the amount of \$4,500.00. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

LICENSES AND
PERMITS

- I.1. Alderman Taylor moved to approve the following license recommendations from the License Committee meeting of September 17, 2019:
Grant 2019-2020 Operator licenses to Angelica M Davis, 826 Blake Ave., South Milwaukee, with a warning letter from the City Clerk; Heather Promo, 256 N Moreland Blvd., Waukesha; Jayson L Doepke, 2126 W Forest Home Ave., Milwaukee; Kevin K Kais, 3201 Pleasant View Cir., Caledonia; Ivana Peric, 9257 S 57th St.; and
Grant 2019-2020 Day Care License, subject to satisfactory inspections to Kinder Care Education, LLC, Manager Katelyn Rekowski, 7363 S 27th St.; and
Grant Extraordinary Entertainment & Special Event license to the Arthritis Foundation for the Jingle Bell Run (Leah Delaney) on November 16, 2019 at the Franklin High School, Drexel/Puetz Rd & Oak Leaf Trail.
Seconded by Alderman Nelson. All voted Aye; motion carried.

A recess was held from 7:38 p.m. to 7:43 p.m.

CLOSED SESSION TID 6
DEV. AGREEMENT
STRAUSS
INVESTMENTS

- G.11. Alderman Barber moved to enter closed session at 7:44 p.m. pursuant to Wis. Stat. §19.85(1)(e), to deliberate upon the Tax Incremental District No. 6 Mixed-Use Industrial, Commercial, Retail, Single-Family Residential and Open Space Uses Project Development, the Tax Incremental District No. 6 Development Agreement Between the City of Franklin and Loomis and Ryan, Inc., the Acknowledgement of Development Agreement by Strauss Investments, LLC, and the Tax Assessment Agreement (Tax Incremental District No. 6) between the City of Franklin and Straus Investments, LLC terms and status, the negotiation of provisions and terms and the investing of public funds in relation thereto, for competitive and bargaining reasons, and to reenter open session at the same place therefore to act on such matters therein as it deems appropriate. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 8:07 p.m.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:07 p.m. Seconded by Alderman Nelson. All voted Aye; motion carried.