

APPROVED OCTOBER 15, 2019

CITY OF FRANKLIN SPECIAL COMMON COUNCIL MEETING OCTOBER 9, 2019 MINUTES

ROLL CALL

- A. The special meeting of the Common Council was held on October 9, 2019 and called to order at 5:45 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 and Alderman John R. Nelson. Excused were Alderman Dan Mayer and Alderman Mike Barber. Also present were Planning Manager Joel Dietl, City Engineer Glen Morrow, Dir. of Economic Development Calli Berg, Dir. of Finance & Treasurer Paul Rotzenberg, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

- B. Citizen comment period was opened at 5:47 p.m. and closed at 5:47 p.m.

AFFIDAVIT OF CORRECTION OF CSM NOS. 9167 AND 9042 (BALLPARK COMMONS, LLC, APPLICANT)

- C. Alderwoman Wilhelm moved to authorize the execution and delivery of an Affidavit of Correction by the Mayor and the City Clerk for the removal of direct access to West Rawson Avenue restrictions set forth upon Certified Survey Map No. 9167 approved on May 7, 2019 by Resolution No. 2019-7489 (CSM for Ballpark Commons Apartments) and set forth upon Certified Survey Map No. 9042 approved on May 1, 2018 by Resolution No. 2018-7374 (CSM, Ballpark Commons, LLC, Applicant). Seconded by Alderman Dandrea. All voted Aye; motion carried.

VELO TO UNDERTAKE PORTION OF PUBLIC IMPROVEMENTS WITHIN TIDS 5 AND 7

- D. Alderman Dandrea moved that the previously approved amendment to the Tax Increment Finance District 5 Development Agreement be modified so that, if necessary for the Velo Apartment project's timely completion, Velo Village Apartments, LLC be allowed to undertake identified public improvements and the City be allowed to make payments to Velo Village Apartments, LLC for such improvements and, in such event, all amounts paid to Velo Village Apartments, LLC will be credited against amounts due BPC Master Developer, LLC. Seconded by Alderman Taylor. All voted Aye; motion carried.

SUBORDINATION OF CITY'S PAYMENT RIGHTS VELO VILLAGE APTS. LLC

- E. Alderman Dandrea moved that the City subordinate its payment rights under Article II, I of the previously approved Development Agreement, to Velo Village Apartments, LLC's lender such that, in the event of a default under the City's \$4,500,000 loan, increment will be used to pay the MRO prior to making payments on the City's \$4,500,000 loan. Seconded by Alderman Nelson. All voted Aye; motion carried.

ADJOURNMENT

- F. Alderman Taylor moved to adjourn the special meeting at 5:57 p.m. Seconded by Alderman Nelson. All voted Aye; motion carried.