

Approval of the Consent Agenda items was seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

RES. 2020-7665
DRIVE-IN THEATER
AT 7035 S.
BALLPARK DR.

G.2.

Alderman Mayer moved to adopt Resolution No. 2020-7665, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR THE OPERATION OF A DRIVE-IN THEATER UPON PROPERTY LOCATED AT 7035 SOUTH BALLPARK DRIVE (MICHAEL E. ZIMMERMAN/THE ROCK SPORTS COMPLEX, LLC/BPC COUNTY LAND, LLC, APPLICANTS, BPC COUNTY LAND, LLC), amending Condition No. 5. to state that “Theater audio shall be transmitted by radio only, including all announcements, advertising, music, broadcast voices, announcers, and movies, the use of outdoor speakers shall not be permitted.” and subject to the adjustments to speakers so that they shall be directed away from neighbors’ properties. Seconded by Alderman Barber.

Alderwoman Wilhelm moved to amend the motion to “Theater audio shall be transmitted by radio only for theatre events, exclusive of corporate events, and the use of outdoor speakers shall not be permitted for theater events and used for corporate events during daylight hours.” Seconded by Alderman Nelson. Alderwoman Wilhelm withdrew her motion and Alderman Nelson withdrew his second.

On the roll call vote for the adoption of Resolution No. 2020-7665, all voted Aye; motion carried.

REJECT CHANGE OF
OUTLOT 1 OF CSM
NO. 6596

G.3.

Alderman Dandrea moved to reject the change of the designation of Outlot 1 of Certified Survey Map No. 6596, due to potential encroachments into protected natural resource features such as wetland setbacks and buffers present on the subject property (north side of West Rawson Avenue at approximately Fieldstone Court, Tax Key No. 748-9997-007) (Michael H. Dilworth, Owner of FHCC, LLC, Applicant). Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

DENY CSM

G.4.

Alderman Nelson moved to reject the Certified Survey Map application due to potential encroachments into protected natural resource features such as wetland setbacks and buffers present on the subject property (north side of West Rawson Avenue at approximately Fieldstone Court, Tax Key No. 748-9997-007) (Michael H. Dilworth, Owner of FHCC, LLC, Applicant). Seconded by Alderman Dandrea. All voted Aye; motion carried.

- RES. 2020-7666
NISENBAUM
HOMES & REALTY,
INC. G.5. Alderman Nelson moved to adopt Resolution No. 2020-7666, A RESOLUTION TO AMEND RESOLUTION NO. 2019-7526, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A TWO-FAMILY RESIDENTIAL SIDE BY SIDE RANCH TOWNHOME USE UPON PROPERTY LOCATED AT 10504 WEST CORTEZ CIRCLE, TO EXTEND THE TIME FOR OBTAINING OF THE ISSUANCE OF A BUILDING PERMIT (GREGORY D. NISENBAUM, PRESIDENT OF NISENBAUM HOMES & REALTY, INC., APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.
- AGREEMENT TO
HOST STUDENTS IN
HEALTH DEPT. G.6. Alderwoman Wilhelm moved to allow the Director of Health and Human Services to sign Affiliation Agreement with Alverno College to host Nursing and Health Education students. Seconded by Alderman Barber. All voted Aye; motion carried.
- COVID-19
RESPONSE
SUPPLEMENTAL
FUNDING G.7. Alderwoman Wilhelm moved to allow the Director of Health and Human Services to accept the Centers for Disease Control (CDC) COVID-19 Response Supplemental Funding. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
- COVID-19 SERVICE
AGREEMENT WITH
MILW. CO. G.8. Alderwoman Wilhelm moved to allow the Director of Health and Human Services authorization to execute a Service Agreement with the Milwaukee County Office of Emergency Management Emergency Medical Services Division for medical services related to COVID-19 testing. Seconded by Alderman Mayer. All voted Aye; motion carried.
- ORD. 2020-2447
AMEND 2020
CAPITAL
IMPROVEMENT
FUND G.9. Alderman Nelson moved to adopt Ordinance No. 2020-2447, AN ORDINANCE TO AMEND ORDINANCE NO. 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR CAPITAL IMPROVEMENT FUND TO MOVE \$30,000 OF CONTINGENCY APPROPRIATIONS FOR THE SOUTH 68TH STREET VERTICAL ALIGNMENT IMPROVEMENTS AND \$7,000 FOR THE WEST RAWSON AVENUE STREET LIGHT PROJECTS. Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.
- EHLERS & ASSOC.
SECURITIES AND
EXCHANGE AGENT G.10. Alderwoman Hanneman moved to direct staff to engage Ehlers & Associates for Dissemination Agent for Issuer Continuing Disclosure services for 2021 Required under Securities and Exchange Commission Rule 15c2-12. Seconded by Alderman Nelson. All voted Aye; motion carried.
- TRICK OR TREAT
OBSERVANCE G.11. Alderman Barber move to establish a date and time for the Halloween Trick-or-Treat observance in the City of Franklin on October 31, 2020,

from 4:00 p.m. to 7:00 p.m. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

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| POPULATION ESTIMATE | G.12. | Alderwoman Wilhelm moved to place on file the Wisconsin Department of Administration January 1, 2020 estimate of 36,514. Seconded by Alderman Barber. All voted aye; motion carried. |
| DS200 BALLOT SCANNER | G.13. | Alderman Mayer moved to authorize the Director of Clerk Services/City Clerk to purchase one DS200 Ballot Scanner and Tabulator in an amount not to exceed \$7,000 with a future budget amendment for funding to be taken from the Capital Outlay Contingency Account if grant funds are not available. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried. |
| COVID-19 EXP. | G.14. | No action was required on the COVID-19 expenditures. |
| JULY, 2020 FINANCIAL REPORT | G.15. | Alderman Dandrea moved to receive and place on file July, 2020 Financial Report. Seconded by Alderman Barber. All vote Aye; motion carried. |
| COMMITTEE OF THE WHOLE | G.16. | <p>Following the Committee of the Whole Meeting on August 31, 2020</p> <ul style="list-style-type: none">(a) Alderwoman Wilhelm moved to direct staff to proceed as discussed in closed session at the Committee of the Whole meeting held on August 31, 2020, regarding the potential acquisition of property for public park purposes in Franklin, including, but not limited to properties for what has been conceptually termed water tower park, located in the 8100 block on the east side of South Lovers Lane Road. Seconded by Alderman Barber. All voted Aye; motion carried.(b) No action was taken on the Committee of the Whole agenda item of Wholesale Public Water Supply to Franklin 2024.(c) Alderman Dandrea moved to direct staff to proceed as discussed in closed session at the Committee of the Whole meeting held on August 31, 2020, regarding the Standards, Findings and Decision of the City of Franklin Common Council Upon the Application of Mills Hotel Wyoming, LLC, Applicant, for a Special Exception to Certain Natural Resource Provisions of the City of Franklin Unified Development Ordinance; A Resolution Conditionally Approving a 2 Lot Certified Survey Map, Being All of Lot 84 in Ryan Meadows, located in the Southwest 1/4 and Northwest 1/4 of the Northeast 1/4 and the Northeast 1/4 of the Southwest 1/4 and the Northeast 1/4 and the Southeast 1/4 of the Northwest 1/4 all in |

Section 30, Township 5 North, Range 21 East, City of Franklin, Milwaukee County, Wisconsin (Mills Hotel Wyoming, LLC, Applicant) (Generally on the East Side of Monarch Drive, South of Chicory Street, Area Commonly Known as Area G); and Site Plan application by Copart of Connecticut, Inc. to allow for construction of a 7,200 square foot building and vehicle storage yard for Copart, Inc. (on approximately 44-acres upon or adjacent to the afore described properties), approved at the May 7, 2020 Plan Commission meeting, conditioned in part on the approval of a concurrent rezoning application (Mills Hotel Wyoming, LLC, Applicant) (for a portion of the afore described properties), which was denied by the Common Council on May 19, 2020 (all related to properties within the Bear Development Ryan Meadows Development). Seconded by Alderman Barber. On roll call, Alderman Barber, Alderwoman Hanneman, and Alderman Dandrea voted Aye; Alderman Nelson, Alderwoman Wilhelm, and Alderman Mayer voted No. Mayor Olson broke the tie by voting in the affirmative. Motion carried.

(d) No action was taken on the 2021 Budget kick-off information.

LICENSES AND
PERMITS

H. Alderman Nelson moved to approve the following:

Grant Temporary Entertainment and Amusement License to Mulligan's Irish Pub & Grill, Brian Francis, 8933 S. 27th St. on Saturday, September 12, 2020, from 6:00 p.m. to 10:00 p.m.;

Deny Operator's License applications for Manuel Correa-Coria, 6388 S. 20th St., Milwaukee; and Jenny Keonoukhoun, 7839 S. Scepter Dr. Apt. 21, due to falsification of applications;

Hold Heather M Borger, 511 Montana Ave., South Milwaukee, until applicant contacts Clerk's office to appear before the License Committee.

Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I. Alderman Dandrea moved to approve City vouchers with an ending date of September 1, 2020 in the amount of \$1,434,835.74; Payroll dated August 28, 2020 in the amount of \$415,272.32 and payments of the various payroll deductions in the amount of \$536,986.29 plus City matching payments; Estimated payroll dated September 11, 2020 in the amount of \$410,000.00 and payments of the various payroll deductions in the amount of \$229,000.00, plus City matching payments; Approval

to release payments to miscellaneous vendors in the amount of \$55,951.00; and Approval to release Library vouchers not to exceed \$39,000.00 Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

DEVELOPMENT
AGREEMENT TID 8

- G.17. Alderwoman Hanneman moved to enter closed session at 8:17 p.m. pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to a Tax Incremental District No. 8 Development Agreement Between the City of Franklin, JHB Properties, LLC and ZS Enterprises, LLC, Industrial Spec Building Mixed Use Development and a Development Agreement for JHB Properties, LLC and ZS Enterprises, LLC, Industrial Spec Buildings Mixed Use Development (Public Improvements), and the investing of public funds and governmental actions in relation thereto and to effect such development, including the terms and provisions of the development agreements for the development of property located on the south side of West Elm Road in the approximately 3500 block area where West Elm Road to be extended to the West, consisting of approximately 79.79 acres, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried

No action was taken on this item upon reentering closed session at 8:37 p.m.

ADJOURNMENT

- J. Alderman Mayer moved to adjourn the meeting at 8:37 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.