

# APPROVED NOVEMBER 2, 2021

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
OCTOBER 19, 2021  
MINUTES

- ROLL CALL                    A.            The regular meeting of the Common Council was held on October 19, 2021 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 present: Alderman Ed Holpfer, Alderman Dan Mayer, Alderwoman Shari Hanneman, Alderman Mike Barber, and Alderman John R. Nelson. Not present was Alderwoman Kristen Wilhelm. Also in attendance were Dir. of Administration Peggy Steeno, Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT            B.            Citizen comment period was opened at 6:32 p.m. and closed at 6:34 p.m.
- MINUTES  
OCT. 5, 2021                    C.            Alderman Barber moved to approve the minutes of the regular Common Council meeting of October 5, 2021 as corrected. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
- ORGANIZATIONAL  
BUSINESS                        E.            The Mayor withdrew the appointment at this time of Craig Paulson to the Finance Committee.
- 2020-2021 LIBRARY  
ANNUAL REPORT                G.1.           No action was taken following an Annual Report presentation by Director Jennifer Loeffel on the 2020-2021 activities and initiatives of Franklin Public Library.
- CONCEPT REVIEW  
UNITED FINANCIAL  
GROUP, INC.                    G.2.           No action was taken following a presentation by United Financial Group, Inc. for the Concept Review of a mixed-use development located at 9661, 9745, and 9821 W. Loomis Road, 9710, 9760, and 9824 W. St. Martins Road, and 9530 W. Puetz Road. (9760 W. St. Martins Road) (Financial Group, Inc., Applicant).
- RES. 2021-7789  
EASEMENTS AND  
DONATION OF  
OUTLOT FROM  
LOOMIS & RYAN,  
INC. IN RYAN  
MEADOWS SUBD.                G.3.           Alderman Barber moved to adopt Resolution No. 2021-7789, A RESOLUTION TO ACCEPT PEDESTRIAN ACCESS AND BICYCLE PATH EASEMENT ON LOT 84 (TKN 891-1084-000) AND ACCEPT DONATION OF OUTLOT 3 (TKN 891-1087-000) FROM LOOMIS & RYAN, INC. IN RYAN MEADOWS SUBDIVISION ALONG W. CHICORY STREET, subject to potential minor changes by the City Engineer and City Attorney. Seconded by Alderman Nelson. All voted Aye; motion carried.

- RES. 2021-7790  
CSM  
W. OAKWOOD RD.  
AND S. 27TH ST.  
HSA COMMERCIAL,  
INC., APPLICANT
- G.4. Alderwoman Hanneman moved to adopt Resolution No. 2021-7790, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT AND 1 OUTLOT CERTIFIED SURVEY MAP, BEING PART OF THE NORTHWEST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 36, IN TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, COUNTY OF MILWAUKEE, STATE OF WISCONSIN (HSA COMMERCIAL, INC., D/B/A HSA COMMERCIAL REAL ESTATE, APPLICANT) (GENERALLY AT WEST OAKWOOD ROAD AND SOUTH 27TH STREET). Seconded by Alderman Holpfer. All voted Aye; motion carried.
- RES. 2021-7791  
STORM DRAINAGE  
EASEMENT IN  
PLEASANT VIEW  
RESERVE SUBD.
- G.5. Alderman Barber moved to adopt Resolution No. 2021-7791, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A STORM DRAINAGE EASEMENT FOR PLEASANT VIEW RESERVE SUBDIVISION AT APPROXIMATELY SOUTH 51ST ST. AND W. MARQUETTE AVE. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
- RES. 2021-7792  
PEDESTRIAN AND  
BICYCLE PATH  
EASEMENTS IN  
PLEASANT VIEW  
RESERVE SUBD.
- G.6. Alderman Mayer moved to adopt Resolution No. 2021-7792, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A PEDESTRIAN ACCESS AND BICYCLE PATH EASEMENT IN PLEASANT VIEW RESERVE SUBDIVISION AT APPROXIMATELY S. 51ST STREET AND W. MARQUETTE AVENUE, subject to potential minor changes by the City Engineer and City Attorney. Seconded by Alderman Holpfer. All voted Aye; motion carried.
- ORD. 2021-2483  
AMEND ORD. 2020-  
2453, TO PROVIDE  
\$8,000 FOR  
ECONOMIC  
DEVELOPMENT
- G.7. Alderman Barber moved to amend Ordinance No. 2021-2483, AN ORDINANCE TO AMEND ORDINANCE 2020-2453, AN ORDINANCE ADOPTING THE 2021 ANNUAL BUDGETS FOR THE GENERAL FUND TO PROVIDE \$8,000 OF APPROPRIATIONS FOR ECONOMIC DEVELOPMENT ACTIVITIES. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.
- ASSESSMENT  
CONTRACT STATUS
- G.8. No action was taken on an update on the Property Assessment Services Contract status and potential future agreements provided by the Director of Administration.
- DPW SALE OF  
EQUIPMENT
- G.9. Alderman Mayer moved to receive and place on file the Department of Public Works Sale of Surplus Equipment results from October 9, 2021. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

FINANCE  
COMMITTEE  
RECOMMENDATIONS  
2022 MAYOR'S  
RECOMMENDED  
BUDGET

G.10. Alderman Holpfer moved to amend the 2022 Mayor's Recommended Budget to increase Civic Celebrations resources by \$118,000 and Civic Celebrations Non-Personnel expenditures by \$100,680; to increase Health Grants resources by \$5,000 and Health Grant Expenditures by \$5,000; and for resources and expenditures by Fund and appropriation unit, as detailed on the schedule in the Common Council meeting packet, be included in the Proposed 2022 City of Franklin Budget for the Public Hearing scheduled for November 16, 2021. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

RES. 2021-7793  
AMEND RES. NO.  
2013-6861, CODE  
ENFORCEMENT,  
IDENTIFICATION OF  
COMPLAINANT

G.11. Alderman Barber moved to adopt Resolution No. 2021-7793, A RESOLUTION TO AMEND RESOLUTION NO. 2013-6861, A RESOLUTION REAFFIRMING, UPDATING AND MODERNIZING THE CITY'S CODE ENFORCEMENT POLICIES, TO PROVIDE THAT THE IDENTITY AND ANY PERSONAL IDENTIFICATION INFORMATION OF ANY COMPLAINANT ON A COMPLAINT FORM SUBMITTED TO THE CITY MAY BE RELEASED, UPON A RECORDS REQUEST THEREFORE UPON A REVIEW BY THE RECORDS CUSTODIAN PURSUANT TO THE WISCONSIN OPEN RECORDS LAW. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.

2022 EMPLOYEE  
BENEFIT-RELATED  
COVERAGES

G.12. Alderman Barber moved to approve the 2022 employee benefit-related coverages, carriers, and premiums for Stop Loss Coverage, Life and Long-Term Disability Coverage, and Cobra Administration as detailed on the Common Council Request for Action Sheet included in the packet for this meeting, and further authorize the Director of Administration to execute the appropriate related contracts. Seconded by Alderman Mayer. All voted Aye; motion carried.

VOUCHERS AND  
PAYROLL

I. Alderman Barber moved to approve the following: City vouchers with an ending date of October 14, 2021 in the amount of \$2,815,344.29; payroll dated October 8, 2021 in the amount of \$407,972.60 and payments of the various payroll deductions in the amount of \$232,113.89 of City matching payments; estimated payroll dated October 22, 2021 in the amount of \$420,000 and payments of the various payroll deductions in the amount of \$465,000, plus City matching payments and property tax distributions with an ending date of October 14, 2021 in the amount of \$2,333.00; and approval to release payment to Payne & Dolan in the amount of \$942,867.82. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

CLOSED SESSION  
PUBLIC WATER  
SERVICE PUBLIC  
IMPROVEMENTS  
NEUMANN DEV. INC.

- G.13. Alderman Barber moved to enter closed session at 7:45 p.m. pursuant to Wis. Stat. § 19.85(1)(e), for competitive and bargaining reasons, to deliberate and consider terms relating to public water service public improvements projects to serve Neumann Developments, Inc. proposed subdivisions, a water main extension from approximately 9132 South 92nd Street to approximately 11111 West Ryan Road to serve an 87-lot single-family residential subdivision to be located at 9732 West Ryan Road (TKN 887-9998-000), and a water main extension from approximately 11533 West Ryan Road to approximately 12200 West Ryan Road to serve a 183-lot single-family residential subdivision to be located at 12200 West Ryan Road (TKN 890-9991-001), and subdivision development agreements in relation thereto, and the investing of public funds and governmental actions in relation thereto, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

Upon re-entering open session at 8:31 p.m., Alderman Barber moved to direct staff to proceed as discussed in closed session. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

CLOSED SESSION  
LITIGATION MATTER  
FCA V. CITY OF  
FRANKLIN, AND  
STRAUSS BRANDS,  
LLC

- G.14. Alderman Holpfer moved to enter closed session at 8:32 p.m. pursuant to Wis. Stat. § 19.85 (1) (g) to confer with legal counsel for the Common Council who is rendering advice concerning strategy to be adopted by the body with respect to litigation matter Franklin Community Advocates, et al v. City of Franklin, and Strauss Brands, LLC, Milwaukee County Circuit Court Case No. 20-0V-7031, which litigation matter is in process and pending at this time, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 9:10 p.m.

ADJOURNMENT

- J. Alderman Mayer moved to adjourn the meeting at 9:10 p.m. Seconded by Alderman Holpfer. All voted Aye; motion carried.