APPROVED MARCH 1, 2022

CITY OF FRANKLIN COMMON COUNCIL MEETING FEBRUARY 15, 2022 MINUTES

ROLL CALL	A.	The regular meeting of the Common Council was held on February 15, 2022 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 Kristen Wilhelm, Alderwoman Shari Hanneman, Alderman Mike Barber and Alderman John R. Nelson. Also in attendance were Dir. of Administration Peggy Steeno, City Engineer Glen Morrow, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
CITIZEN COMMENT	B.1.	Citizen comment period was opened at 6:31 p.m. and closed at 6:41 p.m.
ARBOR DAY PROCLAMATION	B.2.	Mayor Olson presented a Proclamation to Designate May 7, 2022, as Arbor Day in the City of Franklin.
MINUTES FEBRUARY 1, 2022	C.	Alderwoman Wilhelm moved to approve the minutes of the regular Common Council meeting of February 1, 2022, with corrections to G.3. and G.5. Seconded by Alderman Holpfer. All voted Aye; motion carried.
ORGANIZATIONAL BUSINESS	E.	Alderwoman Wilhelm moved to confirm the Mayoral Order for Removal of Curtis L. Schmitt, Jr. from the office of Membership on the Finance Committee and the Office of Membership on the Community Development Authority. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
CONSENT AGENDA		Alderman Barber moved to approve the following items on the consent agenda:
SE WIS. INVASIVE SPECIES CONSORTIUM MEMBERSHIP AND GRANT	G.1.(a)	Authorize the Department of Public Works to join membership in, and apply for grant and use funds, if awarded, from the Southeastern Wisconsin Invasive Species Consortium, Inc., 2022 Assistance Program;
DPW SNOW MACHINE PURCHASE	G.1.(b)	Authorize the Department of Public Works to purchase a Maclean MV5 Snow Machine, from Miller-Bradford & Risberg, Inc. for the total cost of \$164,900 which is included in the 2022 Capital Outlay Fund; and
DPW EXCAVATOR PURCHASE	G.1.(c)	Authorize the Department of Public Works to purchase a Gradall Wheeled Hydraulic Excavator from Roland Machinery for the total cost of \$440,696 which is included in the 2022 Equipment

Replacement Fund.

Approval of the above Consent Agenda items was seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2022-7823 MONUMENT SIGN PLEASANT VIEW RESERVE SUBD. G.2. Alderwoman Wilhelm moved to adopt Resolution No. 2022-7823, A RESOLUTION AUTHORIZING THE INSTALLATION OF A MONUMENT SIGN WITHIN OUTLOT 1 OF THE PLEASANT VIEW RESERVE SUBDIVISION (GENERALLY LOCATED BETWEEN 7404 AND 7457 S. 51ST STREET) (VERIDIAN HOMES, LLC, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2022-7824 STORM WATER AGREEMENT FROM B&B INV. AND FRANKLIN PUBLIC SCHOOLS G.3. Alderwoman Hanneman moved to adopt Resolution No. 2022-7824, A RESOLUTION TO AUTHORIZE ACCEPTANCE OF STORM WATER FACILITIES MAINTENANCE AGREEMENTS FROM B&B INVESTMENTS OF RAWSON, LLC. (3130 W. RAWSON AVENUE, TKN 738-9991-001) AND FRANKLIN PUBLIC SCHOOLS (8222 S. 51ST STREET, TKN 807-9999-001), subject to technical corrections by the City Engineer. Seconded by Alderman Holpfer. All voted Aye; motion carried.

RES. 2022-7825 APPROVE CSM RYAN MEADOWS SUBD. G.4.

Alderman Nelson moved to adopt Resolution No. 2022-7825, A RESOLUTION CONDITIONALLY APPROVING CERTIFIED SURVEY MAP, BEING ALL OF LOT 84 IN RYAN MEADOWS AND A PART OF PARCEL 1 OF CERTIFIED SURVEY MAP NO. 975, LOCATED IN THE SOUTHWEST 1/4 AND THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHWEST 1/4 OF THE SOUTHEAST 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 (STEPHEN R. MILLS, PRESIDENT OF BEAR DEVELOPMENT, LLC, APPLICANT (LOOMIS & RYAN, INC. AND GURJIT SINGH AND GURMIT KAUR, PROPERTY OWNERS)) (LOT 84 OFF RYAN MEADOWS SUBDIVISION AND AN ADJACENT PROPERTY LOCATED ON THE WEST SIDE OF SOUTH 112TH STREET (APPROXIMATELY LOCATED AT THE END OF MONARCH DRIVE IN THE RYAN MEADOWS SUBDIVISION)), with technical corrections as outlined by Alderwoman Wilhelm. Seconded by Alderman Holpfer. voted Aye; motion carried.

ORD. 2022-2494 AMEND UDO RYAN MEADOWS SUBD. G.5. Alderman Nelson moved to adopt Ordinance No. 2022-2494, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM M-1 LIMITED INDUSTRIAL

> DISTRICT AND R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO M-1 LIMITED INDUSTRIAL **DISTRICT** (GENERALLY LOCATED AT THE END OF MONARCH DRIVE IN THE RYAN MEADOWS SUBDIVISION (LOT 84 OF RYAN MEADOWS AND AN ADJACENT PROPERTY LOCATED ON THE **WEST** SIDE OF SOUTH 112TH STREET) (APPROXIMATELY 22.88 ACRES) (STEPHEN R. MILLS, PRESIDENT OF BEAR DEVELOPMENT, LLC, APPLICANT). Seconded by Alderman Barber. All voted Ave; motion carried.

DEV. AGREEMENT FOR G.6. TID 6, RYAN MEADOWS SUBD.

G.7.

Alderwoman Wilhelm moved to table acceptance of public improvements in conjunction with the "Development Agreement for Tax Incremental Financing District No. 6 Public Improvements and Ryan Meadows Subdivision" until such time staff is able to work through the issue and return to the Common Council with a recommendation. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

MABAS AGREEMENT

Alderman Mayer moved to approve an amended Mutual Aid Box Alarm System (MABAS) Memorandum of Agreement holding the Department of Defense harmless in the event of discharge of firefighting foam containing "forever chemicals" by the 128th Air Refueling Wing. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

NEW HOUSING FEE REPORT

G.8. No action was taken The New Housing Fee Report, pursuant to the requirements of 2017 Wisconsin Act 243, Section 66.10014.

ORD. 2022-2495 AMEND MUN. CODE CH. 92, BUILDING PERMIT FEES G.9. Alderman Holpfer moved to adopt Ordinance No. 2022-2495, AN ORDINANCE TO AMEND CHAPTER 92 OF THE MUNCIPAL CODE FOR BUILDING PERMIT FEES TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

ORD. 2022-2496 AMEND MUN. CODE CH. 190, PLUMBING PERMIT FEES Alderwoman Hanneman moved to adopt Ordinance No. 2022-2496, AN ORDINANCE TO AMEND CHAPTER 190 OF THE MUNICIPAL CODE FOR PLUMBING PERMIT FEES TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2022-2497 AMEND MUN. CODE CH. 118, ELECTRICAL PERMIT FEES Alderman Barber moved to adopt Ordinance No. 2022-2497, AN ORDINANCE TO AMEND CHAPTER 118 OF THE MUNICIPAL CODE FOR ELECTRICAL PERMIT FEES TO REPEAL AND RECREATE THE SCHEDULE OF PERMIT FEES. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

ORD. 2022-2498
AMEND MUN. CODE
CH. 80, VICIOUS OR
BARKING DOGS

G.10. Alderman Holpfer moved to adopt Ordinance No. 2022-2498, AN ORDINANCE TO UPDATE CHAPTER 80 OF THE MUNICIPAL CODE, ANIMALS, TO UPDATE THE REQUIREMENTS FOR KEEPING OF VICIOUS OR BARKING DOGS. Seconded by Alderman Barber.

Alderman Holpfer moved to amend the motion to adopt Ordinance No. 2022-2498 to include technical corrections. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2022-2499 AMEND MUN. CODE SEC. 169-1., HEALTH DEPT. FEES

G.11. Alderman Nelson vacated his seat at 7:27 p.m.

Alderman Barber moved to adopt Ordinance No. 2022-2499, AN ORDINANCE TO AMEND §169-1. OF THE MUNICIPAL CODE, LICENSES REQUIRED, TO UPDATE THE HEALTH DEPARTMENT LICENSE CATEGORIES AND FEES REFERRED TO BY §138-28. OF THE MUNICIPAL CODE, FEES. Seconded by Alderman Holpfer. All voted Aye; motion carried. (Alderman Nelson absent.)

HEALTH DEPT. GRANT

G.12. Alderman Nelson returned to his seat at 7:29 p.m.

Alderman Barber moved to authorize the Director of Health and Human Services to accept the Strategic Prevention Framework, Partnership for Success (SPF-PFS) Grant for 2022 with Community Advocates, Inc. (CA). Seconded by Alderman Holpfer. All voted Aye; motion carried.

Alderwoman Hanneman moved to amend the motion to include amendments and provisions as outlined by Alderwoman Wilhelm. Seconded by Alderman Barber. All voted Aye; motion carried.

HEATH DEPT. ORGANIZATION

G.13. No action was taken following a discussion relating to the organization of the Health Department.

APPOINT ACTING HEALTH OFFICER

G.14. Alderman Barber moved to appoint Darren Rausch, the Health Director for the City of Greenfield, to serve as Acting Health Officer for the City of Franklin for a period of 180 days and authorize the Mayor and Director of Administration to sign the appropriate agreements. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

UDO REWRITE UPDATE G.15. No action was required on the Unified Development Ordinance rewrite project update, public process and diagnostic review.

2022 LOCAL STREET

IMPR. PROGRAM

G.21.

RES. 2022-7826 AWARD ALL-WAYS CONT., INCPLEASANT VIEW PARK IMPROVEMENTS IN AN AMOUNT OF \$405,561	G.16.	Alderwoman Wilhelm moved to adopt Resolution No. 2022-7826, A RESOLUTION TO AWARD PLEASANT VIEW PARK IMPROVEMENTS TO ALL-WAYS CONTRACTORS, INC. FOR \$405,561 pending approval of capital carry overs which includes \$300,000 for Pleasant View Park, giving consent to the City Clerk to correct the Council Action Sheet to reflect the Bid as published and Common Council's action. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
ORD. 2022-2500 AMEND MUN. CODE SEC. 222-4., STREETS	G.17.	Alderman Holpfer moved to adopt Ordinance No. 2022-2500, AN ORDINANCE TO REPEAL AND RECREATE SECTION 222-4. OF THE MUNICIPAL CODE AND TO RENAME "STREETS, OPENINGS AND EXCAVATIONS" TO "CONSTRUCT, MAINTAIN, OR REPAIR INFRASTRUCTURE WITHIN PUBLIC RIGHT-OF-WAY", subject to technical corrections. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
STREET/UTILITY CONST. INSP. RATES	G.18.	Alderwoman Hanneman moved to approved revised rates of service for street and utility construction inspection as included in the Common Council meeting packet for the years 2022 and 2023. Seconded by Alderman Barber. All voted Aye; motion carried.
RES. 2022-7827 GRAEF-USA, INC. CONTRACT FOR LIFT STATION CONSTR. OBSERVATION	G.19.	Alderwoman Wilhelm moved to adopt Resolution No. 2022-7827, A RESOLUTION TO AMEND THE CONTRACT WITH GRAEF-USA, INC. TO PROVIDE CONSTRUCTION OBSERVATION SERVICES FOR THE INDUSTRIAL PARK LIFT STATION (10100 S. 60TH STREET) REPLACEMENT FOR \$64,740 plus an additional six hours for drop-in inspections. Seconded by Alderman Barber. All voted Aye; motion carried.
RES. 2022-7828 WEPCO LICENSE FOR LINEAR PARK	G.20.	Alderman Nelson moved to adopt Resolution No. 2022-7828, A RESOLUTION TO ENTER INTO A LICENSE WITH WISCONSIN ELECTRIC POWER COMPANY TO USE THEIR PROPERTY FOR A LINEAR PARK FROM S. 116TH STREET/W. MAYERS DRIVE TO THE MUNICIPAL BOUNDARY WITH MUSKEGO, subject to correction of the street name. Seconded by Alderman Mayer. All voted Aye; motion carried.

Aye; motion carried.

Alderman Nelson moved to direct staff to proceed with advertising and bidding both contracts of the 2022 Local Street Improvement

Program as presented. Seconded by Alderman Mayer. All voted

PRINCIPAL RETIREMENT FEE DISCLOSURE	G.22.	Alderman Barber moved to authorize staff to implement change in fee disclosure for Principal Retirement Plan Statements. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
ORD. 2022-2501 AMEND 2021 BUDGET FOR SPECIAL AUDIT APPROPRIATIONS	G.23.	Alderman Barber moved to adopt Ordinance No. 2022-2501, AN ORDINANCE TO AMEND ORDINANCE NO. 2020-2453, AN ORDINANCE TO ADOPT THE 2021 ANNUAL BUDGET FOR THE GENERAL FUND TO MOVE \$7,925 OF UNRESTRICTED CONTINGENCY APPROPRIATIONS TO SPECIAL AUDIT APPROPRIATIONS. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.
NOV. 2021 FINANCIAL REPORT	G.24.	Alderman Nelson moved to receive and place on file the November 2021 Monthly Financial Report. Seconded by Alderman Mayer. All voted Aye; motion carried.
RES. 2022-7829 A RESOLUTION DESIGNATING AN INTERIM FIN. DIR./ COMP./TREAS.	G.25	Alderman Holpfer moved to adopt Resolution No. 2022-7829, A RESOLUTION DESIGNATING THE DIRECTOR OF ADMINISTRATION AS THE INTERIM FINANCE DIRECTOR/COMPTROLLER/TREASURER FOR THE CITY OF FRANKLIN UNTIL A SUCCESSOR FINANCE DIRECTOR/COMPTROLLER/TREASURER IS SELECTED AND IN OFFICE. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye. Motion carried.
LICENSES AND PERMITS	H.	Alderman Nelson moved to approve the following:
		Hold the 2021-2022 Operator License of Kimberly Henzig for appearance;
		Grant 2021-22 Operator License to: Kailey Kowalski, Tyler Klemm with a warning letter; and

S 27th St.

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

Approved Police Incident Reports from February 13, 2021 thru December 19, 2021, with a warning letter to New Liquor & Food, Inc., Gurjeet Singh, Agent, Franklin Liquor Store (Quik Chek), 8305

VOUCHERS AND PAYROLL

I. Alderman Barber moved to approve City vouchers with an ending date of February 10, 2022, in the amount of \$2,633,912.87; payroll dated February 11, 2022, in the amount of \$441,175.93 and payment of the various payroll deductions in the amount of \$250,093.82, plus City matching payments; estimated payroll dated February 25, 2022, in the amount of \$420,000 and payroll deductions in the amount of

\$475,000, plus City matching payments; property tax disbursements with an ending date of February 10, 2022, in the amount of \$10,018,213.42; approval to release payment to Bond Trust Services in the amount of \$3,672,369.59; approval to release property tax settlements in the amount of \$22,545,960.03; approval to release Wanasek payment in the amount of \$62,122.65; and approval to release Library vouchers not to exceed \$68,000. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J.

Alderman Holpfer moved to adjourn the meeting at 8:51 p.m. Seconded by Alderman Barber. All voted Aye; motion carried.