

Upon reentering open session at 8:04 p.m., Alderman Holpfer moved to direct staff to prepare a contract pursuant to the draft term sheet contingent upon the general approval of the term sheet by the City of Oak Creek. Seconded by Alderwoman Eichmann. On a roll call, all voted Aye. Motion carried.

Mayor Nelson called a recess at 8:05.

Mayor Nelson reconvened at 8:11 p.m.

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| SPECIAL EXCEPTION TO NATURAL RESOURCE PROVISIONS OF THE UDO, GREG MARSO, APPLICANT | G.2. | Alderwoman Eichmann moved to adopt the standards, findings and decision of the City of Franklin Common Council upon the application of Greg Marso, Applicant, for a special exception to certain natural resource provisions of the City of Franklin Unified Development Ordinance. Seconded by Alderman Hasan. All voted Aye; motion carried. |
| RES. 2024-8110 CONSERVATION EASEMENT FOR NATURAL RESOURCE SPECIAL EXCEPTION BY GREG MARSO, APPLICANT (7520 W KENSINGTON WAY) | G.3. | Alderman Hasan moved to adopt Resolution No. 2024-8110, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A NATURAL RESOURCE SPECIAL EXCEPTION BY GREG MARSO, APPLICANT AND PROPERTY OWNER (7520 W. KENSINGTON WAY). Seconded by Alderwoman Eichmann. All voted Aye; motion carried. |
| CONCEPT REVIEW – MIXED-USE DEVEL. AT 9661, 9745, & 9821 W. LOOMIS RD., 9710, 9760, & 9824 W. ST. MARTINS RD., 9530 W. PUETZ RD., & 9355 W. BRENWOOD PARK DR. (UNITED FINANCIAL GROUP, INC., APPLICANT) | G.4. | No action taken after the presentation for a MIXED-USE DEVELOPMENT LOCATED AT 9661, 9745, AND 9821 W. LOOMIS ROAD, 9710, 9760, AND 9824 W. ST. MARTINS ROAD, 9530 W. PUETZ ROAD, AND 9355 W. BRENWOOD PARK DRIVE (UNITED FINANCIAL GROUP, INC., APPLICANT). |
| RES. 2024-8111 SPECIAL USE – CAR DETAILING AT 8853 S 27 TH STREET, (BFS LLC, APPLICANT) | G.5. | Alderwoman Day moved to adopt Resolution No. 2024-8111, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A CAR DETAILING USE UPON PROPERTY LOCATED AT 8853 S 27 TH STREET, (BFS LLC, APPLICANT). Seconded by Alderwoman Eichmann. All voted Aye; motion carried. |

- RES. 2024-8112
STORM WATER
FACILITIES
MAINTENANCE
AGREEMENT &
MANAGEMENT
ACCESS EASEMENT
AT 8930 S. 116TH ST.
- G.6. Alderman Barber moved to adopt Resolution No. 2024-8112, A RESOLUTION FOR ACCEPTANCE OF A STORM WATER FACILITIES MAINTENANCE AGREEMENT AND A STORM WATER MANAGEMENT ACCESS EASEMENT FOR 8930 SOUTH 116TH STREET, TKN 845-9996-000. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- RES. 2024-8113
SUBDIVISION
DEVELOPMENT
AGREEMENT OF
CAPE CROSSING
SUBD. AT 12200 W.
RYAN RD.
- G.7. Alderman Craig moved to adopt Resolution No. 2024-8113, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A SUBDIVISION DEVELOPMENT AGREEMENT WITH THE SUBDIVIDER OF CAPE CROSSING SUBDIVISION, AT APPROXIMATELY 12200 W. RYAN ROAD, TKN 890-1074-000. Seconded by Alderwoman Day. All voted Aye; motion carried.
- RES 2024-8114
EASEMENT-WI
POWER COMPANY
LIONS LEGEND
PARK
- G.8. Alderwoman Eichmann moved to adopt Resolution 2024-8114, A RESOLUTION TO GRANT AN EASEMENT TO WISCONSIN ELECTRIC POWER COMPANY IN LIONS LEGEND PARK AT APPROXIMATELY 8030 S. LEGEND DRIVE, TKN 802-9995-001. Seconded by Alderman Hasan. All voted Aye; motion carried.
- AMENDMENT NO. 1
TO MOU FOR FIBER
OPTIC WAN PROJECT
WITH FRANKLIN
SCHOOL DISTRICT
- G.9. Alderman Craig moved to approve Amendment No. 1 to the Memorandum of Understanding between the City of Franklin and the Franklin School District to allow for colocation of equipment for the Fiber Optic WAN Project. Seconded by Alderman Holpfer. All voted Aye; motion carried.
- HEALTH DEPT. –
PURCHASE
IMMUNIZATION
PROGRAM
EQUIPMENT
- G.10. Alderman Barber moved to approve the Director of Health and Human Services to purchase immunization program equipment. Seconded by Alderman Holpfer. All voted Aye; motion carried.
- COMMUNITIES OF
CROCUS
PRESENTATION
- G.11. No action taken after the presentation by Communities of Crocus – Create a Space in Wisconsin where Children with Similar Disabilities will be Supported.
- FIRE DEPT, BIDS FOR
REPLACEMENT
SOURCE-CAPTURE
VEHICLE EXHAUST
SYSTEMS AT ALL
STATIONS
- G.12. Alderman Hasan moved to authorize the Fire Department to solicit competitive bids for the installation of replacement source-capture vehicle exhaust systems at all three fire stations in accordance and compliance with all applicable state and local statutes and ordinances. Seconded by Alderman Barber. All voted Aye; motion carried.

CAPITAL OUTLAY &
OPERATING BUDGET
PURCHASES FOR
POLICE
DEPARTMENT AUTO
EQUIPMENT,
SOFTWARE &
OFFICE SUPPLIES.

- G.13. Alderman Barber moved to authorize the release of funds to make the following Police Department 2024 approved Budget purchases for Auto Equipment, Software and Office Supplies. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.

Mayor Nelson called a recess 9:43 p.m.

Mayor Nelson reconvened at 9:50 p.m.

Alderman Barber returned at 9:51 p.m.

Alderwoman Eichmann returned at 9:52 p.m.

2023 CITY
DEVELOPMENT
ANNUAL REPORT

- G.14. Alderwoman Eichmann moved to accept and place on file the Department of City Development Annual Report: 2023. Seconded by Alderman Hasan. All voted Aye; motion carried.

RES. 2024-8115
REDEFINE RURAL &
URBAN AREAS IN
ORD. 85-860 FOR
TRUCK PARKING &
RAISING ANIMALS

- G.15. Alderman Barber moved to adopt Resolution No. 2024-8115, A RESOLUTION REDEFINING THE RURAL AND URBAN AREAS AS PROVIDED IN ORDINANCE NO. 85-860 REGULATING TRUCK PARKING AND RAISING ANIMALS. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.

RES. 2024-8116
AGREEMENT WITH
FOTH
INFRASTRUCTURE
AND ENVIRONMENT,
LLC FOR DESIGN OF
DPW CAMPUS

- G.16. Alderman Holpfer moved to adopt Resolution No. 2024-8116, A RESOLUTION TO ENTER INTO AN AGREEMENT WITH FOTH INFRASTRUCTURE AND ENVIRONMENT, LLC FOR THE DESIGN OF THE DEPARTMENT OF PUBLIC WORKS CAMPUS UTILITIES IN THE VICINITY OF S. 80TH STREET, S. 76TH STREET, AND W. RYAN ROAD FOR \$85,000. Seconded by Alderman Hasan. All voted Aye; motion carried.

RES. 2024-8117
RATIFY RES. 2019-
7537 – CSM FOR 6708
& 6720 S. NORTH
CAPE RD. (DENIS J. &
SHARON L.
BALISTRERI/MELISSA
M. AND
CHRISTOPHER D.
BURGE, APPLICANTS)

- G.17. Alderman Holpfer moved to adopt Resolution No. 2024-8117, A RESOLUTION TO RATIFY AND RE-APPROVE RESOLUTION NO. 2019-7537, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING PART OF PARCEL "A" OF CERTIFIED SURVEY MAP NO. 3411, AND UNPLATTED LANDS, BEING A PART OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 6, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (DENIS J. AND SHARON L. BALISTRERI/MELISSA M. AND CHRISTOPHER D. BURGE, APPLICANTS) (AT 6708 AND 6720 SOUTH NORTH CAPE ROAD), TO PROVIDE THE FINAL AND LAST APPROVAL OF THE CERTIFIED SURVEY

MAP AND TO ALLOW FOR THE RECORDING OF THE CERTIFIED SURVEY MAP. Seconded by Alderman Hasan. All voted Aye; motion carried.

RES. 2024-8118
WATERMAIN AT
W. ST. MARTINS RD.
TO 8120 S. LOVERS
LN. RD.

G.18. Alderwoman Eichmann moved to adopt Resolution No. 2024-8118, A RESOLUTION TO AUTHORIZE THE USE OF EXCESS AMERICAN RESCUE PLAN ACT FUNDS FOR THE DESIGN OF A WATERMAIN FROM W. ST. MARTINS ROAD TO 8120 S. LOVERS LANE IN THE AMOUNT OF \$18,100; Direct Staff to bid this project and return with a recommendation to award contract for construction in 2024; Direct Staff to return with a budget amendment in the amount of \$18,100 for the design of the project; Direct Staff to return with an Ordinance allowing a fair and equitable redistributed water assessments for properties along the North and South watermain sections. Seconded by Alderwoman Day. On roll call, all voted Aye. Motion carried.

RES. 2024-8119
CHANGE ORDER NO.
1 – WATER
TRANSMISSION
MAIN ON S. LOVERS
LANE RD. TO
DORNER, INC.

G.19. Alderwoman Eichmann moved to adopt Resolution No. 2024-8119, A RESOLUTION TO ISSUE CHANGE ORDER NO. 1 FOR THE WATER TRANSMISSION MAIN (CONTRACT A) ALONG S. LOVERS LANE IN THE OF \$63,075 TO DORNER, INC. Seconded by Alderman Craig. All voted Aye; motion carried.

RES. 2024-8120
STORM WATER
FACILITIES
MAINTENANCE
AGREEMENT &
MANAGEMENT
ACCESS EASEMENT
& WATER MAIN AT
9410 S. 76TH ST. &
7520 W. RYAN RD.

G.20. Alderman Holpfer moved to adopt Resolution No. 2024-8120, A RESOLUTION FOR ACCEPTANCE OF A STORM WATER FACILITIES MAINTENANCE AGREEMENT AND EASEMENTS FOR SANITARY SEWER, STORM WATER MANAGEMENT ACCESS, AND WATER MAIN AT 9410 S. 76TH STREET AND 7520 W. RYAN ROAD (TKNS 884-9997-000 AND 884-9998-000). Seconded by Alderman Hasan. All voted Aye; motion carried.

FIREWORKS
APPLICATION
ADJUSTMENTS TO
COMPLY WITH
STATE LAW & FEE
REVISIONS

G.21. No action was taken on Fireworks Application. Staff to review and bring back to the Common Council meeting at a later date.

RES. 2024-8121
2024 SUMP PUMP
PROJECT CONTRACT
TO UPI, LLC

G.22. Alderwoman Eichmann moved to adopt Resolution No. 2024-8121, A RESOLUTION TO AWARD UPI, LLC A CONTRACT TO CONSTRUCT 2024 SUMP PUMP PROJECT IN THE AMOUNT OF \$1,415,839.00, contingent on full funding by Milwaukee Metropolitan

Sewerage District and direct staff to return with a budget amendment to fully fund the project. Seconded by Alderman Hasan. All voted Aye; motion carried.

Mayor Nelson called a recess at 11:08 p.m.

Mayor Nelson reconvened at 11:13 p.m.

EXTRAORDINARY
EVENT
APPLICATION
PROCESS

G.23. No action taken after the informational presentation of Extraordinary Event application process.

Alderman Hasan returned at 11:16 p.m.

ORD. 2024-2601
AMEND MUNICIPAL
CODE §218.4. G.
SOLID WASTE
STORAGE
CONTAINERS –
DAYS OUT

G.24. Alderman Barber moved to adopt Ordinance No. 2024-2601, AN ORDINANCE TO AMEND MUNICIPAL CODE SECTION 218-4. G. SOLID WASTE STORAGE TO ALLOW FOR SETTING CONTAINERS OUT FOR COLLECTION ONE DAY PRIOR AND ONE DAY AFTER SCHEDULED COLLECTION DAYS. Seconded by Alderwoman Eichmann. All voted Aye; motion carried. On roll call, Alderwoman Eichmann, Alderman Hasan, Alderwoman Alderwoman Day, Alderman Barber voted Aye, Alderman Holpfer and Alderman Craig voted no, motion passed. (4-2-0)

TEMPORARY
POLITICAL SIGNS

G.25. Alderwoman Eichmann moved to table Temporary Political Signs. Seconded by Alderman Holpfer. All voted Aye; motion carried.

RES. 2024-8122
WATERMAIN
EXTENSION
CONTRACT TO A.W.
OAKES & SON, INC. –
E. FRONTAGE RD. OF
S. LOVERS LANE RD.

G.26. Alderman Craig moved to adopt Resolution No. 2024-8122, A RESOLUTION TO AWARD A.W. OAKES & SON, INC. A CONTRACT FOR WATERMAIN EXTENSION ON THE EAST FRONTAGE ROAD OF SOUTH LOVERS LANE ROAD FROM SOUTH PHYLLIS LANE TO WEST HERDA PLACE, IN THE AMOUNT OF \$217,472.00. Seconded by Alderman Hasan. All voted Aye; motion carried.

Mayor Nelson called a recess at 11:57 p.m.

Mayor Nelson reconvened at 12:02 a.m.

IMPACT FEE ADMIN.
& 2023 YEAR-END
ACTIVITY

G.27. Alderman Holpfer moved to receive and place on file the report of Impact Fee Administration and 2023 Year-end Activity as presented by the Director of Finance. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.

STATE CONTRACT
FOR PURCHASE OF
SALT

G.28. Alderman Barber moved to direct Staff to participate in State contract for purchase of 2,500 tons of salt with an option of an additional 500 tons in reserve. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.

- RES. 2024-8123
CASCADE CREEK
TRAIL DESIGN
CONTRACT TO I&S
GROUP, INC.
- G.29. Alderman Barber moved to adopt Resolution No. 2024-8123, A RESOLUTION TO AUTHORIZE A CONTRACT WITH I&S GROUP, INC. TO PROVIDE DESIGN AND PERMITTING FOR CASCADE CREEK TRAIL FOR \$73,500. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- RES. 2024-8124
PARTIAL PROPERTY
TAX RESCISSION
AND REFUND FOR
PARCEL #754-0028-
000
- G.30 Alderwoman Eichmann moved to adopt Resolution No. 2024-8124, A RESOLUTION APPROVING A PARTIAL PROPERTY TAX RESCISSION AND REFUND FOR PARCEL No. 754-0028-000; direct staff to file the chargeback request with the DOR to seek compensation from the other taxing authorities. Seconded by Alderman Hasan. All voted Aye; motion carried.
- ADD §183-48. D. TO
MUNICIPAL CODE –
PARK PAVILION USE
- G.31. Alderman Craig moved to table the Municipal Code regarding Park Pavilion Use and refer back to staff. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- ORD. 2024-2602
AMEND §169.1 –
INCREASE COST OF
OPERATOR'S
LICENSE FEE
- G.32. Alderwoman Eichmann moved to adopt Ordinance No. 2024-2602, AN ORDINANCE TO AMEND §169.1 LICENSES REQUIRED, OF THE MUNICIPAL CODE OF THE CITY OF FRANKLIN, TO INCREASE THE COST OF THE ALCOHOL BEVERAGES OPERATOR'S LICENSE FEE. Seconded by Alderman Hasan. All voted Aye; motion carried.
- WATER MAIN
EASEMENT
TEMPLATE EDITS
- G.33. Alderman Holpfer moved to direct staff to use a new document without additional edits provided by the Common Council for future water main easements. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- RES. 2024-8125
MILW. COUNTY TO
PROVIDE ON-STREET
BICYCLE
ACCOMMODATIONS
ON S. 76TH ST.
- G.34. Alderman Craig moved to adopt Resolution No. 2024-8125, A RESOLUTION FOR MILWAUKEE COUNTY TO PROVIDE ON-STREET BICYCLE ACCOMMODATIONS ON S. 76TH STREET BETWEEN W. SOUTH COUNTY LINE ROAD AND S. CREEKVIEW COURT. Seconded by Alderman Hasan. All voted Aye; motion carried.
- RES. 2024-8126
WE ENERGIES LED
STREET LIGHTS
- G.35. Alderman Hasan moved to adopt Resolution No. 2024-8126, A RESOLUTION TO AUTHORIZE WE ENERGIES TO TRANSFER TWO EXISTING LED STREET LIGHTS TO NEW POLES AND ALSO, TO CONVERT ONE HIGH PRESSURE SODIUM LIGHT TO LED LIGHTS FOR TOTAL COST OF \$1,807.72. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- CLOSED SESSION
TID NO. 5 DEV.
AGREEMENT
- G.36. Alderwoman Eichmann moved to enter closed session at 12:23 a.m. pursuant to Wis. Stat. §19.85(1)(e), to deliberate upon the Tax Incremental District No. 5 Development Agreement shortfall and

SHORTFALL AND
PAYMENT IN LIEU
OF TAXES

payment in lieu of taxes and related agreements provisions, 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 thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Holpfer. On roll call, Alderman Holpfer, Alderwoman Eichmann, Alderman Hasan, Alderman Barber and Alderman Craig voted Aye, Alderwoman Day voted No, motion carried (5-1-0).

Upon reentering open session at 1:32 a.m., Alderman Hasan moved to continue the subject matter until and to the April 3, 2024 common council meeting. Seconded by Alderman Holpfer. All voted Aye; motion carried.

Alderman Barber left his seat at 1:32 a.m.

CLOSED SESSION
AGREEMENT FOR
PROFESSIONAL
SERVICES TO
PROVIDE
ASSESSMENT
SERVICES WITH
ACCURATE
APPRAISAL, LLC

- G.38. Alderman Craig to enter a closed session at 1:33 a.m., Agreement for Professional Services to provide Assessment Services between the City of Franklin and Accurate Appraisal, LLC. The Common Council may enter closed session pursuant to Wis. Stat. § 19.85(1)(e), for competitive and bargaining reasons, to deliberate and consider terms relating to the Agreement for Professional Services to provide Assessment Services between the City of Franklin and Accurate Appraisal, LLC entered into on February 7, 2022, and the performance thereof, and the Investing of public funds and governmental actions in relation thereto, and 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 in which it is likely to become involved, and to re-enter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Hasan. On roll call, Alder Holpfer, Alderwoman Eichmann, Alderman Hasan, Alderwoman Day and Alderman Craig voted Aye, Alderman Barber Absent. Motion carried. (5-0-1)

Alderman Barber Returned at 1:38 a.m.

Upon reentering open session at 2:01 a.m., Alderman Barber moved to have City Attorney proceed as was discussed in closed session. All voted Aye; motion carried.

CLOSED SESSION
EMPLOYMENT,
PROMOTION,
COMPENSATION, OR
PERFORMANCE
EVALUATION DATA

- G.39. Alderman Barber moved to enter closed session at 2:02 a.m. pursuant to Wis. Stat. § 19.85(1)(c), considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governing body has jurisdiction or exercises responsibility, and Wis. Stat. § 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written

OF ANY PUBLIC
EMPLOYEE

advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Craig. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 2:11 a.m., Alderman Barber moved to proceed as was discussed in Closed Session. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES

H. Alderwoman Eichmann moved to approve the following licenses of the License Committee Meeting of March 19, 2024:

Grant 2023-24 Operator License to: Brittany Carlson, Matthew Christman, Barbara Hughes, Rhea Lemay, Matthew McCollom, Jace Miller, Beth Potrykus, Isabella Tolfa, & Keith Ziolkowski;
Hold 2023-24 Operator License to April Ritter & Charleen Zinda until next meeting; and
Grant Temporary Entertainment & Amusement License to Rainbow Valley Rides, Inc., Ronald Kedrowicz, Independence Celebration, 9229 W Loomis Rd, 7/3-7/7/2024.

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

VOUCHERS AND
PAYROLL

I. Alderman Barer moved to approve City vouchers with an ending date of March 14, 2024, in the amount of \$ 1,033,037.26, and payroll dated March 8, 2024 in the amount of \$ 484,305.77 and payments of the various payroll deductions in the amount of \$ 248,802.45, plus City matching payments, and estimated payroll dated March 22, 2024 in the amount of \$ 480,000 and payments of the various payroll deductions in the amount of \$ 500,000, plus City matching payments. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Barber moved to adjourn the meeting of the Common Council at 2:12 a.m. Seconded by Alderman Holpfer. All voted Aye; motion carried.