

APPROVED SEPTEMBER 17, 2024

CITY OF FRANKLIN
COMMON COUNCIL MEETING
SEPTEMBER 3, 2024
MINUTES

- ROLL CALL
- A. The regular meeting of the Franklin Common Council was held on September 3, 2024, and was called to order at 6:30 p.m. by Mayor John R. Nelson in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were present: Alderman Peccarelli, Alderwoman Eichmann, Alderman Hasan, Alderman Barber and Alderman Craig. Alderwoman Day was excused. Also, in attendance were Director of Administration Kelly Hersh, City Attorney Jesse A. Wesolowski and Deputy City Clerk Maggie Poplar.
- CITIZEN COMMENT
- B. Citizen comment period was opened at 6:31 p.m. and was closed at 6:49 p.m.
- MINUTES
AUGUST 20, 2024
- C.1. Alderman Hasan moved to approve the minutes of the Regular Common Council Meeting of August 20, 2024, as presented. Seconded by Alderman Barber. All voted Aye; motion carried.
- MINUTES
AUGUST 27, 2024
- C.2. Alderman Hasan moved to approve the minutes of the Regular Common Council Meeting of August 27, 2024, as presented. Seconded by Alderman Barber. All voted Aye; motion carried.
- MAYORAL
APPOINTMENTS
- E. Alderwoman Eichmann moved to confirm the following Mayoral Appointments: Mira Kresovic, 8810 S. 51st St., Ald. Dist. 4-Board of Water Commissioners, 5 year unexpired term expiring 09/30/27.
- Seconded by Alderman Peccarelli. On roll call, all voted Aye. Motion carried.
- RES. 2024-8201
SPECIAL USE FOR AN
INDOOR AND OUTDOOR
BUSINESS
- G.1. Alderman Craig moved to adopt Resolution No. 2024-8201, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR AN INDOOR AND OUTDOOR YOUTH SOCCER TRAINING BUSINESS USE UPON PROPERTY LOCATED AT 11141 W. FOREST HOME AVENUE (KELLEY LEGLER, FIELD 99, APPLICANT) (BAST MARSHALL, LLC, PROPERTY OWNER). Seconded by Alderman Barber. All voted Aye; motion carried.

- SPECIAL EXCEPTION TO NATURAL RESOURCE PROVISIONS G.2. Alderman Hasan moved to adopt the Standards, Findings and Decision of the City of Franklin Common Council upon the application of College Avenue Associates, LLC, applicant, for a special exception to certain natural resource provisions of the City of Franklin Unified Development Ordinance. Seconded by Alderman Craig. All voted Aye; motion carried.
- RES. 2024-8202 CERTIFIED SURVEY MAP, 6341 S. 27TH ST AND 2821 W. COLLEGE AVE. G.3. Alderman Hasan moved to adopt Resolution 2024-8202, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A REDIVISION OF A PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 1, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (TED BALISTRERI, COLLEGE AVENUE ASSOCIATES, LLC, APPLICANT) (6311 S. 27TH STREET, 6341 S. 27TH STREET, AND 2821 W. COLLEGE AVENUE). Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- OPTIONS TO UPDATE THE 2025 COMPREHENSIVE MASTER PLAN G.4. Alderwoman Eichmann moved to direct City Development staff to proceed with an in-house update of the comprehensive plan demographic data. Seconded by Alderman Barber. All voted Aye; motion carried.
- TRADITIONAL NEIGHBORHOOD DEVELOPMENT ORDINANCE G.5. Alderman Barber moved to direct City Development staff to proceed with a draft Traditional Neighborhood Development (TND) ordinance as floating zoning. Seconded by Alderman Peccarelli. All voted Aye; motion carried.
- ORD. 2024-2634 2024 ANNUAL BUDGET FOR THE CAPITAL IMPROVEMENT FUND G.6. Alderman Barber moved to adopt Ordinance No. 2024-2634, AN ORDINANCE TO AMEND ORDINANCE 2023-2569, AN ORDINANCE ADOPTING THE 2024 ANNUAL BUDGET FOR THE CAPITAL IMPROVEMENT FUND TO PROVIDE ADDITIONAL \$2,129,586 APPROPRIATIONS AND \$2,129,586 RESOURCES FOR THE JOHNSON CONTROLS ENERGY EFFICIENCY PROJECT. Seconded by Alderman Hasan. On roll call, all voted Aye. Motion carried.
- RES. 2024-8203 INSTALLATION OF FENCE UPON LOT 12 IN TUCKAWAY GREEN G.7. Alderwoman Eichmann moved to adopt Resolution No. 2024-8203, A RESOLUTION AUTHORIZING THE INSTALLATION OF A FENCE WITHIN THE 20 FOOT PRIVATE PLANTING SCREEN PLAT RESTRICTION, UPON LOT 12 IN BLOCK 1 OF TUCKAWAY GREEN SUBDIVISION (7512 S. 77TH STREET) (MICHELLE WILLIAMS, APPLICANT). Seconded by Alderman Hasan. All voted Aye; motion carried.

- RES. 2024-8204
PROPERTY TAX
REFUND FOR 10504 #2
W. CORTEZ CIR
- G.8. Alderman Craig moved to adopt Resolution No. 2024-8204, A RESOLUTION APPROVING A PARTIAL PROPERTY TAX RESCISSION AND REFUND FOR TKN 747-9979-002; AND DIRECT STAFF TO FILE THE CHARGEBACK REQUEST WITH THE DEPARTMENT OF REVENUE TO SEEK COMPENSATION FROM THE OTHER TAXING AUTHORITIES. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- RES. 2024-8205
DEVELOPMENT
AGREEMENT FOR
INFRASTRUCTURE
IMPROVMENTS WITH
MASTER HALCO INC.
- G.9. Alderman Hasan moved to adopt Resolution No. 2024-8205, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS WITH MASTER HALCO, INC. FOR 7407 S. 27 STREET, TKN 761-9994-006. Seconded by Alderman Barber. All voted Aye; motion carried.
- PREGNANT WORKERS
FAIRNESS ACT
- G.10. Alderwoman Eichmann moved to approve the Pregnant Workers Fairness Act policy and to include it in the Employee Handbook. Seconded by Alderman Hasan. All voted Aye; motion carried.
- RES. 2024-8206
STORM WATER
FACILITIES
MAINTENANCE AND
STORM WATER
MANAGEMENT ACCESS
EASEMENT
- G.11. Alderman Barber moved to adopt Resolution No. 2024-8206, A RESOLUTION FOR ACCEPTANCE OF A STORM WATER FACILITIES MAINTENANCE AGREEMENT AND A STORM WATER MANAGEMENT ACCESS EASEMENT FOR 6941 S. 68 STREET, TKN 743-8978-006. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- RES. 2024-8207
DEVELOPMENT
AGREEMENT FOR
PUBLIC
INFRASTRUCTURE
IMPROVEMENTS
YASKAWA AMERICA
INC.
- G.12. Alderman Hasan moved to adopt Resolution No. 2024-8207, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS WITH 2 WORLD PACKAGING CIRCLE, TKN 761-9994-006. Seconded by Alderman Barber. All voted Aye; motion carried.
- RES 2024- 8208
YASKAWA AMERICA
WATER MAIN
EASEMENT
- G.13. Alderman Barber moved to adopt Resolution No. 2024-8208, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT THE WATER MAIN EASEMENT ON PROPERTY OWNED BY YASKAWA AMERICA INC D.V.A.F. AT 2 W WORLD PACKAGING CIRCLE, TKN 900-0009-019. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- ORD. 2024-2635
TRANSFER
ENGINEERING
- G.14 Alderman Barber moved to adopt Ordinance No. 2024-2635, AN ORDINANCE TO AMEND ORDINANCE 2023-2569, AN ORDINANCE ADOPTING THE 2024 ANNUAL BUDGET FOR

- PERSONNEL COSTS TO
NON-PERSONNEL
COSTS
- THE GENERAL FUND TO TRANSFER \$100,000 OF
ENGINEERING PERSONNEL COSTS TO NON-PERSONNEL
COSTS. Seconded by Alderwoman Eichmann. On roll call, all
voted Aye. Motion carried.
- ORD. 2024-2636 G.15 Alderman Barber moved to adopt Ordinance No. 2024-2636, AN
TRANSFER ORDINANCE TO AMEND ORDINANCE 2023-2569, AN
CONTINGENCY ORDINANCE ADOPTING THE 2024 ANNUAL BUDGET FOR
APPROPRIATIONS TO THE GENERAL FUND TO TRANSFER \$10,000 OF
FINANCE AUDITING CONTINGENCY APPROPRIATIONS TO FINANCE AUDITING
APPROPRIATIONS FOR APPROPRIATIONS FOR ADDITIONAL FINANCIAL
ADDITIONAL SERVICES. Seconded by Alderman Craig. On roll call, all voted
FINANCIAL SERVICES Aye. Motion carried.
- RES. 2024-8209 G.16 Alderman Barber moved to adopt Ordinance No. 2024-8209, AN
CLIFTONLARSONALLEN ORDINANCE ENGAGING CLIFTONLARSONALLEN, LLP TO
LLP TO PERFORM PERFORM FINANCIAL ASSISTANCE DUTIES ON THE CITY
FINANCIAL OF FRANKLIN FINANCIAL STATEMENTS AND RECORDS
ASSISTANCE DUTIES with the agreement to be in our standard form and approved by the
Director of Finance, Director of Treasury, Director of
Administration and City Officials. Seconded by Alderman Hasan.
All voted Aye; motion carried.
- FRANKLIN NEPOTISM G.17 Alderman Hasan moved to approve the updated Nepotism Policy
POLICY and incorporate the policy into the Employee Handbook. Seconded
by Alderman Barber. All voted Aye; motion carried.
- POPULATION ESTIMATE G.18 Alderman Barber moved to place on file the Wisconsin Department.
of Administration January 1, 2024 population estimate of 36,417.
Seconded by Alderwoman Eichmann. All voted Aye; motion
carried.
- CLOSED SESSION G.19 Alderwoman Eichmann moved to enter closed session at 7:21 p.m.
GENERAL pursuant to Wis. Stat. § 19.85(1)(d), to consider strategy for crime
CYBERATTACK AND prevention, and the furtherance of the program and policy and tools
TECHNOLOGICAL therefore for crime prevention, i.e., cyberattack prevention and
CRIMES PREVENTION technological crimes in relation thereto, for the protection of the
STRATEGY City's technical and information infrastructure and the City officials,
employees and the public who use the system, and to reenter open
session at the same place thereafter to act on such matters discussed
therein as it deems appropriate. Seconded by Alderman Barber. On
roll call, all voted Aye. Motion carried
- Upon reentering open session at 8:32 p.m, no action was taken.
- PROFESSIONAL G.20 Alderman Craig moved to authorize the Professional Services
SERVICES AGREEMENT Agreement between the City of Franklin and Eide Bailly for

licensing and authentication infrastructure needed for the Office 365 migration, not to exceed the total project cost of \$158,114, funded by Account Numbers 01-0144-5257 (\$28,422) and 41-0144-5843 (\$129,692), with the City Attorney and Director of IT authorized to make minor technical modifications to the service agreement. Seconded by Alderwoman Eichmann. All voted Aye; motioned carried.

LICENSES AND PERMITS

- H. Alderwoman Eichmann moved to approve License Committee Meeting Minutes of September 3, 2024.

Grant Extraordinary Entertainment & Special Event to CESC Fall 2024 Youth Soccer Festival/Tournament, Matthew Saric, Croatian Park – 9140 S 76th St, 9/27 – 9/29/24;

Grant Amendment to Public Grant Application for Franklin Health Department 2024 Events to add date of Franklin Health Department Community Health Improvement Partner Meeting, Park Permit, 10/8/24 (community Health Improvement Partner Meeting), Pleasant View Park Pavilion;

Grant 2024-25 New Operator License to Wenjuan Zheng;

Hold for Appearance for New 2024-25 Operator License to Ashley Christen; and

Hold for Appearance & Correction of Application for New 2024-25 Operator License to Pedro Mata Jr.

Seconded by Alderman Craig. On roll call, all voted Aye. Motion carried.

VOUCHERS AND PAYROLL

- I. Alderman Barber moved to approve City vouchers with an ending date of August 29, 2024, in the amount of \$3,909,799.89 and payroll dated August 23, 2024 in the amount of \$490,023.47 and payments of the various payroll deductions in the amount of \$509,481.15, plus City matching payments and estimated payroll dated September 6, 2024 in the amount of \$469,000 and payments of the various payroll deductions in the amount of \$275,000, plus City matching payments. Seconded by Alderman Craig. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderwoman Eichmann moved to adjourn the meeting of the Common Council at 8:39 p.m. Seconded by Alderman Peccarelli. All voted Aye; motion carried.