

APPROVED APRIL 17, 2018

CITY OF FRANKLIN
COMMON COUNCIL MEETING
APRIL 2, 2018
MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on April 2, 2018 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 in attendance: Alderman Mark Dandrea, Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderman Steve F. Taylor, Alderman Mike Barber and Alderman John R. Nelson. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Lubberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

- B.1. Citizen comment period was opened at 6:33 p.m. and closed at 6:58 p.m.

MINUTES MARCH 20, 2018

- C. Alderman Barber moved to approve the minutes of the regular Common Council Meeting of March 20, 2018 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.

POLICE DEPT. DONATION

- G.1. Alderwoman Wilhelm moved to approve the donation from St. Martin of Tours Parish in the amount of \$250 to the Police D.A.R.E. Donation Account. Seconded by Alderman Mayer. All voted Aye; motion carried

NEW LOGO FOR CITY

- G.2 Alderman Mayer moved to table a proposed new logo for the City and direct staff to return to the Common Council with additional options. Seconded by Alderman Nelson. All voted Aye; motion carried.

RES. 2018-7359 ISSUANCE OF BOND TO TI INVESTORS OF FRANKLIN APTS. LLC

- G.3. Alderman Taylor moved to adopt Resolution No. 2018-7359, A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 TAXABLE TAX INCREMENT PROJECT MUNICIPAL SPECIAL, LIMITED REVENUE OBLIGATION BOND TO TI INVESTORS OF FRANKLIN APARTMENTS LLC. Seconded by Alderman Mayer. All voted Aye; motion carried.

RES. 2018-7360 ISSUANCE OF BOND TO BPC MASTER DEVELOPER MANAGER, INC.

- G.4. Alderman Taylor moved to adopt Resolution No. 2018-7360, A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,500,000 TAXABLE TAX INCREMENT PROJECT MUNICIPAL, SPECIAL, LIMITED REVENUE OBLIGATION BOND TO BPC MASTER DEVELOPER MANAGER, INC. DATED APRIL 2, 2018. Seconded by Alderman Dandrea. All voted Aye; motion carried.

- PAYMENT TO QUARLES & BRADY, LLP FOR BALLPARK COMMONS DEV. AGREEMENT
- G.5. Alderman Taylor moved to authorize payment of the invoice from, and release of the check to Quarles & Brady, LLP, in the amount of \$25,176.58, for their services as special counsel in the negotiations of a development agreement for Ballpark Commons. Seconded by Alderman Mayer. All voted Aye; motion carried.
- NO-MATCH GRANT FROM WAL-MART COMMUNITY
- G.6. Alderwoman Wilhelm moved to authorize acceptance of a grant in the amount of \$1,000 from Walmart Community Grants (Franklin Store #1551) for the purchase of Tools, Equipment and Training for the Franklin Fire Department Dive Team. Seconded by Alderman Mayer. All voted Aye; motion carried.
- ORD. 2018-2320 AMEND MUNICIPAL CODE TO UPDATE HEALTH DEPT. LICENSE CATEGORIES AND FEES
- G.7. Alderman Barber moved to adopt Ordinance No. 2018-2320, AN ORDINANCE TO AMEND §169-1. OF THE MUNICIPAL CODE, "LICENSES REQUIRED" TO UPDATE THE HEALTH DEPARTMENT LICENSE CATEGORIES AND FEES AS REFERRED TO BY § 138-28 OF THE MUNICIPAL CODE, "FEES". Seconded by Alderman Mayer. All voted Aye; motion carried.
- COMMUNICABLE DISEASE PREVENTION GRANT
- G.8. Alderman Barber moved to accept the communicable disease prevention grant funds from the WI Department of Health Services, Division of Public Health. Seconded by Alderman Mayer. All voted Aye; motion carried.
- RIGHT-OF-WAY VACATION BETWEEN PROPERTIES AT 11608 W. RYAN RD. AND 11533 W. RYAN RD.
- G.9. Alderman Nelson moved to refer the right-of-way vacation which extends south of West Ryan Road to West Loomis Road between properties located at 11607 West Ryan Road and 11533 West Ryan Road bearing Tax Key Nos. 891-9989-004 and 892-9997-000, respectively, to the April 19, 2018 meeting of the Plan Commission for a recommendation. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2018-7361 CONSERVATION EASEMENT AND SPECIAL USE AT 9733 S. 76TH ST (PARK CIRCLE, LLC, APPLICANT)
- G.10. Alderman Nelson moved to adopt Resolution No. 2018-7361, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A CONDOMINIUM PLAT, CERTIFIED SURVEY MAP AND SPECIAL USE FOR A CONDOMINIUMS DEVELOPMENT USE UPON PROPERTY LOCATED AT APPROXIMATELY 9733 SOUTH 76TH STREET (PARK CIRCLE, LLC, APPLICANT), subject to review and approval by the Department of City Development and technical corrections by the City Attorney. Seconded by Alderman Mayer. All voted Aye; motion carried.

ORD. 2018-2321
AMEND UDO FOR
SPECIAL USE PERMIT
(CITY OF FRANKLIN,
APPLICANT)

G.11. Alderman Dandrea moved to adopt Ordinance No. 2018-2321, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT TO COMPLY WITH 2017 WISCONSIN ACT 67 REQUIREMENTS, AND WIS. STAT. §62.23, PERTAINING IN PART TO THE STANDARDS FOR THE ISSUANCE OF A SPECIAL USE PERMIT, THE REGULATION OF SUBSTANDARD LOTS AND THE STANDARDS FOR GRANTING CERTAIN ZONING VARIANCES (CITY OF FRANKLIN, APPLICATION). Seconded by Alderman Barber. All voted Aye; motion carried.

CONTRACT FOR RYAN
CREEK INTERCEPTOR
ODOR REDUCTION
STUDY AND DESIGN

G.12. Alderman Taylor moved to sign professional services contract with Ruekert Mielke for evaluation phase of Ryan Creek Interceptor odor reduction study and design in the amount of \$10,700. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman Taylor, and Alderman Barber voted Aye; Alderman Mayer and Alderman Nelson voted No; Alderman Wilhelm Abstained. Motion carried.

LIMITED-TERM, PART-
TIME EMPLOYEE IN
BLDG. INSP. DEPT.

G.13. Alderman Mayer moved to authorize hiring Frederick M. Baumgart as a limited-term part-time employee in the Building Inspection Department with staff to return to the Common Council June 5, 2018. Seconded by Alderman Barber. On roll call, Alderman Nelson, Alderman Barber, Alderman Wilhelm, Alderman Mayer, and Alderman Dandrea voted Aye; Alderman Taylor voted No. Motion carried.

RES. 2018-7362
CHANGE ORDER 2 TO
DOME CORP. FOR SALT
STORAGE BARN

G.14. Alderman Taylor moved to adopt Resolution No. 2018-7362, A RESOLUTION FOR A CHANGE ORDER NO. 2 TO DOME CORPORATION FOR A SAVINGS OF \$4,275 FOR CONSTRUCTION OF SALT STORAGE BARN. Seconded by Alderman Dandrea. All voted Aye; motion carried.

PARKING ON S. 35TH ST.
BETWEEN W. PUETZ RD.
AND W. CREST CT.

G.15. Alderman Taylor moved to refer the parking on S. 35th Street between W. Puetz Road and W. Crest Court to the Board of Public Works. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

CONTINGENCY
APPROPRIATIONS FOR
LIMITED-TERM, PART-
TIME STAFF OR
CONTRACTUAL
SERVICES FOR
PLANNING DEPT.

G.16. Alderman Taylor moved to authorize up to \$20,000 in General Fund Contingency appropriations for the purpose of limited-term, part-time staff or contractual services to support Planning Department services, as determined under the authority and with approval by the Mayor and with such authorization expiring at the end of September, 2018, unless otherwise determined by the Common Council. Seconded by Alderman Barber. All voted Aye; motion carried.

- CONTRACT WITH RA SMITH FOR WETLAND DETERMINATION FOR ERNIE LAKE PARK
- G.17. Alderman Mayer moved to sign professional service contract with RA Smith in the amount of \$4,300 to perform a wetland determination for Ernie Lake Park. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2018-7363
PURCHASE BRIDGE AND BOARDWALK FOR ERNIE LAKE PARK
- G.18. Alderman Mayer moved to adopt Resolution No. 2018-7363, A RESOLUTION FOR THE PURCHASE OF A BRIDGE AND BOARDWALK FROM CUSTOM MANUFACTURING, INC. IN THE AMOUNT OF \$21,300 FOR ERNIE LAKE PARK. Seconded by Alderman Barber. All voted Aye; motion carried.
- PLEASANT VIEW PARK PAVILION PROJECT (4901 W. EVERGREEN ST.)
- G.19. Alderwoman Wilhelm moved to direct staff to pursue the design of an enclosed 2,400 square foot pavilion versus 3,000 square foot pavilion for Pleasant View Neighborhood Park as previously sized and presented to the public within the last four City budgets, the Comprehensive Outdoor Recreation Plan, and the previous two Impact Needs Assessments, all which were adopted after noticed public hearings, and also to return with suggested items that can be accomplished within the Planned Facility Needs, with 7 restrooms and appropriate sink facilities. Seconded by Alderman Nelson. All voted Aye; motion carried.
- LICENSING AGREEMENT FOR MUNICIPAL COURT SOFTWARE
- G.20. Alderman Taylor moved to authorize the Director of Administration to execute a proposal and licensing agreement with Titan Public Safety Solutions, LLC for installation (\$3,750) and maintenance (\$1,375 annually) of the TiPSSSDC Interface software module for use within the Franklin Municipal Court and charged as provided for in the April 1, 2018 Council Action Sheet. Seconded by Alderman Barber. All voted Aye; motion carried.
- ORD. 2018-2322
ESTABLISH ST. MARTINS FIRST MONDAY OF THE MONTH MARKET FAIR
- G.21. Alderman Nelson moved to adopt Ordinance No. 2018-2322, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO ESTABLISH THE ST. MARTINS FIRST MONDAY OF THE MONTH MARKET FAIR. Seconded by Alderman Mayer. All voted Aye; motion carried.
- LICENSES AND PERMITS
- H. Alderman Taylor moved to approve the following:
Grant 2017-18 Operator license with warning letter from the City Clerk to Amanda Holterman, S110W14718 Union Church Dr., Muskego;
Grant 2017-18 Operator licenses to Kristin Dombrowski, 5440 S. Tuckaway Ct., #6, Greenfield; Amy Pluskota, 3578 S. 14th St. Upper, Milwaukee;
Grant 2017-18 and 2018-19 Operator licenses to Lindsey Eskau, 4503 W. Ohio Ave., Greenfield; Sean Lay, 2034 S. 58th St., West Allis;
Grant 2018-19 Operator licenses to Alyssa Blackburn, 10586 W.

Cortez Cir., #10, Franklin; John Braovac, 1335 S. 124th St., Brookfield; Kelly Hawley, 325 S. Kendrick Ave., Burlington; Kelly Kuglitsch, 4358 S. Louisiana Ave., Milwaukee; Josip Jaksic, 413 S. 67th St., Milwaukee; Shane Jaskie, 7811 W. Winston Way, Franklin; Amy Ottaviani, 28706 Beach Dr., Waterford;
Grant Change of Agent to Pick N Save #6360, Ricky Kloth, N9131 Eastwood Dr., East Troy.
Seconded by Alderman Mayer. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- I. Alderman Dandrea moved to approve the following: City vouchers with an ending date of April 2, 2018 in the amount of \$2,448,603.67; Payroll dated March 30, 2018 in the amount of \$418,278.44 and payments of the various payroll deductions in the amount of \$405,171.20 plus City matching payments; and Estimated Payroll dated April 13, 2018 in the amount of \$382,000.00 and payments of the various payroll deductions in the amount of \$210,000.00, plus City matching payments; and Property tax refunds and payments with an ending date of April 2, 2018 in the amount of \$3,633,201.67. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:25 p.m. Seconded by Alderman Nelson. All voted Aye; motion carried.