

APPROVED AUGUST 21, 2018

CITY OF FRANKLIN COMMON COUNCIL MEETING AUGUST 7, 2018 MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on August 7, 2018 and called to order at 6:30 p.m. by Council President Mark Dandrea 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. Excused was Mayor Olson. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

- B. Citizen comment period was opened at 6:33 p.m. and closed at 6:41 p.m.

MINUTES JULY 17, 2018

- C. Alderman Barber moved to approve the minutes of the regular Common Council Meeting of July 17, 2018 as presented at this meeting. Seconded by Alderman Taylor. All voted Aye; motion carried.

Alderman Dandrea stated he will vote as Acting Mayor.

CONSENT AGENDA DISPOSAL OF VEHICLE

- G.1.(a) Alderman Taylor Grant the request from the Fire Department to dispose of a 2005 Chevrolet Trailblazer utility vehicle by sending it to auction, with proceeds returned to the Equipment Revolving fund. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

TREAT-OR-TREAT

- G.1.(b) Alderman Taylor moved to establish Sunday, October 28, 2018 from 4:00 pm to 7:00 pm for the Halloween Trick-or-Treat observance in the City of Franklin. Seconded by Alderman Nelson. All voted Aye; motion carried.

DONATIONS

- G.1.(c) Alderman Taylor Accept \$150.00 donation from the Franklin Lioness Club, to be used toward funding fire prevention activities and/or equipment. Seconded by Alderman Mayer. All voted Aye; motion carried.

- G.1.(d) Alderman Taylor moved to accept the following donations made to the Franklin Police Department:
\$150.00 General Donation from Franklin Lioness Club and \$100.00 each from Faith Presbyterian Church and McAvoy Chiropractic LLC for National Night Out. Seconded by Alderman Mayer. All voted Aye; motion carried.

REVIEW OF
RES. NO. 2018-7391
CONSERVATION
EASEMENT
VH ASPEN WOODS, LLC
(VERIDIAN HOMES, LLC,
APPLICANT)

G.2 Following and update from the City Attorney regarding changes to the resolution and the conservation easement by staff subsequent to the July 17, 2018 meeting, no action was needed on Resolution No. 2018-7391 (adopted at the Common Council meeting of July 17, 2018), A Resolution Authorizing Certain Officials to Accept a Conservation Easement from VH Aspen Woods, LLC for and as Part of the Review and Approval of a Final Plat for Aspen Woods Subdivision, and Authorizing the Release, Waiver and Vacation of Prior Conservation Easements Upon Portions of the Subdivision Property and as Specifically Described within Conservation Easement Kresovic CSM-1 (Certified Survey Map No. 7733), Recorded as Document No. 09213234 on April 5, 2006 and Conservation Easement Kresovic CSM-2 (Certified Survey Map No. 7754), Recorded as Document No. 09231594 on May 9, 2006 with the Office of the Register of Deeds for Milwaukee County, Wisconsin (At Approximately South 51st Street and West Puetz Road) (Veridian Homes, LLC, Applicant), which adoption was subject to review and approval by the City Engineering Department and Department of City Development and technical corrections by the City Attorney.

RES. 2018-7399
CSM
8029 S. 35TH ST. (WILLIAM
F. ZIMMERMANN,
APPLICANT)

G.3. Alderman Barber moved to adopt Resolution No. 2018-7399, A RESOLUTION CONDITIONALLY APPROVING A 3 LOT CERTIFIED SURVEY MAP, BEING PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 13, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (WILLIAM F. ZIMMERMANN, APPLICANT) (8029 SOUTH 35TH STREET). Seconded by Alderman Nelson. All voted Aye; motion carried.

RES. 2018-7400
SPECIAL USE
RYAN CREEK IN
FRANKLIN PARK (MILW.
CO. DEPT. OF PARKS,
RECREATION & CULTURE,
APPLICANT)

G.4. Alderman Nelson moved to adopt Resolution No. 2018-7400, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR REPLACEMENT OF AN EXISTING SNOWMOBILE BRIDGE OVER RYAN CREEK IN FRANKLIN PARK USE UPON PROPERTY LOCATED AT THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF U.S. PUBLIC LAND SURVEY SECTION 29, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, WISCONSIN, (WITHIN FRANKLIN PARK) (MILWAUKEE COUNTY DEPARTMENT OF PARKS, RECREATION AND CULTURE, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2018-7401
LAND COMBINATION
10925 W. SPEEDWAY DR.
(MENARD, INC.,
APPLICANT)

G.5. Alderman Barber moved to adopt Resolution No. 2018-7401, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 704-1007-000 AND 704-1010-001 (10925 WEST SPEEDWAY DRIVE) (MENARD, INC., APPLICANT). Seconded by Alderman Mayer. On roll call, Alderman Mayer, Alderwoman Wilhelm, Alderman Barber, and Alderman Nelson voted Aye; Alderman Taylor voted No. Motion carried.

ORD. 2018-2338
AMEND UDO
6704 S. LOVERS LANE RD.
(GREGORY NISENBAUM,
APPLICANT)

G.12. Alderman Nelson moved to adopt Ordinance No. 2018-2338, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT TO R-8 MULTIPLE-FAMILY RESIDENCE DISTRICT (6704 SOUTH LOVERS LANE ROAD) (APPROXIMATELY 0.44 ACRES) (GREGORY NISENBAUM, PRESIDENT OF NISENBAUM HOMES & REALTY, INC., APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.

SURVEY RESULTS ON
PUBLIC SAFETY AND
OPTIONS

G.6. Following a presentation of the Community Survey results by Community Perceptions and Mueller Communications, Dir. of Administration Luberda provided Public Safety staffing options included in the survey and associated costs. This subject matter will be brought back to the August 21, 2018 Common Council meeting.

ORD. 2018-2339
AMEND ORD 2017-2301
FOR REPLACEMENT OF
COMPRESSOR UNIT

G.7. Alderman Taylor moved to adopt Ordinance No. 2018-2339, AN ORDINANCE TO AMEND ORDINANCE 2017-2301, AN ORDINANCE ADOPTING THE 2018 ANNUAL BUDGETS FOR THE EQUIPMENT REPLACEMENT FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2018 TO PROVIDE APPROPRIATIONS FOR EMERGENCY REPLACEMENT OF COMPRESSOR UNIT TO SELF CONTAINED BREATHING APPARATUS. Seconded by Alderwoman Wilhelm. On roll call, all voted Aye; motion carried.

REPLACEMENT AIR
COMPRESSOR FOR FIRE
DEPT.

G.8. Alderwoman Wilhelm moved to approve Fire Department purchase of a Bauer Compressors MINI-UNI/13-E1 from Jefferson Fire & Safety at a cost of \$38,238.50, ahead of its anticipated SBCA air compressor replacement in 2019. Seconded by Alderman Mayer. All voted Aye; motion carried.

- 2018 SENIOR CITIZENS, INC. SEMI-ANNUAL UPDATE
- G.9. Alderman Taylor moved to receive and keep on file the semi-annual update for the Franklin Senior Citizens, Inc. Seconded by Alderman Mayer. All voted Aye; motion carried.
- KAYLA'S PLAYGROUND AMBASSADOR PROGRAM
- G.10. Alderman Taylor moved to refer to staff for further evaluation on the Volunteer Program (Kayla's Playground Ambassador Program) approved by the Parks Commission. Seconded by Alderman Mayer. All voted Aye; motion carried.
- RES. 2018-7402
SPECIAL USE AT 2875 W. RYAN RD. (HALQUIST STONE COMPANY INC., APPLICANT)
- G.11. Alderman Taylor moved to adopt Resolution No. 2018-7402, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR PROPERTY LOCATED AT 2875 WEST RYAN ROAD TO ALLOW FOR DEMOLITION OF THE EXISTING HALQUIST STONE OFFICE/SHOWROOM AND CONSTRUCTION OF AN APPROXIMATELY 4,207 SQUARE FOOT REPLACEMENT OFFICE/SHOWROOM AND TO ALLOW FOR CHANGES TO THE OUTDOOR LANDSCAPING SHOWROOM AND OFF-STREET PARKING (HALQUIST STONE COMPANY, INC., APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.
- RES. 2018-7403
CONTRACT WITH TRAFFIC ANALYSIS & DESIGN, INC. FOR TRAFFIC SIGNAL ON S. 27TH ST. AT W. ELM RD.
- G.13. Alderman Taylor moved to adopt Resolution No. 2018-7403, A RESOLUTION APPROVING PROFESSIONAL SERVICES CONTRACT WITH TRAFFIC ANALYSIS & DESIGN, INC. (TADI) FOR TRAFFIC SIGNAL DESIGN PLANS AND SPECIFICATIONS FOR TRAFFIC SIGNAL ON S. 27TH STREET AT W. ELM ROAD FOR \$15,927.25. Seconded by Alderman Mayer. All voted Aye; motion carried.
- RES. 2018-7404
DRAINAGE, SANITARY SEWER & WATER MAIN EASEMENTS AT 9700 BLK. OF S. 76TH ST. (NEUMANN COMPANIES, INC.)
- G.14. Alderman Nelson moved to adopt Resolution No. 2018-7404, A RESOLUTION FOR ACCEPTANCE OF DRAINAGE, SANITARY SEWER & WATER MAIN EASEMENTS FOR PARK CIRCLE CONDOS (NEUMANN COMPANIES, INC.) 9700 BLOCK OF S. 76TH STREET. Seconded by Alderman Taylor. All voted Aye; motion carried.
- BIDS FOR HISTORICAL BARN RECONSTRUCTION
- G.15. Alderman Taylor moved to reject all bidders for the Historical Barn Reconstruction in Lions Legend Park (Project 2018-5). Seconded by Alderman Barber. All voted Aye; motion carried.
- UPDATE ON DESIGN OF S. 51ST ST. & W. DREXEL AVE. ROUNDABOUT
- G.16. Alderwoman Wilhelm moved to place on file the update for the S. 51st Street and W. Drexel Avenue project. Seconded by Alderman Taylor. All voted Aye; motion carried.

ORD. 2018-2340
PROHIBIT PARKING IN
FRONT OF MAILBOXES
(ALD. BARBER)

G.17. Alderman Barber moved to adopt Ordinance No. 2018-2340, AN ORDINANCE TO CREATE §245-5.L. OF THE MUNICIPAL CODE TO PROHIBIT PARKING IN FRONT OF MAILBOXES. Seconded by Alderman Mayer. All voted Aye; motion carried.

LICENSES AND PERMITS

H. Alderman Nelson moved to approve the following:
Grant People Uniting for the Betterment of Life and Investment in the Community (PUBLIC) Grant for Franklin Public Library for Park Permit at Franklin Woods on 8/6/18, 9/6/18 and 10/4/18;
Hold application for Operator's license for review by City Attorney from Sierra Kisting, 10558 W. Cortez Cir. #13, Franklin;
Grant Operator licenses to Daniel Crass, 8619 S. 35th St., Franklin; Jessica Ellrick, 527 S. 73rd St., Milwaukee; Theresa Enk, 1509 Walnut St., South Milwaukee; Dennis Fons, 7930 W. Puetz Rd., Franklin; Tracy Kukla-Lewis, 7640 S. Mission Ct., Franklin; Ashley Moeller, 1409 N. Prospect Ave., Unit 502, Milwaukee; Alexis Steltz, S65W18718 Onyx Dr., Muskego; Jeffrey Terp, 26430 Grace Dr., Wind Lake; Sydnee Tomczak, 3209 S. 119th St., West Allis; Nicholas Wavra, 2544 N. Frederick Ave., Apt 205, Milwaukee;
Grant Extraordinary Entertainment & Special Event to Southwestern Suburban Symphony (Christine Flasch) for Outdoor Concert at Milwaukee County Sports Complex on 8/25/18;
Grant Temporary Class B Beer license to Franklin Noon Lions Club (James Luckey) for St Martins Fair on 9/2/2018 to 9/3/2018; and
Grant Temporary Entertainment & Amusement to VFW Post #10394 Hales Corners-Franklin (Andrew Hushek) for Live Music at St Martins Fair on 9/2/18 to 9/3/18.
Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I. Alderman Barber moved to approve the following:
City vouchers with an ending date of August 2, 2018 in the amount of \$2,653,257.26; Payroll dated July 20, 2018 in the amount of \$411,911.65 and payments of the various payroll deductions in the amount of \$411,485.30 plus City matching payments; and Payroll dated August 3, 2018 in the amount of \$389,042.29 and payments of the various payroll deductions in the amount of \$209,812.00, plus City matching payments; and Estimated Payroll dated August 17, 2018 in the amount of \$394,000.00 and payments of the various payroll deductions in

the amount of \$361,000.00, plus City matching payments; and property tax refunds and investments with an ending date of August 2, 2018 in the amount of \$8,898,648.06; and the release of payment to Oak Creek & Sewer in the amount of \$768,581.39. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

CLOSED SESSION
ACQUISITION OF
PROPERTIES FOR PUBLIC
PARK PURPOSES

- G.18. Alderman Barber at 8:35 p.m. pursuant to §19.85(1)(e), Wis. Stats., for market competition and bargaining reasons, to consider the potential acquisition of properties to be used for public park purposes in the City Pursuant to the May 1, 2018 Common Council action upon the Parks Commission recommendation to move forward with park land acquisition necessary steps (and which Common Council action also changed the status of the neighborhood park land acquisition project in the 2018 Capital Improvement Fund to an “Approved Project”), and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Nelson. All voted Aye; motion carried.

The Common Council reentered open session at 8:47 p.m.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:47 p.m. Seconded by Alderman Mayer. All voted Aye; motion carried.