

CITY OF FRANKLIN
COMMON COUNCIL MEETING
JANUARY 7, 2014
MINUTES

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| ROLL CALL | A. | The regular meeting of the Common Council was held on January 7, 2014 and called to order at 6:30 p.m. by Mayor Tom Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Mark Dandrea, Daniel M. Mayer, Kristen Wilhelm, Steve Taylor, Doug Schmidt, and Ken Skowronski (arrived at 6:44 p.m.). Also present were City Engineer John M. Bennett, Director of Administration Mark Luberda, City Attorney Jesse Wesolowski, and City Clerk Sandi Wesolowski. |
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| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:35 p.m. and closed at 6:35 p.m. |
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| EAGLE SCOUT | B.2.a. | Mayor Taylor presented a Proclamation to Jeffrey Norman Roettgen, Eagle Scout. |
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| ROOT-PIKE WATERSHED | B.2.b. | Mayor Taylor noted a letter from Root-Pike Watershed Initiative Network thanking the City of Franklin for partnering in 2013. |
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| APPROVAL OF MINUTES-12/17/13 | C.1. | Alderman Taylor moved to approve the minutes of the regular meeting of December 17, 2013. Seconded by Alderman Mayer. All voted Aye; motion carried. |
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| PUBLIC HEARING EXEMPTING PUBLIC SCHOOLS FROM IMPACT FEES | D.1. | A public hearing was held regarding proposed amendments to §92-9 of the Municipal Code pertaining to impact fees for the purpose of exempting public schools from application of each of the various impact fees and to suspend for 2014 automatic annual rate increases for each of the various impact fees rates. |
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| ORD. 2014-2128 EXEMPTING PUBLIC SCHOOLS FROM IMPACT FEES | G.1. | Alderman Wilhelm moved to table to the January 21, 2014 Common Council meeting for additional information, AN ORDINANCE TO AMEND §92-9 OF THE MUNICIPAL CODE PERTAINING TO IMPACT FEES FOR THE PURPOSE OF EXEMPTING PUBLIC SCHOOLS FROM APPLICATION OF EACH OF THE VARIOUS IMPACT FEES, and further direct staff to contact Mr. Bill Mielke. Seconded by Alderman Taylor. All voted Aye; motion carried. |
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- Alderman Taylor moved to adopt Ordinance No. 2014-2128, AN ORDINANCE TO SUSPEND FOR 2014 AUTOMATIC ANNUAL RATE INCREASES FOR EACH OF THE VARIOUS IMPACT FEE RATES as amended. Seconded by Alderman Wilhelm. All voted Aye; motion carried.

- RES. 2014-6955
TRANSFER OF
DEVELOPER'S RIGHTS
HAMPTON INN &
SUITES
- G.2. Alderman Mayer moved to adopt Resolution No. 2014-6955, A RESOLUTION AUTHORIZING THE ASSIGNMENT OR TRANSFER OF THE DEVELOPER'S RIGHTS AND OBLIGATIONS UNDER THE DEVELOPMENT AGREEMENT FOR HAMPTON INN & SUITES MILWAUKEE/FRANKLIN TO FF&E, LLC. Seconded by Alderman Wilhelm. All voted Aye; motion carried.
- RES. 2014-6956
OPPOSITION TO 2013
ASSEMBLY BILL 522
- G.3. Alderman Taylor moved to adopt Resolution No. 2014-6956, A RESOLUTION IN OPPOSITION TO 2013 ASSEMBLY BILL 522 REQUIRING LOCAL MUNICIPALITIES TO SHARE PAYMENTS IN LIEU OF TAXES RECEIVED FROM TAX EXEMPT ENTITIES WITH OVERLYING TAXATION JURISDICTIONS. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- PROPERTY
REASSESSMENTS
- G.4. City Assessor Mark Link provided an update on State required property reassessments including geographic distribution of tax valuation increases. Alderman Wilhelm moved to suspend the regular order of business to allow Gerald Kopczynski, 3957 W. Madison Boulevard, to speak. Seconded by Alderman Schmidt. All voted Aye; motion carried. Alderman Taylor, seconded by Alderman Schmidt, moved to return to the regular order of business. All voted Aye; motion carried.
- ORD. 2014-2129
BLIGHT PREVENTION
ON UNOCCUPIED
DWELLING STRUCTURE
- G.5. Alderman Wilhelm vacated her seat at 8:10 p.m. Alderman Taylor moved to adopt Ordinance No. 2014-2129, AN ORDINANCE TO AMEND THE MUNICIPAL CODE TO PROVIDE FOR THE PREVENTION OF BLIGHT CREATED BY THE BOARDING UP OF WINDOWS UPON UNOCCUPIED DWELLING STRUCTURES, as amended. Seconded by Alderman Schmidt. All voted Aye; motion carried.
- GRANT FROM
AMERICAN
TRANSMISSION
COMPANY, LLC
- G.6. Alderman Schmidt moved to accept a \$500 non-matching grant from American Transmission Company, LLC, to be used for the purchase of ash tree replacements within City right-of-way, with a letter of commendation to be sent to Street Superintendent Jerry Schaefer from Mayor Taylor. Seconded by Alderman Mayer. Alderman Wilhelm returned to her seat at 8:13 p.m. On the vote for the main motion, all voted Aye; motion carried.
- EXTENSION OF W.
EVERGREEN ST. FOR
PROPOSED PLEASANT
VIEW PARK
- G.7. Alderman Wilhelm moved to authorize staff to work with the area Alderperson and set-up an informational meeting with the area residents abutting the existing W. Evergreen Street for a selected date in February, and to include staff review for installation of the parking lot along with the project and to seek funding sources to address the parking lot. Seconded by Alderman Taylor. All voted Aye; motion carried.

- S. 76TH ST. & W. RYAN RD. SEWER PROJECT G.8. Alderman Taylor moved to approve the Finance Committee recommendation on South 76th Street and West Ryan Road project financing that financing is available for the project now, but absent any new development agreement or proposal, that completing the engineering and easement work to get the project construction ready might be a valuable interim step with a less upfront cost and then leave open other alternatives for the permanent financing in addition to the one presented, such as Tax Increment Financing or other method. Seconded by Alderman Dandrea. Upon voice vote, Alderman Wilhelm abstained. Motion carried.
- REPORT ON 2013 TID #3 AND #4 G.9. Alderman Taylor moved to place on file the report on Tax Incremental Financing Districts No. 3 and No. 4 results for calendar year 2013. Seconded by Alderman Mayer. Alderman Mayer vacated his seat. On the vote for the main motion, all voted Aye; motion carried.
- CLAIM- BESSIE VAN DINTER G.10. Alderman Taylor moved to deny the claim of Bessie Van Dinter (c/o Anna Wilkowski) for sustained damages to her condominium front door on November 21, 2013 due to the need for the Franklin Fire and Police Departments to forcibly gain access to the residence at 6464 Whitnall Edge Drive in Franklin after several unsuccessful attempts of contacting the homeowner to stop a water leak, pursuant to Wisconsin Statute 893.80(1g), based upon and in concurrence with the insurance adjuster that the investigation revealed that the City of Franklin was not negligent or liable for this incident and should have discretionary immunity. Seconded by Alderman Dandrea. All voted Aye; motion carried. Alderman Mayer returned to his seat at 8:40 p.m.
- MISCELLANEOUS LICENSES H.1. Alderman Taylor moved to grant the following licenses: Operator license to Alexander Proeber, 8405 Nicholson Rd., Caledonia, with a warning letter from the City Clerk; Operator license to Jaime Petricek, 5569 S. 41st St., Greenfield; Taxi Driver license to Rajdeep Grewal, 6508 S. 27th St., Oak Creek; and Taxi Driver and Vehicle license to Harpreet Singh, 3824 S. 16th St., Milwaukee; and held the operator's license application for Jonathan Ceron-Rodriguez, 1633 S. 37th St., Milwaukee, for appearance. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- VOUCHERS AND PAYROLL I.1. Alderman Schmidt moved to approve net general checking account City vouchers in the range of Nos. 150445 through 150675 in the amount of \$1,431,243.95 dated December 27, 2013 through January 3, 2014. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried.

VOUCHERS AND
PAYROLL-
CONTINUED

Alderman Mayer moved to approve net payroll dated December 27, 2013 in the amount of \$366,937.79 (estimate previously approved at \$354,000.00) and payments of the various payroll deductions in the amount of \$220,267.04 (estimate previously approved at \$218,000.00) plus any City matching payments, where required. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve net payroll dated January 10, 2014 in the amount of \$355,830.56 and payroll deductions and City matching payments of \$206,178.00. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve property tax refunds in the range of Nos. 12001 through Nos. 12211 in the amount of \$90,557.24 dated December 27 through December 30, 2013. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to approve \$14,275.00 in additional requests. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:45 p.m. Seconded by Alderman Mayer. All voted Aye; motion carried.