

APPROVED JULY 15, 2014

CITY OF FRANKLIN
COMMON COUNCIL MEETING
JULY 1, 2014
MINUTES

- ROLL CALL A. The regular meeting of the Common Council was held on July 1, 2014 and called to order at 6:37 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, Alderwoman Janet Evans, Alderman Doug Schmidt, and Alderwoman Susanne Mayer. Also present were Assistant City Engineer Ronald Romeis, Director of Finance & Treasurer Paul Rotzenberg, Director of Administration Mark Lubberda, City Attorney Jesse Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT B. Citizen comment period was opened at 6:38 p.m. and closed at 6:41 p.m.
- APPROVAL OF
MINUTES 6/17/14 C.1. Alderwoman Wilhelm moved to approve the minutes of the regular meeting of June 17, 2014, amended at G.17. to include “and the Common Council opted to gather additional information related to G. 22.”. Seconded by Alderman Schmidt. On roll call, Alderman Dandrea, Alderman D. Mayer, Alderwoman Wilhelm, Alderman Schmidt, and Alderwoman S. Mayer voted Aye; Alderwoman Evans voted No. Motion carried.
Alderman D. Mayer moved to reconsider the motion for C.1. to approve the minutes of the regular meeting of June 17, 2014, as amended. Motion died due to the lack of a second.
- APPOINTMENT TO
TECHNOLOGY COMM. E. Alderman D. Mayer moved to confirm the Mayoral appointment of Kevin Brandt to the Technology Commission for a 3-year term expiring April 30, 2017. Seconded by Alderman Schmidt. On roll call, all voted Aye; motion carried.
- CONSENT AGENDA G.1. Mayor Olson requested that Item G.1.b. be removed from the consent agenda.
- DONATIONS Alderman Schmidt then moved to accept donations for the 2014 National Night Out event to be held on August 4, 2014, from Connect Cell in the amount of \$100, from McDonald’s in the amount of \$250, and two donations from Walgreen’s each in the amount of \$125. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

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MAY MONTHLY
FINANCIAL REPORT

Alderman Evans moved to receive and place on file the May 2014 Monthly Financial Report. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. NO. 2014-6999
FINANCIAL ADV.
SERVICES

G.2.

Alderman Schmidt moved to adopt Resolution No. 2014-6999, A RESOLUTION AWARDED BID FOR NON-EXCLUSIVE FINANCIAL ADVISORY SERVICES THRU DECEMBER 31, 2019 TO EHLERS & ASSOCIATES, INC., such contract to be subject to City Attorney review and approval of any changes for consistency with applicable standard City contract terms. Seconded by Alderman M. Dandrea. All voted Aye; motion carried.

RES. NO. 2014-7000
SPECIAL USE FOR
URBAN HEATING AND
COOLING, LLC.

G.3.

Alderman Evans moved to adopt Resolution No. 2014-7000, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A HEATING, VENTILATION AND AIR-CONDITIONING CONTRACTING BUSINESS USE UPON PROPERTY LOCATED AT 8437 SOUTH 27TH STREET (RYAN SOPA, D/B/A URBAN HEATING AND COOLING LLC, APPLICANT). Seconded by Alderman D. Mayer. All voted Aye; motion carried.

CDBG PROGRAM

G.4.

Alderman Dandrea moved to authorize the Director of Administration to submit a Letter of Support for the Southwest Interfaith Elderly Home Support Services Program for at least \$5,000 and project applications for the Senior Travel Program for \$5,000, City Hall ADA Signage for between \$10,000 and \$15,000, installation of proper roof venting for the Senior Meal Program kitchen area for approximately \$20,000, and a Franklin Home Repair Grant Program for qualifying low-income individuals estimated at \$20,000 and that staff is to look into other programs to allocate any funds to assist the homeless. Seconded by Alderman D. Mayer.

Alderman Evans moved to amend the main motion to provide that staff determine the likelihood of availability of a program, timely for the filing of the application, to assist the homeless in the City of Franklin and that funds not to exceed \$5,000 for such program if available, shall be deleted from Items 3 and 4 on the Common Council action sheet in equal amounts. Seconded by Alderman S. Mayer.

There being no objections, Alderman Evans withdrew her motion and Alderman S. Mayer withdrew her second.

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CDBG-continued

Alderswoman Evans then moved to amend the motion to include that staff be directed to research and acquire a Letter of Consent for services for the homeless and adjust funds if appropriate of up to \$5,000. Seconded by Alderswoman S. Mayer.
On the vote for the main motion as amended, all voted Aye. Motion carried.

PARK PROJECTS

G.5. Alderswoman Wilhelm moved that staff contact members of Kayla's Krew and bring back a plan to address using Impact Fees and proceed with the Lions Legend Community Park project and to direct staff to proceed with the necessary steps to complete projects as contemplated in the Adopted 2014 Annual Budget. Seconded by Alderswoman S. Mayer.
Alderswoman Wilhelm moved to call the question. Seconded by Alderswoman Evans. On roll call, Alderman Dandrea, Alderswoman Wilhelm, Alderman Schmidt, and Alderswoman S. Mayer voted Aye; Alderman D. Mayer and Alderswoman Evans voted No. Motion carried.
Upon voice vote for the main motion, Alderman Dandra, Alderswoman Wilhelm, Alderman Schmidt and Alderswoman S. Mayer voted Aye; Alderswoman Evans voted No; and Alderman D. Mayer Abstained. Motion carried.

RES. 2014-7001
SPECIAL
ASSESSMENTS ON
W. EVERGREEN ST.

G.6. Alderswoman Wilhelm moved to adopt Resolution No. 2014-7001, A FINAL RESOLUTION DIRECTING INSTALLATION OF, PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLATION OF SANITARY SEWER, WATER MAIN, SANITARY SEWER LATERALS, WATER MAIN LATERALS, THE EXTENSION OF A PUBLIC STREET INCLUDING CURB AND GUTTER ALONG WITH THE NECESSARY APPURTENANCES ON W. EVERGREEN STREET EXTENSION FROM A POINT 800 FEET EAST OF S. 51ST STREET TO A POINT 1,360 FEET EAST OF S. 51ST STREET, subject to technical corrections by the City Attorney. Seconded by Alderman Schmidt. All voted Aye; motion carried.

RES. 2014-7002
AWARD CONTRACT
FOR EXTENSION OF
W. EVERGREEN ST.
AND PLEASANT VIEW
PARK

G.7. Alderswoman Wilhelm moved to adopt Resolution No. 2014-7002, A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER, BCF CONSTRUCTION, FOR THE EXTENSION OF W. EVERGREEN STREET AND DEVELOPMENT OF PHASE I OF PLEASANT VIEW PARK to include an access road and walkway, water and sewer lateral extensions, the parking lot, the trail connections, ball field, and two tennis courts. Seconded by Alderswoman S. Mayer. All voted Aye; motion carried.

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- ORD. 2014-2143
ECONOMIC DEV.
COMMISSION
- G.8. Alderman Schmidt moved to adopt Ordinance No. 2014-2143, AN ORDINANCE TO AMEND 10-8. OF THE MUNICIPAL CODE PERTAINING TO THE POWERS AND DUTIES AND ADMINISTRATIVE RULES AND MEMBERSHIP OF THE FORWARD FRANKLIN ECONOMIC DEVELOPMENT COMMITTEE AND TO RENAME THE COMMITTEE THE “ECONOMIC DEVELOPMENT COMMISSION”, as presented on the Common Council action sheet with the exception that the Commission be comprised of seven members, one of whom shall be an Alderperson. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- ATTENDANCE AT
TRAINING COURSE
ENVIRONMENTAL
COMM. MEMBERS
- G.9. Alderman D. Mayer moved to authorize two members of the Environmental Commission to attend the Great Lakes Advanced Training Course being held at the Wehr Nature Center, or other such similar appropriate training, and that the registration fees of \$75 per person be charged to the “Conferences and Seminars” operating line item of the Planning Department 2014 Budget. Seconded by Alderwoman Evans. All voted Aye; motion carried.
- AGREEMENT WITH
GRAEF-USA, INC. AND
RUEKERT-MIELKE,
INC. ENGINEERING
SERVICES
- G.10. Alderman Schmidt moved to authorize the Mayor to execute Professional Services Agreements between the City of Franklin and Graef-USA, Inc. and Ruekert-Mielke, Inc. for the provision of general municipal engineering services on an hourly, as-needed basis during the period of the vacancy in the City Engineer/Director of Public Works position and subject to authorized appropriations, subject to contract review and changes by the City Attorney for compliance with the standard City of Franklin contract terms and form. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- CLAIM OF SHAWN
GRANT
- G.11. Alderwoman Wilhelm moved to deny the claim of Shawn Grant alleging that a stone came off a City DPW dump truck that hit and cracked his vehicle’s windshield while driving on W. Loomis Road on June 16, 2014, pursuant to Wisconsin Statute 893.80(1g), based upon and in concurrence with the insurance adjuster that the investigation revealed no negligence on behalf of the City of Franklin. Seconded by Alderman Schmidt. There being no objections, Alderwoman Wilhelm withdrew her motion and Alderman Schmidt withdrew his second.
- Alderwoman Evans moved to enter closed session at 8:20 p.m. pursuant to 19.85(1)(e) and (g), Wis. Stats., to consider a notice of claim from Shawn Grant alleging that a stone came off a City DPW dump truck that hit and cracked his vehicle’s windshield

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while driving on W. Loomis Rd. on June 16, 2014, and may reenter open session at the same place thereafter to act on such

CLAIM OF SHAWN
GRANT-continued

matters discussed therein as it deems appropriate. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 8:30 p.m., Alderwoman Wilhelm moved to deny the claim of Shawn Grant alleging that a stone came off a City DPW dump truck that hit and cracked his vehicle's windshield while driving on Loomis Road on June 16, 2014, pursuant to Wisconsin Statute 893.80(1g), based upon and in concurrence with the insurance adjuster that the investigation revealed no negligence on behalf of the City of Franklin. Seconded by Alderman Dandrea. Upon voice vote, Alderman Dandrea, Alderwoman Wilhelm, Alderwoman Evans, Alderman Schmidt, and Alderwoman S. Mayer voted Aye; Ald Mayer voted No. Motion carried.

COMMITTEE OF THE
WHOLE
RECOMMENDATIONS

G.12.

Upon recommendation of the Committee of the Whole, moved to A. No action was taken on on concept review for a proposed multi-family memory care residence facility development at approximately 9201 W. Drexel Ave. (LaSalle Group, Inc., applicant).

B. Alderman D. Mayer moved that the Common Council accept the Director of Administration memorandum dated July 1, 2014, relating to economic development goals, priorities, and activities and action steps for moving forward, and that staff proceed accordingly, consistent with and including the comments from the Common Council President. Seconded by Alderman Schmidt. All voted Aye; motion carried.

C. Restructuring of the Forward Franklin Economic Development Commission was acted upon in Item G.8.

D. Alderman D. Mayer moved to authorize the Economic Development Commission and Alderwoman Wilhelm to seek alternate funding sources, grants for economic development studies. Seconded by Alderman Dandrea. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES

H.1.

Alderman Dandrea moved that all items listed on the July 1, 2014, License Committee agenda and not acted upon at this meeting of the Common Council be referred to the July 15, 2014, meeting. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

Alderman Dandrea moved to grant Reserve Class B Combination license to Federation of Croatian Societies, Inc., Josef Pelicaric, Agent, 9100 S. 76th Street, and further moved to approve an economic grant for Reserve Class B Combination in the amount of \$9,800 based on hardship, as recommended by the License

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Committee. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

MISCELLANEOUS
LICENSES-continued

Alderman Evans moved to grant an operator's license to Amy Mast, W186S8961 Cardinal Ct., Muskego, with a warning letter from the City Clerk; and further moved to grant a Class B Combination, and Entertainment and Amusement license to Little Cancun LLC, Veronica Cervera, Agent, 7273A S. 27th St., with regard to full code and statutory compliance. Seconded by Alderman Schmidt. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I.1. Alderman D. Mayer moved to approve net general checking account City vouchers in the range Nos. 152601 through 152786 in the amount of \$672,699.69 dated June 13, 2014 through June 26, 2014. Seconded by Alderman Evans. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve net general checking account City vouchers in the range Nos. 152787 through 152808 in the amount of \$479,071.50 dated June 27, 2014 through July 1, 2014. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve the net payroll dated June 27, 2014 in the amount of \$336,628.66 and payments of the various payroll deductions in the amount of \$421,917.09 plus any City matching payments, where required. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

Alderman Dandrea moved to approve the net payroll dated July 11, 2014 estimated at \$362,000.00 and payments of the various payroll deductions estimated at \$235,000.00 plus any City matching payments, where required. Seconded by Alderman S. Mayer. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve property tax payment void No. 12870 in the amount of (\$5,874.58). Seconded by Alderman Evans. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Schmidt moved to adjourn the meeting at 9:10 p.m. Seconded by Alderman D. Mayer. All voted Aye; motion carried.