

CITY OF FRANKLIN
BOARD OF WATER COMMISSIONERS
JULY 17, 2018
MEETING MINUTES

CALL TO ORDER AND
ROLL CALL:

The regular meeting of the Franklin Board of Water Commissioners was held on July 17, 2018 and called to order at 5:15 p.m. by Chairman Grobner in the Hearing Room, Franklin City Hall, 9229 W. Loomis Road, Franklin, Wisconsin.

On roll call, the following were in attendance: Commissioners Grobner, Schubilske, Peterson, Takerian and Graef. Also present were Manager Morrow, Superintendent Roberts and City Attorney Wesolowski. Excused were Assistant Manager Arnold and Director of Finance & Treasurer Rotzenberg.

CITIZEN COMMENT PERIOD AND
CORRESPONDENCE:

None.

MINUTES APPROVED:

Commissioner Peterson moved to approve the minutes of the June 19, 2018 regular meeting. Seconded by Commissioner Graef. All voted Aye; motion carried.

VOUCHER LIST:

Commissioner Graef moved to approve the Vouchers for July, 2018, in the amount of \$27,581.62. Seconded by Commissioner Schubilske. All voted Aye; motion carried.

REPORT ON WATER SYSTEM
PERFORMANCE:

Superintendent Roberts reported that meter change outs slowed down due to lack of meters, two hydrants were hit and repaired this past month and replaced a 6 inch water lateral valve in the Industrial Park. The Puetz water tower will be soft washed in the next month vs. powerwashed which saves about \$60,000. Well house No. 2 was razed and grass planted.

DISTRIBUTION & COLLECTION/
ADMINISTRATIVE OPERATIONS
UPDATE:

UNFINISHED BUSINESS

CITY OF OAK CREEK V. PUBLIC SERVICE COMMISSION OF WISCONSIN, MILWAUKEE COUNTY CIRCUIT COURT CASE NO. 2018-CV-005591, PETITION FOR JUDICIAL REVIEW OF THE FINAL DECISION DATED JUNE 7, 2018 AND THE ORDER TO REOPEN AND GRANTING EXTENSION OF TIME DATED OCTOBER 24, 2017 BY THE PUBLIC SERVICE COMMISSION OF WISCONSIN IN DOCKET NO. 4310-CW-109:

Commissioner Graef moved to enter closed session at 5:19 p.m. pursuant to Wis. Stat § 19.85(1)(g) to deliberate upon and to confer with legal counsel for the Board who is rendering advice concerning strategy to be adopted by the Board with regard to litigation upon the *City of Oak Creek v. Public Service Commission of Wisconsin*, Milwaukee County Circuit Court Case No. 2018-CV-005591, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Commissioner Peterson. On roll call, all voted Aye; motion carried.

Commissioner Schubilske moved to reconvene in open session at 5:30 p.m. Seconded by Commissioner Peterson. On roll call, all voted Aye. Motion carried.

WHOLESALE PUBLIC WATER
SUPPLY TO FRANKLIN 2024:

Commissioner Graef moved to enter closed session at 5:31 p.m. pursuant to Wis. Stat § 19.85(1)(e) to deliberate upon information, terms and provisions of the potential provision of public water supply to the City of Franklin as related to the City, the Franklin Municipal Water Utility and its customers in 2024 and beyond; and the potential negotiation of terms in relation thereto, including, but not limited to potential amendments to the Agreement for Oak Creek to Provide Water at Wholesale to Franklin, potential agreement terms with alternate public water supply sources, and the investing of public funds and governmental actions in relation thereto, for competitive and bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Commissioner Takerian. On roll call, all voted Aye; motion carried.

Commissioner Graef moved to reconvene in open session at 6:12 p.m. Seconded by Commissioner Schubilske. On roll call, all voted Aye. Motion carried.

Commissioner Takerian moved to reconsider/return to Agenda Item 6A which is the Oak Creek Petition for Review Circuit Court Action. Seconded by Commissioner Peterson. On roll call, all voted Aye. Motion carried.

Commissioner Schubilske moved to note for the record that Franklin will participate in the Petition for Review Circuit Court Action as a party with substantial interests as it did in the prior Public Service Commission docket cases which are the subject of the Review in conjunction with legal counsel appointed by the City of Franklin insurer. Seconded by Commissioner Graef. On roll call, all voted Aye. Motion carried.

KAEMPFER & ASSOCIATES FOR
WATER TOWER STUDY:

Commssioner Peterson moved to approve the agreement with Kaempfer & Associates. Seconded by Commissioner Graef. On roll call, all voted Aye. Motion carried.

NEW BUSINESS

2018 2Q WATER USAGE STATS:

In Director of Finance & Treasurer Rotzenberg's absence Manager Morrow reviewed 2nd quarter water usage stats.

BOARD OF WATER
COMMISSIONERS' SIGNING
OBLIGATIONS:

Manager Morrow reviewed an email from the Mark Luberda, Director of Administration, regarding personal liability when signing as a Board of Water Commissioner.

ADJOURNMENT:

Commissioner Takerian moved to adjourn the meeting at 6:18 p.m. Seconded by Commissioner Schubilske. All voted Aye; motion carried.