

APPROVED JUNE 20, 2017

CITY OF FRANKLIN COMMON COUNCIL MEETING JUNE 6, 2017 MINUTES

ROLL CALL

A.1. The regular meeting of the Common Council was held on June 6, 2017 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 Luberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

CITIZEN COMMENT

B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:32 p.m.

APPROVAL OF MINUTES

C.1. Alderman Barber moved to approve the minutes of the regular Common Council Meeting of May 16, 2017 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.

C.2. Alderman Dandrea moved to approve the minutes of the Special Common Council Meeting of May 22, 2017 as presented at this meeting. Seconded by Alderman Mayer. All voted Aye; motion carried.

PUBLIC HEARINGS 2025 COMPREHENSIVE MASTER PLAN AMENDMENT

D.2. A public hearing was called to order at 6:35 p.m. regarding a proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the future land use map use designation for property located at the northwest corner of South 76th Street and West Oakwood Road, from Business Park use and areas of natural resource features use to residential use and areas of natural resource Features use (Neumann Developments, Inc., Applicant). The property which is the subject of this application bears Tax Key No. 934-9992-010, consisting of approximately 43.63 total acres of land. This public hearing is being held pursuant to the requirements of Wis. Stat. § 66.1001(4)(d). The public hearing was closed at 6:35 p.m.

ORD. 2017-2270
AMEND 2025 FUTURE LAND USE
MAP – S. 76TH ST & W.
OAKWOOD RD. (NEUMANN
DEVELOPMENTS, INC.,
APPLICANT)

G.3. Alderman Nelson moved to adopt Ordinance No. 2017-2270, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SOUTH 76TH STREET AND WEST OAKWOOD ROAD FROM BUSINESS PARK USE AND AREAS OF NATURAL RESOURCE FEATURES USE TO RESIDENTIAL USE AND AREAS OF NATURAL RESOURCE FEATURES USE (APPROXIMATELY 43.63 ACRES) (NEUMANN DEVELOPMENTS, INC., APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

ORD. 2017-2271
AMEND UDO (ZONING MAP) AT
76TH ST AND W. OAKWOOD RD.
(NEUMANN DEVELOPMENTS,
INC., APPLICANT)

G.4. Alderman Nelson moved to adopt Ordinance No. 2017-2271, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE A CERTAIN PARCEL OF LAND FROM R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT, R-8 MULTIPLE-FAMILY RESIDENCE DISTRICT AND FW FLOODWAY DISTRICT TO R-5 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT AND FW FLOODWAY DISTRICT (THE NORTHWEST CORNER OF SOUTH 76TH STREET AND WEST OAKWOOD ROAD) (APPROXIMATELY 43.63 ACRES) (NEUMANN DEVELOPMENTS, INC., APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

D.1. A public hearing was called to order at 6:40 p.m. regarding a proposed ordinance to amend the City of Franklin 2025 Comprehensive Master Plan to change the future land use map use designation for two properties located at approximately 9733 South 76th Street, from commercial use to residential-multi-family use and areas of natural resource features use (Neumann Developments, Inc., Applicant). The properties which are the subject of this application bear Tax Key Nos. 896-9999-007 and 896-9999-008, consisting of approximately 15.04 acres of land (Tax Key No. 896-9999-008) and approximately 2.73 acres of land (Tax Key No. 896-9999-007) (Total acreage approximately 17.77 acres). This public hearing is being held pursuant to the requirements of Wis. Stat. § 66.1001(4)(d). The public hearing was closed at 6:40 p.m.

- ORD. 2017-2272
AMEND 2025 FUTURE LAND USE
MAP AT 9733 S. 76TH ST.
(NEUMANN DEVELOPMENTS,
INC., APPLICANT)
- G.1. Alderman Nelson moved to adopt Ordinance No. 2017-2272, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP FOR PROPERTY LOCATED AT APPROXIMATELY 9733 SOUTH 76TH STREET FROM BUSINESS PARK USE TO RESIDENTIAL-MULTI-FAMILY USE AND AREAS OF NATURAL RESOURCE FEATURES USE (APPROXIMATELY 15.04 ACRES (TAX KEY NO. 896-9999-008); 2.73 ACRES (TAX KEY NO. 896-9999-007)) (NEUMANN DEVELOPMENTS, INC., APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.
- ORD. 2017-2273
AMEND UDO (ZONING MAP) AT
9733 S. 76TH ST. (NEUMANN
DEVELOPMENTS, INC.,
APPLICANT)
- G.2. Alderman Nelson moved to adopt Ordinance No. 2017-2273, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE TWO PARCELS OF LAND FROM BP BUSINESS PARK DISTRICT TO R-8 MULTIPLE-FAMILY RESIDENCE DISTRICT (APPROXIMATELY 9733 SOUTH 76TH STREET) (APPROXIMATELY 15.04 ACRES (TAX KEY NO. 896-9999-008); 2.73 ACRES (TAX KEY NO. 896-9999-007)) (NEUMANN DEVELOPMENTS, INC., APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.
- APPOINTMENT TO FAIR
COMMISSION
- E. Alderman Taylor moved to confirm the Mayoral appointment of Alderman Dan Mayer to the Fair Commission, expiring on 4/16/19. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.
- LETTER FROM COUNTY
EXECUTIVE – ACTIVATION OF
NEW DIGITAL CONSOLES
- F.1. Mayor Olson noted a letter from County Executive Chris Abele regarding activation of new digital consoles at six dispatch centers: Milwaukee County OEM-911, Milwaukee County Transit System, Oak Creek, Franklin, Cudahy and Greendale.
- LETTER FROM
INTERGOVERNMENTAL
CORPORATION COUNCIL
- F.2. Mayor Olson noted a letter from Intergovernmental Cooperation Council to President Donald Trump Regarding Budgeted Reductions by the Environmental Protection Agency for Great Lakes Pollution Cleanup and Protection.

RES. 2017-7276
EXPANSION OF USE FOR MILW.
CO. HOUSE OF CORRECTIONS
9225 S. 68TH ST. (JOSE
HERNANDEZ, ASST
SUPERINTENDENT, HOC,
APPLICANT)

G.5. Alderman Dandrea moved to adopt Resolution No. 2017-7276, A RESOLUTION APPROVING AN EXPANSION OF A LEGAL NONCONFORMING USE FOR MILWAUKEE COUNTY HOUSE OF CORRECTIONS LOCATED AT 9225 SOUTH 68TH STREET (JOSE HERNANDEZ, ASSISTANT SUPERINTENDENT OF THE MILWAUKEE COUNTY HOUSE OF CORRECTIONS, APPLICANT). Seconded by Alderman Nelson. All voted Aye; motion carried.

RES. 2017-7277
APPROVAL OF SPECIAL USE AT
5621 W. RAWSON AVE. (SUSAN
VAN ERDEN,
OWNER/OPERATOR, DOWN-N-
CHEESY LLC., APPLICANT)

G.6. Alderman Barber moved to adopt Resolution No. 2007-7277, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A FOOD TRUCK BUSINESS USE UPON THE RAWSON PUB PROPERTY LOCATED AT 5621 WEST RAWSON AVENUE (SUSAN C. VAN ERDEN, OWNER/OPERATOR OF DOWN-N-CHEESY LLC, APPLICANT). Seconded by Alderman Mayer. All voted Aye; motion carried.

ORD. 2017-2274
AMEND UDO TO UPDATE
PROVISIONS BETWEEN WI DNR
CODE & REGULATIONS FOR
STORM WATER MANAGEMENT

G.7. Alderman Dandrea moved to adopt Ordinance No. 2017-2274, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT WITHIN SECTION 15-8.0607: PERFORMANCE STANDARDS, TO UPDATE ITS PROVISIONS AND RESOLVE CONFLICTS BETWEEN WISCONSIN DEPARTMENT OF NATURAL RESOURCES WISCONSIN ADMINISTRATIVE CODE STANDARDS AND REGULATIONS AS THEY PERTAIN TO STORM WATER MANAGEMENT WITHIN THE CITY OF FRANKLIN. Seconded by Alderman Barber. All voted Aye; motion carried.

RES. 2017-7278
CHANGE ORDER 2 WITH LUNDA
CONST. CO.
W. ST. MARTINS RD. BRIDGE

G.8. Alderman Nelson moved to adopt Resolution No. 2017-7278, A RESOLUTION AUTHORIZING CHANGE ORDER 2 WITH LUNDA CONSTRUCTION COMPANY TO EXECUTE COST REDUCTION INCENTIVE PROPOSAL FOR WEST ST. MARTINS ROAD BRIDGE. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

ORD. 2017-2275
AMEND MUNICIPAL CODE TO
CREATE LICENSE FEES TO
ADMINISTER RETAIL FOOD &
RECREATIONAL PROGRAMS

G.9. Alderman Barber moved to adopt Ordinance No. 2017-2275, AN ORDINANCE TO AMEND §169-1. LICENSES REQUIRED OF THE MUNICIPAL CODE TO CREATE CERTAIN LICENSE FEES AS AUTHORIZED BY THE CONTRACT TO

ADMINISTER THE RETAIL FOOD AND RECREATIONAL PROGRAMS FOR THE STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION. Seconded by Alderman Mayer. All voted Aye; motion carried.

AMENDMENT TO PURCHASE ORDER FOR INSTALLATION OF CARPETING IN CITY HALL

G.10. Alderwoman Wilhelm moved to authorize the Director of Administration to execute an amendment to the purchase order with Building Service Incorporated for an additional \$898 to incorporate the installation of a moisture barrier underlayment. Seconded by Alderman Mayer. All voted Aye; motion carried.

ORD. 2017-2276
AMEND ORD. 2016-2240 TO REALLOCATE APPROPRIATIONS FOR HEALTH GRANTS FOR COPIER PURCHASE

G.11. Alderman Mayer moved to adopt Ordinance No. 2017-2276, AN ORDINANCE TO AMEND ORDINANCE 2016-2240, AN ORDINANCE ADOPTING THE 2017 ANNUAL BUDGET FOR THE GRANTS FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2017 TO REALLOCATE APPROPRIATIONS FOR HEALTH GRANTS TO PROVIDE FOR A COPIER PURCHASE. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

APRIL 2017 FINANCIAL REPORT

G.12. Alderman Mayer moved to receive and place on file the April 2017 Financial Report. Seconded by Alderman Barber. All voted Aye; motion carried.

LICENSES AND PERMITS

H.1. Alderman Taylor moved to approve the following:
Grant 2016-17 and 2017-18 Class B Beer License, subject to Agent completing Responsible Beverage Server training course, to Top Dog Restaurants LLC, Agent/Owner John O'Malley, 7178 S. 76th St.;
Hold 2016-17 and 2017-18 Operator license applications for Molly Baron, 206 W Jefferson St., Apt A, Oconomowoc, pending her contacting Clerk's Office;
Grant 2016-17 and 2017-18 Operator licenses to Peter Mundschau, 213 Fountain Ave., Waukesha; Katelyn Edwards, 1241 E. Sommers Dr. Oak Creek; Alicia Kontowski, 5626 Middle Rd., Caledonia; Kelsey Lonergan, 7456 W. Brunn Dr., Franklin; Megan Wlodarski, 5629 S. Berkshire Ct., New Berlin;
Grant 2016-17 and 2017-18 Operator license with a warning letter from City Clerk to Jason Johnson, 1533 S. Green Bay Rd., #203, Mount Pleasant;
Hold 2016-17 Operator license for appearance for Matthew Johnson, 11200 W. Cleveland Ave., #G12, West

Allis;

No action needed for 2017-18 Class B Combination license application for La Toscana Restaurant LLC, Agent Mirela Sopigoti, 8405 S. 27th St.;

Grant 2017-18 Entertainment & Amusement license, subject to satisfactory inspections, to Prime Timez, LLC, Agent Mohammed Nowman, 6544 S. Lovers Lane Rd.;

Grant 2017-18 Amusement Device licenses to American Entertainment, Owner Ken Grothman, W337 S5059 Hwy GG, Dousman; Games R Us Inc., Owner Steven Murphy, W144 S6315 College Ct., Muskego; National Amusements, Owner Janis Thein, 2740 S. 9th Pl., Milwaukee; Reggie's Amusements, LLC, Owner Reginald Zeniecki, 4918 S. Packard Ave., Cudahy;

Grant 2016-17 and 2017-18 Daycare license, subject to satisfactory inspections, to Discovery Days Childcare III, Inc., Manager Tina Kraussel, 9758 S Airways Ct.;

Grant 2017-18 Auto Salvage license, subject to satisfactory inspections, to Al's Auto Salvage, Owner Albert Schill, 10942 S. 124th St.; Durham Auto Salvage & Sales Inc., Manager Couillard, Gilbert, 10528 S 124th St.;

Grant 2017-18 Operator licenses to Karen Ban, 5629 S. Berkshire Ct., New Berlin; Alicia Bellanger, 9315 S. Orchard Park Cir., #3A, New Berlin; Breanna Chacon, 3446 Links Dr., Franklin; Megan Dietrich, 828 S. 101st St., West Allis; Whitney Dohr, 8550 River Terrace Dr., Franklin; Sophia Dreyer, 8180 S. 20th St., Oak Creek; Dale Hasenstein, 3033 S. 91st St., West Allis; Katie Hertel, 10512 W. Cortez Cir., #23, Franklin; Marie Idzikowski, 5348 S. 8th St., Milwaukee; Barbara Jakubczak, 5003 S. 26th St., Milwaukee; John Lehman, 1301 S. 76th St., West Allis; Michael Lloyd, 8908 W. Vernon Ct., Milwaukee; Michelle Lucchesi, 2050 W. Van Beck Ave., Milwaukee; Michael Magolan, W125 S8583 Countryview Ct., Muskego; Judith Mantey, 2815 W. Hilltop Ln., Franklin; Lauren Mather, 8948 S. Barn Owl, Ct., Franklin; Michelle McDonald, 718 S. 112th St., West Allis; Martha Norman, 9741 S. Deerpath Dr., Oak Creek; Andrew Page, 4642 W. Crawford Ave., Greenfield; Tiffany Plowman, 6559 S. Whitnall Edge Rd., Franklin; Theresa Przybylski, 1334 Mackinac Ave., South Milwaukee; Taylor Purdy, 938 S. 75th St., West Allis; Syed Rizvi, 7164 S. Madison Ct., Franklin; Christine Rozewicz, 8123 S. Legend Dr., Unit A, Franklin; Amanda Schaefer, 10324 W. Bunzel Ave., Hales Corners; Lisa

Schaefer, 2905 N. Newhall St., Unit 501, Milwaukee; Sanjeev Sharma, 2445 W. Briar Lake Way, #2B, Oak Creek; Daniel Stadler, S73 W14901 Candlewood Ln., Muskego; Rafal Szot, 4618 S. 50th St., Greenfield; Denise Thompson, 4601 S. Ahmedi Ave., St Francis; Caroline Toberna, 8240 Fairmont Ln., Greendale; Meredith Yanke, 7030 Lindner Dr., Franklin; Roger Young, 5600 Mockingbird Ln., #C102, Greendale;

Hold 2017-18 Operator license applications for appearance from Jerime Hetzel, 24214 Burmeister Rd., Union Grove; Megan Rongolt, 3344 Marina Rd., #220, South Milwaukee; Maxwell Van Egeren, 2752 N. Bartlett Ave., #4, Milwaukee.

Grant Extraordinary Entertainment & Special Event license to the American Diabetes Association-Tour De Cure (Bonnie Aman) for their Bike Ride through Franklin on July 22, 2017.

Seconded by Alderman Barber. All voted Aye; motion carried.

VOUCHERS AND PAYROLL

- I.1. Alderman Dandrea moved to approve the following:
City vouchers with an ending date of June 1, 2017 in the amount of \$1,191,508.05; Payroll dated May 26, 2017 in the amount of \$365,399.64 and payments of the various payroll deductions in the amount of \$389,455.41, plus City matching payments; and Estimated payroll dated June 9, 2017 in the amount of \$365,000.00 and payments of the various payroll deductions in the amount of \$212,000.00, plus City matching payments and Property tax investments and refunds with an ending date of June 1, 2017 in the amount of \$2,803,246.35 and the release of various vendor payments not to exceed \$110,510.95 and release of 2017 Franklin Civic Celebration deposits and prepayments not to exceed \$82,300.00. Seconded by Alderman Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 7:50 p.m. Seconded by Alderman Barber. All voted Aye; motion carried.