

APPROVED JUNE 7, 2016

CITY OF FRANKLIN
COMMON COUNCIL MEETING
MAY 17, 2016
MINUTES

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| ROLL CALL | A. | The regular meeting of the Common Council was held on May 17, 2016 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 D. Mayer, Alderwoman Kristen Wilhelm (arrived at 6:32 p.m.), Alderman Steve Taylor, Alderman Mike Barber and Alderwoman Susanne Mayer. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Lubberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski. |
| EAGLE SCOUT
PROCLAMATION | B.2.(a) | Mayor Olson and Alderman D. Mayer presented a Proclamation for Eagle Scout Court of Honor to Jack Pantaleo. |
| CITIZEN COMMENT | B.1. | Citizen comment period was opened at 6:37 p.m. and closed at 7:04 p.m. |
| MAYORAL
ANNOUNCEMENT | B.2.(b) | Mayor Olson noted a Public Policy Forum 24th Annual Salute to Local Government that will be held on June 21, 2016. |
| APPROVAL OF MINUTES | C. | Alderman Dandrea moved to approve the minutes of the regular Common Council Meeting of May 3, 2016 as presented at this meeting. Seconded by Alderwoman S. Mayer. All voted Aye; motion carried. |
| MAYORAL
APPOINTMENTS TO
BOARDS/COMMISSIONS | E.1.(a) | Alderwoman S. Mayer moved to confirm the Mayoral appointment of Arthur Skowron, 9046 S. Cordgrass Circle East, Ald. Dist. 6, to the Environmental Commission to fill the unexpired 3-year term expiring 4/30/2017. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried. |
| | E.1.(b) | Alderman Barber moved to confirm the Mayoral appointment of Stephanie Flynn, 7473 Riverview Road, Ald. Dist. 5, to the Environmental Commission for a 3-year term expiring 4/30/19. Seconded by Alderman Taylor. On roll call, all voted Aye. Motion carried. |
| | E.1.(c) | Alderman D. Mayer moved to confirm the Mayoral appointment of Joel Pesch, 8103 S. Chapel Hill Dr., Ald. Dist. 2, to the Personnel Committee to fill the unexpired 3-year term expiring 4/30/18. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried. |

- E.1.(d) Alderwoman Wilhelm moved to confirm the Mayoral appointment of Jaspreet Kaur, 6874 S. Dory Drive., Ald. Dist. 3, to the Technology Commission to fill the unexpired 3-year term expiring 4/30/2018. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.(e) Alderwoman Wilhelm moved to confirm the Mayoral appointment of Layne Litwin, 7382 S. Hillendale Dr., Ald. Dist. 3, to the Technology Commission to fill the unexpired 3-year term expiring 4/30/2018. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.1.(f) Alderman Barber moved to confirm the Mayoral appointment of Robert Campbell, 5416 W. Behrendt St., Ald. Dist. 5, to the Board of Zoning and Building Appeals for a 3-year term expiring 4/30/19. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.(g) Alderman D. Mayer moved to confirm the Mayoral appointment of Anthony Megna, 10321 W. Church St., Ald. Dist. 2, to the Board of Zoning and Building Appeals for a 3-year term expiring 4/30/19. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.
- E.1.(h) Alderwoman S. Mayer moved to confirm the Mayoral appointment of Robert Montgomery, 8570 S. 116th St., Ald. Dist. 6, to the Board of Zoning and Building Appeals for a 3-year term expiring 4/30/19. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

BOARD/COMMISSION
APPOINTMENTS

- E.2. Alderwoman Wilhelm moved to confirm the appointment by Alderwoman Kristen Wilhelm of James Luckey, 4925 W. Rawson Ave., Ald. Dist. 3, to the Board of Review to fill a 3-year unexpired term expiring on 4/30/2017. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.
- E.3. Alderman Dandrea moved to confirm the appointment by Alderman Dandrea of Peter Jankowski, 8160 S. 77th St., Ald. Dist. 1, to the Board of Review for a 3-year term expiring 4/30/2019. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

CHILD DEVELOPMENT
WEBSITE

- G.1. Alderman Taylor moved to authorize the Director of Health and Human Services to launch a stand-a-lone website by the Health Department to promote child development screening and further, the City website, as an informational service, would provide a link to the child development screening service in its website on

the Health Department homepage. Seconded by Alderman Barber. All voted Aye; motion carried.

TOBACCO POSTER
CONTEST WINNERS

G.2. Alderman D. Mayer moved to accept the report on the 20th Annual Franklin Students Tell the Truth about Tobacco Poster Contest Winners. Seconded by Alderman Taylor. All voted Aye; motion carried.

TEMPORARY STREET
CLOSURE (SCHLUETER
PKWY.) FOR “FRANKLIN
FAMILY FUN FLICK”

G.3. Alderwoman Wilhelm moved to approve a street closure on Schlueter Parkway from W. Drexel Avenue to Legend Drive on Wednesday, June 15, 2016 in conjunction with the City of Franklin sponsored “Franklin Family Fun Flick”. Seconded by Alderman Barber. All voted Aye; motion carried.

PROPOSED SELF-
STORAGE ON S. 27TH ST.
(HIGHLAND DEV.
VENTURES, LLC)

G.4. A concept review of the proposed self-storage facility upon property located at 6803, 6805 and 6807 South 27th Street (Highland Development Ventures, LLC, Applicant) was presented by the applicant. No action was required by the Common Council at this time.

GRAEF PROFESSIONAL
SERVICES RELATED TO
BALLPARK COMMONS
PROJECT

G.5. Alderman Taylor moved to authorize the execution of a Professional Services Agreement with Graef-USA Inc. for services related only to the Ballpark Commons Project in an amount not to exceed \$20,000 time and materials, pending review by City Attorney, with funding from Unrestricted Contingency Account. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. 2016-7198
CHANGE ORDER WITH
STARK PAVEMENT TO
2016 LOCAL STREET
IMPR. PROGRAM

G.6. Alderman Taylor moved to adopt Resolution No. 2016-7198, A RESOLUTION AWARDED A CONTRACT CHANGE ORDER TO STARK PAVEMENT CORPORATION IN THE AMOUNT OF \$117,769 AS AN ADDITION TO THE 2016 LOCAL STREET IMPROVEMENT PROGRAM. Seconded by Alderman D. Mayer.
Alderwoman Wilhelm moved to call the question. Seconded by Alderwoman S. Mayer. On roll call, Alderwoman Wilhelm and Alderwoman S. Mayer voted Aye; Alderman Dandrea, Alderman D. Mayer, Alderman Taylor and Alderman Barber voted No. Motion to call the question failed.
Upon voice vote to adopt Resolution No. 2016-7198, all voted Aye; motion carried.

ORDINANCE TO
AMEND THE UDO
NATURAL RESOURCE
PROTECTION
STANDARDS

G.7. [Note: Action invalid due to no prior public hearing process; subsequent to Common Council meeting, subject matter was scheduled for public hearing on June 9, 2015.]
Alderman D. Mayer moved to adopt AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE

TEXT TO ADD A FOOTNOTE TO TABLE 15-4.0100 TO PROVIDE THAT ALL PUBLIC (FEDERAL, STATE, COUNTY, AND CITY OWNED) STREETS, SIDEWALKS AND TRAILS CONSTRUCTION SHALL CONDITIONALLY NOT BE IN SUBJECT TO THE NATURAL RESOURCE FEATURES PROTECTION STANDARDS FOLLOWING THE REVIEW AND APPROVAL OF AN APPLICATION THEREFORE BY THE COMMON COUNCIL (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Dandrea.

Aldermwoman Wilhelm moved to allow the City Attorney to work with staff to provide a procedure. Seconded by Alderman Taylor. On roll call, Aldermwoman S. Mayer, Alderman Barber, Alderman Taylor, Aldermwoman Wilhelm and Alderman Dandrea voted Aye; Alderman D. Mayer voted No. Motion carried.

Upon voice vote for the adoption of the Ordinance as amended, all voted Aye; motion carried.

AMENDMENT TO GRAEF CONSULTING FOR ENGINEERING SERVICES (5500 W. AIRWAYS AVE.) G.8.

Aldermwoman Wilhelm moved to authorize staff to execute Professional Services Amendment to Graef-USA Inc. in the amount of \$9,750 for engineering services (5500 W. Airways Avenue). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2016-7199 TO SIGN MMSD GREEN SOLUTIONS FUNDING AGREEMENT AT 3723 W. PUETZ RD. G.9.

Alderman Dandrea moved to adopt Resolution No. 2016-7199, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO SIGN A GREEN SOLUTIONS FUNDING AGREEMENT WITH MILWAUKEE METROPOLITAN SEWERAGE DISTRICT FOR PAVERS AT FRANKLIN WOODS (3723 W. PUETZ RD.). Seconded by Alderman D. Mayer. All voted Aye; motion carried.

DESIGN WATER/SEWER PROJECT AT S. WOELFEL RD. AND W. RAWSON AVE. G.10.

Alderman D. Mayer moved to place on file the direction to staff to solicit an engineering consultant to prepare a proposal for a water and sewer project at S. Woelfel Road and W. Rawson Avenue. Seconded by Alderman Taylor. All voted Aye; motion carried.

2015 FINANCIAL REPORT ON TID 3 AND 4 G.11.

Alderman Taylor moved to place on file the Financial Report on Tax Incremental Financing District 3 and 4 for Calendar Year 2015. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

REPORT ON CONTRACTS AWARDS FOR CDBG G.12.

No action was taken on a summary of the recent project activity on the City of Franklin City Hall ADA Signage and Senior Meal program Site Kitchen Area Roof Venting.

- RES. 2016-7200
DESIGNATION OF
OFFICIAL NEWSPAPER
- G.13. Alderman D. Mayer moved to adopt Resolution No. 2016-7200, A RESOLUTION DESIGNATING AN OFFICIAL NEWSPAPER. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- CLAIM FROM MARY
NEUBAUER
- G.14. Alderman Taylor moved to deny the claim of Nary Neubauer pursuant to Wisconsin Statute 893.80(1g), based upon and in concurrence with counsel, Attorney William Ehrke, as the investigation revealed that the City of Franklin was not involved in any way with her alleged injury as discussed in the Council Action Sheet. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
- LICENSES AND PERMITS
- H.1. Alderman Taylor moved to approve the following:
Hold 2015-16 and 2016-17 Operator license applications for appearance from Akia Harmon, 6826 W. Lancaster Ave., Milwaukee; and Sarah Heun, 4905 W. Hunting Park Dr., Franklin; and
Grant 2015-16 Operator License to James Steuck, 3119 S. 22nd St., #19, West Allis, subject to submittal of proof of fine payment; and
Grant 2015-16 Operators' licenses to Breanna Bolskar, 2108 S 61st St., West Allis; Jessica Kiley, 4020 S. 103rd St, Greenfield; Michael Lloyd, 10129 W. Forest Home Ave., #1, Hales Corners;
Grant 2015-16 and 2016-17 Operator licenses to Samantha Jaskie, 7515 S. Mission Hills Ct., Franklin; and
Grant Class A Combination license, subject to satisfactory inspections, to Midwest Retail Group Franklin Inc., Agent James Fiene, 7610 W. Rawson Ave.; 27 Street Mobile LLC, Agent Karam Singh Toor, 6611 S. 27 St.; Ryan Fuel LLC, Agent Kavita Khullar, 5120 W. Ryan Rd.; and
Hold Class B Combination license for Petates LLC, Agent Arturo Napoles, 9405 S. 27th St., for appearance; and
Grant Class B Combination license, subject to satisfactory inspections and payment of license fee, to The Bowery LLC, Owner Roger Hein, 3023 W. Ryan Rd.; and
Grant Class B Combination, Entertainment Amusement licenses, subject to satisfactory inspections, to Buckhorn Bar & Grill, Individual Owner Christopher Matecki, 9461 S. 27 St.; and
Grant Class B Combination license, subject to satisfactory inspections and signature of additional officer, to RLGIDI Inc., Owner Rex Idrizi, 3137 W. Rawson Ave.; and
Grant Class B Combination license, subject to satisfactory inspections, to ERJ Dining III LLC, Agent Paul Scott Thompson, 6439 S. 27th St.; and
Grant Class B Combination, Entertainment & Amusement, Bowling Alley licenses, subject to satisfactory inspections, to

Country Lanes LLC, Owner Robert Sczerzen, 11231 W. Forest Home Ave.;

Grant Reserve Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections and proof of Beverage Server Certificate of Agent, to Federation of Croatian Societies Inc., Agent Josip Veber, 9100 S. 76th St.; and Grant Class B Beer license, subject to satisfactory inspections, to M-squared Inc., Agent Leonard Vandenboom, 11357 W. St. Martins Rd.; and

Grant Class A Combination licenses, subject to satisfactory inspections, to Wisconsin CVS Pharmacy LLC, Agent Samantha Klaphake, 5220 W. Rawson Ave.; Spirit Dreams LLC, Agent Scott Haese, 6507 S. 27 St.; and

Grant Class B Combination license, subject to satisfactory inspections, to M & W Leung LLC, Agent May Leung, 7236 S. 76th St.; and

Grant Reserve Class B Combination license, subject to satisfactory inspections and signature of additional officer, to F F & E LLC, Agent Teresa D'Amato, 6901 S. 76th St.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections and signature of additional officer, to Seventy Six Street Pub & Grill LLC, Owner Debra Schaefer, 9643 S. 76th St.; and

Grant Class A Combination license, subject to satisfactory inspections and payment of license fee, to Hodach Petroleum Inc., Agent/Owner Stephen Hodach, 9830 W. St. Martins Rd.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections, to Irish Cottage of Franklin LLC, Owner Roseann Losiniecki, 11344 W. Ryan Rd.; Iron Mike's LLC, Agent/Owner Michael Pues, 6357 S. 27th St.; and

Grant Class A Combination license, subject to satisfactory inspections, to Kwik Trip #287, Agent Andrew Wichmann, 5040 W. Rawson Ave.; Kwik Trip #857, Agent Candida Christman, 10750 W. Speedway Dr.; Jujhar LLC, Agent Sukhminder Bhatti, 11123 W. Forest Home Ave.; and

Grant Class B Combination license, subject to satisfactory inspections, to La Toscana Ristorante LLC, Agent Mirela Sopiqoti, 8405 S. 27th St.; and

Hold Class B Combination, Entertainment & Amusement License applications until the next License meeting, by The Landmark of Franklin LLC, Owner/Agent Lorie Beth Knaack-Helm, 11401 W. Swiss St.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections and satisfaction of tax warrant, to Little Cancun LLC, Agent/Owner Veronica Cervera,

7273A S. 27 St.; and

Hold Class B Combination license for Robley Tech Inc., Agent/Owner Dennis Rau, 8330 W. Puetz Rd., for appearance; and

Grant Reserve Class B Combination license, subject to satisfactory inspections, to Hudson Burger LLC, Agent Kimberly Olsen, 6421 S. 27th St.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections, to B.S.T. LLC, Agent Brian Francis, 8933 S. 27 St.; H B & H LLC, Agent Gerald C Hay, 10741 S. 27th St.; and

Grant Class B Beer license, subject to satisfactory inspections, to Oyagi Asian Bistro LLC, Agent Danny Lin, 6509 S. 27 St., #B; and

Grant Class B Combination, Amusement Device Operator licenses, subject to satisfactory inspections and payment of license fees, to Pantheon Inc., Agent Debbie Koutromanos, 7621 W. Rawson Ave.; and

Grant Class A Combination license, subject to satisfactory inspections, to Ultra Mart Foods LLC, Agent Gordon Graf, 7201 S. 76th St.; Mega Marts LLC, Agent Daniel Romero, 7780 S. Lovers Lane Rd.; Franklin Quik Chek LLC, Agent Virendra Singh Verma, 8305 S. 27 St.; and

Grant Class B Combination, Entertainment & Amusement, Amusement Device Operator licenses, subject to satisfactory inspections and signature of additional officer, to Point After, LLC, Agent Darrel Malek, 7101 S. 76th St.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections, to Polish Heritage Alliance Inc., Agent Jeffrey Kuderski, 6941 S. 68th St.; and

Grant Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections and payment of license fees, to Polonia Sport Club Inc., Agent Irene Hawkinson, 10200 W. Loomis Rd.; Rawson Pub Inc., Agent Steven Schweitzer, 5621 W. Rawson Ave.; The Rock Sports Complex LLC, Agent Thomas Johns, 7900 W. Crystal Ridge Dr.; and

Grant Class B Combination, Amusement Device Operator Licenses, subject to satisfactory inspections and payment of license fees, to Romey's Place LLC, Agent Nathan Fabry, 7508 S. North Cape Rd.; and

Grant Class B Combination, Bowling Alley, Entertainment & Amusement licenses, subject to satisfactory inspections and payment of license fees, to Root Group LLC, Agent David Church, 7220 W. Rawson Ave.

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

Alderman Taylor moved to approve:

Grant Reserve Class B Combination, Entertainment & Amusement licenses, subject to satisfactory inspections and payment of license fees, to Gus's Mexican Cantina LLC, Owner Gus A Hosseini, 6514 S. Lovers Lane Rd.

Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

- I.1. Alderman Dandrea moved to approve net general checking account City vouchers in the range of Nos. 160656 through 160838 in the amount of \$1,502,652.04 dated May 3, 2016 through May 12, 2016. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve net payroll dated May 13, 2016 in the amount of \$349,120.95 and payments of the various payroll deductions in the amount of \$195,507.39 plus any City matching payments where required. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.

Alderwoman S. Mayer moved to approve net payroll dated May 27, 2016 estimated at \$345,000 and payments of the various payroll deductions estimated at \$437,000 plus any City matching payments where required. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve property tax refunds No. 16387 in the amount of \$722.59 dated May 3, 2016 through May 12, 2016. Seconded by Alderwoman S. Mayer. On roll call, all voted Aye. Motion carried.

Alderwoman S. Mayer moved to authorize release of payments to Signarama and Conditioned Air Design in an amount not to exceed \$20,000. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 9:10 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.