

# APPROVED NOVEMBER 1, 2016

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
OCTOBER 18, 2016  
MINUTES

- ROLL CALL
- A. The regular meeting of the Common Council was held on October 18, 2016 and called to order at 7:15 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, Alderman Steve Taylor, Alderman Mike Barber and Alderwoman Susanne Mayer. Excused was Alderwoman Kristen Wilhelm. 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. Citizen comment period was opened at 7:16 p.m. and closed at 7:16 p.m.
- APPROVAL OF MINUTES
- C.1. Alderman Dandrea moved to approve the minutes from the Committee of the Whole meeting of October 3, 2016 as presented. Seconded by Alderman Barber. All voted Aye; motion carried.
- C.2. Alderman Taylor moved to approve the minutes from the Common Council meeting of October 4, 2016 as presented. Seconded by Alderman Barber. All voted Aye; motion carried.
- PUBLIC HEARING  
S. 27TH ST. CORRIDOR  
PLAN/2025  
COMPREHENSIVE  
MASTER PLAN
- D.1. A Public Hearing on a proposed Ordinance to Amend the City of Franklin South 27th Street Corridor Plan/2025 Comprehensive Master Plan to Change the Future Land Use Map Use Designation for the properties listed in the Table below, from the Current Land Use Designations to the Proposed Land Use Designations, and to remove the Design Guidelines (City of Franklin, Applicant), was opened at 7:18 p.m. and closed at 7:26 p.m.
- ORD. 2016-2234  
AMEND S. 27TH ST.  
CORRIDOR PLAN/2025  
COMP. MASTER PLAN
- G.1. Alderman Taylor moved to adopt Ordinance No. 2016-2234, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN SOUTH 27TH STREET CORRIDOR PLAN/CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP USE DESIGNATION OF THE LANDS WITHIN THE 27TH STREET CORRIDOR LYING SOUTH OF OAKWOOD ROAD, FROM MIXED USE, RECREATIONAL USE, AND AREAS OF NATURAL RESOURCE FEATURES USE TO RECREATIONAL USE AND AREAS OF NATURAL RESOURCE FEATURES USE (TAX KEY 950-9998-001), AND FROM MIXED USE AND AREAS OF NATURAL RESOURCE

FEATURES USE TO MIXED USE BUSINESS PARK USE AND AREAS OF NATURAL RESOURCE FEATURES USE, AND TO REMOVE THE DESIGN GUIDELINES AS THEY MAY PERTAIN TO THIS AREA (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried.

PUBLIC HEARING  
S. 27TH ST. NON-  
DECORATIVE STREET  
LIGHTING

D.2. A Public Hearing on Special Assessment for the cost of Non-Decorative Street Lights on South 27th Street from W. Rawson Avenue to W. Villa Drive was opened at 7:42 p.m. and closed at 8:00 p.m.

RES. 2016-7229  
SPECIAL ASSESSMENTS  
FOR STREET LIGHTS ON S.  
27TH ST.

G.3. Alderman Taylor moved to adopt Resolution No. 2016-7229, A FINAL RESOLUTION DIRECTING PAYMENT AND LEVY OF SPECIAL ASSESSMENT FOR INSTALLATION OF NON-DECORATIVE STREET LIGHTS ON S. 27TH STREET FROM W. RAWSON AVENUE TO W. VILLA DRIVE, subject to changes to the Engineer's Report as read into the record by the City Attorney. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman Taylor, and Alderman Barber voted Aye; Alderman D. Mayer and Alderwoman S. Mayer voted No. Motion carried.

Alderman D. Mayer vacated his seat at 8:09 p.m.

AMEND UDO  
ESTABLISHING PDD 39

G.2. Alderman Taylor moved to table to November 1, 2016 an Ordinance to Create Section 15-3.044 of the City of Franklin Unified Development Ordinance establishing Planned Development District No. 39 (Mixed-Use Business Park) and to rezone property from B-7 South 27th Street Mixed-Use Office District, RC-1 Conservation Residence District, FW Floodway District, FC Floodplain Conservancy District, C-1 Conservancy District, and South 27th Street Design Overlay District, to Planned Development District No. 39, FW Floodway District, and FC Floodplain Conservancy District (with the South 27th Street Corridor Area lying south of West Oakwood Road). Seconded by Alderman Barber. All voted Aye; motion carried.

Alderman D. Mayer returned to his seat at 8:12 p.m.

Alderman Taylor vacated his seat at 8:12 p.m.

SPECIAL EXCEPTION TO  
NRPP (DONOVAN)

G.4. Alderman Dandrea moved to adopt the Standards, Findings and Decision of the City of Franklin Common Council upon the application of Tom and Carole Donovan, for a Special Exception to certain natural resource provisions of the City of Franklin Unified Development Ordinance, to approve the application. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. 2016-7230  
60-FOOT SIDE YARD  
SETBACK-CHMURA

G.5. Alderman Dandrea moved to adopt Resolution No. 2016-7230, A RESOLUTION TO RELEASE THE 60-FOOT SIDE YARD SETBACK RESTRICTION SET FORTH ON CERTIFIED SURVEY MAP NO. 5763, PREVIOUSLY APPROVED BY RESOLUTION NO. 92-3875 (8685 WEST PUETZ ROAD) (RAFAL CHMURA, APPLICANT; BEATA CHMURA, OWNER). Seconded by Alderman D. Mayer. All voted Aye; motion carried.

ORD. 2016-2235  
AMEND UDO TABLE 15-  
3.0603 MAJOR GROUP NO.  
86 MEMBERSHIP  
ORGANIZATIONS

G.6. Alderman Dandrea moved to adopt Ordinance No. 2016-2235, AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT TABLE 15-3.0603 TO DELETE STANDARD INDUSTRIAL CLASSIFICATION MAJOR GROUP NO. 86 MEMBERSHIP ORGANIZATIONS FROM CERTAIN ZONING DISTRICTS, DELETE THE PLANNED DEVELOPMENT DISTRICT COLUMN AND TO INCLUDE ALL MEMBERSHIP ORGANIZATIONS AND RELIGIOUS ORGANIZATIONS AS PERMITTED USES IN THE I-1 INSTITUTIONAL DISTRICT (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Barber. On roll call, Alderwoman S. Mayer, Alderman Barber, and Alderman Dandrea voted Aye; Alderman D. Mayer voted No. Motion carried.

ORD. 2016-2236  
AMEND ORD 2015-2198  
ANNUAL BUDGET

G.7. Alderman Barber moved to adopt Ordinance No. 2016-2236, AN ORDINANCE TO AMEND ORDINANCE 2015-2198, AN ORDINANCE ADOPTING THE 2016 ANNUAL BUDGETS FOR THE GENERAL FUND AND DEBT SERVICE FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2016, TO PROVIDE PERSONNEL APPROPRIATIONS FOR PERSONNEL COSTS RELATED TO THE FALL 2016 GENERAL ELECTIONS AND THE DEBT REFUNDING. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

ORD. 2016-2237  
CREATE 133-6.L.(7) OF  
MUN. CODE FOR  
REPORTING WATER USED  
IN EQUIPMENT TESTING

G.8. Alderman Dandrea moved to adopt Ordinance No. 2016-2237, AN ORDINANCE TO CREATE 133-6.L.(7) OF THE MUNICIPAL CODE, "REPORTING WATER USED IN TESTING OF EQUIPMENT" IN ACCORDANCE WITH WIS. STATS. 62.11(5), subject to technical corrections to the Ordinance and the letter by the City Attorney. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

NOXIOUS WEED  
DETERMINATION APPEAL

G.9. Alderman D. Mayer moved to place on file the appeal of a noxious weed determination (Max Fonsing) for property located at 7730 W. Terrace Drive as the matter has been resolved. Seconded by Alderman Dandrea. All voted Aye; motion carried.

HEALTH AND DENTAL  
INSURANCE PLAN

G.10. Alderman Dandrea moved to authorize the Director of Administration to execute Health and Dental Insurance Plan and Claim Administration Services documents with United Health

Care, and specific and aggregate stop loss coverage with Sun Life, and broker services with Diversified for fees and premiums not to exceed those rates as provided in the “Summary of Partially Self-Funded Premiums for City of Franklin” with the bottom line “Total Estimated Maximum Cost” of \$3,850,672.08 which may include additional modifications to Claim Administration Fees and services, as negotiated by the Director of Administration, of not to exceed \$7,500. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

AMEND EMPLOYEE  
SHARE OF HEALTH AND  
DENTAL PLAN

- G.11. Alderman Dandrea moved to amend and adopt the employee share of monthly health insurance premiums, effective 1/1/17, at 14% with participation in the Health Risk Assessment (HRA) and at 18% absent participation in the HRA and authorize the Director of Administration to incorporate the amendment into the Employee Handbook and Civil Service Manual in a manner he shall determine is appropriate. Seconded by Alderman Barber. Alderman Dandrea, Alderman Barber, and Alderwoman S. Mayer voted Aye; Alderman D. Mayer voted No. Motion carried.

COMMITTEE OF THE  
WHOLE  
RECOMMENDATIONS

- G.12. Upon recommendation of the Committee of the Whole, the Mayor’s Recommended 2017 Budget (including all Funds, Department, Revenues, Expenditures and Activities) was referred to the Public Hearing to be held on November 15, 2016.

WOODVIEW  
NEIGHBORHOOD PARK  
SITE

- G.13. Alderman Dandrea moved to enter closed session at 8:30 p.m. pursuant to 19.85(1)(e), Wis. Stats., to consider City purchase of property for sale (Tax Key Nos. 886-9985-000, 15.1 Acres and 885-9997-000, 10.09 Acres) in the Woodview Neighborhood, in the vicinity of Planned Public Park Site PN3 in the Comprehensive Outdoor Recreation Plan, for Public Park purposes. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

Upon reentering open session at 8:47 p.m. Alderman Dandrea moved to direct staff to proceed as discussed in closed session. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RENEW AGENT  
AGREEMENT WITH  
EHLERS

- G.14. Alderman Dandrea moved to allow renewal of a Dissemination Agent Agreement for Issuer Continuing Disclosure required under Securities and Exchange Commission Rule 15c2-12 with Ehlers & Associates. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

LICENSES

- H.1. Alderwoman S. Mayer moved to approve the following:  
Extraordinary Entertainment and Amusement license to The Rock Sports Complex, Chris Ponteri, Mustache Dache 5k Run/Walk on 11/12/16 from 7 a.m. to 11 a.m.;;  
Class B Combination license to Enthusiast Approved LLC, Apostolos Evreniadis, Agent, 9405 S. 27th St.;

Class B Beer and Class C Wine to Pandori LLC, Harjinder Singh Braich, Agent, 7107 S. 76th St.; Operators' licenses to Danielle Conrad, W127S6807 Jaeger Place, Muskego; Elizabeth Granley, 3870 S. 54th St., Milwaukee; and John Lehman, 1301 S. 76th St., West Allis. Seconded by Alderman Barber. All voted Aye; motion carried.

WARRIOR DASH EVENT  
LETTER

F.1. A letter from The Ballpark Commons Development Team regarding the Warrior Dash Event held on August 13, 2016, was placed on file on a motion by Alderman Dandrea, seconded by Alderman Barber. All voted Aye; motion carried.

AUDITOR  
COMMUNICATION

F.2. A letter from Baker Tilly Virchow Krause, LLP regarding communications to elected officials was placed on file on a motion by Alderman D. Mayer, seconded by Alderman Dandrea. All voted Aye; motion carried.

VOUCHERS AND  
PAYROLL

I.1. Alderman Barber moved to approve the following: City vouchers with an ending date of October 13, 2016 in the amount of \$778,912.15; and payroll dated October 14, 2016 in the amount of \$361,989.75 and payments of the various payroll deductions in the amount of \$204,433.83 plus City matching payments; and estimated payroll dated October 28, 2016 in the amount of \$388,000.00 and payments of the various payroll deductions in the amount of \$426,000.00 plus City matching payments. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman D. Mayer moved to adjourn this meeting at 8:55 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.