

# APPROVED OCTOBER 2, 2018

CITY OF FRANKLIN  
COMMON COUNCIL MEETING  
SEPTEMBER 18, 2018  
MINUTES

- ROLL CALL
- A. The regular meeting of the Common Council was held on September 21, 2018 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 Luberd, 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 6:37 p.m.
- PROCLAMATION  
NICK FUCHS
- B.2. Mayor Olson presented a Proclamation in Recognition of Nicholas J. Fuchs.
- MINUTES  
SEPT. 4, 2018
- C. Alderman Barber moved to approve the minutes of the regular Common Council Meeting of September 4, 2018 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- BD./COMM.  
APPOINTMENTS
- E. Alderman Taylor moved to confirm the following Mayoral appointments:  
Adam Burckhardt, 7541 S. 72nd St., Community Development Authority, 4 year term expiring 8/30/22.  
Matt Cool, 4934 W. Forest Hill Ave., Economic Development Commission, 2 year term expiring 6/30/20.  
Paul Dausman, 4103 W. Minnesota Ct., Economic Development Commission, 2 year term expiring 6/30/20.  
Alderman Mark Dandrea, Finance Committee, 1 year term expiring 4/16/19.  
Alderwoman Kristen Wilhelm, Finance Committee, 1 year term expiring 4/16/19.  
Alderman John Nelson, Finance Committee, 1 year term expiring 4/16/19.  
Alderman Steve Taylor, License Committee, 1 year term expiring 4/16/19.  
Alderwoman Kristen Wilhelm, License Committee, 1 year term expiring 4/16/19.  
Alderman John Nelson, License Committee, 1 year term expiring 4/16/19.

Alderman John Nelson, Parks Commission, 1 year term expiring 4/16/19.

Alderman Mark Dandrea, Plan Commission, 1 year term expiring 4/16/19.

Rebecca Specht, 3185 W. Yorkshire Cir., Board of Public Works, 3 year term expiring 4/30/21.

Layne Litwin, 7382 S. Hillendale Dr., Technology Committee, 3 year term expiring 4/30/21.

John Farney, 8014 S. 59th St., Technology Committee, 3 year term expiring 4/30/21.

Gary Grobner, 11436 W. Shields Dr., Board of Water Commissioners, 5 year term expiring 9/30/23.

Seconded by Alderman Dandrea. On roll call, all voted Aye.

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| CONSENT AGENDA  | G.1.    | Alderwoman Wilhelm moved to approve the following consent agenda items:  |
| POLICE DONATION   | G.1.(a) | Accept a donation of \$100 from Elaine Sievert to be deposited into the Police Citizen Academy; and  |
| FIRE DEPT. DIVE TEAM DONATION   | G.1.(b) | Accept a No-Match Grant in the amount of \$450 from Wal-Mart Community Grants for the support of the Franklin Fire Department Dive Team operations; and  |
| MILW. CO. HAZARD MITIGATION PLAN  | G.1.(c) | Adopt the Milwaukee County Hazard Mitigation Plan as requested by the Fire Department.<br>Approval of the consent agenda was seconded by Alderman Dandrea. All voted Aye; motion carried.  |
| DESIGN AND ARCHTECT FOR CITY HALL REMODELING  | G.2.    | Alderman Nelson moved to table to the October 2, 2018 Common Council meeting the concept development and design services for the City Hall Remodeling Project. Seconded by Alderman Taylor. All voted Aye; motion carried.   |
| DPW SURPLUS VEHICLES AND EQUIPMENT BIDS   | G.10.   | Alderman Taylor moved to accept the bids that were received on September 18, 2018 for the Department of Public Works surplus vehicles and equipment on the Wisconsin Surplus Auction site as presented at this meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.   |
| RES. 2018-7421<br>CSM<br>ROC VENTURES, LLC/<br>ZIM-MAR PROPERTIES,<br>LLC<br>7220 S. BALLPARK DR. | G.3.    | Alderman Taylor moved to adopt Resolution No. 2018-7421, A RESOLUTION CONDITIONALLY APPROVING A 3 LOT CERTIFIED SURVEY MAP, BEING LOT 3 AND 4 OF CERTIFIED SURVEY MAP NO. 9042 AND LANDS IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 9, TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (MICHAEL E. ZIMMERMAN, |

PARTNER, ROC VENTURES, LLC/ZIM-MAR PROPERTIES, LLC, APPLICANTS) (APPROXIMATELY 7220 SOUTH BALLPARK DRIVE). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2018-7422  
CONDO PLAT FOR  
WOODLAND PRAIRIE  
(RICK & RON DEV., LLC)  
6701-6799 S.  
PRAIRIEWOOD LN.

G.4. Alderman Nelson moved to adopt Resolution No. 2018-7422, A RESOLUTION CONDITIONALLY APPROVING A CONDOMINIUM PLAT (FIRST ADDENDUM) FOR THE WOODLAND PRAIRIE CONDOMINIUM DEVELOPMENT TO INCREASE THE NUMBER OF BUILDINGS FROM 13 BUILDINGS TO 15 BUILDINGS AND TO CHANGE THE NUMBER OF UNITS WITHIN THE BUILDINGS AT 6701-6799 SOUTH PRAIRIEWOOD LANE (RICK & RON DEVELOPMENT, LLC, APPLICANT/PROPERTY OWNER). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2018-7423  
PUBLIC TRAIL  
CONSTRUCTION  
8000 S. CHAPEL HILL  
DR.

G.5. Alderman Mayer moved to adopt Resolution No. 2018-7423, A RESOLUTION TO AUTHORIZE THE CONSTRUCTION OF A PUBLIC TRAIL UPON LANDS IN PART SUPPORTING NATURAL RESOURCE FEATURES LOCATED WITHIN LAKE ERNIE PARK LOCATED AT 8000 S. CHAPEL HILL DRIVE (CITY OF FRANKLIN, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried.

ACCEPTANCE OF LAND  
DONATION

G.6. Alderwoman Wilhelm moved to accept the land donation from Midwest Homes of Wisconsin, Inc. for three parcels located south of West Rawson Avenue, north of West Marquette Avenue, east of South 37th Place and west of Countryside Drive (Tax Key Nos. 760-0168-000, 760-9996-010, and 760-9997-005) and direct legal counsel to ready the necessary documents to effectuate the transfer and further to direct staff to proceed with disposing of Tax Key No. 760-0168-000 to the abutting property owners for a nominal fee. Seconded by Alderman Barber. All voted Aye; motion carried.

SPECIAL USE  
GAS STATION AND  
CONVENIENCE STORE  
11123 W. FOREST HOME  
AVE., JUJHAR, LLC

G.7. Alderman Nelson moved to adopt a Resolution Imposing Conditions and Restrictions for the Approval of a Special Use for a Gas Station and Convenience Store for Use Property Located at 11123 West Forest Home Avenue (Jujhar, LLC, d/b/a Midtown Gas & Liquor, Applicant), as amended at Item 5. Seconded by Alderman Mayer. Alderman Nelson withdrew his motion with no objections from the Common Council.

Alderman Nelson then moved to refer back to staff the Resolution Imposing Conditions and Restrictions for the Approval of a Special Use for a Gas Station and Convenience

Store for Use Property Located at 11123 West Forest Home Avenue (Jujhar, LLC, d/b/a Midtown Gas & Liquor, Applicant). Seconded by Alderwoman Wilhelm. On roll call, Alderman Nelson, Alderman Barber, Alderwoman Wilhelm, and Alderman Mayer voted Aye; Alderman Taylor and Alderman Dandrea voted No. Motion carried.

MODEL HOME PERMITS  
ASPEN WOODS PHASE 1

- G.8. Alderman Taylor moved to approve requests from Veridian Homes to allow 2 model home permits and phasing development for 11 lots in Aspen Woods Phase 1 (S. 51st Street and W. Puetz Road) with the stipulations detailed in Option A on the Common Council Action Sheet provided in the packet for this meeting. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

PLEASANT VIEW  
PAVILION BIDS

- G.11. Alderman Barber moved to reject all bidders for the Pleasant View Pavilion in Pleasant View Park, 4901 W. Evergreen Street (Project 2018-7) and further that staff be directed to continue to work with the Architect to review design component costs in preparation for rebidding in the winter. Seconded by Alderman Taylor. Alderman Barber withdrew his motion with no objections from the Common Council.

Alderwoman Wilhelm then moved to reject the single bid that was received for the Pleasant View Pavilion in Pleasant View Park, 4901 W. Evergreen Street (Project 2018-7) based on fiscal responsible construction needs, and further to direct staff to research prefab facilities and work with the architect to review design component costs in preparation for rebidding in the winter, and bring the prefab and redesign components back to the Common Council prior to rebidding. Seconded by Alderman Taylor. All voted Aye; motion carried.

EMPLOYEE HEALTH  
INSURANCE PLAN  
BENEFITS

- G.12. Alderman Barber moved to establish the primary health insurance plan benefits, effective January 1, 2019, as per HDHP (HSA) Option #2, and a second plan alternative as per "Traditional Plan Option #2", both on the "2019 Alternative Plan Designs" handout and to direct the Director of Administration to proceed with implementation of the plans, to develop necessary implementation steps and contracts, and to authorize the Director of Administration to make such related changes to the Employee Handbook as he determines is necessary. Seconded by Alderman Taylor. On roll call, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor, and Alderman Barber voted Aye; Alderman Mayer and Alderman Nelson voted No. Motion carried.

2019 MAYOR'S  
RECOMMENDED  
BUDGET

G.9. Alderman Dandrea moved to forward consideration of the Mayor's 2019 Recommended Budget to the Committee of the Whole. Seconded by Alderman Barber. All voted Aye; motion carried.

LICENSES AND  
PERMITS

H. Alderman Taylor moved to approve the following:  
Grant Operators' licenses to Todd P. Kalmerton, 5881 Tower Rd., Greendale, pending proof of schooling; Troy M. Bittenbender, 1274 Knollwood Cir., Crystal Lake IL 60014; Mary E. Furey, 3333 5th Ave., South Milwaukee; Peter S. Gulowski, 7368 Brunn Dr., Franklin; Sally A. Schroeder, 12152 W. Woodcrest Cir., Franklin; Ann M. Thaler, 9044 W. Elm Ct., Franklin; and  
Hold for appearance the Operator's license application of Heather L. Stornello, 1509 Nicholson Ave., South Milwaukee;  
Grant Change of Agent for Mega Marts, LLC, Jennifer A. Weed, 4118 Washington Rd., Kenosha.  
Seconded by Alderman Nelson. All voted Aye; motion carried.

VOUCHERS AND  
PAYROLL

I. Alderman Dandrea moved to approve the following: City vouchers with an ending date of September 13, 2018 in the amount of \$920,218.55; and payroll dated September 14, 2018 in the amount of \$387,480.64 and payments of the various payroll deductions in the amount of \$207,172.63 plus City matching payments; and estimated payroll dated September 28, 2018 in the amount of \$404,000.00 and payments of the various payroll deductions in the amount of \$455,000.00 plus City matching payments; and property tax payments and settlements with an ending date of September 13, 2018 in the amount of \$12,943.07. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.

CLOSED SESSION  
POTENTIAL  
ACQUISITION OF  
PROPERTIES FOR  
PUBLIC PARK  
PURPOSES

G.13. Alderman Mayer moved to enter closed session at 9:26 p.m. pursuant to Wis. Stat. § 19.85(1)(e), for market competition and bargaining reasons, to consider the potential acquisition of properties to be used for public park purposes in the City pursuant to the May 1, 2018 Common Council action upon the Parks Commission recommendation to move forward Council action also changed the status of the Neighborhood Park Land Acquisition project in the 2018 Capital Improvement Fund to an "approved project", and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Barber. On roll call, Alderman Dandrea, Alderman Mayer, Alderwoman Wilhelm, Alderman Barber, and Alderman Nelson voted Aye; Alderman Taylor Abstained. Motion carried.

Alderman Taylor left the meeting at 9:27 p.m.

Upon reentering open session at 9:50 p.m., Alderman Nelson moved to direct the City Attorney to proceed as discussed in closed session. Seconded by Alderman Mayer. Alderman Mayer, Alderwoman Wilhelm, Alderman Barber, and Alderman Nelson voted Aye; Alderman Dandrea voted No. Motion carried.

ADJOURNMENT

- J. Alderman Nelson moved to adjourn the regular meeting of the Common Council at 9:52 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.