

APPROVED MAY 18, 2021

CITY OF FRANKLIN
COMMON COUNCIL MEETING
MAY 4, 2021
MINUTES

- ROLL CALL A. The regular meeting of the Common Council was held on May 4, 2021 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, Alderwoman Shari Hanneman, Alderman Mike Barber and Alderman John R. Nelson. Also present were Dir. of Administration Peggy Steeno, City Engineer Glen Morrow, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT B.1. Citizen comment period was opened at 6:32 p.m. and closed at 6:32 p.m.
- MAYORAL ANNOUNCEMENTS B.2. (a) Mayor Olson presented a Proclamation in Recognition of the 2021 American Honey Queen to Jennifer Hinkel.
(b) No action was taken on an update on Surrounding Communities 4th of July activities presented by Mayor Olson.
(c) No action was taken on a notice of 2021 Wisconsin Act 29 impacts (various changes to the Worker's Compensation Law).
(d) Mayor Olson presented an update on the Status of Franklin Senior Citizens, Inc.
- MINUTES
APRIL 20, 2021 C. Alderman Barber moved to approve the minutes of the regular Common Council meeting of April 20, 2021 as presented at this meeting. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2021-7728
LAND COMBINATION
FRANKLIN PUBLIC
SCHOOL G.1. Alderman Dandrea moved to approve Resolution No. 2021-7728, A RESOLUTION CONDITIONALLY APPROVING A LAND COMBINATION FOR TAX KEY NOS. 838-9978-000, 839-9990-000 AND 839-9991-004 (8225-8255, 8429 AND 8459 WEST FOREST HILL AVENUE) (FRANKLIN PUBLIC SCHOOLS, APPLICANT). Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.
- ORD. 2021-2462
MAXIMUM
PERMITTED SIGN
FACE AREA
THE ROCK SPORTS
COMPLEX/BALLPARK
COMMONS G.2. Alderman Dandrea moved to adopt Ordinance No. 2021-2462, AN ORDINANCE TO AMEND §15-3.0442 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 37 (THE ROCK SPORTS COMPLEX/BALLPARK COMMONS), TO INCREASE THE MAXIMUM PERMITTED SIGN FACE OF APPROXIMATELY 750 SQUARE FEET TO 9,820 SQUARE FEET (DISTRIBUTED BETWEEN 29 SIGNS)

FOR THE INDOOR SPORTS COMPLEX (CHRISTOPHER D. BUDAY, RIVER ROCK PERFORMANCE PROPERTIES, LLC, APPLICANT) (AT APPROXIMATELY 7095 SOUTH BALLPARK DRIVE). Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.

RES. 2021-7729
AUTOMOTIVE
WINDOW TINTING
8581 S. 27TH ST.

G.3. Alderwoman Hanneman moved to approve Resolution No. 2021-7729, A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR AN AUTOMOTIVE WINDOW TINTING SERVICE BUSINESS USE UPON PROPERTY LOCATED AT 8581 SOUTH 27TH STREET (MICHAEL A. LAFUENTES, OWNER OF ILLIE TINTS, LLC, APPLICANT). Seconded by Alderman Barber. All voted Aye; motion carried.

QUARRY
MONITORING
COMMITTEE UPDATE

G.4. Alderwoman Wilhelm moved that a date be set in 2021 for a public hearing related to the Franklin Aggregates Reclamation Plan in conformance with NR-135 and other applicable regulations. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. NO. 2021-2463
FIRE PREVENTION,
PROTECTION AND
CONTROL CODE

G.5. Alderman Mayer moved to adopt Ordinance No. 2021-2463, AN ORDINANCE TO REPEAL AND RECREATE CHAPTER 133 FIRE PREVENTION, PROTECTION, AND CONTROL CODE, OF THE MUNICIPAL CODE OF THE CITY OF FRANKLIN, and to discontinue enforcing grandfathered local code requirements under Wisconsin Act 270. Seconded by Alderman Barber. All voted Aye; motion carried.

DRUG-FREE
COMMUNITY
GRANTS AND
VOLITION

G.6. Alderman Barber moved to authorize the Director of Health and Human Services to (1) approve Volition Franklin's competing continuation application for the second 5-year cycle of the Drug-Free Community Grant, (2) to accept the Drug Free Community Grant award (if granted) and (3) to approve a Memorandum of Understanding between Volition Franklin and the City of Franklin outlining expectations to fulfill contractual grant obligations. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

ORD 2021-2464
MUNICIPAL COURT
STIPULATIONS AND
DEPOSITS

G.7. Alderman Barber moved to adopt Ordinance No. 2021-2464, AN ORDINANCE TO AMEND §§22-3A. AND B. OF THE MUNICIPAL CODE PERTAINING TO MUNICIPAL COURT STIPULATIONS AND DEPOSITS TO UPDATE SAME WITH REGARD TO REFERENCES TO THE WISCONSIN STATUTES PROVISIONS. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

Alderman Dandrea moved to approve the Deposit Schedule for non-Police Department (Health, Inspection, Fire, Engineering and City Development [Planning]) issued citations, pursuant to the Municipal Court Judge memo dated April 27, 2021. Seconded by Alderman Nelson. All voted Aye; motion carried.

Alderman Barber moved to approve the Deposit Schedule for violations of Municipal Code Ch. 80 Animals, Article V Possession of wild animals, citations, pursuant to the Municipal Court Judge memo dated April 27, 2021. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

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| ORD. NO. 2021-2465
PUBLICATION OF
BUDGET
AMENDMENTS | G.8. | Alderwoman Hanneman moved to adopt Ordinance No. 2021-2465, AN ORDINANCE TO AMEND THE MUNICIPAL CODE § 13-4 CHANGES IN BUDGET; PUBLIC NOTICE, TO PROVIDE NOTICE OF A CITY BUDGET AMENDMENT ON THE CITY WEBSITE. Seconded by Alderman Nelson. All voted Aye; motion carried. |
| ORD. NO. 2021-2466
AMENDING 2021
BUDGETS FOR
SECURITY
APPROPRIATIONS
AND PARK EXP. | G.9. | Alderwoman Hanneman moved to adopt Ordinance No. 2021-2466, AN ORDINANCE TO AMEND ORDINANCE 2020-2453, AN ORDINANCE ADOPTING THE 2021 ANNUAL BUDGETS FOR THE GENERAL AND CAPITAL IMPROVEMENT FUNDS TO CARRYFORWARD \$350,000 CITY WIDE SECURITY APPROPRIATIONS AND RECLASSIFYING \$6,600 OF CONTINGENCY APPROPRIATIONS TO PARK EXPENDITURES. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried. |
| RES. 2021-7730
OFFICIAL INTENT TO
REIMBURSE | G.10. | Alderman Dandrea moved to approved Resolution No. 2021-7730, A RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FROM PROCEEDS OF BORROWING. Seconded by Alderwoman Hanneman. All voted Aye; motion carried. |
| MARCH 2021
MONTHLY
FINANCIAL REPORT | G.11. | Alderman Nelson moved to receive and place on file the March, 2020 Monthly Financial Report. Seconded by Alderman Barber. All voted Aye; motion carried. |
| COMMITTEE OF THE
WHOLE | G.12. | Recommendations from the Committee of the Whole Meeting of May 3, 2021:

(a) No action was taken on a presentation of the Volition Franklin: Drug-Free Community Grant progress and future.
(b) Alderman Mayer moved to receive and place on file the 2020 Comprehensive Annual Financial Report for the City of |

Franklin. Seconded by Alderman Nelson. All voted Aye; motion carried.

Alderman Dandrea then moved to receive and place on file the Reporting and Insights from the 2020 Audit prepared by Baker Tilly US, LLP. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

- (c) No action was taken at this time on the continued discussion, which will return to a future meeting, regarding the establishment/use of the following:

City of Franklin Common Council Reference Manual:

Form of Government.

Common Council Code of Conduct.

Common Council Rules of Order.

Handbook for Wisconsin Municipal Officials:

Plan to Update to Existing Policies/Need for Additional Policies.

Common Council Training/Professional Development Opportunities.

LICENSES AND
PERMITS

- H. Alderwoman Hanneman moved to approve the following:

Grant 2020-2021 and 2021-2022 Operator licenses to: Matthew D. Wisniewski, 3660 S. 14th St., Milwaukee, with warning letter; Diego A. Cruz-Gonzalez, 3722 W. Oklahoma Ave., Milwaukee; Terese M. Jesinski, 3548 S. 80th St., Milwaukee; Jennifer M. Nuss, 2276 Hope Ln., Oak Creek; Jill M. Wachter, 3930 W. Victory Creek Dr.;

Hold the 2020-2021 and 2021-2022 Operator license applications of: Dakotah D Balistreri, 107 Michaels Ct #6, Mukwonago, for appearance; Michelle L. Banaszak, 8160 N. 100th St., Milwaukee, for appearance; Erik K. Jacobs, 11304 W. Upham Ave., Hales Corners, for appearance;

Grant 2021-2022 Operator License to: Katie Jo Leisner, 10586 W. Cortez Cir Apt# 10; Amy B. Balcerzak, 2605 E. Emily Ave., Oak Creek; John D. Braovac, 8623 S. Deerwood Ln.; Sara A. Bryant, 3925 W. Denis Ave., Greenfield; Deanna L. Bucher, 2743 76th St., Franksville; Joseph A. Cauley, 1813 S. 70th St., West Allis; Anthony M. Chatfield, 10224 W Forest Home Ave., Apt# 319, Hales Corners; Eric M. Gagliano, 3723 Meadow Rose Ct., Franksville; Halina Grochowski, 1111 W. Rosewood Trl, Oak Creek; Nicholas D. Istines, 17285 Ely Ct., Brookfield; Shane R. Jaskie, 7811 W. Winston Way; Adam J. Jubeck, 2430 W. Briar Lake Way #2B, Oak Creek; Justin D. Kagerbauer, S86 W18930 Woods Rd., Muskego; Paramjeet Kaur, 185 W. Rainbow Ridge Dr. #301, Oak Creek; Lori A. Kochan, 508 W. Main Street, Waterford; Kimberlee B. Laughery, 1333 S. 116th

St., West Allis; Rachel M. Marinez, 2561 S. 13th St., Milwaukee; Carlos L. Martinez, 7000 W. Southridge Dr., Apt. 40, Greenfield; Jennifer L. Martinez, 8725 Wood Creek Dr., #8, Oak Creek; Nadiya Mashkina, 9667 W. Forest Home Ave. #1, Hales Corners; Mandy L. Mayrand, W224 S9950 Big Bend Dr. Big Bend; Samantha A. Nelson, S75 W16880 Gregory Dr. Apt. D, Muskego; Allison M. Planton, 14900 W. Wilbur Dr. Unit 1204, New Berlin; Richard G. Rabiega, 7731 W. Cedar Ridge Ct.; Kristen L. Rinke, S97 W12719 Champions Dr., Muskego; Toni M. Ruyle, 1835 Ellis Ave., Racine; Ryan M. Scheffler, 730 N. Rochester St. #11, Mukwonago; Judy A Schneider, 8418 Tuckaway Shores Dr.; Hollie C. Smith, 6873 S. 35th St.; Jessica N. St. Louis, 10598 W. Cortez Cir. #34; Nadine A. Stork, 8636 W. Marshfield Ct.; Stacie L. Trippler, 5331 N. 37th St., Milwaukee; Kathleen A. Varga, 3739 S. Packard Ave #120, St. Francis; Raquel M. Zalewski, 3625 W. Ruskin St., Milwaukee;

Hold the 2020-2021 Operator License of Dragan Vasiljevic, 7033 W. Forest Home Ave., Milwaukee, for appearance;

Grant 2021-2022 Amusement Device Operator license to: American Entertainment, W337 S5059 Hwy GG, Dousman, Kenneth J Grothman, Owner; Games R Us Inc., W144 S6315 College Ct, Muskego, Steven Murphy, Owner; Mitchell Novelty Co., 3506 W National Ave, Milwaukee, Roger A Fleege, Owner; National Entertainment Network, 325 Interlocken Pkwy B, Broomfield, Co, James F Sevalt, Owner; Red's Novelty Ltd, 1921 S. 74 St., West Allis, Rosalie Jacomet Agent; Wisconsin P&P Amusements, 12565 W Lisbon Rd, Brookfield, Michael Weigel, Owner;

Grant 2021-2022 Day Care License pending Inspections and Wis. Dept. of Financial Institutions status to: Academy of Preschool Learning, Inc, 3900 W Ryan Rd, Nadeen Balsis, Manager; Discovery Days Childcare III, Inc., 9758 S Airways Ct., Tina Kraussel, Manager; Faith Academy for Kids, 7700 W Faith Dr, Jennifer Finch, Manager; Ingenious, Inc, 7260 S 76th St, Banmeet K Dadwal, Manager; Jubilee Faith Center, Inc., 3639 W Ryan Rd, Tanya L Soich, Manager; KinderCare Education LLC, 6350 S 108th St, Theresa Castronovo, Manager; Kinder Care Education, LLC, 7363 S 27th St, Katelyn Rekowski, Manager, and paid fees; Mrs. Rikki's Structured Daycare, 11224 W Forest Home Ave, Rochelle S Boyce, Manager;

Grant Temporary Entertainment and Amusement license to: The Bowery Bar & Grill, Roger Hein, Applicant, 3023 W Ryan Road, Event: Saturday June 5, 2021, 6 pm to 10 pm;

Grant 2020-2021 Entertainment & Amusement license to: R&C PUB GRUB LLC, 11430 W Swiss Street, Chrystal Rausch, Agent;

Grant 2021-2022 Entertainment & Amusement license pending Inspections and Wis. Dept. of Financial Institutions status to: Innovative Health & Fitness Building LLC, 8800 S 102nd St., Scott Cole, Owner;

Grant 2021-2022 Entertainment & Amusement license pending Satisfactory Inspections to: Milwaukee County Parks, Milwaukee County Sports Complex, 6000 W Ryan Rd, Andrea Wallace, Agent; Milwaukee County Parks, Oakwood Park Golf Course, 3600 W Oakwood Rd, Andrea Wallace, Agent; Milwaukee County Parks, Whitnall Park Golf Course, 6751 S 92nd St, Andrea Wallace, Agent; and

Grant 2021-2022 Mobile Home license pending Inspections and Wis. Dept. of Financial Institutions status to: Badger MHP, LLC, 6405 S 27th St, Jason P Janda, Manager; Franklin Mobile, LLC, 6361 S 27th St., David Steinberger, Manager.

No action was needed relating to the 2021 Wisconsin Act 21 which became effective on March 28, 2021 allows "Class B" Liquor retailers to sell wine and intoxicating liquor by the glass, or otherwise not in its original container for off premise consumption provided the item is sealed with a tamper-evident seal.

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

VOUCHERS AND
PAYROLL

- I. Alderman Barber moved to approve the following:
City vouchers with an ending date of May 3, 2021 in the amount of \$2,240,275.12; Payroll dated April 23, 2021 in the amount of \$439,373.98 and payments of the various payroll deductions in the amount of \$446,784.28 plus City matching payments; Estimated payroll dated May 7, 2021 in the amount of \$399,000 and payments of the various payroll deductions in the amount of \$236,000, plus City matching payments; Property Tax disbursements with an ending date of April 29, 2021 in the amount of \$3,623,947.17. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Nelson moved to adjourn the meeting at 7:15 p.m. Seconded by Alderman Dandrea. All voted Aye; motion carried.