

APPROVED APRIL 21, 2020

CITY OF FRANKLIN COMMON COUNCIL MEETING APRIL 6, 2020 MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on April 6, 2020 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 (by telephone), Alderwoman Kristen Wilhelm (by telephone), Alderman Steve F. Taylor, Alderman Mike Barber (by telephone), and Alderman John R. Nelson. Also present were City Engineer Glen Morrow and City Attorney Jesse A. Wesolowski.

CITIZEN COMMENT

- B.1. Citizen comment period was opened at 6:31 p.m. and closed at 6:35 p.m.

MAYORAL ANNOUNCEMENT

- B.2. Franklin Emergency Operations Command staff, Health & Human Services Dir. Day, Fire Chief Remington, Treasurer & Finance Officer Rotzenberg, and Director of Clerk Services/City Clerk Wesolowski, provided an updated and reported on the regional COVID-19 response plan.

MINUTES MARCH 3, 2020

- C. Alderman Taylor moved to approve the minutes of the regular Common Council meeting of March 3, 2020 as presented at this meeting. Seconded by Alderman Nelson. All voted Aye; motion carried.

HEARINGS IMPACT FEES UPON LAND DEVELOPMENT

- D. Alderman Mayer moved that the public hearing be opened, to be postponed at the conclusion of the public comments this evening, to continue to a date certain. Seconded by Alderwoman Wilhelm.

Alderman Barber moved to call the question. Seconded by Alderman Mayer. On roll call, Alderman Dandrea, Alderman Mayer, Alderwoman Wilhelm, Alderman Barber, and Alderman Nelson voted Aye; Alderman Taylor voted No. Motion carried.

On roll call for the main motion, Alderman Mayer, Alderwoman Wilhelm, Alderman Nelson voted Aye; Alderman Dandrea, Alderman Taylor, and Alderman Barber voted No. Mayor Olson broke the tie by voting No. Motion failed.

A public hearing was called to order regarding proposed amendments to §92-9 of the Municipal Code pertaining to impact fees for the purpose of resetting impact fees May 1, 2020; to provide for the use of the change in US Census Bureau's Construction Price Index for single-family houses under construction from the prior twelve month

period preceding September of the prior year; and to provide for a fee reduction in support of low-cost housing affordable housing development; and to exempt public schools and other institutional developments from the application of and the requirement for the payment of each of the various impact fees. The public hearing was closed by Mayor Olson.

ORD. 2020-2426
IMPACT FEE STUDY

G.1. Alderman Taylor moved to adopt Ordinance No. 2020-2426, AN ORDINANCE TO AMEND §92-9 OF THE MUNICIPAL CODE IN PART AND PRIMARILY TO UPDATE SAME PURSUANT TO THE PUBLIC FACILITIES NEEDS ASSESSMENT AND IMPACT FEE STUDY, MARCH, 2020 (WITH SECTION 10 BEING APPROVED) (SECTION 8, APPROVE TO EXEMPT PUBLIC SCHOOLS FROM ALL IMPACT FEES OR DENY TO EXEMPT PUBLIC SCHOOLS FROM ALL IMPACT FEES) (IF APPROVED TO EXEMPT PUBLIC SCHOOLS, THE DATE THIS EXEMPTION WOULD BEGIN WOULD BE JANUARY 1, 2017), subject to technical corrections. Seconded by Alderman Dandrea.

Alderman Barber moved to call the question. Seconded by Alderman Taylor. On roll call, Alderman Dandrea, Alderman Mayer, Alderman Taylor, Alderman Barber, and Alderman Nelson voted Aye; Alderwoman Wilhelm voted No. Motion carried.

On roll call for the adoption of Ordinance No. 2020-2426, all voted Aye. Motion carried.

Alderwoman Wilhelm then moved to allow the consultant to take care of the item of transportation and Mahr Woods, and sewer and water. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2020-2427
PDD UW-CREDIT
UNION DRIVE
THROUGH

G.2. Alderwoman Wilhelm moved to approve Ordinance No. 2020-2427, AND ORDINANCE TO AMEND §15-3.0418 OF THE UDO PLANNED DEVELOPMENT DISTRICT NO. 13 (WAL-MART/SAM'S WHOLESALE CLUB), SECTION 2., TO ADD DRIVE-THROUGH AS AN ALLOWED SPECIAL USE WITH THE ENTIRE DISTRICT [A SPECIAL USE BEING SUBJECT TO SUBMISSION OF A SPECIFIC SPECIAL USE APPLICATION FOR A SPECIFIC PROPERTY AND THE OBTAINING OF APPROVAL THEREOF] (UNIVERSITY OF WISCONSIN CREDIT UNION, D/B/A UW CREDIT UNION, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2020-7610
FRANKLIN HISTORICAL
SOCIETY BUILDINGS

G.3. Alderman Taylor moved to adopt Resolution No. 2020-7610, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING

BETWEEN THE CITY OF FRANKLIN AND THE FRANKLIN HISTORICAL SOCIETY, INC. FOR THE MAINTENANCE, OPERATIONS AND OWNERSHIP OF THE HISTORICAL BUILDINGS IN LIONS LEGEND PARK. Seconded by Alderman Dandrea. All voted Aye; motion carried.

TID 6
LOOMIS BUSINESS
PARK AND RYAN
MEADOWS

G.4. Alderman Nelson moved to proceed with Phase II, Project Plan Development and Approval, and Phase III, State Submittal, for the boundary amendment for Tax Incremental District No. 6 Mixed-Use District Project Plan development. Seconded by Alderman Taylor. All voted Aye; motion carried.

TID 8
FRANKLIN CORPORATE
PARK

G.5. Alderman Taylor moved to proceed with Phase II, Project Plan Development and Approval, and Phase III, State Submittal, for the boundary amendment for Tax Incremental District No. 8 Mixed-Use District Project Plan development. Seconded by Alderman Nelson. All voted Aye; motion carried.

RES. 2020-7611
LIMITED REVENUE
BOND TO VELO
VILLAGE APARTMENTS

G.6. Alderman Dandrea moved to adopt Resolution No. 2020-7611, A RESOLUTION AUTHORIZING THE ISSUANCE OF \$14,052,000 TAXABLE TAX INCREMENT PROJECT MUNICIPAL SPECIAL, LIMITED REVENUE OBLIGATION BOND TO VELO VILLAGE APARTMENTS, LLC DATED APRIL 7, 2020. Seconded by Alderman Barber. On roll call, Alderman Dandrea, Alderman Barber, and Alderman Nelson voted Aye; Alderman Mayer voted No; and Alderwoman Wilhelm and Alderman Taylor Abstained. Motion carried.

FIRE DEPARTMENT
DONATION

G.7. Alderwoman Wilhelm moved to accept a donation of \$995.00 in remembrance of Allison Healy from Robert and Mary Healy to be used toward community outreach and education. Seconded by Alderman Mayer. All voted Aye; motion carried.

ADMINISTRATIVE
FIRE CHIEF POSITION

G.8. Alderwoman Wilhelm moved to fill an approved and budgeted Administrative Chief position at the rank of Assistant Chief, rather than the lower tentatively approved rank of Battalion Chief. Seconded by Alderman Barber. Upon voice vote, five Ayes; one Abstention (Alderman Mayer). Motion carried.

RES. APPROVING CSM-
STEVEN WIEDENFELD

G.9. Alderman Barber moved to reject the Certified Survey Map Application of Steven D. Wiedenfeld, Applicant as the map provides a lot of less than 40,000 square feet in area for which public water supply is required pursuant to the Unified Development Ordinance §15-2.0130B.3.b, and public water supply is not available to serve the property. Seconded by Alderman Taylor. All voted Aye; motion carried.

- ORD. 2020-2728
PUBLIC WORKS
RETIREMENT PLAN
- G.10. Alderman Barber moved to adopt Ordinance No. 2020-2428, AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND AND SANITARY SEWER FUND TO PROVIDE \$670,000 OF GENERAL FUND AND \$175,000 OF SANITARY SEWER FUND ADDITIONAL APPROPRIATIONS AS EXTRAORDINARY CONTRIBUTIONS TO THE PUBLIC WORKS DEFINED BENEFIT RETIREMENT INCOME PLAN, and further, to direct the Director of Finance & Treasurer to make a maximum \$750,000 extraordinary contribution to the Public Works Defined Benefit Retirement Income Plan as soon as practical in a satisfaction of an asset call from the Plan custodian. Seconded by Alderman Dandrea. On roll call, all voted Aye; motion carried.
- FEMA DISASTER AID
APPLICATION
- G.11. Alderwoman Wilhelm moved to direct the Director of Finance & Treasurer to file a timely application for Federal Emergency Management Administration disaster aid with the appropriate Wisconsin agency in relation to the Public Health Emergency declared earlier in March, 2020. Seconded by Alderman Barber. All voted Aye; motion carried.
- RES. 2020-7612
FINAL PLAT FOR
OAKES ESTATES (92ND
ST. AND W. WOELFEL
RD.
- G.12. Alderman Mayer moved to adopt Resolution No. 2020-7612, A RESOLUTION CONDITIONALLY APPROVING A FINAL PLAT FOR OAKES ESTATES SUBDIVISION (AT APPROXIMATELY SOUTH 92ND STREET AND WEST WOELFEL ROAD) (MAXWELL J. OAKES AND DANIEL D. OAKES-OAKES ESTATES LLC, APPLICANT). Seconded by Alderman Nelson. All voted Aye; motion carried.
- RES. 2020-7613
2 LOT CSM
5112 W. RYAN RD.
- G.13. Alderman Taylor moved to adopt Resolution No. 2020-7613, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A DIVISION OF A PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (ANUP K. KHULLAR, 5100 LLC, APPLICANT) (AT 5112 WEST RYAN ROAD). Seconded by Alderman Dandrea. All voted Aye; motion carried.
- ORD. 2020-2429
COVID-19
CONTINGENCY
FUNDING
- G.14. Alderman Wilhelm moved to adopt Ordinance No. 2020-2429, AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GRANT FUNDS TO PROVIDE ADDITIONAL \$55,000 OF APPROPRIATIONS TO ADDRESS THE COVID-19 PUBLIC HEALTH EMERGENCY. Seconded by Barber. On roll call, all voted Aye; motion carried.

- ORD. 2020-2430
APPROPRIATIONS
FOR STREET TREES
- G.15. Alderman Barber moved to adopt Ordinance No. 2020-2430, AN ORDINANCE TO AMEND ORDINANCE 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR CAPITAL OUTLAY FUND TO PROVIDE ADDITIONAL RESOURCES AND EXPENDITURES FOR STREET TREES TOTALING \$31,125. Seconded by Alderman Nelson. On roll call, all voted Aye; motion carried.
- HAWK SYSTEM
PURCHASE
- G.16. Alderman Barber moved to direct staff to purchase a High-intensity Activated cross Walk beacon (HAWK) system from Traffic and Parking Control, Inc. for \$4,082.50 and install at South 51st Street and South Preserve Way. Seconded by Alderman Mayer. All voted Aye; motion carried.
- SIDEWALKS ON
W. LOOMIS RD. FROM
W. ST. MARTINS RD.
TO S. 68TH ST.
- G.17. Alderman Mayer moved to have staff direct Wisconsin Department of Transportation to prepare a State/Municipal Agreement and a Memorandum of Understanding for sidewalk considerations on the east side of West Loomis Road from West St. Martins Road to West Rawson Avenue, City Limits (South 68th Street). Seconded by Alderman Barber. All voted Aye; motion carried.
- RES. 2020-7614
CHANGE ORDER
NO. 1 FRANKLIN CORP.
PARK WASTEWATER
PUMPING STATION
- G.18. Alderman Taylor moved to adopt Resolution No. 2020-7614, A RESOLUTION TO ISSUE CHANGE ORDER NO. 1 FOR THE FRANKLIN CORPORATE PARK WASTEWATER PUMPING STATION PROJECT, STAAB CONSTRUCTION CORPORATION, AND CHANGE ORDER NO. 1 FOR THE SOUTH HICKORY STREET CORRIDOR UTILITY IMPROVEMENTS PROJECT, SUPER EXCAVATORS, INC. FOR TIME EXTENSIONS ONLY. Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman Taylor, Alderman Barber, and Alderman Nelson voted Aye; Alderman Mayer and Alderwoman Wilhelm voted No. Motion carried.
- FEB. 2020
FINANCIAL REPORT
- G.19. Alderman Barber moved to receive and place on file the February, 2020 Monthly Financial Report. Seconded by Alderman Taylor. All voted Aye; motion carried.
- DEC. 2019
FINANCIAL REPORT
- G.20. Alderman Barber moved to receive and place on file the December, 2019 Monthly Financial Report. Seconded by Alderman Taylor. All voted Aye; motion carried.
- VOUCHERS AND
PAYROLL
- I. Alderman Taylor moved to approve the following: City vouchers with an ending date of April 2, 2020 in the amount of \$6,336,589.51; and Payroll dated March 27, 2020 in the amount of \$387,670.98 and payments of the various payroll deductions in the amount of

\$420,357.77 plus City matching payments; and estimated payroll dated April 10, 2020 in the amount of \$417,000.00 and payments of the various payroll deductions in the amount of \$230,000.00, plus City matching payments. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn the meeting at 8:36 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.