

# APPROVED SEPTEMBER 1, 2020

CITY OF FRANKLIN  
COMMON COUNCIL  
AUGUST 18, 2020  
MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on August 18, 2020, and was 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, Alderwoman Kristen Wilhelm (by telephone), Alderwoman Shari Hanneman, Alderman Mike Barber (by telephone), and Alderman John R. Nelson. Excused was Alderman Dan Mayer. 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.

MINUTES  
AUGUST 4, 2020

- C.1. Alderman Barber moved to approve the minutes of the regular Common Council meeting of August 4, 2020, as presented at this meeting. Seconded by Alderman Dandrea.

Alderwoman Wilhelm moved to amend the minutes to correct Item. G.8. as distributed at this meeting. Seconded by Alderman Nelson. On roll call, Alderman Dandrea, Alderwoman Wilhelm, Alderwoman Hanneman, and Alderman Nelson voted Aye; Alderman Barber voted No. Motion carried.

On the main motion to approve the minutes as amended, Alderman Nelson, Alderwoman Hanneman, Alderwoman Wilhelm, and Alderman Dandrea voted Aye; Alderman Barber voted No. Motion carried.

BALLPARK COMMONS  
UPDATE

- G.1. No action was taken on an update presented by Mike Zimmerman relating to the Ballpark Commons project.

RES. 2020-7660  
FIRE STATION  
ALERTING SYSTEM

- G.2. Alderwoman Wilhelm moved to adopt Resolution No. 2020-7660, A RESOLUTION TO AWARD THE 2020 FIRE STATION ALERTING SYSTEM INSTALLATION PROJECT TO INTEGRAL BUILDING SYSTEMS, INC. IN THE AMOUNT OF \$23,819.11. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2020-2443  
AMEND UDO FOR  
PDD 10 (RIVERWOOD  
VILLAGE-BOURAXIS)

- G.3. Alderwoman Wilhelm moved to determine the proposed amendment for Riverwood Village-Bouraxis (Milwaukee Habitat for Humanity Restore) be a minor amendment. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

Alderman Wilhelm moved to adopt Ordinance No. 2020-2443, AN ORDINANCE TO AMEND 15-3.0415 OF THE UNIFIED DEVELOPMENT ORDINANCE, PLANNED DEVELOPMENT DISTRICT NO. 10 (RIVERWOOD VILLAGE-BOURAXIS) TO ALLOW FOR BUILDING EXTERIOR CHANGES AND TO PERMIT SOUTH ELEVATION SIGNAGE FOR MILWAUKEE HABITAT FOR HUMANITY RESTORE (DOMINIC JAEHNKE, DIRECTOR OF RESTORE, MILWAUKEE HABITAT FOR HUMANITY, INC., APPLICANT) (6939 WEST RIVERWOOD BOULEVARD). Seconded by Alderman Dandrea. All voted Aye; motion carried.

PREFERENCES TO  
WIS. DOT FOR S.  
LOVERS LANE RD.  
FRONTAGE ROAD

G.4. Alderman Nelson moved to direct staff to inform the Wisconsin Department of Transportation on preferences to one-way, northbound for the frontage road along S. Lovers Lane Road (U.S. 45/STH 100) from W. Herda Place to S. Phyllis Lane. Seconded by Alderman Hanneman. All voted Aye; motion carried.

RES. 2020-7661  
CONSERVATION  
EASEMENT-SCOTT &  
SUSANNE MAYER

G.5. Alderman Nelson moved to adopt Resolution No. 2020-7661, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE APPROVAL OF A CERTIFIED SURVEY MAP FOR SCOTT A. MAYER AND SUSANNE MAYER AT 9533 W. RYAN ROAD, subject to technical corrections by the City Attorney. Seconded by Alderman Wilhelm. All voted Aye; motion carried. All voted Aye; motion carried.

RES. 2020-7662  
CHANGE ORDER NO. 1-  
WANASEK-RYAN  
CREEK INTERCEPTOR

G.6. Alderman Nelson moved to adopt Resolution No. 2020-7662, A RESOLUTION TO ISSUE CHANGE ORDER NO. 1 TO THE WANASEK CORPORATION FOR THE RYAN CREEK INTERCEPTOR ODOR REDUCTION PROJECT IN THE AMOUNT OF \$9,030. Seconded by Alderman Dandrea. All voted Aye; motion carried.

RES. 2020-7663  
WDNR NR-208  
COMPLIANCE

G.7. Alderman Hanneman moved to adopt Resolution No. 2020-7663, A RESOLUTION APPROVING THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES NR-208 COMPLIANCE MAINTENANCE REPORT FOR 2019. Seconded by Alderman Nelson. All voted Aye; motion carried.

ORD. 2020-2444  
AMEND ORD. 2019-2398  
POLICE SOFTWARE  
UPGRADE

G.8. Alderman Barber moved to adopt Ordinance No. 2020-2444, AN ORDINANCE TO AMEND ORDINANCE NO. 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE CAPITAL OUTLAY FUND TO MOVE \$10,800 FROM CONTINGENCY APPROPRIATIONS TO POLICE SOFTWARE

AND CREATE A GRANT RESOURCE FOR \$16,130 TO UPGRADE THE 9-1-1 EMERGENCY SYSTEM. Seconded by Alderman Nelson. On roll call, all voted Aye. Motion carried.

ORD. 2020-2445  
APPROPRIATIONS FOR  
MUNICIPAL BUILDING  
INSPECTION PROJECT

G.9. Alderman Dandrea moved to adopt Ordinance No. 2020-2445, AN ORDINANCE TO AMEND ORDINANCE NO. 2019-2398, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE GENERAL FUND TO MOVE CONTINGENCY APPROPRIATIONS FOR THE MUNICIPAL BUILDING INSPECTIONS PROJECT. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

S. 68TH ST. VERTICAL  
ALIGNMENT  
IMPROVEMENTS  
W. RAWSON AVE.  
STREET LIGHT PROJECT

G.10. No action was taken on an Ordinance to amend Ordinance No. 2019-2398, An Ordinance Adopting the 2020 Annual Budgets for the Capital Improvement Fund to Move \$30,000 of Contingency Appropriations for the S. 68th St. Vertical Alignment Improvements and \$7,000 for the W. Rawson Avenue Street Light Projects.

EASEMENT  
W. RAWSON AVE. AND  
S. 27TH ST.

G.11. Alderwoman Wilhelm moved to direct Planning and Economic Development Department staff to review easement documents for options that could create improvements on the W. Rawson Avenue and S. 27th Street property easements, including review of applicable ordinances, easements purchase, or any other options staff and legal Counsel believe are appropriate to improve the City's image, and report back to the Common Council with an update no later than October 6, 2020. Seconded by Alderman Barber. All voted Aye; motion carried.

ORD. 2020-2446  
DONATIONS-POICE  
DEPT.

G.12. Alderwoman Hanneman moved to adopt Ordinance No. 2020-2446, AN ORDINANCE TO AMEND ORDINANCE NO. 2019, AN ORDINANCE ADOPTING THE 2020 ANNUAL BUDGETS FOR THE DONATIONS FUND TO PROVIDE \$15,000 OF CAPITAL APPROPRIATIONS FOR THE POLICE DEPARTMENT. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

COVID-19  
EXPENDITURES

G.13. No action was taken on the report on expenditures related to the COVID-19 Public Health Emergency through August 14, 2020.

RESCHEDULE NOV. 3  
GENERAL ELECTION

G.14. Alderman Barber moved to reschedule the November 3, 2020, Common Council meeting to November 2, 2020, due to the General Election. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

LICENSES AND  
PERMITS

I.1. Alderman Nelson moved to approve the following license recommendations from the License Committee meeting of August 18, 2020:

Entertainment and Amusement application from Swiss Street Pub & Grill, John Trudeau, Agent, 11430 W. Swiss Street, back parking lot music on the weekends, Friday and Saturday from 7:00 p.m. to 10:00 p.m. and Sunday from 1:00 p.m. to 5:00 p.m. contingent upon attendance of 50 or less people, ambient music only, and applicant's written response to Department comments;

Temporary Entertainment and Amusement application from The Landmark, Lori Knack-Helm, Agent, 11401 W. Swiss Street, on September 5 and 6, 2020, from 12:00 noon to 10:00 p.m., contingent upon attendance of 50 or less people, ambient music only and no food, and applicant's written response to Department comments;

Temporary Entertainment Amusement application from Mulligan's Irish Pub & Grill, Brian Francis, Agent, 8933 S. 27th Street, on September 12, 2020, from 9:00 a.m. to 10:00 p.m. consisting of the car show only;

Grant Operator's licenses to John Lehman, 1301 S. 76th St., West Allis; Daniel Rodriquez, 8014 W. Hilltop Ln.; Dale Hasenstein, 3033 S. 91st St., West Allis, with a warning letter from the City Clerk; Destanie Evans, 726 Marquette Ave., South Milwaukee; Savannah Perelgut, 7415 S. 37th Pl.; and Aksh Singh, 8609 W. Forest Hill Ave.; and

Deny Heather Borger, 511 Montana Ave., South Milwaukee (action to be clarified at 9/01/2020 License Committee and Common Council meetings).

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

## VOUCHERS AND PAYROLL

- H.1. Alderman Dandrea moved to approve the following: City vouchers with an ending date of August 13, 2020, in the amount of \$1,921,543.87; and payroll dated August 14, 2020, in the amount of \$410,466.60 and payments of the various payroll deductions in the amount of \$242,873.80 plus City matching payments; and estimated payroll dated August 28, 2020, in the amount of \$400,000.00 and payments of the various payroll deductions in the amount of \$550,000.00 plus City matching payments; and property tax disbursements with an ending date of August 13, 2020, in the amount of \$9,000,000.00; and approval to release payments to miscellaneous vendors in the amount of \$51,806.27; and approval to release tax transfer from American Deposit Management in the amount of \$3,200,000.00; and approval to release tax settlements in the amount of \$9,552,102.39. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

CLOSED SESSION

- G.12. Alderman Barber moved to enter closed session at 7:26 p.m. pursuant to Wis. Stat. §19.85(1)(e), for market competition and bargaining reasons, to deliberate and consider terms relating to a Tax Incremental District No. 8 Development Agreement Between the City of Franklin, JHB Properties, LLC and ZS Enterprises, LLC, Industrial Spec Buildings Mixed Use Development and a Development Agreement for JHB Properties, LLC and ZS Enterprises, LLC, Industrial Spec Buildings Mixed Use Development (Public Improvements), and the investing of public funds and governmental actions in relation thereto and to effect such development, including the terms and provisions of the development agreements for the development of property located on the south side of West Elm Road in the approximately 3500 block area were West Elm Road to be extended to the west, consisting of 79.79 acres, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 7:41 p.m.

ADJOURNMENT

- J. Alderman Dandrea moved to adjourn the meeting at 7:42 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.