

APPROVED JULY 19, 2022

CITY OF FRANKLIN COMMON COUNCIL MEETING JULY 5, 2022 MINUTES

- ROLL CALL A. The regular meeting of the Common Council was held on July 5, 2022 and called to order at 6:43 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 present: Alderman Ed Holpfer, Alderwoman Michelle Eichmann, Alderwoman Kristen Wilhelm, Alderwoman Shari Hanneman, Alderman Mike Barber and Alderman John R. Nelson. Also in attendance were Dir. of Administration Peggy Steeno, Assistant City Engineer Tyler Beinlich, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT B. Citizen comment period was opened at 6:45 p.m. and closed at 6:49 p.m.
- MINUTES
JUNE 21, 2022 C. Alderman Barber moved to approve the minutes of the regular Common Council meeting of June 21, 2022, as amended at this meeting. Seconded by Alderwoman Hanneman. All voted Aye; motion carried.
- MAYORAL APPT. Alderwoman Hanneman moved to confirm the Mayoral Aldermanic appointment of Susan Lance, 4141 W. Maplecrest Drive, Ald. Dist. 4, to the Parks Commission for a 3-year unexpired term expiring 4/30/2024. Seconded by Alderman Barber. On roll call, all voted Aye. Motion carried.
- RES. 2022-7877 G.1. Alderman Nelson moved to adopt Resolution No. 2022-7877, A SPECIAL USE FOR BEAUTY SALON AT 11113 W. FOREST HOME AVE. RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A BEAUTY SALON USE UPON PROPERTY LOCATED AT 11113 W. Forest Home Avenue, Suite 220 (Lourdes Hernandez, Owner, D/B/A Face Palette Aesthetics by L.E. LLC, Applicant). Seconded by Alderwoman Eichmann. All voted Aye; motion carried.
- PURCHASE MILO USE G.2. Alderwoman Wilhelm moved to approve the purchase of a MILO Use OF FORCE TRAINING SIMULATOR using American Rescue Plan Act (ARPA) Grant Funds and approval of related Budget amendment to facilitate same, as requested by the Police Department. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.
- ORD. 2022-2514 G.3. Alderman Barber moved to adopt Ordinance No. 2022-2514, AN AMEND ORD. 2021-2486 FOR POLICE DEPT. GRANT FUND TO PROVIDE \$80,581.50 OF STATE OF WISCONSIN ARPA GRANT FUNDS

FOR THE PURCHASE OF A MILO USE OF FORCE TRAINING SIMULATOR. Seconded by Alderwoman Eichmann. On roll call, all voted Aye. Motion carried.

APPROVE FIRE
LIEUTENANT POSITION

G.4. Alderman Barber moved to approve the merge of the historically differentiated "Fire" and "Paramedic" Lieutenants into a single Lieutenant position, including updated language and technical corrections, as requested by the Fire Chief. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.

PURCHASE WINDOWS
SERVER LICENSES

G.5. Alderman Barber moved to authorize the purchase of 48 Windows Server 2022 Data Center Core Licenses at a cost of \$23,868.96 and 325 Windows Server 2022 Client Access Licenses at a cost of \$9,668.75 through CDW-G for a total cost of \$33,537.71 as budgeted for in the 2022 Information Services Computer Equipment Capital Outlay Fund (41-0144-5841). Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

PURCHASE DPW
SERVER

G.6. Alderman Nelson moved to authorize the purchase of an HPE ProLiant DL325 server with a five-year warranty for the Department of Public Works at a total cost of \$7,500 through CDW-G as budgeted for in the 2022 DPW/Highway Computer Equipment Capital Outlay Budget (41-0331-5841). Seconded by Alderwoman Hanneman. All voted Aye; motion carried.

RES. 2022-7878
RESCIND RES. 2021-
7792 ACCEPTING
EASEMENT FOR
PLEASANT VIEW
RESERVE SUBD.

G.7. Alderwoman Wilhelm moved to adopt Resolution No. 2022-7878, A RESOLUTION TO RESCIND RESOLUTION NO. 2021-7792, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A PEDESTRIAN ACCESS AND BICYCLE PATH EASEMENT FOR PLEASANT VIEW RESERVE SUBDIVISION LOCATED AT APPROXIMATELY S. 51ST STREET AND WEST MARQUETTE AVENUE AND TO AUTHORIZE CERTAIN OFFICIALS TO ACCEPT A PUBLIC RECREATIONAL TRAIL EASEMENT FOR PLEASANT VIEW RESERVE SUBDIVISION, with pages designated 73-79 in the Common Council meeting packet removing reference to Exhibit K and K-1 and depicting the trail on the trail connectivity map. Seconded by Alderman Holpfer. All voted Aye; motion carried.

RELEASE
PERFORMANCE BONDS
ASPEN WOODS SUBD.

G.8. Alderman Holpfer moved to authorize the release of Performance Bond No. LICX1156671 from Lexon Insurance Company for Aspen Woods Subdivision Phase 1 and Performance Bond No. LICX1167124 for Aspen Woods Subdivision Phase 2 located east of S. 51st Street and south of W. Puetz Road as recommended by the Engineering Department. Seconded by Alderman Barber. All voted Aye; motion carried.

PURCHASE PICKUP
ENGINEERING DEPT.

- G.9. Alderwoman Eichmann moved to authorize the Engineering Department to purchase a 2022 Ford F-150 (W1E) XLT 4WD SuperCrew 6.5' Box pickup truck from Ewald Automotive Group, at a cost not to exceed \$48,045. Seconded by Alderman Barber. All voted Aye; motion carried.

LICENSES AND
PERMITS

- H. Alderwoman Hanneman moved to approve the following:

Grant 2022-2023 Operators' Licenses to Maria Correa Rosa, Dru E Davis, Timothy J Geldon, Aaron A Lujan, Mikayla K Baird, Heater A Bandle, Anthony M Chatfield, Angela M Damask, Megan E Dauenhauer, Katelynn M Flowers, David F Goehring, Pamela J LeHouillier, David P Lindner, Savannah L Perelgut, Jeffrey Terp, and Theofania C Topetztes;

Hold 2021-2022 and 2022-2023 Operators' License applications of Kenneth D Burks and Adriana Murillo for appearance;

Hold 2022-2023 Operator's License application of Alexander J Sawyer-Young for appearance; and

Grant Temporary Class B Beer license to Franklin Lions Club, Person in Charge David Lindner, for the St. Martin's Labor Day Fair, 9/4/2022 through 9/5/2022.

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

VOUCHERS AND
PAYROLL

- I. Alderman Barber moved to approve City vouchers with an ending date of July 1, 2022 in the amount of \$6,150,760.32; and payroll dated July 1, 2022 in the amount of \$432,750.58 and payments of the various payroll deductions in the amount of \$236,132.89, plus City matching payments; and estimated payroll dated July 15, 2022 in the amount of \$418,000 and payments of the various payroll deductions in the amount of \$235,000, plus City matching payments. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.

CLOSED SESSION
POLICE OFFICERS
ASSOCIATION
BARGAINING
STRATEGY

- G.10. Alderman Holpfer moved to enter closed session at 7:08 p.m. pursuant to Wis. Stats. 19.85(1)(c) and (e), to discuss collective bargaining strategy in regard to negotiations with the Franklin Police Officers Association, for competitive bargaining reasons, and to reenter open session at the same place thereafter to act on such matters discussed therein as the Common Council deems appropriate. Seconded by Alderwoman Hanneman. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 8:20 p.m.

CLOSED SESSION
PAUL R. CONFORTI

- G.11. Alderman Barber moved to enter closed session at 8:21 p.m. pursuant to Wis. Stat. 19.85(1)(g), to confer with legal counsel for the Common Council who is rendering advice concerning strategy to be adopted by the body with respect to Paul R. Conforti, et al v. City of Franklin, at al, Milwaukee County Circuit Court, Case No. 20-CV-0758, removed to the United States District Court Eastern District of Wisconsin, Case No. 20-349, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Holpfer. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 8:54 p.m.

CLOSED SESSION
FRANKLIN
COMMUNITY
ADVOCATES LLC

- G.12. Alderman Holpfer moved to enter closed session at 8:55 p.m. pursuant to Wis. Stat. 19.85(1)(g), to confer with legal counsel for the Common Council who is rendering advice concerning strategy to be adopted by the body with respect to Franklin Community Advocates, et al v. City of Franklin, and Strauss Brands, LLC, Milwaukee County Circuit Court, Case No. 20-CV-7031, and Franklin Community Advocates, Inc., et al v. City of Franklin, United States District Court Eastern District, Wisconsin, Case No. 20-413, 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.

Alderman Barber vacated his seat at 8:53 p.m. and returned at 8:58 p.m., and Alderman Nelson vacated his seat at 8:55 p.m. and returned at 8:59 p.m.

The Common Council reentered open session at 9:13 p.m.

ADJOURNMENT

- J. Alderwoman Wilhelm moved to adjourn the meeting at 9:13 p.m. Seconded by Alderwoman Eichmann. All voted Aye; motion carried.