

APPROVED APRIL 19, 2016

CITY OF FRANKLIN
COMMON COUNCIL MEETING
APRIL 4, 2016
MINUTES

ROLL CALL

- A. The regular meeting of the Common Council was held on April 4, 2016 and called to order at 6:45 p.m. by Mayor Steve Olson in the Franklin Public Library Fadrow Room, 9151 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Alderman Mark Dandrea (arrived at 7:14 p.m.), Alderman Dan Mayer, Alderwoman Kristen Wilhelm, Alderman Steve Taylor, Alderman Doug Schmidt and Alderwoman Susanne Mayer. Also present were City Engineer Glen Morrow, Dir. of Economic Development Aaron Hertzberg, Planning Manager Joel Dietl, Dir. of Administration Mark Luberda, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.

ITEMS TABLED TO APRIL 19, 2016 COMMON COUNCIL MEETING

Alderwoman Wilhelm moved to table the following items until the April 19, 2016 Common Council meeting:

- C. Approval of Minutes of March 15, 2016 Common Council Meeting;
- E. Boards and Commissions Appointments;
- G.12. Status Update on Burying of Utilities on W. St. Martins Road from S. Spring Street to Approximately 2,000 feet East;
- G.16. An Ordinance to Amend Ordinance 2015-2198, an Ordinance Adopting the 2016 Annual Budgets for the Capital Improvement Fund for the City of Franklin for Fiscal Year 2016, to Provide Appropriations for Pleasant View Trail;
- G.21. Parks Commission Recommendation to Purchase Site Furnishings for Kayla's Playground.
- G.22. Revised Job Description and Promotional Status for the Position of Confidential Fire Administrative Assistant.
- G.23. Approval of the Vacation/Compensatory Time Donation Policy as a Modification of the Vacation Donation Policy.
- G.24. Avaya Two-Year Extension of Telephone and Voicemail Maintenance Services for the City of Franklin.
- G.25. Donation from Franklin Lions Club Foundation in the Amount of \$250 to the Fire Department.
- G.26. February 2016 Monthly Financial Report.

Seconded by Alderman D. Mayer. All voted Aye; motion carried.

RES. 2016-7181
ISSUANCE AND SALE OF
GO REFUNDING BONDS,
SERIES 2016A

G.3. Alderman Taylor moved to adopt Resolution No. 2016-7181, A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$5,770,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016. Seconded by Alderman D. Mayer. On Roll Call, all voted Aye (Alderman M. Dandrea Absent). Motion carried.

CITIZEN COMMENT

B. Citizen comment period was opened at 6:55 p.m. Alderwoman Wilhelm vacated her seat at 9:14 p.m. and returned to her seat at 9:17 p.m. Citizen comment period was closed at 9:26 p.m.

PUBLIC HEARING
2025 FUTURE LAND USE
MAP AT 7900 W.
CRYSTAL RIDGE DR.

D. Following a confirmation by the Planning Manager and City Attorney that the meeting was properly noticed, the Planning Manager read the Official Notice of Public Hearing and the public hearing was called to order at 9:33 p.m., regarding proposed Ordinance to Amend the City Of Franklin 2025 Comprehensive Master Plan to Change the City of Franklin 2025 Future Land Use Map Use Designations for Properties Located at Approximately 7900 West Crystal Ridge Drive, and along West Rawson Avenue and West Loomis Road and West Old Loomis Road, including, but not limited to 8220, 8240, 8316 and 8490 West Old Loomis Road, from Residential Use and Transportation Use to Mixed-Use (Lands South of Rawson Avenue), and to Reclassify Certain Existing Road Right-Of Ways from Transportation Use to Mixed-Use (Lands North of Rawson Avenue) with regard to the Proposed Ballpark Commons Sports Anchored Mixed-Use Development (Approximately 14.964 Acres (North of West Rawson Avenue) and Approximately 39.419 Acres (South of West Rawson Avenue)) (Greg Marso, Zim-Mar Properties, LLC, Applicant). The properties which are the subject of this application bear addresses/Tax Key Nos. / current zoning designations as follows: 8220 West Old Loomis Road / 755-9995-002 / R-3E Suburban/Estate Single-Family Residence District, 8240 West Old Loomis Road / 755-9995-001 / R-3E Suburban/Estate Single-Family Residence District, 8316 West Old Loomis Road / 755-9996-000 / R-3E Suburban/Estate Single-Family Residence District, [no address] West Rawson Avenue / 754-9988-001 / R-3E Suburban/Estate Single-Family Residence District, 8490 West Old Loomis Road / 754-9988-002 / R-3E Suburban/Estate Single-Family Residence District, and one parcel, located between West Crystal Ridge Drive on the north and West Loomis Road on the south, immediately south of the existing The Rock Sports Complex, currently zoned B-1 Neighborhood Shopping District, does not bear a tax key number or an address, consisting of approximately 14.964 total acres of land (north of West Rawson Avenue) and 39.419 total acres of land (south of West Rawson Avenue).

Alderman D. Mayer moved to incorporate the relevant comments from the citizen comment period as part of the record of this public hearing. Seconded by Alderman Schmidt. All voted Aye; motion carried.

The public hearing was closed at 9:48 p.m.

ORD. 2016-2211
CHANGE 2025 FUTURE
LAND USE AT 7900 WEST
CRYSTAL RIDGE DR.

G.1. Alderman Taylor moved to adopt Ordinance No. 2016-2211, AN ORDINANCE TO AMEND THE CITY OF FRANKLIN 2025 COMPREHENSIVE MASTER PLAN TO CHANGE THE CITY OF FRANKLIN 2025 FUTURE LAND USE MAP USE DESIGNATIONS FOR PROPERTIES LOCATED AT APPROXIMATELY 7900 WEST CRYSTAL RIDGE DRIVE, AND ALONG WEST RAWSON AVENUE, AND WEST LOOMIS ROAD AND WEST OLD LOOMIS ROAD INCLUDING BUT NOT LIMITED TO 8220, 8240, 8316 AND 8490 WEST OLD LOOMIS ROAD, FROM RESIDENTIAL USE AND TRANSPORTATION USE TO MIXED-USE (LANDS SOUTH OF RAWSON AVENUE) AND TO RECLASSIFY CERTAIN EXISTING ROAD RIGHT-OF-WAYS FROM TRANSPORTATION USE TO MIXED-USE (LANDS NORTH OF RAWSON AVENUE) WITH REGARD TO THE PROPOSED BALLPARK COMMONS SPORTS ANCHORED MIXED-USE DEVELOPMENT (APPROXIMATELY 14.964 ACRES NORTH OF WEST RAWSON AVENUE AND APPROXIMATELY 39.419 ACRES SOUTH OF WEST RAWSON AVENUE) (GREG MARSO, ZIM-MAR PROPERTIES, LLC, APPLICANT). Seconded by Alderman M. Dandrea.

Mayor Olson vacated his seat at 10:09 p.m. Council President Wilhelm then chaired the meeting. Mayor Olson returned to his seat at 10:12 p.m. to chair the meeting.

On the Roll Call vote to adopt Ordinance No. 2016-2211, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor, Alderman Schmidt and Alderwoman S. Mayer voted Aye; Alderman D. Mayer voted No. Motion carried.

ORD 2016-2212
AMEND UDO NO. 37 (THE
ROCK SPORTS
COMPLEX)

G.2. Alderman Taylor moved to adopt Ordinance No. 2016-2212, AN ORDINANCE TO AMEND SECTION 15-3.0442 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 37 (THE ROCK SPORTS COMPLEX) TO REVISE THE DISTRICT AND TO EXPAND THE DISTRICT TO ENCOMPASS CERTAIN ADJACENT AREA LANDS TO CREATE THE "BALLPARK COMMONS" SPORTS ANCHORED MIXED USE DEVELOPMENT (MIKE

ZIMMERMAN AND GREG MARSO ZIM-MAR PROPERTIES LLC, AND JOHN DARGLE JR. DIRECTOR OF THE MILWAUKEE COUNTY DEPARTMENT OF PARKS, APPLICANTS) (AT APPROXIMATELY 7900 WEST CRYSTAL RIDGE DRIVE, AND ALONG WEST RAWSON AVENUE, WEST LOOMIS ROAD, AND WEST OLD LOOMIS ROAD). Seconded by Alderman Schmidt.

Alderwoman S. Mayer moved to amend the main motion to include "Should building permits not be secured or pulled or any one of the substantial structures; that being the stadium, the four-seasons complex, any one or more retail buildings along Crystal Ridge Drive, any one or more multi-use buildings along West Rawson Avenue, or any one or more apartment buildings; prior to the expiration of 24 months from the date of the enactment of this Ordinance that zoning shall revert back to whatever is the current zoning." On roll call, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor, Alderman Schmidt and Alderwoman S. Mayer voted Aye; Alderman D. Mayer voted No. Motion carried.

On the Roll Call vote to adopt Ordinance No. 2016-2212 as amended, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor, Alderman Schmidt and Alderwoman S. Mayer voted Aye; Alderman D. Mayer voted No. Motion carried.

RES. 2016-7182
APPROVING CSM FOR
6803, 6805 AND 6807 S.
27TH STREET)

G.4. Alderwoman Wilhelm moved to adopt Resolution No. 2016-7182, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP NO. 6543, RECORDED ON AUGUST 7, 1998, REEL 43667, IMAGES 1756 TO 1758 INCLUSIVE, AS DOCUMENT NO. 7578744, AS CORRECTED BY AFFIDAVIT OF CORRECTION RECORDED AS DOCUMENT NO. 7724864, PART OF THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 1, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (WS FRANKLIN LLC, APPLICANT) (6803, 6805 AND 6807 SOUTH 27TH STREET). Seconded by Alderman Taylor. All voted Aye; motion carried.

RES. 2016-7183
APPROVING
CONDOMINIUM PLATS
FOR 6803
CONDOMINIUMS AT
27TH STREET

G.5. Alderwoman Wilhelm moved to adopt Resolution 2016-7183, A RESOLUTION CONDITIONALLY APPROVING A CONDOMINIUM PLAT FOR 6803 CONDOMINIUMS AT 6803, 6805 AND 6807 SOUTH 27TH STREET (GENEVA ASHX I LLC, GENEVA EXCHANGE FUND XI LLC, WS FRANKLIN LLC, OWNERS/WS FRANKLIN LLC, APPLICANT). Seconded by Alderman Taylor. All voted Aye; motion carried.

- RES. 2016-7184
CONSERVATION
EASEMENT AND
SPECIAL USE FOR 9201 W
DREXEL AVE (THE
LASALLE GROUP, INC.)
- G.6. Alderman D. Mayer moved to adopt Resolution No. 2016-7184, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A SPECIAL USE AND NATURAL RESOURCE SPECIAL EXCEPTION FOR PROPERTY LOCATED AT 9201 WEST DREXEL AVENUE (THE LASALLE GROUP, INC., APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.
- SPECIAL EXCEPTION,
STANDARDS, FINDINGS,
DECISION (DAVID AND
RHONDA DRAGER,
APPLICANT)
- G.7. Alderman Taylor moved to adopt the Standards, Findings and Decision of the City of Franklin Common Council upon the application of David and Rhonda Drager, for a Special Exception to Certain Natural Resource provisions of the City of Franklin Unified Development Ordinance, to approve the application. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- ORD. 2016-2213
AMEND UDO TO ALLOW
SETBACKS AT WAL-
MART/SAM'S
WHOLESALE CLUB
- G.8. Alderwoman Wilhelm moved to adopt Ordinance No. 2016-2213, AN ORDINANCE TO AMEND SECTION 15-3.0418 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 13 (WAL-MART/SAM'S WHOLESALE CLUB) TO ALLOW FOR ZERO FOOT INTERIOR PROPERTY LINES SETBACKS FOR BUILDING AND PARKING LOT SETBACKS (6803, 6805 AND 6807 SOUTH 27TH STREET) (WS FRANKLIN LLC, APPLICANT). Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2016-7185
APPROVING CSM AT
2925 W ACRE AVE.,
DAVID AND RHONDA
DRAGER, APPLICANTS
- G.9. Alderman Taylor moved to adopt Resolution No. 2016-7185, A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING THAT PART OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, STATE OF WISCONSIN (DAVID DRAGER AND RHONDA L. DRAGER, APPLICANTS) (2925 WEST ACRE AVENUE). Seconded by Alderman Schmidt. All voted Aye; motion carried.
- “HISTORICAL SOCIETY
BARN” PROJECT
- G.10. Alderman Taylor moved to authorize the “Historical Society Barn” project in the Capital Improvement Fund to become an “Approved Project” and to authorize City staff to proceed with the steps for completion of the foundation work, in coordination with the required Planning approvals, which includes authorization for the City Engineer to execute and submit an application for a site plan review. Seconded by Alderman D. Mayer. All voted Aye; motion carried.

- RES. 2016-7186
AGREEMENT WITH
MILWAUKEE COUNTY
FOR IMPROVEMENT ON
W. ST. MARTINS RD.
- G.11. Alderman Taylor moved to adopt Resolution 2016-7186, A RESOLUTION TO SIGN “LOCAL / COUNTY AGREEMENT FOR A HIGHWAY IMPROVEMENT” WITH MILWAUKEE COUNTY FOR W. ST. MARTINS RD. (CTH MM) FROM S. NORTH CAPE RD. TO S. LOVERS LANE RD. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2016-7187
AWARDING CONTRACT
FOR 2016 LOCAL STREET
IMPROVEMENT
PROGRAM
- G.13. Alderman Taylor moved to adopt Resolution 2016-7187, A RESOLUTION AWARDING CONTRACT TO THE LOW BIDDER, STARK PAVEMENT CORPORATION, IN THE AMOUNT OF \$786,068, FOR THE 2016 LOCAL STREET IMPROVEMENT PROGRAM. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- RES. 2016-7188
BITUMINOUS AND
AGGREGATE MATERIAL
CONTRACTS
- G.14. Alderwoman Wilhelm moved to adopt Resolution 2016-7188, A RESOLUTION AWARDING THE 2016 BITUMINOUS AND AGGREGATE MATERIAL CONTRACTS. Seconded by Alderman Taylor. All voted Aye; motion carried.
- REVIEW OF SERVICES
AGREEMENT FOR 2016
QUARRY MONITORING
- G.15. Alderwoman Wilhelm moved to approve the Quarry Monitoring Professional Services Agreement with Attachment A containing service details and costs as provided by Stantec Consulting Services Inc. and to authorize staff to enter into said agreement not to exceed \$40,885 subject to technical corrections by staff and the City Attorney. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- ADDENDUM TO
SERVICES AGREEMENT
WITH TYLER
TECHNOLOGIES
- G.17. Alderman Schmidt moved to authorize the Mayor, Director of Clerk Services, and Director of Administration to execute the Additional Services Addendum to the Services Agreement with Tyler Technologies to add on-site clerical support services, subject to approval of the necessary budget modification. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- Alderman D. Mayer vacated his seat at 11:51 p.m. and returned following item G.20.
- ORD. 2016-2214
AMEND ORD. 2015-2198
TO PROVIDE CLERICAL
SUPPORT SERVICES IN
ASSESSOR’S OFFICE
- G.18. Alderman Taylor moved to adopt Ordinance 2016-2214, AN ORDINANCE TO AMEND ORDINANCE 2015-2198, AN ORDINANCE ADOPTING THE 2016 ANNUAL BUDGETS FOR THE GENERAL FUND FOR THE CITY OF FRANKLIN FOR FISCAL YEAR 2016, TRANSFERRING FUNDS FROM ASSESSOR-PERSONNEL SERVICES TO ASSESSOR-OTHER SERVICES, SUPPLIES, ETC. IN ORDER FOR ON-SITE CLERICAL SUPPORT SERVICES IN THE CITY ASSESSOR’S OFFICE TO BE PROVIDED BY TYLER TECHNOLOGIES. Seconded by Alderman Dandrea. On the roll

call vote to approve Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor, Alderman Schmidt and Alderwoman S. Mayer voted Aye; Alderman D. Mayer Absent. Motion carried.

AMENDMENT TO THE
“PROMOTIONS”
PROVISIONS OF NON-
REPRESENTED
COMPENSATION PLAN

G.19. Alderman Taylor moved to implement an exception to the “Promotions” provision of the Compensation Plan to provide for a lower minimum promotion allowance (approximately 4.38%) such that a Light Equipment Operator or Sewer & Water Technician promoted to Heavy Equipment Operator (HEO) or Sewer & Water Operator I (Operator I) will not receive a higher wage rate than a long-term HEO or Operator I, who is consistently in good standing, and to authorize amendment to the Employee Handbook and the Civil Service System Personnel Administration Program, in a form as prepared by the Director of Administration, to reflect such a change. Seconded by Alderman Dandrea. Upon voice vote, all voted Aye (Alderman D. Mayer Absent). Motion carried.

COMPLETION OF CITY
HALL ADA SIGNAGE
AND FRANKLIN SENIOR
MEAL PROGRAM SITE
KITCHEN AREA ROOF
VENTING CDBG
PROJECTS

G.20. Alderman Schmidt moved to authorize the Mayor to execute the necessary purchase order(s) or contracts(s) for the Community Development Block Grant (CDBG) projects entitled City of Franklin City Hall ADA Signage and City of Franklin Senior Meal Program Site Kitchen Area Roof Venting for an amount up to but less than \$10,000 in each instance, and for the Mayor to report back on any such award at the following Common Council meeting, and to authorize use of the established Grants Fund appropriation for these CDBG projects. Seconded by Alderman Taylor. Upon voice vote, Alderman Dandrea, Alderwoman Wilhelm, Alderman Taylor and Alderman Schmidt voted Aye; Alderwoman S. Mayer voted No; Alderman D. Mayer Absent. Motion carried.

Alderman D. Mayer returned to his seat at 11:53 p.m.

LICENSES AND PERMITS

H.1. Alderwoman Wilhelm moved to approve the following:
Hold the Operator’s License application for Benjamin Turowski, 7144 S. 47th Place, Franklin, for additional information;
Grant Operators’ Licenses to Susan Bartkiewicz, 2156 S. 87th St., West Allis; Deborah Collins, 6180 Highland Ln., #1, Greendale; Amanda Doerr, 6865 S. 109th St., Franklin; Irene Hawkinson, 5160 S. Martin Rd., New Berlin; Mandeep Kaur, 3840 W. Jerelin Dr., Franklin; and Sara Mason, 2499 S. Graham St., Milwaukee;
Hold the Operator’s License application for Kelsey Lonergan, 7456 Brunn Dr., Franklin, for appearance;
Grant 2016-2017 Mobile Home Court Licenses, subject to satisfactory inspections, to Franklin Mobile LLC (David Steinberger, Owner), 6361 S. 27th Street; D&K Management VIII

LLC (Wendy Winograd, Owner), 6405 S. 27th Street, including completion of application; and
Grant 2016-2017 Amusement Device Operator License to National Entertainment Network LLC (Edward Flaherty, Agent), 325 Interlocken Parkway-B, Broomfield, Colorado.
Seconded by Alderman Taylor. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I.1. Alderman Dandrea moved to approve net general checking account City vouchers in the range of Nos. 160127 through 160320 in the amount of \$1,259,021.33 dated March 11, 2016 through April 1, 2016. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve net payroll dated March 18, 2016 in the amount of \$360,800.40 and payments of the various payroll deductions in the amount of \$364,503.19 plus any City matching payments where required. Seconded by Alderman D. Mayer. On roll call, all voted Aye; motion carried.

Alderman Dandrea moved to approve net payroll dated April 1, 2016 in the amount of \$369,771.43 and payments of the various payroll deductions in the amount of \$208,073.73 plus any City matching payments where required. Seconded by Alderman Schmidt. On roll call, all voted Aye. Motion carried.

Alderman D. Mayer moved to approve net payroll dated April 15, 2016 estimated at \$360,000.00 and payments of the various payroll deductions estimated at \$228,000.00 plus any City matching payments where required. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

Alderman Schmidt moved to approve property tax refunds and settlements Nos. 16365 through Nos. 16382 in the amount of \$79,550.62 dated March 11, 2016 through April 1, 2016. Seconded by Alderman D. Mayer. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

J. Alderman Taylor moved to adjourn the meeting at 11:57 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.