

APPROVED NOVEMBER 15, 2016

CITY OF FRANKLIN COMMON COUNCIL MEETING NOVEMBER 1, 2016 MINUTES

- ROLL CALL
- A. The regular meeting of the Common Council was held on November 1, 2016 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, Alderman Steve Taylor, Alderman Mike Barber and Alderwoman Susanne Mayer. Also present were City Engineer Glen Morrow, Dir. of Administration Mark Luberd, City Attorney Jesse A. Wesolowski and City Clerk Sandra Wesolowski.
- CITIZEN COMMENT
- B. Citizen comment period was opened at 6:31 p.m. and closed at 6:42 p.m.
- APPROVAL OF MINUTES
- C.1. Alderman Taylor moved to approve the minutes from the regular Common Council meeting of October 18, 2016 as presented. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- C.2. Alderman Barber moved to approve the minutes from the Committee of the Whole meeting of October 18, 2016 as presented. Seconded by Alderman Dandrea. All voted Aye; motion carried.
- LETTER FROM DNR
CLOSED MILW. COUNTY
LANDFILL
- F.1. A letter from Wisconsin Department of Natural Resources regarding compliance inspection and Notice of Noncompliance at the Closed Milwaukee County Franklin Landfill, License No. 881 (Rock Sports Complex/Rock Ballpark Commons property) was placed on file on a motion by Alderman Taylor, seconded by Alderman Barber. All voted Aye; motion carried.
- DONATION TO FIRE
DEPARTMENT
- G.1. Alderwoman Wilhelm moved to accept a donation from Christine Morgan in the name of Charles R. Morgan to the Fire Department in the amount of \$200. Seconded by Alderman D. Mayer. All voted Aye; motion carried.
- 2016 AND 2017 CIVIC
CELEBRATIONS
- G.2. Alderman Taylor moved to authorize the Franklin Civic Celebrations Commission to enter into contracts and agreements for spending authority for the Civic Celebration to be held July 1-4, 2017 and placed on file the summary of 2016 activities. Seconded by Alderman Dandrea. All voted Aye; motion carried.

CREATIVE HOMES, INC.
REQUEST FOR FURTHER
DEFERRED SPECIAL
ASSESSMENTS

- G.3. Alderwoman Wilhelm moved to deny Creative Homes, Inc. October 6, 2016 request to further defer special assessment for installation of sanitary sewer, water main, sanitary sewer laterals, water main laterals, the extension of a public street including curb and gutter along with the necessary appurtenances on W. Evergreen Street extension from a point 800 feet east of S. 51st Street to a point 1,360 feet east of S. 51st Street. Seconded by Alderman Dandrea. Alderwoman Wilhelm withdrew her motion and Alderman Dandrea withdrew his second.

Alderwoman Wilhelm moved to allow the deferment of special assessment for installation of sanitary sewer, water main, sanitary sewer laterals, water main laterals, the extension of a public street including curb and gutter along with the necessary appurtenances on W. Evergreen Street extension from a point 800 feet east of S. 51st Street to a point 1,360 feet east of S. 51st Street, subject to necessary conditions to assure payment thereof with former Lots 3 and 4 amounts to be paid immediately or forthwith as a condition and the assessments for Lots 1 and 2 to be paid upon the sale, conveyance, closing of Lots 1 and 2 and consent in writing and understanding from the developer. Seconded by Alderman Barber. All voted Aye; motion carried.

RAWSON HOMES STORM
DRAINAGE SURVEY

- G.4. Alderwoman Wilhelm moved to direct staff to meet with Milwaukee Metropolitan Sewerage District specific to the open drainage and standing water concerns for the larger Rawson Homes area, specifically to the S. 36th St. area, for possible funding, comments and/or suggestions for improving conditions and address residents' ditch drainage concerns, and to further direct staff to approve or work with variance requests by individual homeowners that wish to alleviate the issue on their own and look into the resurfacing of the slope drainage between Madison and Missouri Avenue on the east side of S. 36th Street. Seconded by Alderwoman S. Mayer. Alderwoman Wilhelm withdrew her motion and Alderwoman S. Mayer withdrew her second.

Alderwoman Wilhelm then moved to direct Engineering staff to meet with Milwaukee Metropolitan Sewerage District and prepare a plan to solve the drainage problem on S. 36th Street before January 31, 2017 and return to the Common Council. Seconded by Alderman Taylor. All voted Aye; motion carried.

ORD. 2016-2238
ESTABLISH PDD 39 AND
REZONE S. 27TH STREET
CORRIDOR PROPERTY

G.5. Alderman Taylor moved to adopt Ordinance No. 2016-2238, AN ORDINANCE TO CREATE SECTION 15-3.0444 OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE ESTABLISHING PLANNED DEVELOPMENT DISTRICT NO. 39 (MIXED USE BUSINESS PARK) AND TO REZONE PROPERTY FROM B-7 SOUTH 27TH STREET MIXED USE OFFICE DISTRICT, RC-1 CONSERVATION RESIDENCE DISTRICT, FW FLOODWAY DISTRICT, FC FLOODPLAIN CONSERVANCY DISTRICT, C-1 CONSERVANCY DISTRICT, AND SOUTH 27TH STREET DESIGN OVERLAY DISTRICT TO PLANNED DEVELOPMENT DISTRICT NO. 39, FW FLOODWAY DISTRICT AND FC FLOODPLAIN CONSERVANCY DISTRICT (WITHIN THE SOUTH 27TH STREET CORRIDOR AREA LYING SOUTH OF WEST OAKWOOD ROAD). Seconded by Alderman Dandrea. On roll call, Alderman Dandrea, Alderman D. Mayer, Alderman Taylor, Alderman Barber and Alderwoman S. Mayer voted Aye; Alderwoman Wilhelm Abstained. Motion carried.

RES. 2016-7231
AGREEMENT WITH
MILWAUKEE COUNTY
AND STATE FOR PRE-
EMPTION EQUIPMENT

G.6. Alderman Taylor moved to adopt Resolution No. 2016-7231, A RESOLUTION TO ENTER INTO AN AGREEMENT WITH MILWAUKEE COUNTY AND THE STATE OF WISCONSIN FOR PRE-EMPTION EQUIPMENT AT INTERSECTIONS OF W. RAWSON AVENUE AND S. 31ST STREET; W. RAWSON AVENUE AND S. 51ST STREET; W. RAWSON AVENUE AND S. 68TH STREET; W. FOREST HOME AVENUE AND S. NORTH CAPE ROAD/W. SPEEDWAY DRIVE; W. RAWSON AVENUE AND W. FOREST HOME AVENUE; STATE TRUNK HIGHWAY (STH) 100 AND S. 41ST STREET; STH 100 AND S. 51ST STREET; STH 100 AND S. 60TH STREET; STH 100 AND WYNDHAM NORTH ENTRANCE; AND STH 100 AND W. SPEEDWAY DRIVE, subject to technical corrections by the City Attorney. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

AMENDMENT NO. 1 TO
MMSD FUNDING
AGREEMENT FOR
RAWSON HOMES PPII

G.7. Alderwoman Wilhelm moved to authorize execution of Amendment Number One to Funding Agreement FR01 with Milwaukee Metropolitan Sewerage District to address the Private Property Inflow and Infiltration issues in Rawson Homes Subdivision (S. 37th Place and S. 36th Street south of W. Rawson Avenue). Seconded by Alderman Taylor. All voted Aye; motion carried.

ORD. 2016-2239
AMEND CHAPTER 245
JURISDICTIONAL
TRANSFER OF HIGHWAYS

G.8. Alderman Taylor moved to adopt Ordinance No. 2016-2239, AN ORDINANCE TO AMEND CHAPTER 245 OF THE MUNICIPAL CODE, "WEIGHT LIMITS AND HEAVY TRAFFIC ROUTES", PERTAINING TO THE JURISDICTIONAL TRANSFER OF CERTAIN COUNTY TRUNK HIGHWAYS TO THE CITY OF FRANKLIN. Seconded by Alderman Dandrea. All voted Aye; motion carried.

DPW TO PURCHASE
EQUIPMENT AT AUCTION

G.9. Alderman Taylor moved to authorize staff to purchase the 2007 Johnson VT650 street sweeper from WisconsinSurplus.com for a total cost of \$41,850 and authorize the Finance Director to immediately release funds. Seconded by Alderman Barber. All voted Aye; motion carried.

APPROVE JOB
DESCRIPTION FOR
RESIDENTIAL BUILDING
INSPECTOR

G.10. Alderman Barber moved to approve the job description for a Residential Building Inspector, with placement in the classification plan as identified, to amend the Civil Service System Personnel Administration Manual to create a Promotional Career Path Exception from the position of Residential Building Inspector to Assistant Building Inspector with language in a manner and form as determined by the Director of Administration. Seconded by Alderman Taylor. All voted Aye; motion carried.

SEPTEMBER FINANCIAL
REPORT

G.11. Alderman Taylor moved to receive and place on file the September 2016 Financial Report. Seconded by Alderman Dandrea. All voted Aye; motion carried.

LICENSES AND PERMITS

H.1. Alderman Taylor moved to grant the following Operators' licenses: Dale Hasenstein, 3033 S 91st St., West Allis; Karen Kehoe, 10305 W. Plum Tree Cir., Hales Corners; Matthew Wallrath, 422 E. Dover St., Milwaukee; and Meredith Yanke, 7030 Lindner Dr., Franklin; and to hold for appearance the Operator's license application of Reiss Stapleton, 6380 S. 35th St., Franklin. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.

VOUCHERS AND
PAYROLL

I.1. Alderman D. Mayer moved to approve the following: City vouchers with an ending date of October 27, 2016 in the amount of \$1,360,823.64; and payroll dated October 28, 2016 in the amount of \$390,239.99 and payments of the various payroll deductions in the amount of \$448,378.62 plus City matching payments; and estimated payroll dated November 11, 2016 in the amount of \$368,000.00 and payments of the various payroll

deductions in the amount of \$225,000.00 plus City matching payments; property tax payments with an ending date of October 27, 2016 in the amount of \$88.65; the release of State of Wisconsin interest payment in the amount of \$260,974.81; the release of Library voucher payments upon Library Board approval; and the release of various vendor payments not to exceed \$164,554.23. Seconded by Alderman Dandrea. On roll call, all voted Aye. Motion carried.

ADJOURNMENT

- J. Alderman Taylor moved to adjourn this meeting at 7:55 p.m. Seconded by Alderwoman Wilhelm. All voted Aye; motion carried.