



CITY OF WAUWATOSA
MEMORIAL CIVIC CENTER
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
Telephone: (414) 479-8917
Fax: (414) 479-8989

COMMON COUNCIL
Regular Meeting, Tuesday, April 5, 2005

PRESENT: Alds. Purins, Sullivan, Treis, Bruderle -Baran, Becker, Birschel, Casey, Herzog, Jenkins, Kopischke, Krill, Krol, Maher -13

EXCUSED: Alds. Stepaniak, Subotich, Grimm

ALSO PRESENT: Mr. Wontorek, City Administrator; Mr. Braier, Finance Director; Mr. Kesner; City Attorney; Mr. Kappel, Dir. of Public Works; Ms. Welch, Community Development Director; Fire Chief Redman; Ms. Aldana, Asst. City Attorney/ Personnel Administrator; Ms. Jacobsen, Admin. Intern; Ms. Ledesma, City Clerk; Ms. Williams, Deputy City Clerk

Mayor Estness in the Chair

The Mayor called the meeting to order at 7:30 p.m.

It was moved by Ald. Kopischke, seconded by Ald. Jenkins that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -13

PUBLIC HEARING

The first item on the agenda was a public hearing considering whether the Wauwatosa Public Library will withdraw from the Milwaukee County Federated Library System at the end of year 2005.

Proof of publication is in the file.

The Chair inquired whether there was anyone of the public present who wished to be heard in favor of the proposal.

Mary Newton, president of the Wauwatosa Library Board, noted that the Wauwatosa library has been a voluntary member of MCFLS (Milwaukee County Federated Library System) for 30 years. This membership has provided residents free access to books and other resources available at other public libraries in Milwaukee County. MCFLS members share a common computer system. Being a MCFLS member also means meeting certain state law requirements; among them is unlimited, free service to county residents. Wauwatosa is the highest circulating library in the county. Thirty-eight percent of Wauwatosa's circulation is by non-Wauwatosa residents; 40% of computer use is by non-residents. Certain staffing levels are required to maintain this level of service.

As a net lender, Wauwatosa receives compensatory payments pursuant to MCFLS agreements; it also receives payments from the Milwaukee Public Library (Wauwatosa's heaviest borrower). However, the level of reimbursement has been declining. Under the most recent contract, the library receives \$1.50 per each item handled for non-residents; the cost of providing this service costs \$2.10. The library has made significant budget cuts as a result. As a result, there are more backlogs of materials needing processing, more back-ups at the circulation department. Staff members have worked overtime with no pay.

The next three-year contract proposes to cut even further the compensation received for services to non-residents. This will result in a \$131,000 shortfall in the 2006 budget when compared to the 2005 budget. The proposed payment reduction by the Milwaukee Public Library is 43%, and 37% by MCFLS. To cover this additional shortage will require significant staff cuts; however, if this were to occur, the library would be unable to provide the service it is mandated to provide as a MCFLS member. Furthermore, payments under years two and three of this proposed contract are not guaranteed. Unless all current MCFLS members sign the new agreement, the Milwaukee Public Library will not commit to the second and third year payments.

It is projected that staying in MCFLS will result in a shortfall of over \$450,000 over the life of the proposed new contract. To stay in MCFLS will require another source of funding – either from the city or elsewhere.

If the library pulls out of MCFLS, there will be an estimated \$100,000 start-up cost in the first year for the purchase of an automation system. There will likely be other one-time expenses. Staffing will be reduced by \$200,000 in the first year, however. A projected net budget reduction of \$468,000 over the next three years will occur. City residents will continue to be served, as will all students attending school in Wauwatosa. The downside, of course, will be accessing other libraries by city residents, and less access to Wauwatosa's library by non-residents. Impacts to all patrons can be lessened by offering annual fee cards for purchase. However, materials could no longer be transported from another library to Wauwatosa's library for patrons.

Should the city increase tax support in order to allow the library to continue to participate in MCFLS? The Library Board feels funding for non-resident use is the responsibility of the state and the county. Therefore, it is with great reluctance and regret that the Library Board recommends that Wauwatosa no longer participate in the county library system.

Milwaukee Mayor Tom Barrett, 5030 Washington Boulevard, Milwaukee, remarked that he was not present to speak either in favor of or in opposition to the proposal. This problem has not been caused by Wauwatosa, or West Allis, or Brown Deer or Greenfield (three other communities also considering leaving MCFLS.) Neither has it been caused by Milwaukee, which does not get sufficient monies from the state. When the state reduced payments to Milwaukee, it felt compelled to stop making payments to other libraries at the rate it had been. One option is to let the system 'crash and burn' and make a clear statement that the participants can't afford to be members anymore. Secondly, efforts can be made to go to state legislators, and explain that this regional cooperative effort can't continue without state assistance. Thirdly, this is also a county system, and the county must become involved.

The following also spoke in favor of leaving MCFLS:

Wauwatosa Library Board member Pete Holtz, 2650 N. 89th Street, stated that the Board has two obligations: To provide services to city residents and to county residents, and to be fiscally

responsible. The current proposal offered by MCFLS does not allow the Board to meet either objective; the last two years are blank checks. The Board cannot ask the city to obligate itself in this way. The service is already being subsidized. The system is set up to fail.

Mary Heins, 601 N. 119th Street, a former Library Board liaison member while serving on the Common Council, commended the Board for its recommendation. The Board wants to serve city residents and neighbors from other communities, but it can't do both under the present system. The state and county must step in to correct the system.

Eugene Nickel, 555 Robertson Street, argued against continuing the current system if it means the state and/or county will increase taxes as a result.

James Kolbeck, 8202 Woodland Avenue, observed that MCFLS is the envy of communities throughout the state. Accepting the current contract proposal means destroying the system. Withdrawal is necessary unless the terms of the offer are substantially changed.

Margaret McGowan, 9323 Beverly Place, former Wauwatosa Library Director, stated that she is extremely upset to think of leaving MCFLS, but believes it must be done. MCFLS has been in operation since 1973 and has been good for the participating communities. However, it is unfair that the Milwaukee Public Library doesn't feel compelled to pay for services other libraries provide to its residents. The monetary difference between what Wauwatosa residents check out of the Milwaukee Public Library, and what Milwaukee residents borrow from Wauwatosa is \$349,000 this year. Wauwatosa can't subsidize Milwaukee users.

One suggestion for improving the library system is re-writing Chapter 43 of the state statutes which deal with library laws. Funding for cross-over borrowing must be addressed. MCFLS needs to be handled separately in the law.

Wauwatosa must separate from MCFLS unless reasonable people settle the money issues. Everyone loses if the system fails.

Library Board member Mark Carlson, 11031 W. Hope Avenue, emphasized that the Library Board does not want to leave MCFLS. But this is the financial reality of the current situation.

Library Board member Joseph Ptaszek, 7814 Livingston, noted that libraries and books are very important to him, and that the Library Board of Trustees has debated and argued over this issue at great length. The Board knows it is not best to leave MCFLS because of the loss of access to other libraries this decision will cause. The recommendation is being made only after all options to meet expenses have been exhausted. This is a question of money. Staff has already been laid off; other budget cuts have already been made.

MCFLS's original contract proposal did not address reciprocal borrowing costs, indicating that this issue would be left to individual libraries. The Wauwatosa, West Allis, Brown Deer and Greenfield libraries could not accept this. Now the offer is \$0.57 per item from Milwaukee Public Library. The last contract had a \$1.50 per item reimbursement. Realizing the scope of personnel cuts that would be necessary if the \$0.57 per item reimbursement were accepted, the Board could not support this.

The Board went to the County and pleaded with County Executive Walker to come up with some payments. The Board offered many possibilities and negotiated. Now MCFLS is coming up with

grant money; this can be divided differently each year. It is not a per-item cost. It is a grant. What Wauwatosa gets this year may not be what it gets next year or the year after that.

The Library Board is trying to do the best it can. Solutions have to deal with revenue. If the library does not receive a fair reimbursement per item for reciprocal borrowing, more staff layoffs will occur, forcing a change in customer service. The library has no choice.

The Chair inquired whether there was anyone of the public present who wished to be heard in opposition to the proposal.

Thomas Hoffer, 6019 W. Wisconsin Avenue, stated he does not understand the math involved. It costs “X” dollars to run a library; there are some fixed costs. Having fewer people borrowing books will not affect fixed costs. The library system is interdependent throughout the county. Wauwatosa does not charge a fee to non-residents driving on city streets; it is poor policy to start that for libraries. What if Wauwatosa residents’ activity at the library increases after withdrawal to the current level – will that make budgeting easier?

Elizabeth Harris, 3345 N. Knoll Boulevard, stated that access to all county libraries is needed for professional and personal reasons. It is cruel to take libraries away from students. A dollar value can’t be placed on literacy. MCFLS membership must be maintained. What would the costs be if the library were to leave the system?

Robert Fewel, 1614 Ridge Court, stated that this move is a symbolic secession from the union.

Scott Fossum, 9629 W. Hope Avenue, opined that reasonable people need to make this system work. It should not come down to leaving MCFLS.

Joseph Hallows, 10424 W. Woodward, expressed strong opposition to leaving MCFLS. What will be left for residents if Wauwatosa is no longer a member? The library will be a joke. The only proponents of this proposal are with the library system. What is the cost of a new cataloging system?

Laura Koepp, 2542 N. 85th Street, noted that a public library in a metropolitan area ought to make information available to everyone. She supports use of tax dollars for this purpose, adding that she wants continued access to the Milwaukee Public Library and its over 3 million items. (Wauwatosa, by comparison, has 250,000 pieces of material.) How is the \$2.10 cost per transaction calculated?

Donna Woehrle, 10204 W. Feerick Place, noted that a library is a major community asset. What is the actual decision deadline? Both April 30 and June 30 have been mentioned. Wauwatosa’s library can’t replicate a county-wide system by itself. Staying in the system is a good neighbor policy. What would the cost of a stand-alone cataloging system be? What about a budget for new materials? Would there still be any chance of borrowing from other libraries? She stated her willingness to use tax dollar to stay in MCFLS. How much would it cost each household to cover the deficit?

Nancy Bowen, 736 N. 114th Street, stated that she drove to Tippecanoe Library to pick up a book and is gratified to access the current library system. Having 250,000 versus over 3 million items is a big difference. Taxes will always rise. It is a privilege to be able to get books any time. Don’t take an isolationist view that Wauwatosa’s library is the only one patrons need. Efforts should be made to get the county to contribute its fair share.

Jonah Meidl Zahorodny and his mother, Lori Zahorodny, 815 N. 63rd Street, both spoke. Jonah read a statement asking that the library remain a MCFLS participant. Ms. Zahorodny stated that the materials at the Milwaukee Public Library are helping her to raise two bi-lingual children. She expressed her willingness to pay for lending privileges at a few libraries, but not all, and noted that many people cannot afford to pay anything.

Jean Straub, 6824 Cedar Street, expressed concern over the potential loss of access to the over 3 million items at the central library. One cannot duplicate the reference materials the central library has. Since 1973 MCFLS has been an efficient way to share assets and not have to pay for the opportunity. Is it a good use of money to have to purchase a new cataloging system? The county must be asked for help. She stated she is willing to use tax dollars to support a free library system.

Margaret Storniolo, 1167 Elm Lawn, stated that as a librarian, she understands issues of staffing and budgets. Libraries get people through times of no money better than money gets people through times of no libraries. She cannot understand this isolation viewpoint. Her elderly parents enjoy large print books and books on tape; Wauwatosa's supply of both is meager. This is a quality of life issue.

RECESS 8:30 P.M. – 8:37 P.M.

Jon Anne Willow, 2346 N. 66th Street, observed that all parties are suffering because of a loss of funding and inflammatory words will not help the situation. Could library science interns fill staffing needs? They are available 10-20 hours per week at no cost. Have all options been explored? She contacted Milwaukee Ald. D'Amato who referenced a \$250,000 offer that is on the table. She noted that a \$20-25 increase per household in taxes would cover a \$400,000 deficit.

All options must be explored – this is an active, caring community who may be willing to do what is necessary to preserve MCFLS membership. Without MCFLS, access to over 90% of materials may be lost.

Eric Koeppe, 2542 N. 85th Street, echoed the possibility of the loss of access to 90% of the materials now available. This is a quality of life issue – having nine times more material to access is important. This is a statement about how this community feels about education and ease of information. If we teach diversity, we should model it. How could property values be affected by leaving MCFLS? He is willing to pay \$20-25 annually to fund the library.

Dianna Dentino, 1075 Glenview Avenue, stated that the biggest losers will be the residents. Is the Board in need of creative problem solvers? Are better negotiators needed? Would examining the problems with fresh sets of eyes help? Is there excess money in the budget? Reimbursement rates are important, but can the staff work smarter and leaner? Is the \$2.10 per transaction cost high or low compared to other libraries? Demonizing Milwaukee serves no purpose. We can't use all parts of the brain to come up with solutions if we're blinded by the fear of loss of access. She expressed a willingness to help and to become better educated on this issue.

Carolyn Simpson, 1752 Martha Washington Drive, acknowledged the hard work and creative problem solving the Library Board has engaged in. A way must be found to stay in MCFLS. What would the Wauwatosa library look like without it? Libraries are in the business of information-sharing; her own children access the Milwaukee Public Library.

Roger Frick, 8429 Kenyon Avenue, recounted his efforts to find mitral valve information, noting that County Cat helped him find this. There will be less access to information if the library withdraws

from MCFLS. Many residents appear willing to pay to support their continued borrowing privileges. Both the state and the county ought to be supporting MCFLS.

Ken Loeffel, 6128 W. Wells Street, posed several questions: What are the net savings versus the net costs of leaving MCFLS? What is the total library budget? Will the tax rate be affected by leaving MCFLS?

Sarajane Kennedy, 7024 W. Wisconsin Avenue, stated she moved here to be in Milwaukee County and to be close to all that Milwaukee offers. The library offers opportunities to mix with other county residents. She is willing to subsidize other people's continued access to the library system. Does it still cost the library if a patron picks up and returns borrowed materials from the lender library? What comprises the per-transaction cost of borrowing/lending? How much would it cost taxpayers to stay in MCFLS? Is there any way to get state or county money? Has the Common Council Committee on Legislation, Licensing and Communication attempted contact with legislators? If the library pulls out of MCFLS and spends considerable money doing so, where is the incentive to join at a later time?

Erich Zuern, 2426 N. 73rd Street, stated that those in favor of leaving MCFLS spoke in terms of what is best for the residents. But what is best is to stay in MCFLS. He urged that efforts continue to try to find a way to stay in the system.

James Gingery, 9500 W. Auer Avenue, Milwaukee, Director of the Milwaukee County Federated Library System, stated that they wish to see Wauwatosa remain a member. Access to 4.7 million pieces of material is possible via one card; services include internet access, bibliographic cataloging paid for by the system, delivery and sorting services of borrowed material, electronic data bases, grant-writing, system-sponsored continuing education, web hosting, e-mail and more. Most libraries across the state or country have to pay substantial charge-backs for these types of services. The chargeback of \$18,000 to Wauwatosa for this range of services is rare. Duplicating what is in place isn't possible and trying would cost the Wauwatosa library hundreds of thousands of dollars.

On March 1, 2005, MCFLS placed \$350,000 of state funds towards the reciprocal borrowing issue. The cut in reciprocal borrowing revenue for net lenders is 39%; this is comparable to the cut the Milwaukee Public Library experienced in its resource library contract of 45% and a total tapping-out of available funds from MCFLS. (Milwaukee has committed to \$500,000 over each of the three years.) By now offering \$850,000, the total compensation that each library would receive for reciprocal borrowing is substantial. Wauwatosa's library would receive \$200,000 annually to meet the cost of providing services to non-residents. This is a three-year commitment -- \$850,000 in 2006 and maybe more in 2007 and 2008. It is in grant form, but can be presented in contractual form. A 1997 study in New York concluded the marginal cost of serving non-residents was \$0.50 per service. Withdrawal is a serious issue and will compromise all services.

There are two choices: (1) Withdraw from the system and lose 100% of reciprocal borrowing revenue (\$330,000 in 2004); pay about \$100,000 for a new automated system, engage in staff training, etc. It doesn't make sense to ask people to pay more for inferior service. (2) Stay in MCFLS, continue having access to 4.7 million pieces of material, enjoy the system-provided services, and work together to solve this issue.

Cutting services to non residents will not significantly reduce library costs. The amount of circulation going on in Wauwatosa annually is about 835,000 transactions; 480,000 of those "circs" are to Wauwatosa residents; of those, 125,000 "circs" go to other libraries. If these 125,000

transactions come back to the Wauwatosa library should Wauwatosa drop out of MCFLS, the total number of “circs” at the library would be 605,000. This is not a significant difference from the current 835,000.

Eric Hertzfeldt, 1819 N. 83rd Street, stated his family uses the library 2-3 times per week. As an engineer who designs automated systems, he opined that a new automated system will cost closer to \$500,000, not \$100,000 as reported. A detailed description is needed of everything that must be replicated if the library withdraws from MCFLS. Community diversity is wonderful, and withdrawal from MCFLS may mean less of it. While Wauwatosa’s library is good some areas, it is weak in others. He is willing to pay \$25-\$75 annually to preserve access to all the libraries in the system. That is the cost of a couple of books purchased at a book store.

Carl Baehr, 8626 Glencoe, stated the library services are first class. They will be second rate without MCFLS.

Paul Nannis, 2183 N. 63rd Street, voiced opposition to the loss of access this move will create. People in this room want to be part of a larger community. Pulling out and being a stand-alone library breaks a 30-year library tradition. The fiscal issues must be solved.

Carol Bannen, 2468 N. Pasadena Blvd., stated more clarification of the numbers mentioned would be helpful. If the library pulls out of the system it loses money it currently receives and will have to spend \$100,000 on a new computer system. This will go to waste if the library later rejoins MCFLS. If the library stays in the system, the amount the library loses should be the difference between what the library lends and what is borrowed. Annually 125,000 items are borrowed by Wauwatosa residents. What kind of tax rate is necessary to maintain the service?

Marion Ecks, 11105 W. Wisconsin Avenue, is a frequent user of the central library because of its collection of foreign language books.

Rezonn Dahlin-Klein, 6223 Washington Circle, registered as wishing to speak in opposition to leaving MCFLS, but was not present when called upon to do so.

Pat Jameson, 4075 Glenway Street, recounted the time she was denied access to historical material at the central library because she was a non-resident. Will this be a problem once again if Wauwatosa withdraws from MCFLS? Would internet access continue? She is willing to pay to keep Wauwatosa in MCFLS.

The public hearing was declared closed.

RECESS 9:32 P.M. – 9:40 P.M.

Answers to speakers’ questions were then addressed: (1) Even if Wauwatosa were to leave MCFLS, all students attending Wauwatosa schools will still have access to the Wauwatosa library. (2) Anyone with creative solutions to this situation should send them to the Library Board. Many suggested this evening, however, run counter to state statutes. (3) The library budget is a public document and copies are available in the library and at the comptroller’s office. (4) The staff has spoken with ICC (an organization comprised of village presidents, city mayors and county representatives.) ICC is looking to the state and county for funding.

Commending Wauwatosa residents for their caring and investment in their community, Library Director Mary Mulroy addressed several issues. She first pointed out that the Library Board is a group of volunteers who will not benefit from a decision to leave MCFLS. In February 2005 the Board sent a letter to every city household to raise awareness of the initial MCFLS proposal which offered no reimbursement for reciprocal borrowing. The potential loss to the library under this proposal was \$323,000. There is no place left in the budget to make up this kind of deficit except staff layoffs. A staff reduction of \$330,000 would make it physically impossible to stay in MCFLS because state law requires unlimited services to non-residents.

Over time, contract proposals have changed. After the February letter went out, MCFLS came to the table with \$350,000, still a 37% reduction from current payments. This still creates a budget crisis so severe for the first year of the contract that staff reductions would still be necessary. In part because of cuts already made, the current backlog of returned items needing to get back into circulation is 3 ½ days since October.

Ms. Mulroy pointed out that the \$350,000 proposed by MCFLS in March must be spread over the 17 members. This results in Wauwatosa receiving \$0.57 guaranteed per transaction for one year. This is not the fault of MCFLS, or Milwaukee, or Wauwatosa. The flow of patrons from one library to another can't be controlled. The member libraries are required to provide unlimited services free of charge.

MCFLS was conceived as an agency of county government. For the past ten years, the county has provided \$66,000 annually in funding. This figure used to be over \$1 million dollars years ago. Ms. Mulroy asked those present to contact state legislator and county supervisors, as she has done. She has heard back from just two individuals. Supervisor Schmidt and Senator Reynolds have expressed awareness of the problem, but have offered no solutions. The State Division of Libraries has been approached for help in the past. ICC proposed two years ago that a county-wide tax be implemented to support the system; MCFLS has not been so inclined.

Ms. Mulroy reiterated that the library budget (currently at \$1.7 million) has been reduced in response to this crisis. The only remaining place to cut is staff, and then mandated services cannot be provided. She noted that their costs per item loaned are under the county average; fixed costs are not included. What are included are the salaries and benefits of employees serving non-residents, book-purchase expenses, and a percentage for overdue notices.

If the library is no longer part of MCFLS, 37% of its budget goes away and staff can be reduced. Forty-two percent of computer use goes away and over three years, this amounts to \$600,000 in salaries and benefits. Ms. Mulroy noted that the \$100,000 figure quoted earlier for a new automated cataloging system is accurate, as they have bids from four vendors. The cost of cataloging and maintaining a new system will be available by the next meeting.

Ms. Mulroy noted that currently all libraries sell fee cards and the Wauwatosa library would continue to do so if the library does pull out of MCFLS. This is not a good answer, however. Funding from the state and county is the answer.

In addressing deadlines, Ms. Mulroy stated that the Common Council must vote on this issue by June 30, 2005 and notify MCFLS of the decision. A deadline of April 30, 2005 deals with the Milwaukee contract of \$500,000 guaranteed for the first year, and which they will also guarantee in years two and three if all 15 members sign by that date. It is doubtful that will occur.

The Mayor reported that this matter will be considered by a Council committee on April 12, 2005 at 8 p.m.

APPOINTMENTS BY THE MAYOR

Plan Commission

David Perhach, 11637 W. Clark Street (26)
John Albert, 1922 N. 122nd Street (26) (reappointment)
(Terms end 4/30/08)

Board of Public Debt Commissioners

Joel E. Simpson, 130 N. 89th Street (26) (reappointment)
Brian Randall, 2602 N. 88th Street (26) (reappointment)
(Terms end 4/30/08)

Board of Parks & Forestry Commissioners

Howard Baszynski, 8205 Chestnut (13) (reappointment)
(Term ends 4/30/08)

Police and Fire Commission

Calvin Kozlowski, 6936 W. Wisconsin Avenue (reappointment)
(Term ends 4/30/10)

Foregoing appointments ordered held as this was the first reading.

APPLICATIONS, COMMUNICATIONS, ETC.

1. Notice of Claims: Christopher Davel, 3271 N. 46th Street, Milwaukee
Claud E. Stewart, 4905 W. Willow Road, Brown Deer Road
City Attorney
2. City of Wauwatosa Statement of Financial Condition and Bank Reconciliation of Depository Accounts as of 2/28/05
Place on file
3. Request by William Poull for a liquor license extension at The Club Tap, 8828 W. North Avenue, for an annual corn roast on June 4-5, 2005
Committee on Legislation, Licensing & Communications
4. Conditional Use application to operate a Mexican restaurant with outdoor seasonal seating at 869 N. Mayfair Road
Plan Commission, Committee on Community Development
5. Resolutions passed by the City of Greenfield Common Council and the Greenfield Public Library Board requesting Milwaukee County agree to implement the county-wide Library Reciprocal Borrowing Collection/Redistribution Method for the Milwaukee County Federated Library System and that the county appropriate \$1,500,000 for the MCFLS to provide funding for the years 2006, 2007, and 2008
Add to existing file

6. Conditional Use application to operate a community based residential facility for older adults at 4473 N.105th Street
Plan Commission, Committee on Community Development
7. Letter from Eugene Nickel, 555 Robertson Street, urging the city to withdraw from the Milwaukee Federated Library System
Add to existing file
8. Application to rezone the south 22 acres of the northeast corner of N. 124th Street and W. Burleigh St. from AA Light Manufacturing District to AA Business District
Plan Commission, Committee on Community Development
9. Conditional Use application for a large retail site of at least 50,000 square feet with restaurants, grocery, retail stores, and outdoor storage and sales at the northeast corner of N. 124th Street and W. Burleigh St.
Plan Commission, Committee on Community Development
10. Special Use application to construct a garage with a 20 ft. roof height at 6611 W. Wisconsin Avenue
Plan Commission, Board of Zoning Appeals
11. Request for a change of zoning from AA Business District and Business Planned Development to North Avenue Trade District along W. North Avenue from 60th to 74th Streets
Plan Commission, Committee on Community Development
12. Request by John W. Rose, 2366 N. 65th Street, for a vacation of the alley abutting 2362 and 2366 N.65th Street and 6425 W. Meinecke Avenue
Plan Commission, Committee on Community Development
13. Letter from Pat Ziperski in favor of the City withdrawing from the Milwaukee Federated Library System
Add to existing file
14. Letter from Lynne M. Woehrle, 10121 W. Highwood Ave., in favor of the city remaining in the Milwaukee Federated Library System
Add to existing file
15. Letter from Rev. Suzelle Lynch, 7502 W. Meinecke Ave. in favor of the city remaining in the Milwaukee Federated Library System
Add to existing file
16. E-mail from Judith A. Simonsen, 609 N. 78th Street, in favor of the city remaining in the Milwaukee Federated Library System
Add to existing file

FROM THE COMMITTEE ON TRAFFIC AND SAFETY

RESOLUTION R-05-78

WHEREAS, efforts to reduce costs in the school crossing guard program in the City of Wauwatosa have led to a proposal that noontime crossing guards for elementary schools may not be necessary because children traveling during that time period are almost always accompanied by an adult such that children would not be placed in additional danger; and

WHEREAS, after consultation with elementary school principals and parent advisory councils, the Wauwatosa School District has agreed that it would be appropriate to launch a pilot program at three schools to test the appropriateness of eliminating noontime crossing guards; and

WHEREAS, it is projected that the pilot program will save the City approximately \$4,000 through the end of the current school year; and

WHEREAS, if the program is successful, it may be possible to eliminate all noontime crossing guards at Wauwatosa schools during the Fall of 2005 without sacrificing student safety resulting in annual savings of approximately \$70,000;

NOW, THEREFORE, BE IT RESOLVED THAT the noontime school crossing guards are hereby eliminated on a trial basis at four locations:

The intersection of W. Glendale and N. 100th Street (Madison Elementary School)
The intersection of W. Center and N. 116th Streets (Eisenhower Elementary School)
The intersection of W. Aetna Court and N. 68th Street (Jefferson Elementary School)
The intersection of W. Aetna Court and N. 70th Street (Jefferson Elementary School);

BE IT FURTHER RESOLVED THAT if successful, the Common Council will consider the elimination of all noontime crossing guards at the school locations in the City of Wauwatosa beginning in the Fall of 2005.

It was moved by Ald. Becker, seconded by Ald. Herzog
to approve the foregoing resolution. Ayes 12, Noes 1
(Sullivan)

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

ORDINANCE O-05-9

AN ORDINANCE AMENDING WAUWATOSA CODE SECTION 2.58.320 PERTAINING TO THE RESIDENCE REQUIREMENT

The Common Council of the City of Wauwatosa do ordain as follows:

Part I. Section 2.58.320(B) of the Wauwatosa Municipal Code shall be amended as follows:

5. Parks and forestry superintendent

Part II. This ordinance shall take effect on and after its date of publication.

It was moved by Ald. Jenkins, seconded by Ald. Kopischke
to adopt the foregoing ordinance. -13

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-05-79

WHEREAS, Michelle K. Ellison, 2204 E. Locust Street, Milwaukee, WI, applied for an operator's license in conjunction with her employment at Bigg's Roadhouse, 1900 N. Mayfair Road, Wauwatosa, WI, and

WHEREAS, applicant failed to disclose past convictions on either form filled out, which failure is materially related to her ability to perform the tasks required of a licensed operator;

NOW, THEREFORE, BE IT RESOLVED THAT the operator license application for Michelle K. Ellison is hereby denied;

BE IT FURTHER RESOLVED THAT the City Clerk is hereby directed to notify the applicant of the denial in writing and the reasons therefor.

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-05-80

WHEREAS, Drew E. Sanders, 3062 N. Oakland Avenue, Milwaukee, WI, has applied for an operator's license in conjunction with his employment at Bigg's Roadhouse, 1900 N. Mayfair Road, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Drew E. Sanders, 3062 N. Oakland Avenue, Milwaukee, WI, be issued an operator's license for the period ending June 30, 2005.

It was moved by Ald. Treis, seconded by Ald. Birschel
to approve the two foregoing resolutions. -13

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-05-81

WHEREAS, the Milwaukee Metropolitan Sewerage District has applied for a Conditional Use to construct a control building to house operational equipment for the northwest relief sewer in the Conservancy District on the northeast quadrant of the Milwaukee County Grounds at 1600 Swan Boulevard and;

WHEREAS, this request was reviewed and recommended by the City Plan Commission and the Committee on Community Development and determined to be necessary for the public convenience at that location; located and proposed to be operated in such manner which will protect the public health, safety, and welfare; and was found to be compatible with surrounding uses;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin hereby grants a Conditional Use to Milwaukee County and the Milwaukee Metropolitan Sewerage District to construct a control building to house operational equipment for the northwest relief sewer in the Conservancy District on the northeast quadrant of the Milwaukee County Grounds at 1600 Swan Boulevard.

It was moved by Ald. Kopischke, seconded by Ald. Birschel
to approve the foregoing resolution. Ayes 12, Noes 1
(Sullivan)

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-05-82

WHEREAS, the Wauwatosa Civic Celebration Commission has recommended that the July 4th fireworks display at Hart Park be provided by Bartolotta Fireworks Company;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa is hereby authorized to contract with Bartolotta Fireworks Company for the July 4th, 2005 fireworks display at Hart Park in an amount not to exceed \$15,000.00 in accordance with the recommendation of the Purchasing Manager and the Civic Celebration Commission;

BE IT FURTHER RESOLVED THAT the competitive bidding process is hereby waived for this purchase.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-05-84

WHEREAS, the implementation of the paramedic flexible staffing unit at fire station #2 requires the purchase of a ZOLL defibrillator similar to those utilized throughout the Milwaukee County Paramedic System; and

WHEREAS, this purchase is only available through a sole vendor because it must be consistent with the other equipment purchased in the Milwaukee County EMS system; and

WHEREAS, the cost of the defibrillator is \$22,498.75, with case and charger, plus the cost of shipping; and

WHEREAS, the 2005 Capital Equipment budget for this purchase contains approximately \$45,000.00, the remainder of which may be used for telemetry equipment;

NOW, THEREFORE, BE IT RESOLVED THAT the purchase of one ZOLL defibrillator with case and charger for \$22,498.75 plus the cost of shipping, for purposes of implementing the paramedic flexible staffing unit at fire station #2, is hereby approved;

BE IT FURTHER RESOLVED THAT the remaining amount budgeted in this line item shall be held for later purchase of telemetry equipment.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Maher to approve the two foregoing resolutions. - 13

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-05-83

WHEREAS, the Wauwatosa Purchasing Department reviewed pricing under the State contract for 32 replacement computers for various departments within the City of Wauwatosa; and

WHEREAS, Dell Computer Corporation provided the lowest pricing for the computers matching the specifications for City of Wauwatosa; and

WHEREAS, prices are reflected in the March 22, 2005 memorandum of the Purchasing Manager and Manager of Information Systems;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa Purchasing Department is hereby authorized to purchase 32 Dell computers at a price of \$1,313.00 each, for a total not to exceed \$42,816.00.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Maher to approve the foregoing resolution. - 13

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-05-85

WHEREAS, Health Care System Consultants, Inc. provided consulting services on health insurance issues for contract negotiations during the year 2004, for which outstanding invoices total \$12,695.00; and

WHEREAS, the 2004 accounts to pay the majority of these costs have already been closed and allocated funds have reverted to the General Fund; and

WHEREAS, utilization of health insurance reserves for 2004 health insurance consulting fees would be an appropriate expenditure as the consulting is directly related to costs incurred in those accounts;

NOW, THEREFORE, BE IT RESOLVED THAT the transfer of \$12,695.00 from the Health Insurance Reserve Account is hereby authorized for purposes of paying the remaining 2004 health insurance consulting fees to Health Care Systems Consultants, Inc.

It was moved by Ald. Bruderle-Baran, seconded by Ald. Maher to approve the foregoing resolution. - 13

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 3/16/05 – 4/05/05 --

The Committee on Budget and Finance hereby reports to the Common Council that it has examined the accounts of bills and claims and hereby certifies the same as correct and recommends that each of said accounts be allowed and paid.

Total bills and claims for 3/16/05 – 4/5/05: \$1,622,501.83

It was moved by Ald. Casey, seconded by Ald. Bruderle-Baran that each and every one of the accounts of bills and claims be allowed and ordered paid. Roll call vote, Ayes 13.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-05-86

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT permission be and the same is hereby granted to Leo Krainz and Merry Turner, 6742 W. Wells Street, Wauwatosa, WI, to encroach onto City right-of-way with a sign to be hung under an existing overhang, subject to the applicants executing unto the City of Wauwatosa an indenture setting forth the terms, provisions and conditions relating to the granting of the aforesaid permission by said City to said applicants.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-05-87

WHEREAS, the Director of Public Works recommends that the City extend for one year the service agreement with Downey, Inc., of Milwaukee for boiler and HVAC service work for a total cost in 2005 of \$5,412 for boiler work and \$8,412 for HVAC work; and

WHEREAS, the cost of the work would be paid for from proper departmental accounts; and

WHEREAS, the Director recommends accepting the prequalification statements submitted by other firms to be used on an as-needed basis for miscellaneous projects under \$8,000 which may occur during the year;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wauwatosa that the competitive bidding process be waived and that the proposal of Downey, Inc., for boiler and HVAC work be and the same is hereby accepted.

BE IT FURTHER RESOLVED that the prequalification statement of other firms be accepted and that the City utilize those services on an as-needed basis for miscellaneous projects based on price and availability.

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-05-90

WHEREAS, the Purchasing Manager and Special Projects Engineer have solicited bids for contract 05-27 regarding fire alarm modifications at the Wauwatosa Municipal Complex; and

WHEREAS, hardware components for this project can be purchased directly from Fire Detection Group by the City of Wauwatosa at a cost of \$7,945.00; and

WHEREAS, the bid of Roman Electric, Inc. in the amount of \$20,742.00 is the lowest of three bids for installation and servicing of the City-purchased components;

NOW, THEREFORE, BE IT RESOLVED THAT the appropriate City officials are hereby authorized to contact with Roman Electric, Inc. for contract 05-27 in an amount not to exceed

\$20,742.00 for installation of fire detection alarm modifications at the Wauwatosa Municipal Complex.

It was moved by Ald. Herzog, seconded by Ald. Purins to approve the three foregoing resolutions. -13

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-05-88

BE IT RESOLVED by the Common Council of the City of Wauwatosa that the proper city officials be and they are hereby authorized and directed to enter into a contract with American Sewer Services, Inc., for the work of sanitary sewer, storm sewer and water main relay, repair and extension and work incidental thereto under Contract 05-01A at and for their bid price of \$1,220,845.80, this being the lowest and best bid.

BE IT FURTHER RESOLVED that the surety deposits, if any, be returned to the unsuccessful bidders.

It was moved by Ald. Herzog, seconded by Ald. Purins to approve the foregoing resolution. -13

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-05-89

BE IT RESOLVED by the Common Council of the City of Wauwatosa that the proper city officials be and they are hereby authorized and directed to enter into a contract with Visu-Sewer Clean & Seal, Inc., for the work of reconstruction of fully deteriorated sewers using a structural C.I.I.P. relining process and work incidental thereto under Contract 05-01B at and for their bid price of \$60,889.30, this being the lowest and best bid.

BE IT FURTHER RESOLVED that the surety deposits, if any, be returned to the unsuccessful bidders.

It was moved by Ald. Herzog, seconded by Ald. Purins to approve the foregoing resolution. -13

There being no further business, the meeting adjourned at 10:28 p.m.

cal

Carla A. Ledesma, CMC, City Clerk