



CITY OF WAUWATOSA  
MEMORIAL CIVIC CENTER  
7725 WEST NORTH AVENUE  
WAUWATOSA, WI 53213  
Telephone: (414) 479-8917  
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**COMMON COUNCIL**  
**Regular Meeting, Tuesday, May 17, 2005**

PRESENT: Alds. Jenkins, Kopischke, Krill, Krol, Maher, Purins, Stepaniak, Subotich, Treis, Bruderle-Baran, Becker, Birschel, Casey, Grimm - 14

EXCUSED: Alds. Herzog and Sullivan

ALSO PRESENT: Mr. Wontorek, City Administrator; Mr. Braier, Finance Director; Mr. Kesner; City Attorney; Ms. Welch, Community Development Director; Police Chief Weber; Fire Chief Redman; Asst. City Atty./Personnel Admin. Aldana; Mr. Wojcehowicz, Water Utility Supt; Ms. Thomas, Payroll & Benefits Mgr.; Ms. Ledesma, City Clerk; Ms. Williams, Deputy City Clerk

Mayor Estness in the Chair

The Mayor called the meeting to order at 7:37 p.m.

The Mayor, Common Council President Stepaniak, Police Chief Weber, and Fire Chief Redman presented citizen service awards to Daniel Meuren and Paul Kobbs for their rescue in March of a driver from his burning vehicle following a serious car accident.

It was moved by Ald. Grimm, seconded by Ald. Kopischke that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -14

**PUBLIC HEARING**

The first item of business was a public hearing to consider the following proposed ordinance:

**ORDINANCE**

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WAUWATOSA BY REZONING THE PROPERTIES LOCATED AT THE NORTHEAST CORNER OF 124<sup>TH</sup> STREET AND WEST BURLEIGH STREET FROM AA LIGHT MANUFACTURING DISTRICT TO AA BUSINESS DISTRICT

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

Part 1. The Official Zoning Map of the City of Wauwatosa is hereby amended to reflect the following change:

Certified Survey Map (number undetermined) in the SW ¼ of Section 6, Town 7 North, Range 21 East, in the City of Wauwatosa, County of Milwaukee, State of Wisconsin are Rezoned from AA Light Manufacturing District to AA Business District.

Part II. The City Administrator is hereby directed to change the Official Zoning Map of the City of Wauwatosa to conform to the provisions of the Ordinance, and said Map is declared amended accordingly.

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

Proof of publication is in the file.

TO THE COMMON COUNCIL, CITY OF WAUWATOSA, WI,

The City Plan Commission, to whom was referred the request by Michael J. Fox, Continental Properties, for a change of zoning on 22 acres at the northeast corner of N. 124th and W. Burleigh Streets from AA Light Manufacturing District to AA Business District, recommends to the Common Council that the rezoning be approved.

Dated this 11th day of April 2005.

Nancy L. Welch, Secretary  
City Plan Commission

Ms. Welch explained that the purpose of the rezoning is not to allow a specific project to proceed, but to encourage uses not permitted under the current zoning. With a change to business zoning, retail and commercial ventures will be allowed on this site.

No one of the public present wished to be heard in favor of the proposed ordinance.

No one of the public present wished to be heard in opposition to the proposed ordinance.

No one of the public present wished to be heard either for or against the proposed ordinance or had any comments or questions.

The public hearing was declared closed. Ordered held to the next Common Council meeting, June 7, 2005.

### **APPOINTMENTS BY THE MAYOR**

#### **Board of Review**

Thomas Rowe, 8208 Aberdeen Court  
Nancy Stevens, 8143 Milwaukee Avenue (reappointment)  
(Term ends 6/30/10)

Citizens' Advisory Capital Improvements Committee  
Michael Kreiter, 12224 W. Garfield Avenue  
James H. Kasdorf, 2634 N. 84th Street (reappointment)  
Robert Lau, 2124 N. 89th Street  
(Terms end 6/30/08)

Library Board  
Mary Newton, 6548 Washington Circle (reappointment)  
Anne Bingham, 1942 Church Street  
(Terms end 6/30/08)

Board of Examiners and Appeals  
Lisa Balistreri, 9302 Beverly Place (reappointment)  
(Term ends 5/30/07)

Housing Authority  
Terry Klippel, 9622 Harding Boulevard (reappointment)  
Term ends 4/30/10)

Foregoing appointments ordered held as this was the first reading.

Board of Zoning Appeals  
Harry Dumville, 1731 N. 69th Street (alternate)  
(Term ends 4/30/08)

It was moved by Ald. Ald. Krol, seconded by Ald. Krill to concur with the foregoing appointment. -14

### **APPLICATIONS, COMMUNICATIONS, ETC.**

1. City of Wauwatosa Investment Summary and Bank Reconciliation of Depository Accounts as of April 30, 2005  
**Place on file**
2. Wauwatosa Water Utility Statement of Receipts and Disbursements for month ended April 30, 2005  
**Place on file**
3. Notices of Claim: Parminder Singh Khurana, 14125 W. Lisbon Road, Brookfield  
ATTA Corporation, 14125 W. Lisbon Road, Brookfield  
**City Attorney**
4. City of Wauwatosa Statement of Financial Condition as of April 30, 2005  
**Place on file**
5. Letter from Ald. Birschel regarding traffic signals at Watertown Plank Road and N. 124th Street  
**Director of Public Works**

**FROM THE COMMITTEE ON EMPLOYEE RELATIONS FOR INTRODUCTION**

- 1. Ordinance amending Sections 2.59.050, 2.59.070, 2.58.120, and 2.52.070 of the City Code to reflect a wage increase and fringe benefit changes for non-represented employees  
**Re-refer to originating committee**

**FROM THE COMMITTEE ON EMPLOYEE RELATIONS**

**RESOLUTION R-05-124**

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT the collective bargaining agreement for the years 2005 through 2007, which has been negotiated between the City of Wauwatosa and the International Brotherhood of Electrical Workers, Local 494, a summary of which is attached hereto, be and hereby is approved.

It was moved by Ald. Jenkins, seconded by Ald. Purins to approve the foregoing resolution. -14

**FROM THE COMMITTEES ON EMPLOYEE RELATIONS & BUDGET AND FINANCE**

**ORDINANCE O-05-14**

AN ORDINANCE AMENDING SECTION 2.59 OF THE WAUWATOSA CODE OF MUNICIPAL ORDINANCES TO ADD AN ADDITIONAL DEPUTY CHIEF AND DELETE THE POSITION OF FIRE MARSHAL

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

Part I. Wauwatosa Code Chapter 2.59 is hereby amended to read as follows:

- 1. The positions of “Deputy Chief – EMS,” “Deputy Chief – Purchasing,” “Deputy Chief – Training” at Grade 13 be deleted.
- 2. The position of Deputy Chief be created at Grade 13.
- 3. The position of Fire Marshal at Grade 10 shall be deleted.

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

It was moved by Ald. Bruderle-Baran, seconded by Ald. Jenkins to adopt the foregoing ordinance. -14

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-05-125**

WHEREAS, the City of Wauwatosa advertised for bids pursuant to State law for the contract as the official newspaper for the City’s legal publications; and

WHEREAS, the sole bid received was from Community Newspapers, Inc.; and

WHEREAS, the bid received from Community Newspapers, Inc. contained the same rates as the previous year;

NOW, THEREFORE, BE IT RESOLVED THAT the bid of Community Newspapers, Inc. as the official newspaper of the City of Wauwatosa shall be accepted as submitted in its bid.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-05-126**

WHEREAS, Resolution 04-289 authorized the purchase of a 4 wheel drive 2005 Ford Explorer for the Fire Department at the quoted price of \$19,038.00; and

WHEREAS, review of the purchase from Ewald’s Hartford Lincoln Mercury revealed that the quoted price for the vehicle was incorrectly determined, and that the correct price of \$20,952.00 is clearly stated on the Wisconsin Department of Administration bid sheets; and

WHEREAS, the vehicle was purchased in January, 2005, and delivered in March 2005; and

WHEREAS, Ewald Hartford Lincoln Mercury has requested the additional \$1,907.00 to provide for the correct purchase price of said vehicle, and sufficient funding is available in the Fire Department account for this purchase;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to issue a check to Ewald Automotive Group in the amount of \$1,907.00 for the additional cost related to the purchase of the Wauwatosa Fire Department’s 2005 Ford Explorer XLS 4 wheel drive.

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-05-129**

WHEREAS, the City of Wauwatosa solicited proposals to provide stop loss insurance for the City’s self-insured health and dental plans for the period June 1, 2005 through May 31, 2006; and

WHEREAS, of the proposals received, the bid by Hartford Life Insurance Company providing a \$75,000.00 stop loss (deductible) per individual, is the most advantageous to the City and fits within current budget allocations;

NOW, THEREFORE, BE IT RESOLVED THAT the contract for stop loss insurance on the City of Wauwatosa's self-insured health and dental plans for the period June 1, 2005 through May 31, 2006 is hereby awarded to Hartford Life Insurance Company pursuant to the final proposal submitted by Hartford Life Insurance Company providing for a \$75,000.00 stop loss amount per individual insured.

It was moved by Ald. Casey, seconded by Ald. Grimm to approve the three foregoing resolutions. -14

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-05-127**

WHEREAS, the Wauwatosa Water Utility anticipates a revenue shortfall during the 2005 budget year due to reduced volume of water sold, which could affect capability of bonding for current and future products in 2006 and beyond; and

WHEREAS, a 3% rate increase would be projected to provide sufficient revenue to allow for the necessary future bonding requirements; and

WHEREAS, the Wisconsin Public Service Commission has created a Simplified Rate Case Application procedure to accommodate inflationary-type increases, providing for smaller, more frequent rate increases rather than less frequent, larger increases;

NOW, THEREFORE, BE IT RESOLVED THAT the Wauwatosa Water Utility is hereby authorized to file a Simplified Rate Case Application with the Wisconsin Public Service Commission during the 2005 budget year in order to alleviate a portion of the anticipated revenue shortfall during current and future budget years.

It was moved by Ald. Casey, seconded by Ald. Grimm to approve the foregoing resolution. -14

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

**RESOLUTION R-05-128**

WHEREAS, the 2005 Wauwatosa City Budget authorized the Wauwatosa Police Department to hire an additional police officer to serve as a school resource officer beginning July 1, 2005; and

WHEREAS, the promotion of a selected officer into that position in time for the Fall, 2005 beginning of the school year will ultimately require hiring a new officer in the patrol division, whose training cannot be completed between July 1 and the beginning of the school year; and

WHEREAS, due to the absence of an officer currently on military duty overseas, sufficient funding is available in the Police Department Salary Account to provide an additional month's salary payment;

NOW, THEREFORE, BE IT RESOLVED THAT the hiring of the school resource officer and that officer's replacement in the patrol division effective June 1, 2005, is hereby approved.

It was moved by Ald. Casey, seconded by Ald. Grimm to approve the foregoing resolution. Roll call vote, Ayes 10, Noes 4 (Kopischke, Maher, Stepaniak, Baran)

**FROM THE COMMITTEE ON BUDGET AND FINANCE**

BILLS AND CLAIMS FOR THE PERIOD 5/4/05 – 5/17/05 --

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 5/4/05 – 5/17/05: \$1,097,491.41

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 14.

**FROM THE BOARD OF PUBLIC WORKS**

**RESOLUTION** R-05-130

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 Water Main Relay and Extension and work incidental thereto under Contract 05-51 at and for their bid price of \$309,046.00, this being the lowest of the two bids.

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

It was moved by Ald. Bruderle-Baran, seconded by Ald. Becker to approve the foregoing resolution. -14

There being no further business, the meeting adjourned at 8:20 p.m.

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Carla A. Ledesma, CMC, City Clerk

