



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, January 16, 2007

PRESENT: Alds. Didier, Donegan, Ewerdt, Grimm, Hanson, Krill, Maher, Meaux, Purins, Treis, Becker, Birschel -12

EXCUSED: Alds. Herzog, Krol, Stepaniak

ALSO PRESENT: Mr. Archambo, City Administrator; Mr. Kesner, City Attorney; Mr. Braier, Finance Director; Mr. Kappel, Public Works Director; Ms. Welch, Community Development Director; Police Capt. Weiss; Ms. Aldana, Asst. City Attorney/Personnel Admin.; Mr. Wehrley, City Engineer; Ms. Ledesma, City Clerk; Ms. Williams, Deputy City Clerk

Mayor Estness in the Chair

The Mayor called the meeting to order at 7:36 p.m.

It was moved by Ald. Grimm, seconded by Ald. Didier that the reading of the minutes of the last regular meeting be dispensed with and they be approved as printed. -12

APPLICATIONS, COMMUNICATIONS, ETC.

1. Notices of Claim: Mary C. Muetze, 2408 N. Lefebber; Teipner Treatment Homes, Inc., 110 W. Linden Dr., Jefferson, WI; Jeanne Bartolucci, 7434 Blanchard Street
City Attorney
2. Wauwatosa Water Utility Statement of Receipts and Disbursements for month ended December 31, 2006
Place on file
3. City of Wauwautosa Investment Summary as of December 31, 2006
Place on file
4. Letter from William Poull, The Club Tap, 8828 W. North Avenue, requesting a liquor license extension to include the rear parking lot on February 18th for The Club Tap's annual Chili Contest

Committee on Legislation, Licensing & Communications

FROM THE COMMITTEE ON TRAFFIC & SAFETY FOR INTRODUCTION

1. Ordinance amending section 11.32.080 of the City Code by prohibiting parking on the west side of N. 113th Street north of Watertown Plank Road

Re-refer to originating committee

FROM THE COMMITTEE ON EMPLOYEE RELATIONS FOR INTRODUCTION

1. Ordinance repealing and recreating Sections 2.59.050 and 2.59.070a of the City Code pertaining to pay rate provisions effective January 1, 2007

Requested under suspension of the rules

ORDINANCE O-07-01

AN ORDINANCE REPEALING AND RECREATING SECTIONS 2.59.050 AND 2.59.070A OF THE CODE OF THE CITY OF WAUWATOSA PERTAINING TO PAY RATE PROVISIONS

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

2007 Pay Rate Provisions

Part I. Section 2.59.050 is hereby amended to read, in its entirety, as follows:

2.59.050 Salary ranges for pay grades.

The following salary ranges shall apply to each pay grade. Employees shall be paid consistent with the appropriate grade level for their position as described in Section 2.59.040, of this chapter:

A. Effective for the pay period which includes January 1, 2007, FLSA exempt employees, as described in Section 2.59.040, of this chapter, shall be paid at the following bi-weekly rates:

See attached chart, Table 2.59.050A.

B. Effective for the pay period which includes January 1, 2007, part-time and FLSA non-exempt employees, as described in Section 2.59.040, of this chapter, shall be paid at the following hourly rates:

See attached chart, Table 2.59.050B.

Part II. The table printed in the Wauwatosa Code of Ordinances immediately following Subsection 2.59.060 is hereby deleted.

Part III. Subsection 2.59.070 A. is hereby amended to read as follows:

A. Effective for the pay period which includes January 1, 2007, temporary or casual employees shall be paid in the following pay ranges. A temporary or casual employee shall not be eligible for other benefits provided by the city.

	<u>Minimum</u>	<u>Normal</u>	<u>Maximum</u>
Cable Technician/ Video Prod. Asst.	\$7.8647	\$8.3367	\$10.4986
Tax Collection Aide	\$10.5606	\$11.8032	\$14.2881

<u>Title</u>	<u>Rate</u>
Clerk	\$11.1352
Student Clerk	\$6.7554 \$7.8703
Library Security Guard	\$8.7840
Library Technical Equipment Asst.	\$9.8402
Public Health Nurse/Sanitarian	\$21.8173
Snow Plow Operator	\$19.7424

Part III. Except as otherwise stated in the subsections above, this ordinance shall take effect on January 1, 2007.

Table 2.59.050A.
FLSA-exempt biweekly pay rates
Effective for the pay period which includes January 1, 2007

2007 GRADE	Step 1 Min.	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8 Midpt.	Step 9	Step 10	Step 11	Step 12	Step 13 Max.
21	\$2,987.15	\$3,089.19	\$3,190.19	\$3,292.16	\$3,394.12	\$3,496.13	\$3,597.15	\$3,699.12	\$3,801.08	\$3,902.14	\$4,004.11	\$4,106.07	\$4,208.03
20	\$2,887.09	\$2,985.33	\$3,083.56	\$3,182.74	\$3,280.97	\$3,379.20	\$3,477.42	\$3,575.67	\$3,673.90	\$3,772.13	\$3,870.37	\$3,968.58	\$4,067.71
19	\$2,787.92	\$2,882.40	\$2,977.80	\$3,072.30	\$3,167.75	\$3,262.26	\$3,357.65	\$3,452.15	\$3,546.65	\$3,642.04	\$3,736.53	\$3,831.98	\$3,926.48
18	\$2,686.90	\$2,778.55	\$2,870.21	\$2,961.94	\$3,053.59	\$3,144.37	\$3,236.01	\$3,327.73	\$3,419.40	\$3,511.06	\$3,601.84	\$3,693.48	\$3,785.21
17	\$2,587.72	\$2,675.64	\$2,763.57	\$2,851.49	\$2,939.49	\$3,028.38	\$3,116.30	\$3,204.23	\$3,292.16	\$3,380.08	\$3,468.96	\$3,556.95	\$3,644.88
16	\$2,487.57	\$2,572.73	\$2,656.93	\$2,742.08	\$2,826.27	\$2,911.43	\$2,995.63	\$3,080.72	\$3,165.85	\$3,250.05	\$3,335.20	\$3,419.40	\$3,504.53
15	\$2,388.41	\$2,468.87	\$2,550.30	\$2,631.65	\$2,713.07	\$2,794.48	\$2,875.83	\$2,957.26	\$3,038.61	\$3,120.02	\$3,201.44	\$3,282.80	\$3,364.21
14	\$2,288.34	\$2,365.97	\$2,444.54	\$2,522.22	\$2,599.86	\$2,677.55	\$2,756.12	\$2,833.75	\$2,911.43	\$2,990.00	\$3,067.63	\$3,145.31	\$3,222.93
13	\$2,188.22	\$2,263.05	\$2,337.90	\$2,411.80	\$2,486.65	\$2,561.48	\$2,635.43	\$2,710.28	\$2,785.13	\$2,859.02	\$2,933.86	\$3,008.71	\$3,082.60
12	\$2,088.15	\$2,159.21	\$2,230.31	\$2,301.42	\$2,372.54	\$2,443.65	\$2,514.70	\$2,585.82	\$2,656.93	\$2,728.05	\$2,799.16	\$2,870.21	\$2,941.32
11	\$1,988.02	\$2,056.29	\$2,123.66	\$2,191.06	\$2,259.34	\$2,326.71	\$2,394.99	\$2,462.36	\$2,529.69	\$2,598.03	\$2,665.33	\$2,733.67	\$2,801.00
10	\$1,888.84	\$1,953.38	\$2,017.04	\$2,081.58	\$2,146.13	\$2,210.65	\$2,274.30	\$2,338.85	\$2,403.39	\$2,467.93	\$2,531.58	\$2,596.12	\$2,660.68
9	\$1,788.78	\$1,849.59	\$1,910.39	\$1,972.10	\$2,032.90	\$2,093.71	\$2,154.53	\$2,215.34	\$2,276.15	\$2,336.95	\$2,397.76	\$2,458.58	\$2,520.34
8	\$1,689.60	\$1,746.66	\$1,804.65	\$1,861.73	\$1,919.77	\$1,976.77	\$2,034.80	\$2,091.88	\$2,148.96	\$2,206.93	\$2,264.00	\$2,322.03	\$2,379.05
7	\$1,589.48	\$1,643.77	\$1,698.02	\$1,752.25	\$1,805.60	\$1,859.83	\$1,914.13	\$1,968.36	\$2,022.67	\$2,076.89	\$2,131.13	\$2,184.48	\$2,238.73
6	\$1,489.40	\$1,539.92	\$1,590.41	\$1,640.92	\$1,691.44	\$1,742.89	\$1,793.46	\$1,843.95	\$1,894.47	\$1,944.98	\$1,996.42	\$2,046.94	\$2,097.50
5	\$1,389.27	\$1,437.00	\$1,483.79	\$1,531.52	\$1,578.28	\$1,625.95	\$1,672.72	\$1,720.44	\$1,768.17	\$1,814.95	\$1,862.67	\$1,909.46	\$1,957.16
4	\$1,289.15	\$1,333.15	\$1,377.14	\$1,421.08	\$1,465.07	\$1,509.00	\$1,553.00	\$1,596.98	\$1,640.92	\$1,684.93	\$1,728.84	\$1,772.84	\$1,816.85
3	\$1,190.03	\$1,230.24	\$1,270.45	\$1,311.65	\$1,351.85	\$1,392.06	\$1,433.28	\$1,473.48	\$1,513.68	\$1,554.90	\$1,595.10	\$1,635.30	\$1,676.51
2	\$1,089.90	\$1,127.34	\$1,164.75	\$1,201.22	\$1,238.65	\$1,276.06	\$1,312.54	\$1,349.96	\$1,387.39	\$1,423.92	\$1,461.33	\$1,498.76	\$1,535.24
1	\$990.73	\$1,024.41	\$1,058.10	\$1,091.79	\$1,125.43	\$1,159.12	\$1,192.81	\$1,226.50	\$1,260.21	\$1,293.83	\$1,327.53	\$1,361.22	\$1,394.92

Table 2.59.050B.
Part-time and FLSA-nonexempt hourly pay rates
Effective for the pay period which includes January 1, 2007

Wauwatosa Supp. No. 15.3-06)

2007 GRADE	Step 1 Min.	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8 Midpt.	Step 9	Step 10	Step 11	Step 12	Step 13 Max.
21	\$37.3394	\$38.6149	\$39.8774	\$41.1520	\$42.4265	\$43.7016	\$44.9644	\$46.2390	\$47.5135	\$48.7768	\$50.0514	\$51.3259	\$52.6004
20	\$36.0886	\$37.3166	\$38.5445	\$39.7843	\$41.0121	\$42.2400	\$43.4678	\$44.6959	\$45.9238	\$47.1516	\$48.3796	\$49.6073	\$50.8464
19	\$34.8490	\$36.0300	\$37.2225	\$38.4038	\$39.5969	\$40.7783	\$41.9706	\$43.1519	\$44.3331	\$45.5255	\$46.7066	\$47.8998	\$49.0810
18	\$33.5863	\$34.7319	\$35.8776	\$37.0243	\$38.1699	\$39.3046	\$40.4501	\$41.5966	\$42.7425	\$43.8883	\$45.0230	\$46.1685	\$47.3151
17	\$32.3465	\$33.4455	\$34.5446	\$35.6436	\$36.7436	\$37.8548	\$38.9538	\$40.0529	\$41.1520	\$42.2510	\$43.3620	\$44.4619	\$45.5610
16	\$31.0946	\$32.1591	\$33.2116	\$34.2760	\$35.3284	\$36.3929	\$37.4454	\$38.5090	\$39.5731	\$40.6256	\$41.6900	\$42.7425	\$43.8066
15	\$29.8551	\$30.8609	\$31.8788	\$32.8956	\$33.9134	\$34.9310	\$35.9479	\$36.9658	\$37.9826	\$39.0003	\$40.0180	\$41.0350	\$42.0526
14	\$28.6043	\$29.5746	\$30.5568	\$31.5278	\$32.4983	\$33.4694	\$34.4515	\$35.4219	\$36.3929	\$37.3750	\$38.3454	\$39.3164	\$40.2866
13	\$27.3528	\$28.2881	\$29.2238	\$30.1475	\$31.0831	\$32.0185	\$32.9429	\$33.8785	\$34.8141	\$35.7378	\$36.6733	\$37.6089	\$38.5325
12	\$26.1019	\$26.9901	\$27.8789	\$28.7678	\$29.6568	\$30.5456	\$31.4338	\$32.3228	\$33.2116	\$34.1006	\$34.9895	\$35.8776	\$36.7665
11	\$24.8503	\$25.7036	\$26.5458	\$27.3883	\$28.2418	\$29.0839	\$29.9374	\$30.7795	\$31.6211	\$32.4754	\$33.3166	\$34.1709	\$35.0125
10	\$23.6105	\$24.4173	\$25.2130	\$26.0198	\$26.8266	\$27.6331	\$28.4288	\$29.2356	\$30.0424	\$30.8491	\$31.6448	\$32.4515	\$33.2585
9	\$22.3598	\$23.1199	\$23.8799	\$24.6513	\$25.4113	\$26.1714	\$26.9316	\$27.6918	\$28.4519	\$29.2119	\$29.9720	\$30.7323	\$31.5043
8	\$21.1200	\$21.8333	\$22.5581	\$23.2716	\$23.9971	\$24.7096	\$25.4350	\$26.1485	\$26.8620	\$27.5866	\$28.3000	\$29.0254	\$29.7381
7	\$19.8685	\$20.5471	\$21.2253	\$21.9031	\$22.5700	\$23.2479	\$23.9266	\$24.6045	\$25.2834	\$25.9611	\$26.6391	\$27.3060	\$27.9841
6	\$18.6175	\$19.2490	\$19.8801	\$20.5115	\$21.1430	\$21.7861	\$22.4183	\$23.0494	\$23.6809	\$24.3123	\$24.9553	\$25.5868	\$26.2188
5	\$17.3659	\$17.9625	\$18.5474	\$19.1440	\$19.7285	\$20.3244	\$20.9090	\$21.5055	\$22.1021	\$22.6869	\$23.2834	\$23.8683	\$24.4645
4	\$16.1144	\$16.6644	\$17.2143	\$17.7635	\$18.3134	\$18.8625	\$19.4125	\$19.9623	\$20.5115	\$21.0616	\$21.6105	\$22.1605	\$22.7106
3	\$14.8754	\$15.3780	\$15.8806	\$16.3956	\$16.8981	\$17.4008	\$17.9160	\$18.4185	\$18.9210	\$19.4363	\$19.9388	\$20.4413	\$20.9564
2	\$13.6238	\$14.0918	\$14.5594	\$15.0153	\$15.4831	\$15.9508	\$16.4068	\$16.8745	\$17.3424	\$17.7990	\$18.2666	\$18.7345	\$19.1905
1	\$12.3841	\$12.8051	\$13.2263	\$13.6474	\$14.0679	\$14.4890	\$14.9101	\$15.3313	\$15.7526	\$16.1729	\$16.5941	\$17.0153	\$17.4365

It was moved by Ald. Purins, seconded by Ald. Krill to adopt the foregoing ordinance under suspension of the rules. -12

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT FOR INTRODUCTION

1. Ordinance amending the Zoning Code by rezoning property at 2717, 2747 and 2767 N. Mayfair Road from AA Commercial District to Business Planned Development
Re-refer to originating committee
2. Ordinance amending the Zoning Code by rezoning property at 11221 and 11333 W. Burleigh Street from AA Light Manufacturing District to Business Planned Development
Re-refer to originating committee

FROM THE COMMITTEE ON TRAFFIC AND SAFETY

RESOLUTION R-07-06

WHEREAS, Milwaukee County currently owns and operates traffic signals on Watertown Plank Road at North 87th Street and North 92nd Street in the City of Wauwatosa; and

WHEREAS, the City of Wauwatosa's operation and control of said traffic signals would provide a better ability to facilitate traffic flow around Watertown Plank Road and coordinate the traffic signals operated by the City of Wauwatosa; and

WHEREAS, Milwaukee County has offered to transfer ownership of the traffic signals to the City of Wauwatosa for this purpose;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to negotiate and enter into the necessary agreements with Milwaukee County and the Milwaukee Regional Medical Center for jurisdictional transfer of control and ongoing maintenance of the traffic signals on Watertown Plank Road at North 87th Street and North 92nd Street in the City of Wauwatosa, with the possible ability to interconnect the signals to the County-owned signals at North 92nd Street and West Connell Avenue on the Milwaukee County grounds.

It was moved by Ald. Grimm, seconded by Ald. Meaux to approve the foregoing resolution. - 12

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-07

WHEREAS, Erik Van Den Heuvel has applied for a Conditional Use in the AA Business District at 737 N. Mayfair Road for massage therapy 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 Erik Van Den Heuvel for massage therapy in the AA Business District at 737 N. Mayfair Road subject to the following conditions:

- 1) hours of operation from 9:00 a.m. to 9:00 p.m., Monday through Friday, and 9:00 a.m. to 7:00 p.m., Saturday and Sunday, and
- 2) obtaining any required licenses and permits.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-08

WHEREAS, Tracy Birdsall and Joy Anderson have applied for a Conditional Use in the AA Business District at 6650 W. State Street to operate a Dinner by Design franchise 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 Tracy Birdsall and Joy Anderson to operate a Dinner

by Design franchise in the AA Business District at 6650 W. State Street subject to the following conditions:

- 1) hours of operation from 9:00 a.m. to 9:00 p.m., Monday through Saturday, and
- 2) obtaining any required licenses and permits.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-09

WHEREAS, Rev. James Smedsrud, Calvary Assembly of God, and Edward Polito, Mi-Tech Services, have applied for a Conditional Use in the CC-Four Family Residence District at 8200 W. Blue Mound Road for the installation of a pad-mounted telephone fiber conversion cabinet 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 Rev. James Smedsrud, Calvary Assembly of God, and Edward Polito, Mi-Tech Services, for the installation of a pad-mounted telephone fiber conversion cabinet in the AA Business District at 8200 W. Blue Mound Road subject to the following conditions:

- 1) Contingent upon AT&T obtaining all permits, licenses, franchises and permissions required under federal, state or local law prior to AT&T's commencement of the use of the facilities to provide any video programming or other programming services, as those terms are defined in 41 U.S.C. Section 522, as amended, to subscribers in the City, and
- 2) AT&T agrees it will not use the facilities described in this Conditional Use Permit as part of a network for the provision to subscribers in the City of video programming or other programming service, as those terms are defined in 47 U.S.C. Section 522, as amended, unless AT&T provides the City Clerk 30 days' prior written notice, with a copy to the City Attorney, and
- 3) Except for the grant of this Conditional Use Permit by the City of Wauwatosa, this action by the city shall not constitute nor be construed as a grant of any other permit, license, franchise or permission otherwise required under federal, state, or local law, and
- 4) Obtaining any necessary licenses and permits, and
- 5) Final approval of the siting and installation details, and
- 6) Installation of approved landscaping and screening.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-10

WHEREAS, Mitchell Braverman and B&CA Properties have applied for a Conditional Use in the AA Business District at 6330 W. North Avenue for the installation of a pad-mounted telephone fiber conversion cabinet 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 Mitchell Braverman and B&CA Properties, for the installation of a pad-mounted telephone fiber conversion cabinet in the AA Business District at 6330 W. North Avenue subject to the following conditions:

- 1) Contingent upon AT&T obtaining all permits, licenses, franchises and permissions required under federal, state or local law prior to AT&T's commencement of the use of the facilities to provide any video programming or other programming services, as those terms are defined in 41 U.S.C. Section 522, as amended, to subscribers in the City, and
- 2) AT&T agrees it will not use the facilities described in this Conditional Use Permit as part of a network for the provision to subscribers in the City of video programming or other programming service, as those terms are defined in 47 U.S.C. Section 522, as amended, unless AT&T provides the City Clerk 30 days' prior written notice, with a copy to the City Attorney, and
- 3) Except for the grant of this Conditional Use Permit by the City of Wauwatosa, this action by the city shall not constitute nor be construed as a grant of any other permit, license, franchise or permission otherwise required under federal, state, or local law, and
- 4) Obtaining any necessary licenses and permits, and
- 5) Final approval of the siting and installation details, and
- 6) Installation of approved landscaping and screening.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-11

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin THAT a public hearing be held before the Common Council in the Council Chambers at 7:30 p.m. Local Time, on Tuesday, February 20, 2007 in the City Hall of the City of Wauwatosa, Wisconsin at which time all persons interested, or their agents or attorneys, will be heard concerning a proposed ordinance rezoning 2717, 2747 and 2767 North Mayfair Road from AA Commercial District to Business Planned Development District.

BE IF FURTHER RESOLVED THAT the City Clerk be and is hereby directed to publish the proper notices of said hearing as required by law.

It was moved by Ald. Treis, seconded by Ald. Meaux to approve the five foregoing resolutions. -12

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-07-12

BE IT RESOLVED by the Common Council of the City of Wauwatosa, Wisconsin THAT a public hearing be held before the Common Council in the Council Chambers at 7:30 p.m. Local Time, on Tuesday, February 20, 2007 in the City Hall of the City of Wauwatosa, Wisconsin at which time all persons interested, or their agents or attorneys, will be heard concerning a proposed ordinance rezoning 11221 and 11333 West Burleigh Street from AA Light Manufacturing District to Business Planned Development District.

BE IF FURTHER RESOLVED THAT the City Clerk be and is hereby directed to publish the proper notices of said hearing as required by law.

It was moved by Ald. Treis, seconded by Ald. Meaux to approve the foregoing resolution. 11-0-1 (Krill)

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-07-13

WHEREAS, during 2007 budget discussions, the Department of Public Works suggested a new policy whereby replacement of street trees installed by the City of Wauwatosa would be limited to 2-inch trees, and suggested that the cost of larger trees, if requested by the property owner, be borne by the property owner; and

WHEREAS, the Wauwatosa Common Council finds that it is in the best interest of the City to maintain and plant trees in all appropriate locations consistent with the City-wide forestry plan;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Wauwatosa will continue to pay the entire cost of 2-inch replacement street trees;

BE IT FURTHER RESOLVED THAT costs for replacement and installation of trees larger than 2 inches, when requested by the property owner, are to be charged against the property.

It was moved by Ald. Ewerdt, seconded by Ald. Becker to approve the foregoing resolution. 11-1 (Maher)

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-07-14

WHEREAS, the Milwaukee Metropolitan Sewerage District has invited municipalities to participate in its 2007 Storm Water Best Management Practices Partnerships by proposing demonstration projects that manage the volume, rate and quality of storm water runoff; and

WHEREAS, the City Engineer has proposed applying for such a grant to conduct a residential rain garden pilot project, allowing homeowners to plan, design and construct rain gardens on residential properties while being reimbursed at the rate of \$4.00 per square foot of rain garden constructed; and

WHEREAS, the City of Wauwatosa’s 50% share of costs for this program is available within the budget of the storm water management reserve; and

WHEREAS, Symbiont Consulting of West Allis has the expertise and capability to assist the City of Wauwatosa in this project;

NOW, THEREFORE, BE IT RESOLVED THAT appropriate City officials are hereby authorized to apply for and accept a 2007 MMSD Storm Water Best Management Practices Partnership in an amount up to \$40,000.00 toward this purpose;

BE IT FURTHER RESOLVED THAT the expenditure of up to \$40,000.00 from the storm water management reserve as the City of Wauwatosa’s contribution is hereby authorized;

BE IT FINALLY RESOLVED THAT officials are authorized to enter into a professional services agreement with Symbiont Consulting of West Allis not to exceed \$12,000.00 for purposes of assisting in the administration of the residential rain garden pilot project.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-07-15

WHEREAS, the Milwaukee Metropolitan Sewerage District has notified the City of increases in sewer user charge rates in the 2007 operation and maintenance budget; and

WHEREAS, current rates charged to users in the City of Wauwatosa for that portion of the sewer charge related to MMSD services are not sufficient to pay that portion of the expenses related to sewer user rates charged by the Milwaukee Metropolitan Sewerage District in addition to the expenses required to maintain the local sewers within the City of Wauwatosa; and

WHEREAS, the Wauwatosa Common Council has determined that ongoing manhole inspections and repairs required by Court Order should be included in the operations budget of the Sanitary Sewer Reserve, which requires an additional adjustment to the sanitary sewer rate;

NOW, THEREFORE, BE IT RESOLVED THAT the 2007 sanitary sewer rates for users within the City of Wauwatosa are hereby established as follows:

<u>Rate Class</u>	<u>Applicable Rate/ccf</u>
Under 5,000 cu. Ft. of water consumption	.9333
5,000-20,000 cu. Ft. of water consumption	1.4000
Over 20,000 cu. Ft. of water consumption	1.8667

It was moved by Ald. Ewerdt, seconded by Ald. Becker to approve the two foregoing resolutions. -12

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-07-16

WHEREAS, the Citizens' Advisory Committee on Capital Improvements and the Board of Public Works have approved a 5-year capital improvement program for the City of Wauwatosa for the years 2007 – 2011; and

WHEREAS, the capital improvement program as approved by both parties included funding from general obligation bonds which was within the limits of the currently existing capital bonding limitations in Wauwatosa's charter ordinance; and

WHEREAS, after considering the recommendation to increase the charter ordinance bonding limit and reviewing programs which might be added in 2007 for this bonding limit immediate increase, the Committee on Budget and Finance determined to delay consideration of the increase in the bonding limit and approve the 2007 – 2011 capital improvement program within the existing funding limitations; and

WHEREAS, the Committee has also determined that it needs to remove the 2007 capital project for Mayfair Court as a result of outside funding and timing limitations;

NOW, THEREFORE, BE IT RESOLVED that the 5-year capital improvement program for the City of Wauwatosa during the years 2007 – 2011 is hereby approved as originally printed, with the exception being that the 2007 Mayfair Court project is hereby removed;

BE IT FURTHER RESOLVED that the Committee is instructed to further address the question of whether the self-imposed general obligation bonding limitation contained within the charter ordinances of the City of Wauwatosa should be changed at a future date.

It was moved by Ald. Ewerdt, seconded by Ald. Becker
to approve the foregoing resolution. -12

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 1/3/07 – 1/16/07 --

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 1/3/07 – 1/16/07: \$1,648,072.06

It was moved by Ald. Meaux, seconded by Ald. Krill
that each and every one of the accounts of bills and claims
be allowed and ordered paid. Roll call vote, Ayes 12

There being no further business, the meeting adjourned at 8:05 p.m.

cal

Carla A. Ledesma, CMC, City Clerk