



CITY OF WAUWATOSA
7725 WEST NORTH AVENUE
WAUWATOSA, WISCONSIN 53213
Telephone: (414) 479-8917
Fax: (414) 479-8989
Web Site: www.wauwatosa.net

BUDGET & FINANCE COMMITTEE MEETING

Tuesday, April 28, 2009
Committee Room #2

PRESENT: Alds. Ewerdt, Donegan, Jay, Walsh, Krol, Organ – 6

ALSO PRESENT: J. Archambo, City Admin.; B. Aldana, HR Director/Asst. City Atty.;
R. Braier, Finance Dir.; W. Kappel, Public Works Dir.; W. Wehrley, City Engineer

Ald. Ewerdt as Chair called the meeting to order at 8:38 p.m.

Overview of proposal concerning bleacher seat sales

The committee reviewed a memo from the Mayor regarding bleacher seat sales. Mayor Didier said that this fundraising is similar to brick sales at Miller Park, the sale of tiles at the zoo, and Wauwatosa West has sold engraving on their bleachers. She feels it would be a great way to offset taxpayer dollars with the ongoing promotion of Hart Park.

Mayor Didier advised that a bleacher committee has been formed with the following people serving on the committee: Jim Jarosz, Kate Schroeder, Deb Reagan, and Jody Lowe. She said the bleachers are due to be installed in July. The sale of the bleacher seats needs to start right away. The goal is to sell about 500 seats at a cost of \$200 - \$250. The engraving costs are estimated to be \$18 - \$32. All seats that are sold before July 20th can be engraved at the manufacturer making it more cost efficient. After the July 20th deadline the process would have to be re-evaluated as the engraving costs would be more expensive after the bleachers are installed.

The Mayor discussed parameters that have been set. She said there would be no reserve seats, a location could not be chosen, and it was determined that names would remain on the bench as long as the bench holds up and is in the stadium. If a bench needed to be replaced no re-engraving would be done. Actual names could be used, nicknames, in honor of, in memory of, no foul words, and no gaming or tobacco could be used. Mayor Didier said that alcohol distributors have a policy that they do not advertise at locations where children play sports.

The Mayor said in referring to Aids. Birschel's and McBride's draft ordinance regarding name rights that it has some good guidelines. However she felt the bleacher sales are significantly different than selling naming rights for a field. She thought the bleacher sales could be approached without an in depth ordinance. She said that Mr. Braier has set up a special account for bleacher seat sales. She has worked actively with Mr. Kappel and Mr. Wehrley on this project. She mentioned that she doesn't disagree with the alcohol prohibition, but wouldn't want to prevent local restaurants that do sell from choosing to make a donation. Mayor Didier also said the city would have a right of refusal on any request made for a bleacher seat name.

The Mayor said through fundraising efforts the community is behind this project. Many donations have already been received and there is a commitment of ~\$196,000.

Dick Bachman, 2229 N. 115th St. said he feels the council should support this idea. There is a very good active group involved in working to get bleacher seats sold.

Tom Wanat, 1819 Wauwatosa Ave. said that the Wauwatosa Booster Club members have volunteered to sell bleacher seats and he is in total support of this idea.

Ald. Jay asked if the information to buy a bleacher seat would be put on the city website. The Mayor said yes and said they committee is looking at all forms of media to get the word out. If anyone would like to order a bleacher seat they can call Dave Brinker, Mayoral Intern at 479-8915 or email him at dbrinker@wauwatosa.net.

Moved by Ald. Donegan, seconded by Ald. Krol
to support the sale of bleacher seats at Hart Park - 6

Ald. Krol commented that this is a great initiative and it is consistent with some of the recommendations that Aids. McBride and Birschel had in regards to naming rights to city property.

Resolution for worker's compensation self insurance

The committee reviewed a memo from the HR Director and the Health Productivity Coordinator regarding a resolution for worker's compensation self-insurance. Ms. Aldana said a resolution must be passed for the state stating the City's intent to self-insure its Workers Compensation program as is required every three years by the state Department of Workforce Development. Ms. Aldana noted that the city has self-funded our Worker's Compensation claims for approximately 30 years.

Moved by Ald. Krol, seconded by Ald. Organ
to recommend approval the continuation of self-insurance
for the Worker's Compensation program - 6

Contract renewal with YMCA for Senior Center Programming

The committee reviewed a memo from the Public Works Director regarding a contract renewal with YMCA for Senior Center Programming.

Mr. Kappel said that the current contract expires Dec. 31, 2009 with an offer of two, one-year extensions. Mr. Kappel is recommending renegotiating a contract with the YMCA as their service provided to the seniors is very beneficial. He said the alternative is to have a request for proposal and go out for bid. The last time proposals were solicited was in 2005 and the YMCA was the only one received.

Dick Bachman, 2229 N. 115th St. said that there is really no one else interested in taking this over and able to compete with the YMCA programming. He said that the cost is very reasonable and highly recommends a contract renegotiation with the YMCA.

Merry Noel Johnson, 13120 Wrayburn Road, Elm Grove, said the YMCA is really interested to maintain and work with the city and would like to keep the senior program growing. She felt that the continuum would be important to the seniors.

Ald. Walsh asked Mr. Kappel if the YMCA had been reorganized as discussed last fall during the budget cycle. Mr. Kappel said the YMCA has reorganized and are now working on a metropolitan level. Mr. Kappel said the real issue is that the senior program is not a drain on their resources. He said as the CDBG funds decrease we may need to increase the line item on the budget. Mr. Kappel said the satisfaction rate among the seniors using the facility and attending the classes is extremely high.

Moved by Ald. Krol, seconded by Ald. Donegan to
recommend approval authorizing the Director of Public Works
to begin negotiation discussions on a contract renewal
with the YMCA -

Ald. Jay asked how much it would take to run the program if the CDBG funds went away. Mr. Kappel said \$150,000 - \$170,000 based on the current level of service.

Ald. Organ commented on the revenue sheet and noted the 2009 actual is lower than the estimate. Mary Noel Johnson said the memberships go from the month someone joins for 12 months. It is not on a calendar year and that is why the revenue varies. She said the revenue is quite a bit above what it was in 2008. Mr. Kappel said they lost participation in 2008 because of the area construction. Mr. Kappel said with the decreasing CDBG funds, the revenue is a way of funding the line item. Mr. Kappel said the contract may have to be a little more flexible so programs and services could be adjusted.

Vote on the motion - 6

Consultant design services for 70th Street bridge construction

The committee reviewed a memo from the City Engineer regarding consultant services for 70th Street bridge construction. Mr. Wehrley said the 2009 – 2013 Capital Improvements Program had the design of the 70th Street bridge replacement as a 2010 expenditure. He said the city has been in contact with WisDOT regarding the availability of using American Recovery Reinvestment Act (ARRA) funding to cover the reconstruction of the bridge. The WisDOT had indicated the 70th Street bridge could be an eligible project for the potential ARRA funding. Final plans and specifications must be submitted to WisDOT by December 1, 2009. The status of which projects would be ARRA funded should be known by mid-May 2009.

Mr. Wehrley said the reconstruction of the bridge is estimated at approximately \$1,000,000. The design costs are estimated at \$100,000 to \$150,000 which the city would fund at 100%. The construction costs would be requested with the ARRA funding and likely covers most of the costs. Mr. Wehrley said there are funds in the capital improvements budget that could be used for the design costs.

Moved by Ald. Krol, seconded by Ald. Donegan to recommend the approval for the City Engineer to issue a request for proposal on his recommendations:

1. If the 70th Street bridge project is selected by the WisDOT as a project eligible for ARRA construction funding, then authorize staff to proceed with a qualifications based RFP for design to be funded at 100% City cost.
2. If the 70th Street reconstruction project is not selected as a project eligible for ARRA funding, authorize staff to apply for reconstruction of the bridge in the next WisDOT Local Bridge Program solicitation -

Ald. Organ clarified with Mr. Wehrley that the city is able to seek and secure funding before the design work is done and he replied yes. No funds will be committed this year if we are turned down for the funding.

Vote taken on the motion – Ayes: 5 Noes: 1 (Jay)

Contingency fund request for guard rail repair

The committee reviewed a memo from the Public Works Director regarding a contingency fund request for guard rail repair.

Mr. Kappel said this was a bad winter with three guard rail accidents. Only one accident report was made and a claim will be made in the amount of \$6500 for this incident. Mr. Kappel said the roadway budget is about spent and will

probably have to come back to the committee for additional funds for salt. He said there is not a place to look for funds in the budget. Mr. Kappel said he is requesting authority to expend funds which will not exceed \$15,000.

Moved by Ald. Donegan, seconded by Ald. Krol
to recommend approval that up to \$15,000 be
appropriated from the Contingency Fund to
repair three guard rails - 6

Professional services for Honey Creek area sanitary sewers

The committee reviewed a memo requesting permission to solicit for proposals for professional services for Honey Creek area sanitary sewers. Mr. Wehrley said in 2008 the Milwaukee Metropolitan Sewerage District (MMSD) had identified the City of Wauwatosa sanitary sewer flows exceeding peak flows at the Honey Creek location. A sanitary sewer survey was done and now that the defects have been identified, the design work needs to be done.

Mr. Wehrley is requesting to have a qualifications-based request for proposal issued for design and construction. He said they would have cursory estimates in mid summer, but more refined numbers would be known for the next budget year.

Moved by Ald. Donegan, seconded by Ald. Walsh
to recommend approval authorizing staff to issue
a qualifications-based request for proposal for design
and construction administration for sanitary sewer
improvements utilizing sanitary sewer spot improvements money - 6

Memo from the City Assessor requesting rescission of property taxes for the following addresses: 822 N. 68th Street, 1707 Church Street, 9200 W. Wisconsin Avenue and 6001 W. State Street

The committee reviewed a memo from the City Assessor regarding rescission of property taxes for the properties listed below.

822 N. 68th Street - Mr. Miner said this was a double assessment and two bills got sent out.

1707 Church Street – Mr. Miner said the house is owned by a church and should not have gotten assessed.

9200 W. Wisconsin Avenue – Mr. Miner said this is the Froedtert Center and reporting should have been done on a personal property form.

6001 W. State Street – Mr. Miner said this property was owned by Sears and was then sold to MMSD after tax bills went out in 2007. He said the city never received a change in ownership. He said that last year for some reason Sears paid the taxes and has requested a refund for paying taxes on a property they don't own. MMSD owns the property and they are exempt. The error was caused due to the fact that the city didn't get the ownership change for about 15 months.

Mr. Miner said the issue is to rescind the taxes for these four properties. By rescinding taxes it eliminates the city from refunding interest charges from payments that would otherwise have been made.

Mr. Miner explained palpable errors as defined in the state statute which include clerical errors, assessments for non-existent property, assessments of exempt property, double assessments, and arithmetic errors.

Mr. Miner said the city will be able to request the Department of Revenue to charge back the non-city portion of the rescinded tax to the other taxing entities. These charge backs are not guaranteed, but Mr. Miner believes that it is likely that most if not all of the rescissions requested will be approved to charge back to the other taxing districts. If the charge backs are received the fiscal impact would be \$48,757. If not it would be approximately \$157,281.04.

Moved by Ald. Krol, seconded by Ald. Jay to recommend approval the rescission of the property taxes at 822 N. 68th Street, 1707 Church Street, 9200 W. Wisconsin Avenue, and 6001 W. State Street - 6

The committee recessed at 10:05 p.m. and reconvened at 10:10 p.m.

Motion made by Ald. Donegan, seconded by Ald. Organ to go into closed session per Wis. Stat. 19.85(1) (g):
 Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved,
 and may reconvene into open session - 6

***Proposed settlement of the property tax litigation of Annunciation Greek Orthodox Church Foundation vs. City of Wauwatosa**

***Memo from the Asst. City Attorney regarding the claim of Theresa Garner, P.O. Box 72, Milwaukee**

***Memo from the Asst. City Attorney regarding the claim of Glen Slonac, 13690 W. Maple Ridge Road, New Berlin**

Motion made by Ald. Walsh, seconded by Ald. Donegan to reconvene in open session at 10:22 p.m.

Moved by Ald. Donegan, seconded by Ald. Krol to recommend approval of the proposed settlement of the property tax case in litigation: Annunciation Greek Orthodox Church Foundation v. City of Wauwatosa for approximately \$142,000 – **Jean Plass will be getting an exact figure for the resolution**

Moved by Ald. Organ, seconded by Ald. Jay to recommend denial of the claim of Theresa Garner - 6

Moved by Ald. Walsh, seconded by Ald. Donegan to recommend denial of the claim of Glen Slonac - 6

Vouchers

Name	Dept.	Reason and location	Date	Amount
Diane Schindler	Health	Multi-Drug Resistant TB: A primer for Patient Care and Treatment Conference - Pewaukee	4/3/09	77.86
Diane Schindler	Health	TB Nurse Management- Pewaukee	03/31 - 04/02/09	127.86
Robin Schumacher	Police	Wisconsin Narcotics Officers Association Training Seminar-WI Dells	03/04 - 03/06/09	199.11
Salvatore Alioto	Police	CVMIC Supervisor Series Training - Neenah, WI	04/20 - 04/22/09	151.42

Brian Zalewski	Police	CVMIC Supervisor Series Training - Neenah, WI	04/20 - 04/22/09	21.42
Randy Scott	Police	Microsoft Excel - Level @Inacom in Brookfield	4/9/09	75.00
William Boritzke	Police	Motorcycle in-service - Milwaukee	04/20 - 04/21/09	66.44

Moved by Ald. Organ, seconded by Ald. Donegan
that the vouchers be allowed and paid – Ayes: 6

The meeting adjourned at 10:27 p.m.

Carla A. Ledesma, City Clerk
City of Wauwatosa

mks