



CITY OF WAUWATOSA
7725 WEST NORTH AVENUE
WAUWATOSA, WI 53213
Telephone: (414) 479-8917
Fax: (414) 479-8989
<http://www.wauwatosa.net>

COMMON COUNCIL
Regular Meeting, Tuesday, April 5, 2011

PRESENT: Alds. Ewerdt, Hanson, Jay, McBride, Nikcevich, Organ, Pantuso, Roznowski, Walsh, Wilke, Berdan, Birschel, Causier, Donegan -14

EXCUSED: Alds. Meaux and Wilson

ALSO PRESENT: Mr. Archambo, City Administrator; Mr. Kesner, City Attorney; Mr. Porter, Public Works Director; Ms. Plass Acting Comptroller; Fire Chief Ugaste; Police Chief Weber; Ms. Ledesma, City Clerk

Mayor Didier in the Chair

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

Boy Scout Troop #117 from Christ King School led the Pledge of Allegiance.

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

APPOINTMENTS BY THE MAYOR

Committee on Citizens with Disabilities
Lanette Davidson, 1957 River Park Court
(Term ends 3/31/14)

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

APPLICATIONS, COMMUNICATIONS, ETC.

1. Notices of Claims: Marquis B. Robinson, 1706 N. 119th Street, Wauwatosa; Clarence McGee, 8827 B N. 95th Street, Milwaukee
City Attorney
2. Conditional Use application in the AA Professional Office District for a JK-5 Montessori School at 12121 W. North Avenue, Dean Heus and Dr. Phil Ertl, Wauwatosa School District, applicants
City Plan Commission, Community Development Committee

3. Conditional Use application in the Light Manufacturing District for a Business Planned Development including a retail shopping center at 11500 W. Burleigh Street, Timothy Blum, HSA Commercial Real Estate and Burleigh 45, LLC, applicants
City Plan Commission, Community Development Committee
4. Conditional Use application in the AA Business District for an addition to Outpost Natural Foods at 7000 W. State Street, Eric J. Neumann, MSI General Corp. and Pam Mehnert, Outpost Natural Foods, applicants
City Plan Commission, Community Development Committee
5. Conditional Use application in the AA Business District for a retail development over 50,000-square feet including a Wal-Mart Neighborhood Market grocery store at 3850 N. 124th Street, Deborah C. Tomczyk, Reinhart Boerner Van Deuren s.c. and Franklin C. Gatlin III, Gatlin Development Co., Inc., applicants
City Plan Commission, Community Development Committee
6. Conditional Use application in the Business Planned Development for massage therapy at 2751 N. Mayfair Road, Ginger Hartman, Mayfair ME, and William Steele, One Mayfair, LLC, applicants
City Plan Commission, Community Development Committee
7. Conditional Use application in the AA Business District for expanded outdoor dining at Habanero’s Restaurant, 869 N. Mayfair Road, Ed Bushman Victor Construction, Inc., and Brandon V. Bergman, Naturquest 2000 Development, applicants
City Plan Commission, Community Development Committee
8. Emails in opposition to the vote to deny the union contracts:
Rachelle Aho, City of Wauwatosa employee; Carolyn Chabron, City of Wauwatosa employee; Christian Hains, no address given; Joanne Pelczynski, City of Wauwatosa employee; Ellyn Steinke, 2737 N. 117th Place; Pattie Schey, 6837 Aetna Court; Lynn Budde, 2449 Swan Blvd. Anne Calvey, 7324 W. Wisconsin Avenue
Add to existing file
Email supporting the vote to deny the union contracts:
Mark E. Lambrecht, 8019 Warren Avenue
Add to existing file
9. Email from Ace Thomas, for Grandma Josie’s Development Center, 7327 W. Center Street requesting the removal of the “no parking sign” on the west side of the building on N. 74th Street
Engineering Department
10. Request by William Poull, The Club Tap, 8828 W. North Avenue, for temporary extension of their liquor license to include the rear parking lot for the annual corn roast on June 4th and 5th
Legislation, Licensing and Communications Committee, Board of Public Works

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT FOR INTRODUCTION

1. Ordinance creating Section 2.90 of the city code pertaining to the Community Development Authority
Re-refer to originating committee
2. Ordinance repealing Chapters 6.56 and 6.57 and recreating Chapter 6.56 pertaining to regulation of secondhand dealers
Re-refer to originating committee

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-42

WHEREAS, the Director of Community Development has indicated a need for replacement of a water heater for the Police Department; and

WHEREAS, a fund transfer of \$7,500.00 from the Municipal Complex account into the Police Complex account is necessary to fund this purchase;

NOW, THEREFORE, BE IT RESOLVED THAT the transfer of \$7,500.00 from the Municipal Complex account into the Police Complex account for the purpose of replacing the water heater at the Police Department is hereby approved.

It was moved by Ald. Walsh, seconded by Ald. Berdan to approve the foregoing resolution. -14

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 3/16/11 – 4/5/11 --

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 3/16/11 – 4/5/11: \$2,482,915.82

It was moved by Ald. Hanson, seconded by Ald. Causier that each and every account of bills and claims be allowed and ordered paid. Roll call vote, Ayes 14

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-11-43

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 Fahrner Asphalt Sealers, Inc., for the work of aggregate seal coating under Contract 11-18, t his being the lowest and best bid.

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

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-11-44

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT permission be and the same is hereby granted to Merrick Fruchtman of East Tosa, LLC, 6502 W. North Avenue, Wauwatosa, WI, to encroach onto City right-of-way 2' wide and 135' long along the east side of property for a parking lot extension, subject to the applicant(s) 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 applicant(s), provided owner continues to work with the City Engineering Department.

It was moved by Ald. Hanson, seconded by Ald. Birschel
to approve the two foregoing resolutions. -14

There being no further business, the meeting adjourned at 7:35 p.m.

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Carla A. Ledesma, CMC, City Clerk