



CITY OF WAUWATOSA

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COMMON COUNCIL

Regular Meeting, Tuesday, July 5, 2011

PRESENT: Alds. Wilke, Wilson, Berdan, Birschel, Donegan, Ewerdt, Jay, McBride, Meaux, Nikceovich, Organ, Pantuso, Roznowski -13

EXUSED: Alds. Causier and Hanson

ABSENT: Ald. Walsh

ALSO PRESENT: Mr. Archambo, City Administrator; Mr. Kesner, City Attorney; Mr. Porter, Public Works Director; Mr. Ruggini, Finance Director; Fire Chief Ugaste; Police Chief Weber; Ms. Welch, Community Development Director; Ms. Ledesma, City Clerk

Mayor Didier in the Chair

The Mayor called the meeting to order at 7:38 p.m.

The Mayor accepted the donation of a flag and flag pole by Dean Collins, Sons of Union Veterans of the Civil War, C.K. Pier Badger Camp No. 1, for Oak Hill Cemetery.

The Mayor thanked the Civic Celebration Commission and the many volunteer for the outstanding parade and celebrations conducted in the city on July 4th. Appreciation was also extended to members of the police and fire departments for their assistance throughout the day.

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. -13

APPOINTMENTS BY THE MAYOR

Library Board (approval)

Mary Newton, 6548 Washington Circle
Jane Carroll, 251 N. 116th Street

Bd. of Public Debt Commissioners (first reading)

Joel E. Simpson, 130 N. 89th Street
James Maloney, 9419 Ridge Blvd.

Ad hoc Energy Committee (first reading)

Chuck Rohrer, 1074 Kavanaugh Place
Ted Wilinski, 1821 Mountain Avenue
John Bahr, 1674 N. 118th Street
Matt Giovanelli, 7133 W. Wells Street

Senior Commission (first reading)

Judy Parmeter, 8143 Richmond Court
Dianne Dagelen, 8444 W. Hill Street

Board of Parks and Forestry Commissioners (first reading)

Laurie Panella, 7222 W. Wellauer Drive

Board of Building and Fire Code Appeals (first reading)

Robert Ornst Jr., 6526 Hillcrest Drive

Mark Lemke, 7440 Melrose Avenue

First-reading appointments ordered held.

It was moved by Ald. Roznowski, seconded by Ald. Organ to concur with the foregoing appointments. -13

APPLICATIONS, COMMUNICATIONS, ETC.

1. Request for a Land Division by Certified Survey Map in the Medical Center and Institutions District at 8624 W. Watertown Plank Road, Matthew Mehring, Premier Development Group LLC, and Craig Dillmann Milwaukee County, applicants
Plan Commission, Community Development Committee
2. Conditional Use request in the Medical Center and Institutions District for a child care center at 8624 W. Watertown Plank Road, Dainey Thomas, Bright Horizons Children's Centers, and William Hatcher, Milwaukee Regional Medical Center, applicants
Plan Commission, Community Development Committee
3. Conditional Use request in the AA Business District to add a bar area to the liquor store at 11747 W. North Avenue, Harneet Kaur, Tosa Wine & Spirits and David Carter , Cedarbrook Investments, LP, applicants
Plan Commission, Community Development Committee

FROM THE COMMITTEE ON EMPLOYEE RELATIONS

RESOLUTION

BE IT RESOLVED, by the Common Council of the City of Wauwatosa, THAT the Mayor's salary be increased to \$30,000.00 annually effective following the Mayoral election in April, 2012.

It was moved by Ald. Donegan, seconded by Ald. Berdan to approve the foregoing resolution. –

It was moved by Ald. Jay, seconded by Ald. Pantuso to hold the item to the next Council meeting in order to afford additional time for public input. Roll call vote, Ayes 5 (Wilke, Wilson, Jay, McBride, Pantuso), Noes 8. --Motion failed.

It was moved by Ald. Meaux, seconded by Ald. McBride to hold the item for further discussion until sometime in September when budget approval process is underway. Roll call vote, Ayes 5 (Wilke, Wilson, McBride, Meaux, Pantuso), Noes 8. –Motion failed.

Roll call vote on original motion, Ayes 6 (Berdan, Birschel, Donegan, Ewerdt, Nikcevich, Organ), Noes 7. –Motion failed.

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-11-91

WHEREAS, Robert E. McKenney, 6224 W. Wisconsin Avenue, Wauwatosa, WI, has applied for an operator's license in conjunction with his employment at Leff's Lucky Town, 7208 W. State Street, Wauwatosa, WI;

NOW, THEREFORE, BE IT RESOLVED THAT Robert E. McKenney is hereby issued an operator's license for the period ending June 30, 2012, contingent upon a review of his record in six months;

BE IT FURTHER RESOLVED THAT the Wauwatosa Police Department is directed to review Mr. McKenney's record six months after issuance of this initial license and report back to the Committee on Legislation, Licensing and Communications if any new significant issues or concerns are revealed at that time.

FROM THE COMM. ON LEGISLATION, LICENSING AND COMMUNICATIONS

RESOLUTION R-11-92

WHEREAS, Sara Jonas, agent for Juniper 61 LLC, d/b/a Juniper 61, 6030 W. North Avenue, has requested a temporary extension of the licensed premises to include the parking lot of the business on August 20, 2011, for the first annual East Town Get Down;

NOW, THEREFORE, BE IT RESOLVED THAT the licensed premises of the Juniper 61 be extended to include the parking area on August 20, 2011, between the hours of 1:00 p.m. to 8:00 p.m.

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

FROM THE REDISTRICTING COMMITTEE

RESOLUTION R-11-93

BE IT RESOLVED by the Common Council of the City of Wauwatosa THAT the Wauwatosa redistricting be in accordance with the map approved by the 2011 Redistricting Committee.

It was moved by Ald. Pantuso, seconded by Ald. Organ
to approve the foregoing resolution. -13

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-94

WHEREAS, Sandy Murphy and David Keren have applied for a Conditional Use in the AA Business District at 1413 N. 60th Street to expand the Highlands Cafe, 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 Sandy Murphy and David Keren to expand the Highlands Café located in the AA Business District at 1413 N. 60th Street subject to the following:

- 1) Hours of operation from 6:30 a.m. to 6:00 p.m. Monday through Thursday and Saturday, 6:30 a.m. to 9:00 p.m. on Friday, and 6:30 a.m. to 4:00 p.m. on Sunday; and
- 2) obtaining all necessary licenses and permits.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

RESOLUTION R-11-95

WHEREAS, Dinesh Sanghavi has applied for a Conditional Use in the AA Commercial District at 10701 West North Avenue to operate a grocery store, 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 Dinesh Sanghavi to operate a grocery store located in the AA Commercial District at 10701 West North Avenue subject to the following:

- 3) Hours of operation from 10:00 a.m. to 7:30 p.m. Monday through Saturday and 11:00 a.m. to 5:00 p.m. on Sunday; and
- 4) obtaining all necessary licenses and permits.

FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT

ORDINANCE O-11-07

AN ORDINANCE TO AMEND THE COMPREHENSIVE PLAN OF THE CITY OF WAUWATOSA, WISCONSIN BY ADDING THE EAST TOSA NORTH AVENUE PLAN

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

Part 1. Pursuant to sections 62.23(2) and (3) of Wisconsin Statutes, the City of Wauwatosa is authorized to prepare and adopt a comprehensive plan as defined in sections 66.1001(1)(a) and 66.1001(2) of Wisconsin Statutes. On December 16, 2008, the City of Wauwatosa adopted the City of Wauwatosa Comprehensive Plan 2008-2030 by ordinance creating Section 24.05.010 of the Wauwatosa Municipal Code. The City of Wauwatosa Comprehensive Plan is hereby amended to include the attached East Tosa North Avenue Plan.

Part 2. This ordinance shall take effect and be in force from and after its passage and publication.

It was moved by Ald. Wilke, seconded by Ald. Meaux to approve the two foregoing resolutions and to adopt the foregoing ordinance. -13

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-96

BE IT RESOLVED by the Common Council of the City of Wauwatosa THAT the claim filed by Gerritt Holgerson for damages be and the same is hereby denied and placed on file for the reason that no liability exists on the part of the City;

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to notify said claimant of this action of the Common Council as provided by law.

FROM THE COMMITTEE ON BUDGET AND FINANCE

RESOLUTION R-11-97

BE IT RESOLVED by the Common Council of the City of Wauwatosa THAT the claim filed by Clarence McGee for injuries and damages be and the same is hereby denied and placed on file for the reason that no liability exists on the part of the City;

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to notify said claimant of this action of the Common Council as provided by law.

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

FROM THE COMMITTEE ON BUDGET AND FINANCE

BILLS AND CLAIMS FOR THE PERIOD 6/22/11 – 7/5/11 --

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 6/22/11 – 7/5/11:

\$10,841,372.52

It was moved by Ald. Meaux, seconded by Ald. Hanson that each and every account of bills and claims be allowed and ordered paid. Roll call vote, Ayes 12, Present 1 (Donegan)

FROM THE BOARD OF PUBLIC WORKS

RESOLUTION R-11-98

BE IT RESOLVED, by the Common Council of the City of Wauwatosa THAT the proper City officials are hereby authorized to enter into a Water Main Easement between ASP Realty, Inc. and the City of Wauwatosa for a water main extension and improvements to facilitate the water flow and pressure from the Feerick Street water tower.

It was moved by Ald. Birschel, seconded by Ald. Berdan to approve the foregoing resolution. -13

There being no further business, the meeting adjourned at 8:47 p.m.

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Carla A. Ledesma, CMC, City Clerk