



**CITY OF WAUWATOSA**  
MEMORIAL CIVIC CENTER  
7725 WEST NORTH AVENUE  
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PLEASE NOTE: The final agenda is available in the City Clerk's office and on the city website at [www.wauwatosa.net](http://www.wauwatosa.net). It is anticipated that each item listed on the agenda may be discussed, referred or acted upon unless it is noted in the specific agenda item that no action is contemplated.

**COMMON COUNCIL MEETING**  
**FINAL AGENDA**

Tuesday, September 6, 2011 - 7:30 p.m., Common Council Chambers

1. Roll Call
2. Approval of minutes of previous meeting

**PUBLIC HEARING**

1. Proposed ordinance adding the Village Plan as an amendment to the city's Comprehensive Plan

**APPOINTMENTS BY THE MAYOR**

Board of Zoning Appeals (first reading)

Brian Randall, 2602 N. 88<sup>th</sup> Street, term ending 4/30/2014

William Pennoyer, 11222 W. Congress Street, term ending 4/30/2014

Ad Hoc Energy Committee (first reading)

Jay Kasmerchak, 2023 Two Tree Lane, term ending 9/1/2013

Carol Lomonaco, 9226 Jackson Park Blvd., term ending 9/1/2013

Board of Parks and Forestry Commissioners (approval)

Gregg Collins, 7025 W. Wells Street, term ending 4/30/2014

Senior Commission (approval)

Eileen Hayes, 7500 W. North Avenue, term ending 4/30/2014

Civic Celebration Commission (approval)

Kevin Mullen, 1937 N. 73<sup>rd</sup> Street, term ending 12/21/2014

**APPLICATIONS, COMMUNICATIONS, ETC.**

1. Notices of Claims: Thomas and Ruth Gerek, 4530 N. 104<sup>th</sup> Street; Mariella Trejo-Harris, 9540 W. Brown Deer Road, Milwaukee; Wauwatosa Police Supervisor's Association; Sara and Jason McEvelly, 3505 S. River Glen Lane, Milwaukee

**City Attorney**

**APPLICATIONS, COMMUNICATIONS, ETC. (cont.)**

2. Summons and Complaint: Target Corp., Property Tax Dept., P.O. Box 9454, Minneapolis, MN; Walgreens Co., 200 Wilmot Road, Deerfield, IL; Macy's Retail Holdings, Seven W. Seventh Street, Cincinnati, OH; Michael and Maripat Collins, 1432 N. 50<sup>th</sup> Street, Milwaukee  
**City Attorney**
3. Wauwatosa Water Utility Statement of Receipts and Disbursements for the period ending July 31, 2011  
**Place on file**
4. Request by Meg Miller, Board Chair, North Avenue Neighborhood / East Tosa Alliance, for a street festival permit and use of the public right-of-way for Chili'n on the Avenue to be held on Saturday, July 21, 2012  
**Community Development Committee, Board of Public Works**
5. Request by Dennis Kramer, Vino 100, 1442 Underwood Avenue, for a temporary extension of their liquor license to include their parking lot during TosaFest, September 9 and 10, 2011  
**Legislation, Licensing & Communications Committee, Board of Public Works**
6. Financial Statements for the period ending July 31, 2011  
**Place on file**
7. Letter from Bea Lex, 6030 W. Wells Street, regarding concerns about the Monarch Butterfly migration and habitat during construction on the County Grounds  
**Place in existing file**

**FROM THE COMMITTEE ON BUDGET & FINANCE FOR INTRODUCTION**

1. Ordinance repealing Chapter 2.80 of the municipal code pertaining to the Citizens' Advisory Capital Improvements Committee  
**Re-refer to originating committee**

**FROM COMMITTEE ON COMMUNITY DEVELOPMENT FOR INTRODUCTION**

1. Ordinance amending Section 15.14.250 of the municipal code regarding signs in the Research Park District  
**Re-refer to originating committee**

**REPORTS FROM STANDING COMMITTEES**

**FROM THE COMMITTEE ON LEGISLATION, LICENSING & COMMUNICATION**

1. Held from the August 2<sup>nd</sup> Council meeting, resolution creating an Ad hoc marketing committee  
**Committee recommended approval 5-0**
2. Resolution regarding a Class "B" Beer/"Class B" Liquor license extension for Vino 100, 1442 Underwood Avenue, Dennis Kramer, agent, to include the parking lot south of Vino 100 on Friday and Saturday, September 9<sup>th</sup> and 10<sup>th</sup>, 2011  
**Committee met prior to Council**
3. Resolution regarding an Operator License application by Gina M. Cruz, 1423 S. 95<sup>th</sup> St. West Allis, for the period ending June 30, 2012  
**Committee met prior to Council**
4. Resolution regarding an Operator License application by Jennifer L. Yogurtian, 1417 S. 86<sup>th</sup> St. West Allis, for the period ending June 30, 2012  
**Committee met prior to Council**

**FROM THE COMMITTEE ON COMMUNITY DEVELOPMENT**

1. Resolution regarding a Conditional Use application in the AA Business District to add a bar area within the existing store at 11747 W. North Avenue, Harneet Kaur, Tosa Wine and Spirits, and David Carter, Cedarbrook Investments, applicants

**Committee met prior to Council**

2. Resolution regarding an amendment to the Mt. Tosa Neighborhood Business Planned Development to construct an assisted living/memory care facility at 1621 Rivers Bend, Scott Frank and Helmut Toldt, applicants

**Committee met prior to Council**

**FROM THE COMMITTEE ON BUDGET & FINANCE**

1. Resolution regarding a professional services contract related to 2012 water main engineering design and contract administration

**Committee met prior to Council**

2. Resolution regarding a fund transfer of \$40,000 from Reserve for Contingencies to cover unanticipated costs of defense in property tax matters including appeals from the Board of Review

**Committee met prior to Council**

3. \*Resolution regarding settlement of the Wisconsin Supreme Court decision between Covenant v. City of Wauwatosa and related cases

**Committee met prior to Council**

4. Bill and Claims

\*Committee may convene 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.

**FROM THE BOARD OF PUBLIC WORKS**

1. Resolution regarding an encroachment into the public right-of-way to install a 4-foot sign at 6027 W. Vliet Street, Don Sazama, Promulux, Inc., applicant

**Board met prior to Council**

2. Resolution regarding revision of special assessment on Contract 09-07 Street Repaving at 2639 N. 86<sup>th</sup> Street

**Board met prior to Council**

3. Resolution regarding an encroachment into the public right-of-way by removing a bus shelter and installing an entry monument at the northeast corner of Milwaukee and Mountain Avenues, The Washington Highlands Association applicants

**Board met prior to Council**

Any person who has a qualifying disability as defined by the Americans with Disabilities Act who requires the meeting or materials at the meeting to be in an accessible location or format, must contact the City Clerk at voice telephone 479-8917 or TTY 471-8484 (City Hall, 7725 W. North Avenue, Wauwatosa, Wisconsin 53213) for accommodations. Requests for accommodations for meetings should be made at least three (3) business days prior to the meeting. Every effort will be made to arrange accommodations for all meetings; so please give the City Clerk as much advance notice as possible.